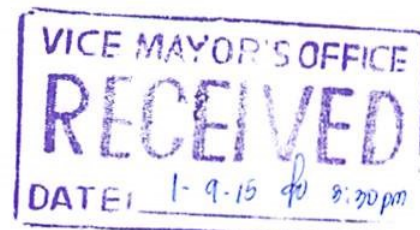


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
THIRTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON JANUARY 08, 2015

PRESENT:

Hon. Leo Carmelo L. Locsin, Jr.	Vice Mayor & Presiding Officer
Hon. Rolando M. Villasencio,	SP Member, Majority Floor Leader
Hon. Ruben R. Capahi,	SP Member, Asst. Minority Floor Leader
Hon. Benjamin S. Pongos, Jr.,	SP Member
Hon. Antonio M. Codilla,	SP Member
Hon. Vincent L. Rama,	SP Member
Hon. Pedro Godiardo P. Ebcas,	SP Member
Hon. Eusebio Gerardo S. Penserga,	SP Member
Hon. Mariano Y. Corro,	Ex-Officio SP Member
	Chapter President, Liga ng mga Barangay ng Ormoc

ON OFFICIAL BUSINESS:

Hon. John Eulalio Nepomuceno O. Aparis II, (Acting City Mayor), SP Member

ON LEAVE:

Hon. Tomas R. Serafica,	SP Member, Asst. Majority Floor Leader
Hon. Mario M. Rodriguez,	SP Member, Presiding Officer "Pro-Tempore"

RESOLUTION NO. 2015-002

*A RESOLUTION DECLARING ORDINANCE NO. 2014-002 OF BARANGAY CURVA, THIS CITY, ENTITLED: "AN ORDINANCE PROHIBITING THE DISPOSAL OF GARBAGE AND WASTE MATERIALS TO ANY PUBLIC PLACES, CREEKS AND CANALS IN THE BARANGAY" TO BE NOT INCONSISTENT WITH EXISTING LAWS AND CITY ORDINANCES AND INTERPOSING NO OBJECTIONS TO ITS IMPLEMENTATION PROVIDED THAT THE RECOMMENDED AMENDMENTS ARE ADOPTED BY THE SANGGUNIAN CONCERNED AS AMENDED.*

WHEREAS, the Thirteenth Sangguniang Panlungsod ng Ormoc was in receipt of a copy of Barangay Ordinance No. 2014-002 enacted by the Sangguniang Barangay of Barangay Curva, Ormoc City, entitled: "AN ORDINANCE PROHIBITING THE DISPOSAL OF GARBAGE AND WASTE MATERIALS TO ANY PUBLIC PLACES, CREEKS AND CANALS IN THE BARANGAY", a copy of the Ordinance is hereto attached as Annex "A" and made an integral part hereof;

WHEREAS, the Ordinance was submitted to this Sanggunian pursuant to its review powers over enacted ordinances of all barangays within its territory as provided for in Sections 458 and 57 of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991" (LGC) in order to find out whether the subject Ordinance approved by the Sangguniang Barangay is within the scope of its prescribed powers and also whether the same is not inconsistent with law or city ordinances;

Res. No. 2015-002

WHEREAS, the Ordinance was enacted by the concerned barangay pursuant to its mandate of the promotion of health and safety in the barangay and the enhancement of the right of its people to a balanced ecology in accordance with Section 16 of the LGC;

WHEREAS, the Ordinance aims to achieve noble and lofty goals as it seeks to improve, ensure and support, among other things, the quality of life of the inhabitants of the concerned barangay thru a balanced ecology and a clean and healthy environment;

WHEREAS, this Sanggunian, after thorough examination and review, however, found that certain provisions of the Ordinance under review need to be further modified and amended, but considering further that subject recommended modifications are not that substantial and of the Ordinance's urgency and necessity, the outright return of the Ordinance is no longer deemed appropriate or proper, hence this resolution;

WHEREAS, the recommended modifications and amendments to be incorporated and effected on the Ordinance are the following:

- 1) A section thereof, preferably Section 1, shall clearly define the prohibited acts.
- 2) A section thereof, preferably Section 3, shall clearly state the corresponding graduating equivalent length of community service in case of inability by the offender to pay the stated fines for the first, second and third offenses.
- 3) The addition of a section that will function as the 'Effectivity Clause', setting forth the date for the Ordinance's effectivity.

WHEREFORE, FOREGOING PREMISES CONSIDERED, on motion of Honorable SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances, severally seconded by Honorable SP Members Antonio M. Codilla, Pedro Godiardo P. Ebcas, Eusebio Gerardo S. Penserga, Vincent L. Rama and Mariano Y. Corro; be it

RESOLVED AS IT IS HEREBY RESOLVED, to pass a RESOLUTION DECLARING ORDINANCE NO. 2014-002 OF BARANGAY CURVA, THIS CITY, ENTITLED: "AN ORDINANCE PROHIBITING THE DISPOSAL OF GARBAGE AND WASTE MATERIALS TO ANY PUBLIC PLACES, CREEKS AND CANALS IN THE BARANGAY" TO BE NOT INCONSISTENT WITH EXISTING LAWS AND CITY ORDINANCES AND INTERPOSING NO OBJECTIONS TO ITS IMPLEMENTATION PROVIDED THAT THE RECOMMENDED AMENDMENTS ARE ADOPTED BY THE SANGGUNIAN CONCERNED AS AMENDED;

ADOPTED, January 08, 2015.


RESOLVED, FURTHERMORE, that a copy of the amended Barangay Ordinance be furnished immediately to this Sanggunian by the Barangay concerned;

RESOLVED, FINALLY, that copies of this resolution be furnished each to the Honorable City Mayor Edward C. Codilla; the City Administrator, Atty. Francis A. Pepito; the City Legal Officer; the Office of the Liga ng mga Barangay ng Ormoc; the Sangguniang Barangay of Curva; the City Director-DILG, Ms. Lucia C. Ong; and other offices concerned;

Res. No. 2015-002

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

  
JOEL S. DUERO  
Secretary to the  
Sangguniang Panlungsod

ATTESTED:



LEO CARMELO L. LOCSIN, JR.  
Vice Mayor & Presiding Officer