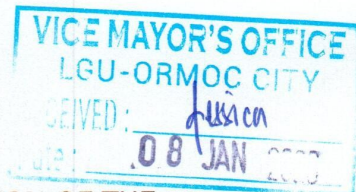


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON JANUARY 07, 2020

PRESENT:

Leo Carmelo L. Locsin, Jr.	City Vice Mayor & Presiding Officer
Benjamin S. Pongos, Jr.,	SP Member, Majority Floor Leader
Roiland H. Villasencio,	SP Member, 1 st Asst. Majority Floor Leader
Tomas R. Serafica,	SP Member, Presiding Officer "Pro-Tempore"
Nolito M. Quilang,	SP Member, 2 nd Asst. Majority Floor Leader
Eusebio Gerardo S. Penserga,	SP Member
Jasper M. Lucero,	SP Member
Peter M. Rodriguez,	SP Member
Vincent L. Rama,	SP Member
Gregorio G. Yrastorza III,	SP Member
Lalaine A. Marcos,	SP Member
Esteban V. Laurente,	Ex-Officio SP Member, Chapter President, Liga ng mga Barangay ng Ormoc
Joan Marbie C. Simbajon,	Ex-Officio SP Member, Chapter President, Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

RESOLUTION NO. 2020-005

A RESOLUTION DECLARING THAT ORDINANCE NO. 9, S. 2019 OF THE SANGGUNIANG BARANGAY OF ALTA VISTA, ORMOC CITY, ENTITLED: " AN ORDINANCE ADOPTING CITY ORDINANCE NO. 036, S. 2017 ADOPTING ECOLOGICAL SOLID WASTE MANAGEMENT SYSTEM, CREATING THE NECESSARY INSTITUTIONAL MECHANISMS, APPROPRIATING FUNDS AND REWARDS, DECLARING CERTAIN ACTS PROHIBITED AND PROVIDING PENALTIES THEREOF" UNDER REVIEW HAS BEEN FOUND TO BE IN CONFORMITY WITH EXISTING LAWS AND CITY ORDINANCES, AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION.

WHEREAS, the Fourteenth Sangguniang Panlungsod ng Ormoc has received Ordinance No. 9, S. 2019 of the Sangguniang Barangay of Alta Vista, this city, entitled: " AN ORDINANCE ADOPTING CITY ORDINANCE NO. 36, S. 2017 ADOPTING ECOLOGICAL SOLID WASTE MANAGEMENT SYSTEM, CREATING THE NECESSARY INSTITUTIONAL MECHANISMS, APPROPRIATING FUNDS AND REWARDS, DECLARING CERTAIN ACTS PROHIBITED AND PROVIDING PENALTIES THEREOF", a copy of the Ordinance is hereto attached and made an integral part hereof;

WHEREAS, the subject Ordinance was submitted to this august Body pursuant to its review powers over enacted barangay ordinances of all barangays within its territorial jurisdiction as provided for in Sections 57 and 458 of the Local Government Code of 1991 (LGC) in order to find out if the Ordinance under review is in conformity with existing laws and city ordinances;

WHEREAS, the Ordinance was enacted by the concerned barangay pursuant to its mandates as provided for in the law, as follows:

- I. General Welfare Clause under Section 16 of RA 7160, otherwise known as the Local Government Code of 1991 which states that: "Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support among other things, xxx xxx xxx, promote health and safety, enhance the right of the people to a balanced ecology, and preserve the comfort and convenience of the inhabitants;
- II. Section 10 of RA 9003 otherwise known as the Ecological Solid Waste Management Act of 2000 which provides that the LGUs shall be primarily responsible for the implementation and enforcement of the provisions of this Act within their respective jurisdictions. Segregation and collection of solid waste shall be conducted at the barangay level specifically for biodegradable, compostable and reusable wastes: *Provided*, That the collection of non-recyclable materials and special wastes shall be the responsibility of the municipality or city.

WHEREAS, to recall, the City of Ormoc has an existing ordinance denominated as Ordinance No. 36 otherwise known as the "Ormoc City Ecological Solid Waste Management Ordinance of 2017";

WHEREAS, this Sanggunian, in the exercise of its review powers, and after thorough examination of the aforesaid Barangay Ordinance, finds that the same is indeed in conformity and compliance with existing applicable laws and city ordinances and further, deems that its enactment is most beneficial to the concerned barangay to achieve its noble and lofty goals of maintaining a balanced ecology and healthy environment, therefore, deserving of this august Body's approval and its interposition of no objection to its implementation;

WHEREFORE, FOREGOING PREMISES CONSIDERED, on motion of SP Member Benjamin S. Pongos, Jr., Chairman, Committee on Laws and Ordinances, severally seconded by SP Members Tomas R. Serafica, Roiland H. Villasencio, Nolito M. Quilang, Peter M. Rodriguez, Vincent L. Rama, Gregorio G. Yrastorza III, Esteban V. Laurente and Joan Marbie C. Simbajon; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION DECLARING THAT ORDINANCE NO. 9, S. 2019 OF THE SANGGUNIANG BARANGAY OF ALTA VISTA, ORMOC CITY, ENTITLED: " AN ORDINANCE ADOPTING CITY ORDINANCE NO. 036, S. 2017 ADOPTING ECOLOGICAL SOLID WASTE MANAGEMENT SYSTEM, CREATING THE NECESSARY INSTITUTIONAL MECHANISMS, APPROPRIATING FUNDS AND REWARDS, DECLARING CERTAIN ACTS PROHIBITED AND PROVIDING PENALTIES THEREOF" UNDER REVIEW HAS BEEN FOUND TO BE IN CONFORMITY WITH EXISTING LAWS AND ORDINANCES, AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION;

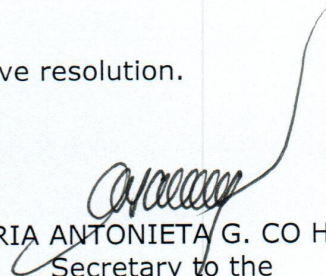
ADOPTED, January 07, 2020.

RESOLVED, FURTHER, that copies of this resolution be furnished each to the City Mayor Richard I Gomez; the City Administrator; the City Legal Officer; the ENRO; Office of the Liga ng mga Barangay ng Ormoc; the Sangguniang Barangay of Alta Vista; the Local Government Operations Officer-DILG; and other offices concerned.


Res. No. 2020-005

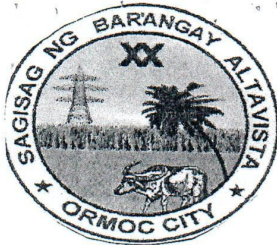
CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above resolution.

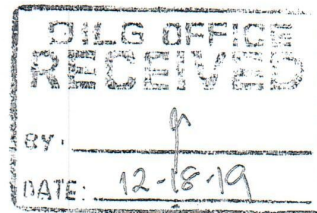

MARIA ANTONIETA G. CO HAT
Secretary to the
Sangguniang Panlungsod

ATTESTED:


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



Republic of the Philippines
OFFICE OF THE SANGGUNIANG BARANGAY
Brgy. **ALTA VISTA**
Ormoc City



OFFICE OF THE SANGGUNIANG BARANGAY

EXCERPT FROM THE MINUTES OF THE REGULAR COUNCIL SESSION OF BARANGAY ALTA VISTA COUNCIL, ORMOC CITY HELD AT THE BARANGAY SESSION HALL ON NOVEMBER 2, 2019

Present: DENNIS L. LAURENTE

MYRNA R. MANGLE

EDISA O. BATION

LUISITO B. SACAY

ALTER R. LLAMAS

DINAH G. LARINO

JOSE ALLAN ROSAL

MARDONIA A. NOYNAY

JERHMIE L. SERATO

- Punong Barangay
- SB Member
- SB Member
- SB Member
- SB Member
- SB Member
- SB Member
- SB Member
- SK Chairman

SAGISANG MGA BARANGAY
ORMOC CITY

RECEIVED

DATE: 12-18-19

BY: [Signature]

PREFARATORY STATEMENT

WHEREAS, Section 16 of the Local Government Code (RA 7160) provides: General Welfare. Every local government unit shall exercise the power expressly granted, those necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support and support, among other things...promote health and safety, enhance the right of the people to a balanced ecology, maintain peace and order, and preserve the comfort and convenience of their inhabitants”;

WHEREAS, Section 2 of Republic Act 9003, otherwise known as the Ecological Solid Waste Management Act of 2000, under its Declaration of Policy provides that “the policy of the state is to adopt a systematic, comprehensive and ecological solid waste management program which shall ensure the proper segregation, collection, transport, storage, treatment and disposal of garbage and adoption of the best environmental practices in solid waste management;

WHEREAS, RA 9003 under its Solid Waste Management System provides the role of the Barangay in Solid Waste Management, which states that the Barangay is responsible for the segregation at source, responsible for segregated collection, the Biodegradable, Non-biodegradable and compostable waste and responsible for the set-up of Material Recovery Facility (MRF);

WHEREAS, the practice of segregation to facilitate reuse and recycle does not only reduce the cost of collection and disposal of garbage but conserves the natural resources of materials and avoid consumption of goods;

WHEREAS, Sangguniang barangay of Brgy. ALTA VISTA, Ormoc City as a whole, is committed to the protection, preservation and conservation of the ecosystem, and recognizes the need to have an effective, efficient and systematic Solid Waste Management System;

WHEREAS, in the RA 9003 provides that the barangay will be required to legislate appropriate ordinances to aid in the implementation of RA 9003 and in the enforcement of its provisions; provided, such ordinances shall be formulated pursuant to relevant provisions of RA 7160;

WHEREFORE, all foregoing premises considered, on motion of SB Member JOSE ALLAN ROSAL unanimously seconded by All Sangguninag Barangay Members present in session; Be it

HON. BENJAMIN S. PONGOS, JR.
RECEIVED
DATE: 12-18-19
BY: [Signature]

RESOLVED, AS IT IS HEREBY RESOLVED, to enact:

ORDINANCE NO. 9 2019

AN ORDINANCE ADOPTING CITY ORDINANCE NO. 36 S. 2017 ADOPTING ECOLOGICAL SOLID WASTE MANAGEMENT SYSTEM, CREATING THE NECESSARY INSTITUTIONAL MECHANISMS, APPROPRIATING FUNDS AND REWARDS, DECLARING CERTAIN ACTS PROHIBITED AND PROVIDING PENALTIES THEREOF.

BE IT ORDAINED, by the Sangguniang Barangay of ALTA VISTA, Ormoc City in session duly assembled that:

ARTICLE I GENERAL PROVISIONS

SECTION 1. SHORT TITLE. This Ordinance shall be known as the "Brgy. ALTA VISTA Ecological Solid Waste Management Ordinance of 2019"

SECTION 2. SCOPE. This Ordinance shall apply to all residential houses; all sari-sari stores and commercial entities, schools, chapels, public and private entities and agricultural areas situated within the territorial jurisdiction of Barangay Alta Vista, Ormoc City.

SECTION 3. BASIC CONCEPT. Any waste generated in this barangay should be the responsibility by the household concerned and all commercial and agricultural both private and public entities and agricultural areas situated within territorial jurisdiction of Barangay Alta Vista, Ormoc City.

SECTION 4. PURPOSE. This Ordinance is enacted for the following purposes:

- 4.1 To control and regulate the generation of solid wastes within the barangay and promote good sanitation practice;
- 4.2 To promote and protect the health, safety and convenience of the general welfare of the inhabitants of this barangay;
- 4.3 To minimize the generation of wastes and introduce the recycling, re-using, recover and composting of waste in this barangay;

SECTION 5. DECLARATION OF POLICIES. It is hereby declared the policy of the city of Ormoc to adopt and implement a comprehensive, integrated and ecological solid waste management program which shall:

- 5.1 Ensure the protection of public health and the environment for the safety, convenience and general welfare of inhabitants of this barangay;
- 5.2 Set guidelines for the generation, segregation and disposal of solid waste in accordance with ecologically sustainable development principles;
- 5.3 Strengthen the Barangay Solid Waste Management organizations/committees at various levels;
- 5.4 Activate Information, Education and Communication (IEC) Campaign on Solid Waste Management on different households in order to promote environmental awareness and action among the inhabitants in this barangay;
- 5.5 Implement enforcement plan in the different households in this barangay.
- 5.6 Promote and institutionalize greater public participation in the program of Solid Waste Management;

SECTION 6. OBJECTIVES: The Objectives of this Ordinance are the following:

- 6.1 To ensure proper segregation of waste through proper management of wastes;
- 6.2 To utilize agricultural wastes by recycling this waste through composting; and
- 6.3 To ensure good sanitation practice in this barangay.

ARTICLE II
ECOLOGICAL SOLID WASTE MANAGEMENT FUNCTIONS

SECTION 7. CREATION OF BARANGAY ALTA VISTA ECOLOGICAL SOLID WASTE MANAGEMENT COMMITTEE (BAESWMC). The Barangay ALTA VISTA Ecological Solid Waste Management Committee (BAESWMC) shall be composed of the following:

- a. The Punong Barangay as Chairman;
- b. The Chairman of the Committee on Environment and Natural Resources as Vice Chairman;
- c. Representative from the Youth Development Council as member;
- d. Representative from the Council for Women as member;
- e. Representative of any private sector and organization as member;

SECTION 8. FUNCTION AND RESPONSIBILITIES OF BRGY. ALTA VISTA ECOLOGICAL SOLID WASTE MANAGEMENT COMMITTEE (BESWMC)

- 8.1 Develop or revise the Brgy. ALTA VISTA Ecological Solid Waste Management Plan (B_ESWMP) that shall ensure the long-term management of solid waste, as well as integrate the various solid waste management plans and strategies of the City of Ormoc;
- 8.2 Review documents, monitor and evaluate current practices, programs and policies of the city.
- 8.3 Formulate enabling ordinances to implement the program;
- 8.4 Develop/produce/reproduce and disseminate Solid Waste Management promotional material;
- 8.5 Conduct Information/ advocacy campaign to different households and other waste generators;
- 8.6 Organize and train Barangay Information, Education and Communication (IEC) Committees;
- 8.7 To enter in to partnership with public or private educational institutions in their IEC campaign to different households and waste generators;
- 8.8 Perform such other functions as may be required;

ARTICLE III
WASTE GENERATION AND STORAGE

SECTION 9. WASTE CLASSIFICATION. All solid waste generated shall be classified into five (5) Major Groups, as follows:

- a. Biodegradable or Compostable Waste;
- b. Non-Biodegradable Waste;
- c. Reusable or Recyclable Waste;
- d. Hazardous or Special Waste; and
- e. Bulky Waste.

SECTION 10. MANDATORY SEGREGATION OF SOLID WASTE. The segregation shall be mandatory, and shall be primarily conducted by the generators at the source, to include households, institutional, industrial, commercial and agricultural sources based on waste classification provided under Section 9. **No segregation- No Collection Policy.**

SECTION 11. HIERARCHY OF SOLID WASTE MANAGEMENT. All households and waste generators must observe the following Solid Waste Management practices (according to its order of priority):

- a) **Source Reduction-** reduce waste by using products with less packaging and with reusable materials;
- b) **Re-Use-** reduce waste by reusing materials like plastic bags, paper, glass, metals and other reusable waste materials;
- c) **Recycle-** reduce waste by selling and transforming recyclable waste into materials that can be a means of livelihood to the household of this barangay;
- d) **Composting-** reduce waste by converting food left-overs, kitchen wastes, fruit peelings, dried leaves, vegetable peelings and the like into compost; and
- e) **Disposal** – must be the last option. Waste that cannot be reused, recycled or composted must be segregated and disposed properly.

SECTION 12. ADDITIONAL REQUIREMENTS FOR PREMISES CONTAINING SIX (6) OR MORE RESIDENTIAL UNITS.

The owner or person in charge of premises containing six (6) or more residential units shall provide for the residents a designated area and containers in which to accumulate source separated recyclable materials for collection. In addition, such owner or person in charge shall notify or inform the residents or occupants of such premises of the requirements of segregation.

SECTION 13. ADDITIONAL REQUIREMENTS IN AGRICULTURAL AREAS. Agricultural waste such as rice straws, corn cobs, leaves, animal manure, etc., shall be properly stockpiled by the concerned individual for composting. Burning of agricultural waste shall be prohibited.

**ARTICLE III
COLLECTION AND TRANSPORT**

SECTION 14. WASTE COLLECTION SYSTEM AND DROP-OFF POINTS. All households or generators must have a designated strategic collection or drop-off points to facilitate hauling of segregated waste materials.

**ARTICLE IV
WASTE PROCESSING AND RESOURCE RECOVERY**

SECTION 15. ESTABLISHMENT OF BARANGAY MATERIAL RECOVERY FACILITY (BMRF). A minimum size of One Meter by Three Meters (1mx3m) must be established in every Purok.

SECTION 16. BACKYARD COMPOSTING. Aside from the Barangay Material Recovery Facility (BMRF) all household must establish a space to do backyard composting by establishing compost heaps and bins. All households are required to actively participate the Barangay Program **"UTANON KADA BALAY PROGRAM."**

**ARTICLE V
SPECIAL PROVISION**

SECTION 17. ISSUANCE OF ECOLOGICAL SOLID WASTE MANAGEMENT CLEARANCE. All sari-sari store, commercial, institutional establishments and agricultural businesses shall secure and Ecological Solid Waste Management Clearance/ Certificate. Which will be issued by the Barangay Treasurer of Brgy. AltaVista, Ormoc City. The Ecological Solid Waste Management Clearance/ Certificate will serve as a proof that the owner/ manager has undergone orientation on Ecological Solid Waste Management conducted by barangay and the Local Government Unit of Ormoc City.

**ARTICLE VI
PENAL PROVISIONS**

SECTION 18. PROHIBITED ACTS AND PENALTIES. The following acts are prohibited under this Ordinance and shall be penalized as follows:

18.1. *Bringing out and Dumping of Garbage outside of collection day, Littering, Throwing, Dumping of solid Waste Matters in Public Places such as Roads, Sidewalks, Canals, Drainage Systems, Curbs and Gutters, Creeks, Rivers, Tributaries, Rivulets and other Natural Waterways, or causing or permitting the same;*

First offense	- PhP 500.00
Second offense	- PhP 750.00
Third & succeeding Offense	- PhP 1,000.00

The violator may opt to pay an Administrative Fine half of the penalty prescribed for offenses committed at the Barangay Treasurer of Brgy. ALTA VISTA, Ormoc City.

18.2. Open Burning of Solid Wastes Including Tires and Plastics in any forms;

First offense	- PhP 500.00
Second offense	- PhP 750.00
Third & succeeding Offense	- PhP 1,000.00

The violator may opt to pay an Administrative Fine half of the penalty prescribed for offenses committed at the Barangay Treasurer of Brgy. Alta Vista, Ormoc City.

18.3. Open dumping, burying of Biodegradable or non-biodegradable materials in flood-prone areas;

First offense	- PhP 500.00
Second offense	- PhP 750.00
Third & succeeding Offense	- PhP 1,000.00

The violator may opt to pay an Administrative Fine half of the penalty prescribed for offenses committed at the Barangay Treasurer of Brgy. Alta Vista, Ormoc City.

18.4. Non-segregation or unsorting of Solid Waste .

First offense	- PhP 500.00
Second offense	- PhP 750.00
Third & succeeding Offense	- PhP 1,000.00

The violator may opt to pay an Administrative Fine half of the penalty prescribed for offenses committed at the Barangay Treasurer of Brgy. Alta Vista, Ormoc City

18.5. Unauthorized removal of recyclable material intended for collection by authorized persons.

First offense	- PhP 500.00
Second offense	- PhP 750.00
Third & succeeding Offense	- PhP 1,000.00

The violator may opt to pay an Administrative Fine half of the penalty prescribed for offenses committed at the Barangay Treasurer of Brgy. Alta Vista, Ormoc City.

18.6. Establishment or Operation of Open Dumps for Solid Waste.

First offense	- PhP 500.00
Second offense	- PhP 750.00
Third & succeeding Offense	- PhP 1,000.00

The violator may opt to pay an Administrative Fine half of the penalty prescribed for offenses committed at the Barangay Treasurer of Brgy. Alta Vista, Ormoc City.

18.7. Violators shall be given Barangay Clearance and certifications but printed with remarks of the violations committed.

18.8. Violations shall be accounted per households and the head of the family shall be responsible in the implementation of this ordinance in their respective household. In effect, any violation committed by each household shall be carried by all members of said household except for those household helps, transient visitors, and other temporary visiting individuals.

**ARTICLE VI//
PROCEDURE**

SECTION 19. VIOLATIONS OF THE ORDINANCE. The following procedure shall be observed in case of violation of the Ordinance;

- 19.1. Apprehension;
- 19.2. Issuance of Citation Ticket and/ or Official Receipt;
- 19.3. Payment of fine at the Barangay Treasurer; or his authorized representative;
- 19.4. Filing of case in court, if necessary.

SECTION 20. SEPARABILITY CLAUSE. If for any reason, any provision, portion or part of this ordinance is found to be inconsistent with any law, other provisions or part or parts thereof not so affected shall remain in full force and effect

SECTION 21. REPEALING OR AMENDATORY CLAUSE. All ordinances, rules and regulations or part or parts thereof, which are inconsistent or in conflict with the provisions of this ordinance are hereby repealed, amended and or modified accordingly.

SECTION 22. EFFECTIVITY. This Ordinance shall take effect upon its approval and posting in conspicuous places in this barangay as required under the Local Government Code.

ENACTED DECEMBER 3, 2019.

RESOLVED FURTHER, to furnish copies of this ordinance one each to the City Mayor Richard I. Gomez; the Environment & Natural Resources Office, DILG and other Offices concerned;

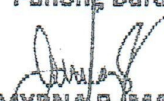
CARRIED UNANIMOUSLY.


I HEREBY CERTIFY to the correctness of the above ordinance.

APPROVED:


DENNIS L. LAURENTE
Punong Barangay


CONFORME:



MYRNA R. MANGLE
SB Member


LUISITO B. SACAY
SB Member



DINAH G. LARINO
SB Member


MARDONIO A. NOYNAY
SB Member

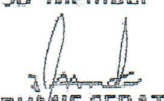

FELIPE B. CALBONERO
Brgy. Treasurer


DIVINA P. SAGALES
Kalihim


EDISA O. BATION
SB Member


ALTER LLAMAS
SB Member


JOSE ALLAN ROSAL
SB Member


JERHMIE SERATO
SB Member