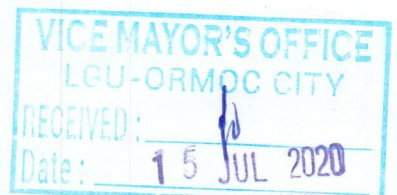
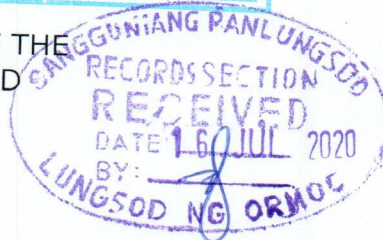


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL  
ON JULY 14, 2020



PRESENT:

Leo Carmelo L. Locsin, Jr.  
Benjamin S. Pongos, Jr.,  
Roiland H. Villasencio,  
Tomas R. Serafica,  
Nolito M. Quilang,  
Eusebio Gerardo S. Penserga,  
Jasper M. Lucero,  
Peter M. Rodriguez,  
Vincent L. Rama,  
Gregorio G. Yrastorza III,  
Lalaine A. Marcos,  
Esteban V. Laurente,

City Vice Mayor & Presiding Officer  
SP Member, Majority Floor Leader  
SP Member, 1<sup>st</sup> Asst. Majority Floor Leader  
SP Member, Presiding Officer "Pro-Tempore"  
SP Member, 2<sup>nd</sup> Asst. Majority Floor Leader  
SP Member  
SP Member  
SP Member  
SP Member  
SP Member  
SP Member  
Ex-Officio SP Member, Chapter President,  
Liga ng mga Barangay ng Ormoc  
Ex-Officio SP Member, Chapter President,  
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

**RESOLUTION NO. 2020-204**

**A RESOLUTION DECLARING THAT THE BARANGAY ORDINANCE NO. 04 S. 2020 OF BARANGAY DISTRICT 14, ENTITLED: "AN ORDINANCE AUTHORIZING THE CITY OF ORMOC TO ISSUE BARANGAY CLEARANCE AND COLLECT CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAY AND THE CONDITIONS HEREUNDER" UNDER REVIEW HAS BEEN FOUND TO BE IN CONFORMITY WITH EXISTING LAWS AND ORDINANCES, AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION.**

WHEREAS, the Fifteenth Sangguniang Panlungsod ng Ormoc received a copy of Barangay Ordinance No. 04, s. 2020 from Barangay District 14, entitled: " AN ORDINANCE AUTHORIZING THE CITY OF ORMOC TO ISSUE BARANGAY CLEARANCE AND COLLECT CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAY AND THE CONDITIONS HEREUNDER". The copy of the Ordinance together with its attachments are hereto attached 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 57 and 458 of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991" (LGC) in order to find out whether the subject Ordinances approved by the respective Sangguniang Barangays are within the scope of its prescribed powers and also whether the same are in conformity with law and city ordinances;



WHEREAS, the enactment of the subject barangay ordinance by the concerned barangay is pursuant to EODB ACT of 2018 or Republic Act 11032, otherwise known as "An act Promoting Ease of Business and Efficient Delivery of Government Services, amending for the purpose of Republic Act No. 3485";

WHEREAS, Section 11 (f) of the above-mentioned Republic Act duly amended the Section 152 (c) of the Local Government Code and provides that "Barangay Clearances and Permits related to doing business shall be applied, issued and collected at the City/Municipality in accordance with the prescribed processing time of the said act. Provided, that the share in the collection shall be remitted to respective Barangays;

WHEREAS, this Sanggunian, in the exercise of its review powers, and after thorough examination of the aforesaid Barangay Ordinance, finds that the same was enacted for the purpose of raising revenues for the Barangay, which will in turn be utilized to deliver basic services and promote the general welfare and convenience of the Barangay constituents;

WHEREAS, this Sanggunian, finally finds that the Ordinance is valid and lawful and within the scope and authority of the Barangays, and therefore, manifests herein no objections to its implementation, and even urges that they be implemented immediately in order to speedily further the noble ends they seek for welfare of the Barangays;

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

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION DECLARING THAT THE BARANGAY ORDINANCE No. 04 OF BARANGAY DISTRICT 14, ENTITLED: "AN ORDINANCE AUTHORIZING THE CITY OF ORMOC TO ISSUE BARANGAY CLEARANCE AND COLLECT CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAY AND THE CONDITIONS HEREUNDER" UNDER REVIEW HAS BEEN FOUND TO BE IN CONFORMITY WITH EXISTING LAWS AND ORDINANCES, AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION;

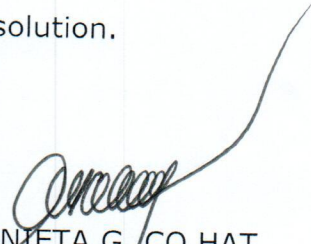
ADOPTED, July 14, 2020.

RESOLVED, FURTHER, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez; the City Administrator, Vincent L. Emnas; the City Legal Officer, Atty. Josephine Mejia-Romero; the Office of the Liga ng mga Barangay ng Ormoc; the Sangguniang Barangay of District 14; the City Local Government Operations Officer-DILG; and other offices for their information and guidance;

CARRIED UNANIMOUSLY.



I HEREBY CERTIFY to the correctness of the foregoing resolution.

  
MARIA ANTONIETA G. CO HAT  
Secretary to the  
Sangguniang Panlungsod

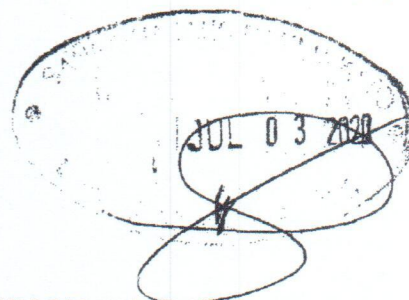
ATTESTED:

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



Republic of the Philippines  
OFFICE OF THE SANGGUNIANG BARANGAY  
Barangay District 14  
Ormoc City

Res. # 2020 -204  
~ Annex A "



EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BARANGAY OF BARANGAY DISTRICT 14, ORMOC CITY HELD ON JUNE 01, 2020 AT 9:00 O'CLOCK IN THE MORNING AT THE BARANGAY MULTI-PURPOSE HALL.

PRESENT:

HON. ELECITHA S. SOLON  
HON. DARLYN S. SOLON  
HON. GUIA MARIE M. ALQUILITA  
HON. JAIME B. MANDIA  
HON. CLENIA J. ALAJAS  
HON. ALMA B. BILLONES  
HON. JOSELITO T. DAGAMAC  
HON. JUVILYN C. ESTRADA

-Punong Barangay  
-Sangguniang Barangay Member  
-Sangguniang barangay Member  
-Sangguniang Barangay Member  
-Sangguniang Barangay Member  
-Sangguniang Barangay Member  
-Sangguniang Barangay Member  
-SK Chairperson

BARANGAY ORDINANCE NO. 04  
Series of 2020

AN ORDINANCE AUTHORIZING THE CITY OF ORMOC TO ISSUE BARANGAY CLEARANCE AND COLLECT CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS RELATED TRANSACTIONS SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAY AND THE CONDITIONS HEREUNDER.

WHEREAS, under Section 152(C) of the Local Government CODE states that:

*'(C) Barangay Clearance-No city or municipality may issue any license or permit for any business or activity unless a clearance is first obtained from the barangay where such business or activity is located or conducted. For such clearance, the Sangguniang Barangay may impose a reasonable fee. The application for clearance shall be acted upon within seven (7) working days from the filing thereof. In the event that the clearance is not issued within the said period the city/municipality may issue the said license permit.*

WHEREAS, the EOCB ACT of 2018 or Republic Act 11032, otherwise known as "An Act Promoting ease of doing business and efficient delivery of Government Services, Amending the purpose of Republic Act No. 9485" was duly enacted;

WHEREAS, Section 11 (1) of the above-mentioned Republic Act duly amended the Section 152 (c) of the local government Code, and provides the "barangay clearance and permits related to doing business shall be applied, issued and collected at the City/Municipality in accordance with the prescribed processing time of said Act, Provided, that the share in the collection shall be remitted to respective Barangays; and;

WHEREAS, Barangay DISTRICT 14 in accordance with the above provisions, and as an implementation of "one stop shop", hereby authorized the City/Municipality of Ormoc to issue barangay clearance and collect corresponding barangay clearance fee in the application for any business related transaction subject to the remittance of the aforesaid fees to the barangay and the condition hereunder.

NOW THEREFORE, be it ORDAINED as it is hereby ORDAINED by the Barangay Council of Barangay District 14 in a session duly assembled the following:



**SECTION 1. Coverage.** This policy applies only to the issuance of Barangay Clearance for business permit and locational clearance (as a requirement for the issuance of the building permit) at the city/municipality. Other the City/Municipality. Other clearances for other purposes shall still be obtained at the barangay.

This circular shall cover all City and Municipal mayors, Punong Barangays, Concerned Local Officials, DILG Regional Directors BARMM Minister of the local government and all others concerned.

**SECTION 2. Definition of Terms.** The words and phrases used in this ordinance are hereby defined as follows.

**Barangay Clearance-** refers to any and all documents issued by the barangays with or without corresponding fees as defined in their ordinances relative to or in relation to the issuance of business permit and locational/zoning clearance by the City/municipality or any other permit as may be required. (IRR OF RA11032)

**Barangay Clearance Fees –** is an amount imposed by the barangays through ordinance and collected by the City/Municipality in relation to the issuance of business permit locational/zoning clearance by the City/municipality.

**Business permit –** is a document that must be secure from the city or municipal government usually through its business permit and licensing office (BPLO), for business to legally operate in the locality. (IRR of RA11032).

**Locational Clearance –** is a clearance issued by the zoning Administrator/ zoning officer to a project that is allowed under the provisions of an ordinance of a particular city/municipality. It is a requirement of issuance of building permit. (House and Land Use Regulatory Board Comprehensive Land Use Plan Guidebook).

**SECTION 3. Authority to collect Barangay clearance of business related transactions –** The City/Municipality of Ormoc is given to collect barangay clearance fees subject to the remittance to the subject barangay.

**SECTION 4. Rate of Barangay Clearance fee to be collected –** The rate of Barangay Clearance fee to be collected by the city/municipality for the issuance of clearance shall be computed in accordance with the subject barangay revenue Ordinance herein attached as "Annex A", and made as an integral part hereof.

**SECTION 5. Barangay Clearance Signature –** Electronic signature of Punong Barangay concern shall appear in all Barangay clearance issued.

**SECTION 6. Reporting and Remittance –** The City/Municipality shall remit the barangay clearance fee collected to the subject barangay not later than seven (7) working days of the ensuing month with the list of the issued building and business permit...

**SECTION 7. Separability Clause –** If your own reason, a part of this ordinance is declared is declared illegal or in valid other parts of provisions hereof which are not affected thereby shall remain valid and if full force and affect.

**SECTION 8. Repealing Clause –** All previous ordinance and rules/regulation which are inconsistent with the provisions of this ordinance are hereby deemed, modified or repealed accordingly.

**SECTION 9. Effectivity Clause –** This ordinance shall take effect fifteen (15) days after its publication.

ENACTED.

June 1, 2020

BARANGAY DISTRICT 14, ORMOC CITY

A  
ELECITHA S. SOLON  
Punong Barangay

SANGGUNIANG BARANGAY MEMBERS

HON. DARLYN S. SOLON  
SBM

HON. GUIA MARIE M. ALQUILITA  
SBM

HON. JAIME B. MANDIA  
SBM

HON. CLENIA J. ALAJAS  
SBM

HON. AIMA G. BILLONES  
SBM

HON. JEROME M. VERANO  
SBM

HON. JOSE LITO T. DAGAMAC  
SBM

HON. JUVILYN C. ESTRADA  
SBM