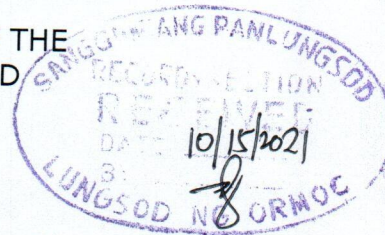


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC

VICE MAYOR'S OFFICE
LGU - ORMOC
RECEIVED: _____
DATE: 06 OCT 2021
TIME: _____

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON OCTOBER 05, 2021



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, 1st Asst. Majority Floor Leader
SP Member, Presiding Officer "Pro-Tempore"
2nd Asst. Majority Floor Leader, SP Member
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

Joan Marbie C. Simbajon,
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

PREFATORY STATEMENT

WHEREAS, the 15th Sangguniang Panlungsod ng Ormoc was in receipt of an endorsement from the Office of the City Mayor dated July 12, 2021 relative to the request for amendment of Tax Ordinance No. 002, Series of 2020, for it to indicate a separate classification for government offices and to correct the rate to indicate units of consumption on the additional rates;

WHEREAS, Tax Ordinance No. 002, Series of 2020 or the "Water Services Fee Ordinance of 2020" was enacted on November 03, 2020 for the purpose of increasing the city's water tariff because as per report of the Ormoc Waterworks System Administration (ORWASA), said office have already difficulty in maintaining the water supply facilities due to high labor cost, power consumption and maintenance materials and that the last time the City had an increase was about twenty years ago;

WHEREAS, the amendment sought is for the purpose of responding the request of the City Mayor to strengthen the implementation of said ordinance;

WHEREAS, the foregoing premises considered, this Sanggunian finds great merit in the City Mayor's requested amendment intended for the benefit of the City and to the community as a whole;

WHEREFORE, on joint motion of SP Member Tomas R. Serafica, Chairman, Committee on Ways and Means and SP Member Jasper M. Lucero, Chairman, Committee on Economic Enterprise, severally seconded by SP Members Lalaine A. Marcos, Esteban V. Laurente, Gregorio G. Yrastorza III, Peter M. Rodriguez, Eusebio Gerardo S. Penserga, Vincent L. Rama and Joan Marbie C. Simbajon; be it

RESOLVED, to enact:

TAX ORDINANCE NO. 004
(Series of 2021)

**AN ORDINANCE AMENDING SECTIONS 2 AND 3 OF TAX
ORDINANCE NO. 002, SERIES OF 2020 OTHERWISE
KNOWN AS THE "WATER SERVICES FEE ORDINANCE
OF 2020" AND INCORPORATING THEREIN CERTAIN
NEW PROVISION.**

BE IT ORDAINED by the 15th Sangguniang Panlungsod of Ormoc City, That:

SECTION 1. Section 2 of TAX ORDINANCE NO. 002 SERIES OF 2020 is hereby amended, to read as follows:

"SECTION 2. DEFINITION OF TERMS. –

XXX

b. COMMERCIAL - class of water consumer in which the utilization of water is for commercial purposes, that is with profit as the motive or for use in commercial establishment:

Commercial class is further sub-classified in the following manner;

| <u>CLASSIFICATION</u> | <u>DEFINITION</u> |
|------------------------|--|
| FULL COMMERCIAL | - Business establishments directly using water in their day to day operations such as, but not limited to; <ul style="list-style-type: none">a. Commercial Rest Houses;b. Hotels, lodges and the likes;c. Private Hospitals;d. Cafeterias managed by cooperatives, corporations, etc.;e. Ice cream parlors;f. Beer houses;g. Bars, night clubs and disco pads;h. Restaurants;i. Gasoline stations;j. Bus stations and/or terminals;k. Concrete Hollow Blocks and concrete products manufacturers;l. Theaters;m. Carinderias;n. Confectioneries and bakeries;o. Ice plants;p. Private schools;q. Boarding houses;r. Billiard halls and other games and entertainment places;s. Resorts;t. Recreational facilities;u. Water Refilling Stationsv. Laundry Shopsw. Carwashx. Poultrys, piggeries & the likesy. Any residential user who sells or supplies water to others; |

SEMI-COMMERCIAL A - Business establishments indirectly using water in their day to day operations not falling under Semi-Commercial B such as, but not limited to;

- a. Photo services;
- b. Dental and medical clinics;
- c. Warehouses;
- d. Groceries;
- e. Gift shops;
- f. Drugstores;
- g. Wholesale and retail outlets;
- h. Furniture shops;
- i. Fish and meat stalls in public markets with individual water meters.

SEMI-COMMERCIAL B - Small business establishments, with or without permit to operate legally with a capitalization of not more than PHP 50,000.00 such as, but not limited to;

- a. Sari-sari stores;
- b. Vulcanizing and repair shops;
- c. Other premises utilized for selling foods or services including premises used for living quarters

X X X

f. GOVERNMENT INSTITUTIONS/OFFICES – class of water consumer in which utilization of water is used by government institutions or offices either local or national including government banks.”

SECTION 2. Section 3 of TAX ORDINANCE NO. 002 SERIES OF 2020 is hereby amended, to read as follows:

SECTION 3. Section 1 of Tax Ordinance No. 99-02, otherwise known As “An Ordinance Adopting a Revised Schedule of Water and Service Fees for the Consumers/Users of the Ormoc Waterworks System (ORWASA) thereby Amending the Pertinent Provisions of Tax Ordinance No. 1, otherwise known As “The Ormoc City Revenue Code of 1977” And For Other Purposes.”, is hereby further amended, to now read as follows:

SECTION 1. Rates of Payment. - The rates of payment for water and service fees for water consumers of the Ormoc Waterworks System Administration are hereby fixed according to the following schedule:

RESIDENTIAL

RATE (PHP)

| | |
|-----------------------------|---|
| Size of meter - ½ diameter: | |
| 0 - 10 cu. m. | 100.00 |
| 11 - 20 cu. m. | +11.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu. m. | +12.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu. m. | +13.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu. m. | +15.00/ cu. m. after 40 th cu. m |
| Over 50 cu. m. | +16.00/ cu. m. after 50 th cu. M |

FULL COMMERCIAL/INDUSTRIAL

Size of meter - 1/2" diameter:

| | |
|----------------|---|
| 0 - 10 cu. m. | 175.00 |
| 11 - 20 cu. m. | +19.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +21.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +23.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +26.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +28.00/ cu. m. after 50 th cu. M |

Size of meter - 3/4" diameter:

| | |
|----------------|---|
| 0 - 10 cu. m. | 350.00 |
| 11 - 20 cu. m. | +19.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +21.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +23.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +26.00/ cu. m. after 40 th cu. M |
| Over 50 cu.m. | +28.00/ cu. m. after 50 th cu. M |

Size of meter - 1" diameter:

| | |
|----------------|---|
| 0 - 10 cu. m. | 700.00 |
| 11 - 20 cu. m. | +31.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +34.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +37.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +41.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +45.00/ cu. m. after 50 th cu. M |

Size of meter - 1 1/2" diameter:

| | |
|----------------|---|
| 0 - 10 cu. m. | 1,050.00 |
| 11 - 20 cu. m. | +46.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +51.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +56.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +62.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +68.00/ cu. m. after 50 th cu. M |

Size of meter - 2" diameter:

| | |
|----------------|---|
| 0 - 10 cu. m. | 2,000.00 |
| 11 - 20 cu. m. | +62.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +68.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +75.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +82.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +90.00/ cu. m. after 50 th cu. M |

Above 2 1/2" diameter:

| | |
|----------------|--|
| 0 - 10 cu. m. | 2,100.00 |
| 11 - 20 cu. m. | +92.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +102.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +112.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +123.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +135.00/ cu. m. after 50 th cu. M |

SEMI-COMMERCIAL A

Size of meter - 1/2" diameter:

| | |
|---------------|---|
| 0 - 10 cu. m. | 155.00 |
| 11 - 20 cu.m. | +19.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +21.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +23.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +26.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +28.00/ cu. m. after 50 th cu. M |

Size of meter - $\frac{3}{4}$ " diameter:

| | |
|---------------|---|
| 0 - 10 cu. m. | 310.00 |
| 11 - 20 cu.m. | +19.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +21.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +23.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +26.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +28.00/ cu. m. after 50 th cu. M |

Size of meter - 1" diameter:

| | |
|---------------|---|
| 0 - 10 cu. m. | 615.00 |
| 11 - 20 cu.m. | +31.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +34.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +37.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +41.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +45.00/ cu. m. after 50 th cu. M |

SEMI - COMMERCIAL B

Size of meter - $\frac{1}{2}$ " diameter:

| | |
|---------------|---|
| 0 - 10 cu. m. | 130.00 |
| 11 - 20 cu.m. | +19.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +21.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +23.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +26.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +28.00/ cu. m. after 50 th cu. M |

GOVERNMENT INSTITUTIONS/OFFICES

Size of meter - $\frac{1}{2}$ diameter:

| | |
|----------------|---|
| 0 - 10 cu. m. | 100.00 |
| 11 - 20 cu. m. | +11.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu. m. | +12.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu. m. | +13.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu. m. | +15.00/ cu. m. after 40 th cu. m |
| Over 50 cu. m. | +16.00/ cu. m. after 50 th cu. M |

Size of meter - $\frac{3}{4}$ " diameter:

| | |
|---------------|---|
| 0 - 10 cu. m. | 200.00 |
| 11 - 20 cu.m. | +19.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +21.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +23.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +26.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +28.00/ cu. m. after 50 th cu. M |

Size of meter - 1" diameter:

| | |
|---------------|---|
| 0 - 10 cu. m. | 300.00 |
| 11 - 20 cu.m. | +31.00/ cu. m. after 10 th cu. m |
| 21 - 30 cu.m. | +34.00/ cu. m. after 20 th cu. m |
| 31 - 40 cu.m. | +37.00/ cu. m. after 30 th cu. m |
| 41 - 50 cu.m. | +41.00/ cu. m. after 40 th cu. m |
| Over 50 cu.m. | +45.00/ cu. m. after 50 th cu. M |

All Government institutions/offices and facilities with existing size of meter above one inch (1") diameter shall be charged equivalent to the fees for one inch (1") diameter size of meter.

BULK WATER FEE/SPECIAL SERVICES FEE:

Per cubic meter

65.00

SECURITY DEPOSIT FOR WATER INSTALLATION:

| | |
|--|----------|
| Size of Meter - ½" diameter | 1,000.00 |
| Size of Meter - ¾" diameter | 1,500.00 |
| Size of Meter - 1" diameter | 2,000.00 |
| Size of Meter - 1 ½" to 2" and above diameter | 3,000.00 |

INSTALLATION FEE:

| | |
|--|----------|
| Size of Meter - ½" diameter | 600.00 |
| Size of Meter - ¾" diameter | 900.00 |
| Size of Meter - 1" diameter | 1,200.00 |
| Size of Meter - 1 ½" to 2" and above diameter | 1,700.00 |

RE-CONNECTION FEE:

| | |
|--|----------|
| Size of Meter - ½" diameter | 300.00 |
| Size of Meter - ¾" diameter | 600.00 |
| Size of Meter - 1" diameter | 1,200.00 |
| Size of Meter - 1 ½" to 2" and above diameter | 2,400.00 |

CHANGE NAME FEE

600.00

TRANSFER LOCATION FEE

600.00"

SECTION 3. There shall be new section added to Tax Ordinance No. 002 series of 2020 as and shall be read as follows:

"SECTION 4. CLASSIFICATION OF WATER CONSUMER - The classification of water consumer shall be determined and approved by the Head of Ormoc Waterworks System Administration (ORWASA) on the basis of the inspection and documents submitted upon application by the consumer for water connection. The approval of the Head of ORWASA as to the classification is final unless the applicant contests the classification made within ten (10) days from the approval of his/her application. Provided, however, that in case the applicant contests the classification made by the Head of ORWASA, the same shall be elevated to the Ormoc City Waterworks Board for review, evaluation and adjudication. The decision of the Ormoc City Waterworks Board is final and non-appealable upon receipt by the applicant of a copy thereof.

Existing classification of water consumer may subsequently be reclassified at the instance of the Head of ORWASA or upon the request in writing by the consumer to the Head of ORWASA for reclassification on the ground that the nature or circumstances of water utilization by the said consumer is changed or altered. The reclassification shall be determined and approved by the Head of ORWASA after the conduct of inspection and submission of documents to prove the change or alteration of water utilization by the said consumer. The approval of the Head of ORWASA on the reclassification shall be final unless the water consumer disputes the reclassification. Provided, however, that in case the water consumer disputes the reclassification made by the Head of ORWASA, the consumer may appeal to the Ormoc City Waterworks Board within five (5) days from receipt of the copy of thereof for review, assessment and decision. The decision of the Ormoc City Waterworks Board is final and non-appealable upon receipt by the water consumer of a copy thereof."

SECTION 4. INCORPORATING CLAUSE - All existing applicable laws, ordinances, resolutions, or issuances related and not inconsistent to the purpose for which this amendatory Ordinance has been passed and approved are deemed incorporated.

SECTION 5. REPEALING CLAUSE - All Ordinances and/or Resolutions, or portions thereof, inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 6. SEPARABILITY CLAUSE - If for any reason any provision of this Ordinance is declared unconstitutional or invalid by any competent court, the other parts or provisions hereof which are not affected thereby shall continue in full force and effect.

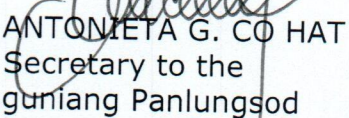
SECTION 7. EFFECTIVITY - This Ordinance shall take effect immediately upon approval and after compliance with necessary posting and publication requirements of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.

ENACTED, October 05, 2021.


RESOLVED FURTHER, to furnish copies of this Ordinance, one each to, the City Mayor; the City Administrator; the City Legal Officer; the City Treasurer; the Ormoc Waterworks System Administration; the City Auditor; BPLO; the Liga ng mga Barangay President; all Punong Barangays in Ormoc City; the City Local Government Operations Officer-DILG; and others concerned.

CARRIED UNANIMOUSLY.

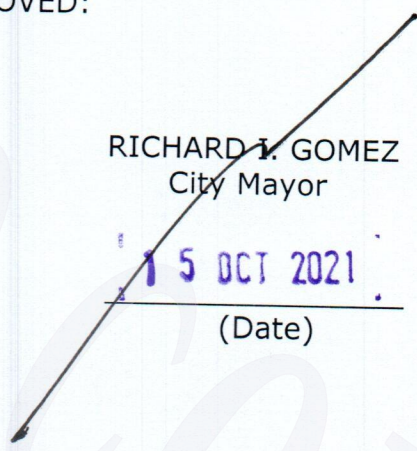
I HEREBY CERTIFY to the correctness of the above ordinance.


MARIA ANTONIETA G. CO HAT
Secretary to the
Sangguniang Panlungsod

ATTESTED:


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

APPROVED:


RICHARD L. GOMEZ
City Mayor

15 OCT 2021
(Date)