

**REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD
-oOo-**

**CITY ORDINANCE NO. 973
November 10, 2021**

AN ORDINANCE GRANTING A LOCAL LEGISLATIVE FRANCHISE TO MR. MARLON C. POSECION TO ESTABLISH, OPERATE AND MAINTAIN A LICENSED COCKPIT SITUATED AT BRGY ALANGILAN, BACOLOD CITY.

WHEREAS, Mr. Marlon C. Posecion submitted a letter dated May 25, 2021, requesting the honorable members of the Sangguniang Panlungsod for an ordinance granting him a franchise to establish, operate and maintain a licensed cockpit situated at Barangay Alangilan, Bacolod City;

WHEREAS, attached to the letters are necessary documents showing his proof of ownership of a parcel of land where the cockpit is to be situated, the cockpit building design, the vicinity map and the like;

WHEREAS, originally, there were three (3) licensed cockpits operating in the City of Bacolod, namely Negros Sportsmen, Inc., GRG Amusement Center and the New Negros Coliseum. However, Negros Sportsmen, Inc. did not renew its Franchise when it lapsed, leaving only two (2) licensed cockpits which currently operating in the City;

WHEREAS, it is within the mandate and authority of the local legislative body to grant franchises to applicant for the establishment, operation and the maintenance of cockpits in the City since said function had already been devolved to the local government unit;

WHEREAS, it must be noted that Barangay Alangilan is a hotbed of fighting cocks and noted breeders and therefore a suitable destination for a new licensed cockpit. Neighboring LGUs such as Murcia and Talisay City are likewise haven of fighting cocks breeding;

WHEREAS, this ordinance will invite cockfighting aficionados from these neighboring LGUs to organize cockfighting activities in the stated location which is under the jurisdiction of the City of Bacolod, hence creating more revenues for the city;

WHEREAS, Barangay Alangilan has been declared and classified as an eco-tourism area pursuant to an ordinance passed by the Sangguniang Panlungsod;

NOW THEREFORE, be it enacted as it is hereby enacted by the City Council of Bacolod City, by virtue of the powers vested in it by law, in a session duly assembled, that:

SECTION 1. -SHORT TITLE:

This ordinance shall be known as a **“BARANGAY ALANGILAN LICENSED COCKPIT” Ordinance**;



SECTION 2.- GRANT OF FRANCHISE:

That a Legislative Franchise is hereby granted to MR. MARLON C. POSECION to establish, maintain and operate a Licensed Cockpit situated in Brgy. Alangilan, Bacolod City subject to the compliance of the requirements as set forth in Sections 4 and 5 hereof;

SECTION 3.- LIFE OF THE FRANCHISE:

That the Legislative Franchise is good for a period of fifteen (15) years, renewable for the same period subject to the approval of the City Council;

SECTION 4.- FRANCHISE FEE:

That the Franchise Fee is fixed at Php100,000.00 excluding payments of business permits and other regulatory fees;

SECTION 5.- CONDITIONS PRIOR TO THE ISSUANCE OF BUSINESS PERMIT:

- a.- The cockpit building plan design as approved by the Office of the Building Official with a construction cost of at least three million pesos (P3,000,000.00);
- b.- The proof of ownership or right of possession of the land where the cockpit is situated;
- c.- The vicinity map;
- d.- The certification of the City Planning and Development Office that the site is outside of the 200-meter radius from the church, government building and schools;

SECTION 6.- PRIORITY OF LOCAL RESIDENTS IN EMPLOYMENT OF WORKERS:

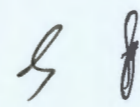
That the franchisee is mandated to employ cockpit workers who are residents of Bacolod City unless it can be shown that there are no qualified or willing workers in the city through the sworn declaration executed by the cockpit operator to that effect;

SECTION 7.- SEPARABILITY CLAUSE:

Should any provision in this Ordinance or any part thereof be declared invalid or unconstitutional, the remaining provisions not affected shall continue in full force and effect;

SECTION 8.- REPEALING CLAUSE:

All existing ordinances, resolutions, executive orders or regulations and other issuances inconsistent with the provisions and/or purposes of this ordinance are hereby repealed, amended or modified accordingly;



SECTION 9.- EFFECTIVITY:

This Ordinance shall take effect immediately upon its approval in accordance with law.

CARRIED BY THE VOTE OF:

Affirmative :

Councilors : Cindy T. Rojas, Simplicia Z. Distrito, Carlos Jose V. Lopez, Archie S. Baribar, Israel P. Salanga, Dindo C. Ramos, Bartolome N. Orola, Sr., Ana Marie V. Palermo, Wilson C. Gamboa, Jr., Lady Gles Gonzales-Pallen and Ayesha Joy Y. Villaflor.

Negative : None

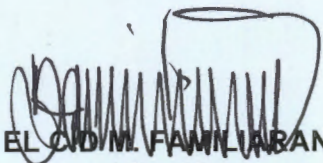
Absent : None

Author : Councilor Dindo C. Ramos

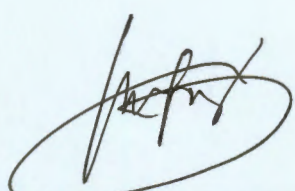
Passed : November 10, 2021 (123rd Regular Session of the 10th Council via Zoom Teleconference).

Comment : Councilors Renecito S. Novero and Al Victor A. Espino were not yet around when this Ordinance was passed.


P a s s e d.


ELPIDIO M. FAMILIARAN
Vice Mayor
Presiding Officer

ATTESTED:


ATTY. VICENTE C. PETIERRE III
Secretary to the Sanggunian

APPROVED: _____

HON. EVELIO R. LEONARDIA
City Mayor 

10 DAYS LAPSED
AS OF November 25, 2021



CERTIFICATION

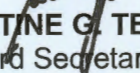
This is to certify that **CITY ORDINANCE NO. 973, Series of 2021** passed by the Sangguniang Panlungsod of the City of Bacolod on November 10, 2021 entitled:

AN ORDINANCE GRANTING A LOCAL LEGISLATIVE FRANCHISE TO MR. MARLON C. POSECION TO ESTABLISH, OPERATE AND MAINTAIN A LICENSED COCKPIT SITUATED AT BRGY. ALANGILAN, BACOLOD CITY.

was published in Journal Visayas on December 27, 2021-January 2, 2022 and posted on November 25, 2021, in the following conspicuous places in the City of Bacolod, to wit:

1. Bulletin Board of the Sangguniang Panlungsod
2nd Floor Bacolod City Government Center
2. Old City Hall (Araneta-Luzuriaga Streets)
3. Bacolod Public Plaza
4. City Health Office
5. Hall of Justice
6. North (Burgos) Public Market
7. South (Libertad) Public Market
8. Central Market

Bacolod City, Philippines, January 19, 2022.


CHRISTINE G. TEMPLA
Board Secretary IV