

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

CITY ORDINANCE NO. 635
February 27, 2013

BACOLOD CITY PUBLIC PLAZA BEAUTIFICATION ORDINANCE.

WHEREAS, Section 17 Local Government Code of 1991 states that one of the services and facilities a city must provide plaza;

WHEREAS, there is a need to sustain, preserve and develop the Bacolod public plaza as a place for recreation, political, spiritual, cultural and other activities with maximization of its use for the public;

WHEREAS, putting up additional structures which will address various needs of the population will in the attraction and utilization and maintenance of the public facility;

WHEREAS, the plaza can serve as avenue for the sports, recreation, civic, cultural and spiritual events for the residents of Bacolod City;

WHEREAS, a special account to be maintained in the general fund shall be created for the purpose as allowed in Article II Section 313 (a) of the Local Government Code of 1991 that Local Government Units shall maintain special accounts in the general fund for the following public utilities and other economic enterprises;

WHEREAS, there is a need to collaborate with the government and non government organizations and the Catholic Church who partly owns some of the portions of the public plaza, this proposed project be materialized as aimed for the good and improvement of the city.

NOW THEREFORE, be ordained by the Sangguniang Panlungsod of Bacolod in session assembled, that:

Section 1. TITLE. This ordinance shall be known as "**Bacolod City Public Plaza Beautification Ordinance.**"

Section 2. PURPOSE.

- a. To promote and maintain cleanliness in Bacolod Public Plaza.
- b. To add structures aesthetics that will be functional for the public.
- c. To provide for a venue for sports, recreation, civic, cultural, and spiritual events for the residents of Bacolod City.



- d. To work with the Diocese of Bacolod in implementing its goals for the community.
- e. To raise funds for the preservation and improvement and to upkeep the maintenance of the plaza.
- f. To help promote tourism in the city.

Section 3. DEFINITION OF TERMS. As used in the ordinance, the following shall mean

- a. **Public Plaza** – it is open urban public space, such as a city square.
- b. **Economic Enterprise** – any owned commercial, industrial, or business activity established or organized for the purpose of profit.
- c. **Tourism Infrastructure Enterprise Zone Authority** – refers to the government agency created pursuant to RA 9593 otherwise known as “An act declaring a national policy for tourism as an engine of investment, employment, growth, and national development and strengthening the Department of Tourism and its attached agencies to effectively and efficiently implement that policy and appropriating funds therefore.”
- d. **External** – any outward features of physical characteristics of someone or something.
- e. **Internal** – innermost or essential aspect of a person or a place, most likely spiritual or mental side.
- f. **Private Carrier** – one who provide transportation or delivery of goods for money just for the particular instance and not as a regular business.
- g. **Common Carrier** – any person, corporation or association engaged in the business of carrying or transporting passengers, good, or both for compensation, offering services to the public.

Section 4. BEAUTIFICATION DESIGN.

- a. A committee shall be created for the purpose of formulating and implementing of the funding and construction of this beautification project, rule and guidelines as well as the conduct and manner of holding the said contest taking into consideration the implementing rules and guidelines of R. A. 9593.



- b. The committee will also supervise the funding and construction, set rules and fees for the utilization of the facilities in the plaza, in coordination with other government agencies to conform with guidelines of R. A. 9593.
- c. The committee will be headed by City Mayor as the Chairman while SP Chair on Tourism, Chair on Trade and Industry as its Vice Chairman together with five members from the local government and three from the private sector to be chosen by the Chair and Vice Chair.

Section 5. FUNDING. For purpose of this ordinance, the City of Bacolod shall allocate the amount of Five Million Pesos (P5,000,000.00) to be taken from the General Fund and which shall be used to carry out planned construction and beautification.

Section 6. NATIONAL GOVERNMENT AGENCIES. The city will seek technical assistance and possible funding in the form of a grant from TIEZA an other government institutions if the city is able to meet its criteria.

The National Commission on Culture and Arts (NCCA) will be consulted by the committee created by this ordinance, of technical assistance in promoting the plaza as a place for the exposition of our local arts in its various form and its eventual development program.

In the event that the said funds need for the construction and rehabilitation of the public plaza cannot be allocated by the Tourism Infrastructure Enterprise Zone Authority, the City Government shall seek financial aid of support from the National Government.

Section 7. SEPARABILITY CLAUSE. If for any reason any section or provision of this ordinance shall be held to be invalid or unconstitutional, other parts or provisions which are not affected thereby shall continue to be in full force and effect.

Section 8. EFFECTIVITY CLAUSE. This ordinance shall take effect upon compliance with posting requirement set forth by law.

CARRIED BY THE VOTE OF:

Affirmative :
Councilors : El Cid M. Familiaran, Homer Q. Bais, Archie S. Baribar, Roberto M. Rojas, Catalino T. Alisbo, Em L. Ang, Elmer T. Sy, Sonya M. Verdeflor, Al Victor A. Espino, Caesar Z. Distrito, Carlos Jose V. Lopez, Mona Dia G. Jardin, Keith Emmanuel L. Ramos.

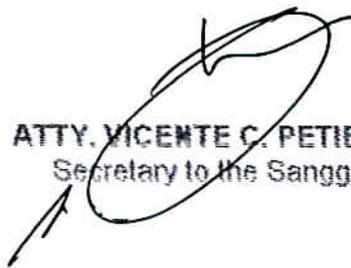
Negative : None.

Absent : None.

Author : Councilor Carlos Jose V. Lopez.
Passed : February 27, 2013 (139th Regular Session).
Comments : Passed.
Councilor Dindo C. Ramos was not around when this ordinance was passed.


JUDE THADDEUS A. SAYSON
Vice Mayor
Presiding Officer

ATTESTED:


ATTY. VICENTE C. PETIERRE III
Secretary to the Sanggunian

APPROVED: March, 2013.


EVELIO R. LEONARDIA
City Mayor

4/2/13

VCP/HPL/jbz

SP
LEGISLATIVE SERVICES SECTION
DATE 4/4/13 TIME 11:57AM
BY: 