

REPUBLICA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD

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CITY ORDINANCE NO. 08-15-731

May 5, 2015

AN ORDINANCE DECLARING THE BACOLOD PUBLIC PLAZA BOUNDED BY RIZAL STREET ON THE NORTH, GONZAGA STREET ON THE SOUTH, SAN JUAN STREET ON THE WEST, AND GATUSLAO STREET ON THE EAST AS NATIONAL HISTORICAL LANDMARK, FOR OTHER PURPOSES AND PROVIDING FUNDS THEREOF.

WHEREAS, the Bacolod Public Plaza was erected sometime in 1927. It stands as a testament to the rich social, political, spiritual and cultural history of Bacolod City and Negros Occidental;

WHEREAS, the Bacolod Public Plaza is also known as the Plaza Del Seis de Noviembre for its major contribution on the historic surrender of the Spanish forces in Bacolod City;

WHEREAS, the bandstand in the middle of the Bacolod Public Plaza even serves as an icon or symbol for the City of Bacolod;

WHEREAS, there is a need to preserve this rich history for the present and future residents of the City by declaring the Bacolod Public Plaza as a National Historical and Cultural Landmark;

WHEREAS, per the guidelines of the National Historical Commission of the Philippines (NHCP) no new structure may be built and existing structures within the core and buffer zones and/or protected areas may not be changed without the express approval of the said Commission.

NOW THEREFORE, BE IT ORDAINED by the Sangguniang Panlungsod of Bacolod City, that:

Section 1. TITLE – This ordinance shall be known in its short title as the **“ORDINANCE DECLARING THE BACOLOD PUBLIC PLAZA AS A NATIONAL HISTORICAL LANDMARK”**.

Section 2. PURPOSES – This ordinance is enacted for the following purposes:

1. To safeguard the Bacolod Public Plaza as the City of Bacolod’s historic and cultural heritage;
2. To protect and enhance the Bacolod Public Plaza as a tourist destination, attraction or site;
3. To promote the education and patriotic heritage of present and future generations of residents of Bacolod City, and the general health and welfare of its residents.

Section 3. AREAS COVERED – The Bacolod Public Plaza as bounded by Rizal Street on the North, San Juan Street on the West, Gonzaga Street on the South, and Gatuslao Street on the East and all permanent structure erected or constructed within the premises of the Bacolod Public Plaza shall be covered by this Ordinance.



It is understood that the core and buffer zones shall be limited to the areas consisting of the Bacolod Public Plaza.

Attached herewith the technical map of the Bacolod Public Plaza which shall be formed part of this Ordinance.


Section 4. ALLOWABLE ACTIVITIES AND DEVELOPMENTS


1. Any and all activities by the City Government of Bacolod, the national government, or any of its instrumentalities in the Bacolod Public Plaza pursuant to law, national orders, ordinances, or executive orders shall be allowed provided however, that no necessary temporary structure or structures that may be made thereon as a result of said activity shall destroy or damage any part of the covered area. Furthermore, said structures shall immediately be removed by the organizer(s) of the activity without damaging or destroying the part of the area so covered.
2. Any and all activities by the private sector shall likewise be subject to the regulations imposed on the Bacolod Public Plaza by both the Chief Executive and the Sangguniang Panlungsod and/or in the applications for the necessary permits thereof. Provided however, that no necessary temporary structure or structures that may be made thereon as a result of said activity shall destroy or damage any part of the covered area. Furthermore, said structures shall immediately be removed by the organizer(s) of the activity without damaging or destroying the part of the area so covered.
3. Any permanent structure or structural development that may be constructed or made in the Bacolod Public Plaza after its due declaration by the National Historical Commission as a National Heritage and site shall be subject to the approval of the City Mayor and Sangguniang Panlungsod in coordination with the National Historical Commission.

Section 5. CREATION OF BACOLOD PUBLIC PLAZA HISTORICAL PRESERVATION COMMITTEE – The City Mayor shall create the Bacolod Public Plaza Historical Preservation Committee which shall assist him or her in the enhancement, preservation, beautification and maintenance of cleanliness and order in the Bacolod Public Plaza, and perform such other functions as the City Mayor may deem fit and necessary subject to the approval of the Sangguniang Panlungsod.

Section 6. APPROPRIATION – An amount not less than P100,000.00 shall be appropriated annually for the implementation of this Ordinance and the preservation of the Bacolod Public Plaza as national historical site or landmark, to be taken from any available source of local funds.

The City Government of Bacolod thru the City Mayor may likewise seek other sources of funds from any national government agency or instrumentality in the implementation of this ordinance and/or in the beautification, enhancement and/or preservation of the Bacolod Public Plaza as a national historical site or landmark.





Section 7. REPEALING CLAUSE. All ordinance and resolutions inconsistent with this ordinance are hereby repealed or modified accordingly.

Section 8. SEPARABILITY CLAUSE. If for any reasons, any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions thereof which are not affected thereby shall continue to be in full force and effect.

Section 9. EFFECTIVITY CLAUSE. This ordinance shall take effect upon its passage and approval thereof.

CARRIED BY THE VOTE OF:

Affirmative :

Councilors : Jocelle Batapa-Sigue, Em L. Ang, Carlos Jose V. Lopez, Claudio Jesus Raymundo A. Puentevella, Caesar Z. Distrito, Archie S. Baribar, Wilson C. Gamboa, Jr., Alex A. Paglumotan, Sonya M. Verdeflor, Ana Marie V. Palermo, Noli B. Villarosa.

Negative : None.

Official Leave : Councilor Roberto M. Rojas.

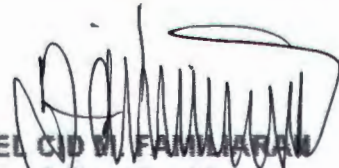
Absent : None.

Main Author : Councilor Carlos Jose V. Lopez.


Co-Author : Councilor Ana Marie V. Palermo.

Passed : May 5, 2015 (96th Regular Session of the 8th Council)

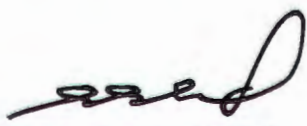
Comments : Passed.
Vice Mayor Greg G. Gasataya was designated as Acting City Mayor.


EL CID M. FAMILIARAN
Acting Vice Mayor
Presiding Officer

ATTESTED:


ATTY. VICENTE C. PETIERRE III
Secretary to the Sanggunian

APPROVED: May 8, 2015.


GREG G. GASATAYA
Acting City Mayor