

**REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD
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**CITY ORDINANCE NO. 903
June 20, 2019**

**AN ORDINANCE REGULATING THE ACTIVITIES AT THE BACOLOD CITY
ESPLANADE AND PROVIDING FUNDS THEREFOR AND FOR OTHER PURPOSES.**

WHEREAS, the Bacolod City Esplanade is constructed primarily as a Park wherein Bacoleños and tourists, alike, could relax and unwind;

WHEREAS, the quality of the Bacolod City Esplanade as a Park should be preserved and maintained at all times;

WHEREAS, there is a need to regulate all activities at the Bacolod City Esplanade in order to achieve the primary purpose it was constructed.

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

SECTION 1. TITLE - This ordinance shall be known as the "ORDINANCE REGULATING THE ACTIVITIES AT THE BACOLOD CITY ESPLANADE".

SECTION 2. PURPOSES - This Ordinance is enacted for the following purposes:

1. To regulate all activities at the Bacolod City Esplanade.
2. To preserve the quality of the Bacolod City Esplanade as a Park.
3. To protect and enhance the Bacolod City Esplanade as tourist destination, attraction, or site.
4. To promote the general health and welfare of the constituents of the City of Bacolod.

SECTION 3. AREAS COVERED. - The entire area and premises of Bacolod City Esplanade, including the areas and the riverbank adjacent to the Esplanade within Fifty (50) meters from its boundary line stretching from East to West and North to South shall be covered by this Ordinance.

SECTION 4. ALLOWABLE ACTIVITIES:

1. Any and all activities by the City Government of Bacolod, the National Government, or any of its instrumentalities in the Bacolod City Esplanade 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 area covered. Furthermore, said structures shall immediately be removed by the organizer/s of the activity without damaging or destroying the part of the area covered.

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2. Any and all activities by the private sector shall likewise be subject to the regulations imposed on the Bacolod City Esplanade by both the Chief Executive and the Sangguniang Panlungsod and/or 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 area covered. 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.

SECTION 5. DISALLOWED ACTIVITIES:

1. No vending in whatever form and in any manner within the area covered. Furthermore, construction of structures permanent or temporary intended for vending or any other form of vending, as push carts; makeshift; ambulatory or stationary structures in whatever form or materials; and similar structures are not allowed within the area covered.

SECTION 6. IMPLEMENTATION. The City Legal Office shall be the primary implementing agency of this Ordinance. The City Legal Officer shall also coordinate with the Bacolod City Police Office and the Public Order and Safety Office to strictly enforce all the provisions of this Ordinance.

SECTION 7. APPROPRIATION - An amount not less than PhP200,000.00 shall be appropriated annually for the implementation of this Ordinance and the preservation of the Bacolod City Esplanade to be taken from any available source of local funds.

The City Government of Bacolod through 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 the beautification, enhancement and/or preservation of the Bacolod City Esplanade.

SECTION 8. PENAL CLAUSE. Any person caught violating any provision of this Ordinance and found guilty thereof shall suffer a penalty of imprisonment of ten (10) days and/or fine of Php1,000.00 depending on the discretion of the court.

For the second or successive offenses, the penalty of six (6) months imprisonment and/or a fine of PhP5,000.00 or both shall be imposed depending on the discretion of the court.

SECTION 9. REPEALING CLAUSE. All ordinances and resolutions inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 10. 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.

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SECTION 11. EFFECTIVITY CLAUSE. This Ordinance shall take effect 15 days after its publication in any newspaper of general circulation in the City of Bacolod.

CARRIED BY THE VOTE OF:

Affirmative :
Councilors : Renecito S. Novero, Em L. Ang, Elmer T. Sy,
Ana Marie V. Palermo, Wilson C. Gamboa, Jr.,
Sonya M. Verdeflor, Ayesha Joy Y. Villaflor.

Negative : None.

Official Leave : Councilor Ricardo L. Tan, Cindy T. Rojas, and Claudio
Jesus Raymundo A. Puentevella

Official Travel : None.

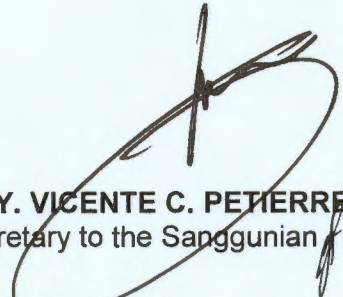
Absent : None.

Author : Councilor Em L. Ang.

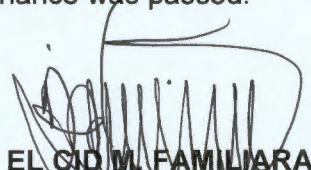
Passed : June 20, 2019 (155th Regular Session of the 9th Council)

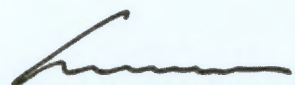
Comments : **P a s s e d .**
Councilors Caesar Z. Distrito, Dindo C. Ramos, Bartolome
N. Orola, Sr., and Lady Gles Gonzales-Pallen were not
around when this ordinance was passed.

ATTESTED:

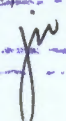

ATTY. VICENTE C. PETIERRE III
Secretary to the Sanggunian

APPROVED: JUNE 27, 2019


EL CIO M. FAMILIARAN
Vice Mayor
Presiding Officer


EVELIO R. LEONARDIA
City Mayor

VCP/CGT/lt

LEGISLATIVE SERVICES SECTION
DATE 6/28/19 TIME 9AM




Republika Ng Pilipinas
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
Lungsod ng Bacolod

CERTIFICATION

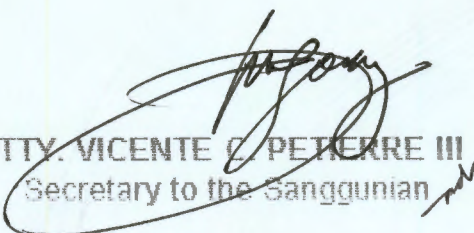
This is to certify that City Ordinance No. 903, Series of 2019 passed by the Sangguniang Panlungsod of the City of Bacolod on June 20, 2019 entitled:

AN ORDINANCE REGULATING THE ACTIVITIES AT THE BACOLOD CITY ESPLANADE AND PROVIDING FUNDS THEREFOR AND FOR OTHER PURPOSES.

was published in Sun.Star Bacolod dated August 9, 2019 and posted for three (3) consecutive weeks 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. Hall of Justice
5. City Health Office
6. North (Burgos) Public Market
7. South (Libertad) Public Market
8. Central Public Market

Bacolod City, Philippines, August 27, 2019.


ATTY. VICENTE C. PETERRE III
Secretary to the Sanggunian