

REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD
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CITY ORDINANCE NO. 173
December 12, 1996

AN ORDINANCE PROHIBITING THE DUMPING OF GARBAGE IN ALL WATERWAYS WITHIN THE CITY OF BACOLOD AND IMPOSING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, the rapid growing quantities of garbage in the City pose threats to human health and the environment;

WHEREAS, in most Barangays in the City, garbage of all kinds are thrown in waterways which causes clogging of drainage, flooding and narrowing of the passageways of water;

WHEREAS, this improper practice of dumping garbage in waterways pollute water over a wide area and will adversely affect the health of our people, particularly children, which practice can even cause death to that effect;

Now, therefore, be it ordained by the Sangguniang Panlungsod of Bacolod, in session assembled, that:

SECTION 1. DECLARATION OF POLICY

To ensure environmentally safe disposal of the growing quantities of garbage in the City of Bacolod, stricter environmental and solid waste management controls shall be imposed.

SECTION 2. PURPOSE

In order to protect, preserve and sustain the City's waterways, there is an urgent need to prohibit the dumping of garbage in all waterways.

SECTION 3. DEFINITION OF TERMS:

3.1 Garbage shall be divided into two categories, namely:

- a) *Bio-degradable* - all kinds of waste that are compostibles or those that dissolve in time such as but not necessarily limited to the following:

Kitchen waste - leftovers, peelings, vegetables trims, fish foul cleanings.

Garden waste - leaves, twigs, trunks, roots, branches.

Animal Waste - manure, carcass

Human Waste - excreta, soiled paper, pads

b) *Non-bio-degradable - all kinds of waste that are non-compostibles or those that do not dissolve in time such as but not necessarily limited to the following:*

cans, metal, bottles, broken glass, plastic, styrofoam, rubber, paper, boxes, cloth, fibers, feathers, hard shells, rocks and medical waste e.g. syringes.

3.2 *Waterways - the term waterways is the generic term for any kind of natural passage of water e.g. sea, rivers, creeks or man-made passage of water e.g. canals, covered or open drainage, water reservoirs, dams.*

SECTION 4. PENALTIES:

Any persons caught violating this ordinance shall be punished by an administrative fine of not less than Two Hundred Pesos (P200.00) for the first offense and Five Hundred Pesos (P500.00) for the succeeding offense or an imprisonment of not more than thirty (30) days or both fine and imprisonment at the discretion of the Court.

In case of business establishments, factories, companies or corporations, found violating this Ordinance, the owner or the President and General Manager shall pay an administrative fine of Five Hundred Pesos (P500.00) for the first offense and One Thousand Pesos (P1,000.00) for the succeeding offense or an imprisonment at the discretion of the Court.

The owners in cases of sole proprietorships, the manager partner, in case of partnership or the President and General, in case of Corporations, shall be made liable for and in behalf of business establishments, factories, companies or corporations found to have violated this Ordinance shall be made to pay the administrative fine of Five Hundred Pesos (P500.00) for the first offense and One Thousand Pesos (P1,000.00) for the second offense and/or an imprisonment of not more than sixty (60) days or both at the discretion of the Court.

SECTION 5. AUTHORITY TO COLLECT ADMINISTRATIVE FINES

In case of violation of this ordinance, the Ordinance Enforcement Unit is hereby authorized to file the complaint to the Municipal Trial Court in Cities (MTCC) thru the Office of the City Prosecutor.

The Office of the City Treasurer, thru the Office of the City Mayor is hereby authorized to formulate the rules and procedures for the imposition and collection of administrative fines from any person or persons, business establishments, factories, companies or corporations found violating this ordinance.

SECTION 6. INFORMATION CAMPAIGN

Information dissemination shall be conducted by all Barangays, specifically by the Committee on Health and Infrastructure relative to this Ordinance and a series of waste-prevention strategies focused on changes in lifestyles and in production and consumption patterns.

The Department of Public Services in coordination with the City Planning and Development Office shall prepare IEC (Information/Education/Communication) materials for distribution to all Barangays, Business establishments, Industries and Institutions to guide them in their information campaign.

SECTION 7. APPROPRIATION

An appropriation of One Hundred Thousand Pesos (P100,000.00) shall be allocated in the implementation of this Ordinance particularly Section 6 to be integrated into the DPS budget annually.

*** SECTION 8. EFFECTIVITY**

This ordinance shall take effect fifteen (15) days after its publication in any newspaper of general circulation in the City of Bacolod.

All ordinances which are inconsistent with the provisions of this ordinance are hereby rescinded, repealed or modified accordingly.

CARRIED BY THE VOTE OF:

Affirmative:

Councilors: Rolando V. Villamor, Juanito S. Amihan, Jr.,
Napoleon A. Cordova, Constandio G. Legaspi,
Celia R. Flor, Joaquin L. Torre, Luzviminda S.
Valdez, Juan Ramon R. Guanzon.

Negative : N o n e .

Official Travel: Councilor Christine Angelie V. Matus.

Absent : N o n e .

Main Proponent : Councilor Napoleon A. Cordova.

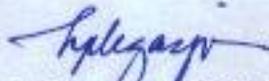
Passed : December 12, 1996 (Regular Session).

Comments : P a s s e d .
Councilors Renecito S. Novero, Lorendo K.
Dilag, Archie S. Baribar, Ricardo L. Tan and
Arturo V. Parreño were out of the session hall
when this ordinance was passed.

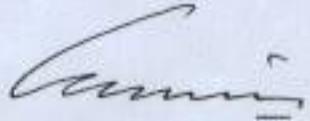

WILMAR L. DRILON
Vice Mayor
Presiding Officer
CITY ORD. NO. 173 5/96

ATTESTED:

ATTY. NILO T. ALEJANDRINO
Secretary to the Sanggunian

By: 
HELEN P. LEGASPI
Stenographic Reporter IV
Acting Board Secretary

APPROVED: December 20, 1996.


EVELIO R. LEONARDIA
City Mayor

NTA/HPL/jemz

RECORDS DIVISION
OFFICE OF THE MAYOR
BACOLOD CITY

DATE: 12/18/96
TIME: 10:52 A.M.
REC'D BY: 