



## OFFICE OF THE SANGGUNIANG PANLUNGSOD

### EXCERPT TAKEN FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN HELD ON DECEMBER 2, 2011.

<b>PRESENT:</b>	<b>HON. OSCAR A. BOLING, C.E.</b>	- ACTING PRESIDING OFFICER
	Hon. Carolyn D. Sison	- Majority Floor Leader
	Hon. Joseph T. Bacay	- Minority Floor Leader
	Hon. Earl James C. Aquino	- Member
	Hon. Joselito O. Fontelera	- -do-
	Hon. Margielou Orange D. Humilde	- -do-
	Hon. Rany S. De Leon	- -do-
	Hon. Constante R. Carasi, M.D.	- -do-
	Hon. Emerlina B. Ravarra, LBP	- Ex-Officio Member
<b>ABSENT:</b>	<b>HON. CITY VICE MAYOR CESAR C. MANZANO, Ret. Col. (PAF)-</b>	<b>OB-Attend VML Mtg., M</b>
	Hon. Rufina J. Gabriel	- OB-Attend PNRC Board
	Hon. Filemon R. Bacala, Jr.	- On Vacation Leave
	Hon. Moriah Diorella V. Ranoy, SKP	

### ORDINANCE NO. 2011-08

#### ANTI-LITTERING ORDINANCE OF THE CITY OF ALAMINOS

**WHEREAS**, among the major problems in the City of Alaminos, Pangasinan is the indiscriminate dumping/throwing/littering of garbage, refuse, filth and other kinds of wastes in public places, canals, rivers, drainage and other waste outlets;

**WHEREAS**, among the environmental stewardship of the City Government is to eradicate unsightly, unsegregated wastes in streets, public and open spaces;

**WHEREAS**, the City Government is empowered to adopt measure or Ordinance to ensure cleanliness and sanitation within the City premises and to protect the health, social and moral welfare of the community;

**WHEREAS**, concerted and expanded efforts by citizens, businesses, government and the entire society to properly dispose wastes/litter can cut waste disposal costs and emissions, while providing health and environmental benefits;

**NOW, THEREFORE**, be it enacted by the City Council, That:

**SECTION 1. TITLE OF ORDINANCE** - This ordinance shall be known as the "**ANTI-LITTERING ORDINANCE OF THE CITY OF ALAMINOS.**", an ORDINANCE PROHIBITING LITTERING/DUMPING/THROWING OF GARBAGE, RUBBISH OR ANY KIND IN OPEN OR COVERED PUBLIC PLACES, AND REQUIRING ALL OWNERS, LEASEES, OCCUPANTS OF RESIDENTIAL, INSTITUTIONAL AND COMMERCIAL ESTABLISHMENTS, WHETHER PRIVATE OR PUBLIC TO CLEAN AND MAINTAIN THE CLEANLINESS OF THEIR FRONTAGE AND IMMEDIATE SURROUNDINGS AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF." and shall be hereinafter referred to as the "Ordinance".

**SECTION 2. COVERAGE** - This Ordinance shall apply to all open and covered public and private places such as but not limited to public market, alleys, roads, parks, sidewalks, watercourses and buildings, offices, immediate surroundings, establishments, rivers, canals or esteros, drainage and other water outlets

# ORDINANCE OF THE SANGGUNIANG PANLUNGSOD

(Cont. Ord. No. 2011-08, enacted on 02 December 2011)

- page 2 of 6 -

## SECTION 3. DEFINITIONS:

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein:

- a) **Litter** - is garbage, refuse, and rubbish and all other waste material which, if thrown or deposited as herein prohibited, tends to create a danger to public health, safety and welfare.
- b) **Domestic waste** - are food residues, food preparation wastes and spoilages, paper and other paper products, metals, plastic and rubber, rugs and clothes, process residues, yard trimming and woods
- c) **Junk vehicles and appliances** - are those abandoned vehicles and metal products such as refrigerators, air conditioners, television, etc.
- d) **Industrial wastes** - are organic and inorganic residues, hazardous and toxic materials and chemicals, metals and woods
- e) **Special Wastes** - are bulky wastes, sewage residues, street sweepings, pollution control residues, pathological/hospital wastes, construction and demolition debris
- f) **Open public place** - are roads, streets, sidewalks, easements, parks including the Hundred Islands National Park (HINP) and other open spaces, bridges, alleys, overpasses, rivers, creeks, canals, drainage, esteros, waterways, and other bodies of water and outlets.
- g) **Covered public & private places** - includes schools, colleges, universities, museums, clinics, health centers, dispensaries, laboratories, government or private offices, auditoriums/stadium/gymnasium/session halls, churches, convention centers, theaters/movie houses/studios, bar, restaurants/cocktail lounges/canteen/kiosk, and other enclosed public eating places, dance halls/disco houses, day and night clubs, beer/pub houses, hotels, motels department stores, markets/groceries, factories, places and other covered places where people stay or gather for political, social, education, religious, sports or entertainment purposes.
- h) **Immediate surroundings** - refers to the frontage, including up to the mid-span of the road, street, alley or avenue (excluding highways and major thoroughfares) from the edge of the street gutter, sidewalks of residential houses, dwelling units, business/commercial establishments or offices whether private or public.
- i) **River, canals, drainage and other water outlets** - refers to all waterways and water outlets within the jurisdictional boundaries of the City of Alaminos.
- j) **Street and Sidewalk obstructions** - mean any form of waste which is immovable and bulky in nature because of its size and weight which may obstruct or impede the free flow of traffic and pedestrian.

- turn to next page please -



## ORDINANCE OF THE SANGUNIANG PANLUNGSOD

(Cont. Ord. No. 2011-08, enacted on 02 December 2011)

- page 3 of 6 -

### SECTION 4. PROHIBITIONS

#### 1. Littering

- a) No person shall litter, throw, dump, place, scatter waste, refuse or garbage, (like paper trash, plastic bags of any kind, cigarette butts, empty cigarette packs, candy/bread wrapper, empty boxes, packages, matchsticks, banana-que sticks, barbeque sticks, plastic cups, food packages, disposable diapers, masticated chewing gum and the like) and domestic, industrial and special wastes in any public places (open and covered public places) and immediate surroundings, including vacant lots, rivers, canals, drainage and other water ways (as defined in Section 3 of this Ordinance) not otherwise designated as garbage dumping areas/trash cans/receptacles.
- b) No person shall urinate and defecate in public places.
- c) The owners/residents, lessees or occupants of residential houses/dwelling units, vacant lots; the owners, proprietors, operators/ administrators of dormitories, condominiums, commercial buildings and offices whether private or public institutions like schools and churches are obliged everyday to sweep, clean and to maintain the cleanliness of their respective frontage and immediate surroundings, including the sidewalks and street gutters fronting their premises as defined in Section 3 hereof.
- d) No person/entity shall bring out garbage on the property line of residential and commercial establishments or any part of the road. It shall be brought outside only upon arrival of the authorized garbage hauling trucks in their respective localities.
- e) It is unlawful for any person/entity to place, store, dump, construction wastes or debris, junked or under repair vehicles, dilapidated appliances and other immovable objects in any part of the road, street or avenue or in any sidewalk which may obstruct or impede the vehicular and pedestrian traffic.
- f) It is unlawful for any person/s, private and public corporations, advertising and promotions companies, movie producers, professionals and service contractors to post, install, display any kind or form of billboards, sign posters, streamers, professional service advertisements and other visual clutters in any part of the road, sidewalk, center island, posts, parks and open space without permission/notice from the City Government or concerned Barangay. Posting, installing or displaying in trees is strictly prohibited.

#### 2. Throwing litter from vehicles

- a) No person, while a driver or passenger in any commercial and transportation facilities or public utility vehicle, shall throw, spill, scatter or deposit litter on any part of the road, street or other public places within the city, or upon private property, on their way to their destination.

- turn to next page please -



# OFFICE OF THE SANGGUNIANG PANLUNGSOD

(Cont. Ord. No. 2011-08, enacted on 02 December 2011)

- page 4 of 6 -

- b) The owners, operators, drivers and conductors of public utility vehicles plying within the City are obliged to clean and maintain the cleanliness of their respective vehicles at all times and to provide a modest trash receptacles inside their vehicles.
- 3. Deposit of litter, mud or any foreign matter from moving vehicles upon streets and other places**
- a) No person shall drive or move any truck or other vehicle within the city unless such vehicle is so constructed or loaded as to prevent any load, contents or litter being blown or deposited upon any street, alley or other public place.
- 4. Sweeping accumulated litter into streets, waterways, creeks, canals, gutters, brooks, esteros and riverbanks**
- a) No person shall sweep into or deposit in any gutter or other public place within the city the accumulation of litter from any building or lot or from any public or private sidewalk or driveway.
  - b) No person owning or occupying a place of business shall sweep into or deposit in any gutter, street or any other public place within the city the accumulation of liter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying the places of business within the city shall keep the sidewalk in front of their business premises free of litter.

## SECTION 5. ENFORCEMENT

The implementation and enforcement of this Ordinance shall be spearheaded by the Local Government Unit's City Health Office-Sanitation Section and City General Services Office-Solid Waste Management Section in cooperation of the City Tourism Office, City Agriculture Office-Coastal Resource Management Section, City Engineering Office and Business Permit and Licensing Office and the Barangay Council.

The apprehending officer (Peace and Order and Safety Office and/or Philippine National Police) shall issue tickets/receipts/citation to violators of this Ordinance, remit the collection to the Office of the Treasurer. The fines and penalties collected shall accrue to the General Fund of the City.

## SECTION 6. FINES AND PENALTIES

1. Any person who violates paragraphs a, c and d, Section 1.1 of this Ordinance be punished with a fine of ₱100.00 and shall pick-up/clean their litter thrown and/or reparation for damages made plus damages

Failure to pay the administrative fine, the violator shall be penalized, after conviction, by a fine of One Thousand Pesos (₱1,000.00) or imprisonment of three (3) to seven(7) days of *arresto menor* or both at the discretion of the court.

- turn to next page please -



## OFFICE OF THE SANGGUNIANG PANLUNGSOD

(Cont. Ord. No. 2011-08, enacted on 02 December 2011)

- page 5 of 6 -

2. Any person who violates paragraphs b, e, and f, Section 1.1 of this Ordinance be punished with a fine of ₱500.00 and shall pick-up/clean the litter thrown and/or reparation for damages made plus damages

Failure to pay the administrative fine, the violator shall be penalized, after conviction, by a fine of One Thousand Pesos (₱1,000.00) or imprisonment of three (3) to seven (7) days *arresto menor* or both at the discretion of the court.

3. Any person who violates Section 1.2 of this Ordinance be punished with a fine of ₱1,000.00 and/or reparation of damages, made plus damages

Failure to pay the administrative fine, the violator shall be penalized, after conviction, by a fine of One Thousand Pesos (₱1,000.00) or imprisonment of three (3) to seven (7) days of *arresto menor* or both at the discretion of the court.

4. Any person who violates Section 3 and 4 of this Ordinance be punished with a fine of ₱1,500.00 for the 1<sup>st</sup> offense and ₱2,000.00 for the succeeding offense.

Failure to pay administrative fine the owner/resident/lessee or occupant of a residential house/ dwelling unit/ proprietor/ manager of any business/commercial establishments after conviction, shall be penalized by a fine of Two Thousand Pesos (₱2,000.00) or imprisonment of seven (7) days to one (1) month of *arresto mayor* or both at the discretion of the court.

5. For illegally dumping of bulky waste, industrial wastes and others of similar nature that requires hauling, the violator shall be liable to pay an additional hauling fee of Three Hundred Pesos (₱300.00) per cubic meter in addition to the penalty provided in Section 6 hereof.

### SECTION 7. PUBLIC EDUCATION AND INFORMATION

The City Information Office, City Solid Waste Management Board/City General Services Office (CSWMB/CGSO), City Health Office (CHO), City Tourism Office and City Agriculture Office, Barangay Solid Waste Management Committee (BSWMC), POSO and PNP, Community Environment and Natural Resources Office (CENRO) shall, in coordination with DepEd, TESDA, CHED, DILG and PIA, conduct a continuing education and information campaign on waste disposal. Such education and information program shall:

- a. Aim to develop public awareness of the ill effects of and community-based solution to the indiscriminate dumping of wastes;
- b. Encourage the general public, accredited NGO's and people's organizations to publicly endorse practices that promote ecological balance.

- turn to next page please -



# OFFICE OF THE SANGGUNIANG PANLUNGSOD

(Cont. Ord. No. 2011-08, enacted on 02 December 2011)

- page 6 of 6 -

**SECTION 8. SEPARABILITY CLAUSE** - If any section or provision of this Ordinance is held or declared unconstitutional or invalid by a competent court, the other section or provisions hereof shall continue to be in force if the sections or provisions so annulled or voided had never been incorporated herein.

**SECTION 9. REPEALING CLAUSE** - All ordinances, executive orders, rules and regulations or parts thereof inconsistent with this ordinance are hereby revised, amended, modified and/or superseded as the case may be.

**SECTION 10. AMENDMENTS** - This ordinance may be amended and/or modified from time to time by the Sangguniang Panlungsod if ever deem necessary.

**SECTION 11. DENR ADMINISTRATIVE ORDER NO. 2001-34** - Implementing Rules and Regulation of Republic Act No. 9003 is a part and parcel of this Ordinance.


**SECTION 12. EFFECTIVITY** - This ordinance shall take effect fifteen (15) days after its approval, posting in conspicuous places and publication in local newspaper of province-wide circulation.

**ENACTED**.....

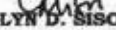
Sponsored by : HON. EARL JAMES C. AQUINO  
Co-sponsored by : HON. CONSTANCE R. CARASI, M.D.

I **HEREBY CERTIFY** to the correctness of the foregoing ordinance which consist of some six (6) pages including this page.

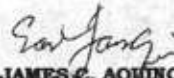
ATTESTED:

  
**OSCAR A. BOLING, C.E.**  
(City Councilor)  
Acting Presiding Officer

  
**VIRGILIO O. MONTEMAYOR**  
Secretary

  
**CAROLYN D. SISON**  
Majority Floor Leader

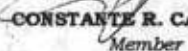
  
**JOSEPH T. BACAY**  
Minority Floor Leader


  
**EARL JAMES C. AQUINO**  
Member

  
**JOSELITO O. MONTELERA**  
Member

  
**MARGIELOU ORANGE D. HUMILDE**  
Member

  
**RANY S. DE LEON**  
Member

  
**CONSTANCE R. CARASI, M.D.**  
Member

  
**EMERLINA B. RAVARRA, LBP**  
Ex-Officio Member

APPROVED:

  
**HERNANI A. BRAGANZA**  
City Mayor