

EXCERPT TAKEN FROM THE JOURNAL OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN HELD ON JUNE 14, 2022

PRESENT:

Councilor Michelle S. Segundera	- Acting Presiding Officer
Councilor Carolyn D. Sison	- Majority Floor Leader
Councilor Verna S. D. Rabago	- Assistant Majority Floor Leader
Councilor Joselito O. Fontelera	- Member
Councilor Oscar A. Boling, Sr.	- Member
Councilor Froebel A. Ranoy	- Member
Councilor Arvin P. Braganza	- Member
LBP Raul B. Bacay	- Ex-Officio Member
PPSKP Lovely V. Bernabe	- Ex-Officio Member

ABSENT:

Councilor Apolonia G. Bacay	- On official business
Councilor Cirilo B. Radoc	- On official business
Councilor Dahlia M. de Leon	- On official business

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ORDINANCE NO. 2022-03

AN ORDINANCE ESTABLISHING A DISCIPLINE ZONE IN THE CITY OF ALAMINOS, PROVINCE OF PANGASINAN

Sponsor:

Councilor Verna S. D. Rabago

WHEREAS, Section 16, Article X of the 1987 Philippine Constitution promotes the right of the people and their organizations to effective and reasonable participation at all levels of social, political, and economic decision making;

WHEREAS, President Rodrigo Duterte, during his 4th State of the Nation Address (SONA) delivered on July 22, 2019 directed all local government units to reclaim public roads being used for private ends;

WHEREAS, anchored on the Philippine Development Plan (PDP) which aims to lay down the foundation for exclusive growth by ensuring people-centered governance towards “*Ambisyon Natin*” 2040, the DILG initiated a government-wide national advocacy campaign for culture of discipline locally dubbed as “*Disiplina Muna*” to activate the real concept of governance where citizenry will be aware of their roles and responsibilities in nation-building as Filipinos;

WHEREAS, compliant with the foregoing directive and order, the Local Government Unit of Alaminos City, Pangasinan deems it proper to establish a **Discipline Zone** in the area where laws, executive orders, ordinances and other relevant issuances in the City are strictly implemented;

NOW, THEREFORE, on motion of Councilor Verna S. D. Rabago, duly seconded by Councilor Carolyn D. Sison,

BE IT ORDAINED BY THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN IN REGULAR SESSION ASSEMBLED:

SECTION 1. TITLE. — This ordinance shall be known as “**The 2022 Discipline Zone Ordinance of the City of Alaminos, Pangasinan.**”

SECTION 2. OBJECTIVE. — This ordinance aims to instill discipline and orderliness in areas identified as a main convergence area of people within the City of Alaminos. Through this ordinance, relevant advocacies and activities shall be implemented to promote the culture of discipline among people and to become a model of discipline in any field of endeavor.

SECTION 3. DESIGNATED DISCIPLINE ZONE. — An area called “**Discipline Zone**” is hereby designated along **Quezon Avenue, from the junction of Vereciano St. (side of Nepo Mart) to Bonifacio Shrine at San Jose Drive (fronting St. Joseph Cathedral Parish)**, which will serve as pilot area for implementation.

SECTION 4. PROHIBITIONS/RESTRICTIONS. — The following acts are hereby prohibited/restricted within the Discipline Zone:

1. **Jaywalking.** No person shall illegally cross to a street without using the crosswalk or following signals that indicate when a person may or may not cross.
2. **Illegal parking.** It shall be unlawful to park in areas prohibited by existing law or ordinance for parking purposes or in those designated by the authority and/or the Local Government Unit as **NO PARKING** areas or zones.

A grace period of **five (5) minutes** will be given for drop-off/pick-up within the Discipline Zone.

3. **Illegal vending.** It shall be unlawful for any person or entity to illegally establish, erect, put-up any type of business establishment, stall, store and the like, nor extend his/her store, stall and the like which would encroach upon a portion of city roads, streets, avenues, alleys, sidewalks and the like.
4. **Littering.** No person shall litter in any form, such as:
 - a. throwing, dumping, placing or scattering waste, refuse or garbage and domestic, industrial and special wastes in any public places, and immediate surroundings, including vacant lots, canals, drainage and other waterways not designated as garbage dumping area/trash can/receptacle;
 - b. bringing garbage out on the property line of 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;
 - c. urinating and defecating;
 - d. placing, storing or dumping construction wastes or debris; junked or under repair vehicles; dilapidated appliances and other immovable object in any part of the road, street or avenue, or in any sidewalk which may obstruct or impede the vehicular and pedestrian traffic;
 - e. posting, installing or displaying any kind or form of billboard, sign poster, streamer, professional service advertisement and other visual clutter in any part of the road, sidewalk, center island, post, park and open space, without permission/notice from the City Government or concerned barangay. Posting, installing or displaying in trees is strictly prohibited;

- f. throwing, spilling, scattering or depositing litter on any part of the road, street or any other public place within the city, or upon private property, on their way to their destination;
 - g. leaving deposit of litter, mud or any foreign matter from moving vehicles; and
 - h. sweeping or depositing accumulated litter into street, waterway, canal, gutter, or to any public place from any building or lot, or from any public or private sidewalk or driveway.
5. **Smoking in public places.** It shall be unlawful for any person to carry a lighted cigarette or tobacco products, whether or not it is being inhaled or smoked in any public area.
6. **Spitting.** No person shall carelessly or intentionally eject saliva, phlegm, mucus or other substances from the mouth onto surfaces in any public area, except for designated receptacles.

SECTION 5. FINES AND PENALTIES. — Any person, juridical or otherwise, found committing any of the following prohibited/restricted acts shall be penalized, to wit:

1. **Jaywalking** (*pursuant to Article XXV, Item No. 52 of City Ordinance No. 2021-13*)
 - First offense - Fine of PhP 500.00
 - Second offense - Fine of PhP 1,000.00
 - Third offense - Fine of PhP 3,000.00 or imprisonment of not less than 15 days but not more than 6 months, or both at the discretion of the court.
2. **Illegal parking** (*pursuant to City Ordinance No. 2021-13*)
 - First offense - Fine of PhP 200.00
 - Second offense - Fine of PhP 300.00
 - Third and succeeding offenses - Fine of PhP 500.00
3. **Illegal vending** (*pursuant to Section 6 of City Ordinance No. 2003-23*)

Fine of PhP 1,000.00 or imprisonment of five (5) days or both such fine and imprisonment upon the discretion of the court.
4. **Littering** (*pursuant to City Ordinance No. 2011-08*)
 - a. Any person who violates paragraphs (a) and (b) under Section 4.4 hereof shall be punished with a fine of PhP 100.00 and shall pick-up/clean the litter thrown and/or reparation for damages made, plus damages

For failure to pay the administrative fine, the violator shall be penalized, after conviction, by a fine of One Thousand Pesos (PhP 1,000.00) or imprisonment of three (3) to seven (7) days of *arresto menor* or both at the discretion of the court.
 - b. Any person who violates paragraphs (c), (d), and (e) under Section 4.4 hereof shall be punished with a fine of PhP 500.00 and shall pick-up/clean the litter thrown and/or reparation for damages made, plus damages.

For failure to pay the administrative fine, the violator shall be penalized, after conviction, by a fine of One Thousand Pesos (PhP 1,000.00) or imprisonment of three (3) to seven (7) days *arresto menor* or both at the discretion of the court.
 - c. Any person who violates paragraph (f) under Section 4.4 hereof shall be punished with a fine of PhP 1,000.00 and/or reparation of damages made, plus damages.

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

- d. Any person who violates paragraphs (g) and (h) under Section 4.4 hereof shall be punished with a fine of PhP 1,500.00 for the 1st offense and PhP 2,000.00 for the succeeding offense.

For 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 (PhP 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. **Smoking in public places** (*pursuant to Section 14 of City Ordinance No. 2004-15*)

a. For Smokers:

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| First offense | - PhP 250.00 |
| Second offense | - PhP 500.00 |
| Third offense | - PhP 1,000.00 or one (1) day imprisonment upon final conviction of competent court |

b. Minors:

- b.1. Nine (9) years of age or below are exempt from penalty. However, such minor shall undergo proper counseling with their parents by the City Social Welfare Officer at the discretion of a competent court.
- b.2. Nine (9) years to fifteen (15) years of age **without discernment** shall be subjected to counseling by the City Social Welfare Development Officer at the discretion of a competent court.
- b.3. Nine (9) years to fifteen (15) years of age **with discernment** shall be fined PhP 250.00 and/or proper counseling by the Social Welfare Development Officer at the discretion of a competent court.

6. **Spitting** (*pursuant to Section 5 of City Ordinance No. 2020-24*)

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| First offense | - Fine of PhP 200.00, or 2-Hour Health awareness seminar in case of the violator's inability to pay the fine; |
| Second offense | - Fine of PhP 300.00, or 3-Hour Health awareness seminar in case of the violator's inability to pay the fine; |
| Third and succeeding offenses | - Fine of PhP 500.00, or 4-hour Health awareness seminar in case of the violator's inability to pay the fine. |

In case the violator is a minor, any of his/her parents shall undergo the above corresponding seminar and in the absence of parents, his/her guardian.

Section 6. No Contest Provision. — Any person apprehended for violation of this Ordinance who does not wish to contest the violation and is willing to pay voluntarily the penalty imposed upon him/her prior to the filing of formal complaint with the City Prosecutor's Office shall be allowed to pay the fine at the City Treasurer's Office to avoid being prosecuted.

SECTION 7. PARTNERS INVOLVED. — The LGU Alaminos City, the Alaminos City Police Station, City Advisory Council (CAC), Barangay Councils, non-government organizations and civil society organizations are partners in this endeavor.

SECTION 8. LEAD AGENCIES. — The Alaminos City Police Station and the Public Order and Safety Office (POSO) of the LGU Alaminos City shall be the lead implementing agencies, with force multipliers consisting of the barangay councils and respective civilian volunteer organizations (CVO) and Barangay Peacekeeping Action Teams (BPAT).

SECTION 9. SOURCE OF FUND. — The amount of One Hundred Thousand pesos (PhP 100,000.00) is hereby appropriated from the budget of Peace and Order Council as initial funding to finance installation of signages, repainting of pedestrian lanes, construction of elevated platforms, and for the full implementation of this Ordinance.

SECTION 10. REPEALING CLAUSE. — Any ordinance, implementing rules and regulations, and executive orders, or parts thereof, which are not consistent with the provisions of this ordinance are hereby repealed and/or amended accordingly.

SECTION 11. SEPARABILITY CLAUSE. — If any provision of this ordinance is declared invalid or unconstitutional, the remaining portions shall not be affected and shall remain in full force and effect.

SECTION 12. EFFECTIVITY. — This Ordinance shall take effect within fifteen days (15) after its publication in a newspaper of general circulation and after posting of copies of this Ordinance in conspicuous places within the City of Alaminos, Pangasinan.

APPROVED.....

I **HEREBY CERTIFY** to the correctness of the foregoing ordinance consisting of five (5) pages including this page.

LUZ B. VALE
Secretary

ATTESTED:

MICHELLE S. SEGUNDERA
Acting Presiding Officer

CAROLYN D. SISON
Majority Floor Leader

VERNA S. D. RABAGO
Assistant Majority Floor Leader

JOSELITO O. FONTELERA
Member

OSCAR A. BOLING, SR.
Member

FROEBEL A. RANOY
Member

ARVIN P. BRAGANZA
Member

RAUL B. BACAY, LBP
Ex-Officio Member

LOVERLY V. BERNABE, PPSKP
Ex-Officio Member

APPROVED BY:

JOSE ANTONIO MIGUEL Y. PEREZ
Acting City Mayor

Date