



**EXCERPT TAKEN FROM THE JOURNAL OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN HELD ON FEBRUARY 23, 2021**

**PRESENT:**

- |   |                                 |
|---|---------------------------------|
| Vice Mayor Jose Antonio Miguel Y. Perez | - Presiding Officer             |
| Councilor Apolonia G. Bacay             | - Presiding Officer Pro-Tempore |
| Councilor Cirilo B. Radoc               | - Majority Floor Leader         |
| Councilor Oscar A. Boling               | - Minority Floor Leader         |
| Councilor Carolyn D. Sison              | - Member                        |
| Councilor Michelle S. Segundera         | - Member                        |
| Councilor Joselito O. Fontelera         | - Member                        |
| Councilor Verna S. D. Rabago            | - Member                        |
| Councilor Froebel A. Ranoy              | - Member                        |
| Councilor Dahlia M. de Leon             | - Member                        |
| Councilor Alfred Felix E. de Castro     | - Member                        |
| LBP Raul B. Bacay                       | - Ex-Officio Member             |

**ABSENT:**

- |                         |            |
|-------------------------|------------|
| PPSKP Lovely V. Bernabe | - On leave |
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**ORDINANCE NO. 2021-04**

**ORDINANCE TEMPORARILY SUSPENDING THE USE OF VIDEOKE AND OTHER SIMILAR MACHINES/DEVICES CAUSING NOISE POLLUTION IN THE CITY OF ALAMINOS, PANGASINAN DURING WEEKDAYS (EXCEPT ON LEGAL HOLIDAYS) UNTIL THE LEARNING DELIVERY MODALITY WILL RESUME TO FACE-TO-FACE LEARNING IN SCHOOLS**

**Sponsored by: Councilor Verna S. D. Rabago**  
**Co-sponsored by: LBP Raul B. Bacay**

**WHEREAS**, Section 1, Article XIV of the 1987 Philippine Constitution provides that, **"The State shall protect and promote the right to quality education at all levels and shall take appropriate steps to make such education accessible to all;"**

**WHEREAS**, the Department of Education (DepEd) on 19 June 2020, issued Department Order No. 12, Series of 2020 providing for the **adoption of the Basic Education Learning Continuity Plan for School Year 2020-2021 in Light of the COVID-19 Public Health Emergency**", providing among others the learning delivery modalities for school year 2020-2021 through blended distance learning modalities;

**WHEREAS**, in support to the learning delivery modality adopted by the Department of Education in the City of Alaminos, Pangasinan and in response to the Department of Interior and Local Government (DILG) encouragement to Local Government Units (LGUs) to enact an ordinance or issue a set of rules and regulations in the use of videoke and other machines/devices causing loud, distracting noises that may cause disturbance during online classes, the august body deemed it necessary to regulate the use of sound-producing devices, which may cause disturbance to the community especially with the adoption of distance learning system by the education sector;



(Cont. Ord. No. 2021-04, enacted on 23<sup>rd</sup> day of February, 2021)

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**NOW, THEREFORE,** on motion of Councilor Verna S. D. Rabago, co-sponsored by LBP Raul B. Bacay, duly seconded by Councilor Dahlia M. de Leon and Councilor Apolonia G. Bacay,

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

**SECTION 1. TITLE.** - This ordinance shall be known as an **"ORDINANCE TEMPORARILY SUSPENDING THE USE OF VIDEOKE AND OTHER SIMILAR MACHINES/DEVICES CAUSING NOISE POLLUTION IN THE CITY OF ALAMINOS, PANGASINAN DURING WEEKDAYS (EXCEPT ON LEGAL HOLIDAYS) UNTIL THE LEARNING DELIVERY MODALITY WILL RESUME TO FACE-TO-FACE LEARNING IN SCHOOLS"**.

**SECTION 2. COVERAGE.** - This ordinance shall apply to all individuals, who shall use videoke and other similar machines/devices in elevated sound levels, within the jurisdiction of the City Government of Alaminos.

**SECTION 3. DEFINITION OF TERMS.** - The following terms are defined for the purpose of this ordinance:

- a. Community - refers to residential buildings and place with human inhabitants, including the nearby areas, which may be affected or reached by the noise pollution.
- b. Noise pollution - refers to the regular exposure to unwanted, excessive, and elevated sound levels that have deleterious effects on human health and environmental quality.
- c. Unreasonable loud noise - refers to the sound level, which is substantially incompatible with the time and location to the extent that it creates an actual or imminent interference with peace and good order.

**SECTION 4. REGULATION ON THE USE OF VIDEOKE AND SIMILAR DEVICES.** - The use of videoke and other similar sound-producing machines/devices, which tend to cause noise pollution and disturbance, may be allowed only from **6:00 o'clock in the morning to 8:00 o'clock in the evening of Saturdays and Sundays, and legal holidays.**

**SECTION 5. IMPLEMENTATION AND ENFORCEMENT.** - This ordinance shall be implemented by the Philippine National Police (PNP)-Alaminos, Public Order and Safety Office (POSO), Barangay Chairpersons and their personnel, and other individuals deputized by the Local Chief Executive.

**SECTION 6. EXEMPTION.** - Public announcements made by local and national government agencies using sound-producing machines/devices are exempt from the implementation of this ordinance.

**SECTION 7. PENALTIES.** - Any person found by the court of competent jurisdiction violating this Ordinance, shall be penalized with the following:

- |   |   |  |
|---|---|--|
| 1 <sup>st</sup> Offense                 | - | Php 2,000.00   |
| 2 <sup>nd</sup> Offense                 | - | Php 3,000.00   |
| 3 <sup>rd</sup> and Succeeding Offenses | - | Php 4,000.00 or imprisonment of not more than thirty (30) days, or both at the discretion of the court |

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(Cont. Ord. No. 2021-04, enacted on 23<sup>rd</sup> day of February, 2021)

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**SECTION 8. SEPARABILITY CLAUSE.** - If any provision of this Ordinance is declared invalid or unconstitutional, the remaining provision not affected thereby shall continue to be in full force and effect.

**SECTION 9. REPEALING CLAUSE.** - All ordinances, rules and regulations, or parts thereof, in conflict with, or inconsistent with any provisions of this Ordinance are hereby repealed, amended, or modified accordingly.

**SECTION 10. NO CONTEST PROVISION-** Any person found violating this ordinance may at once voluntarily choose to be penalized by paying fines to the treasury office after receiving a citation ticket.

**SECTION 11. EFFECTIVITY.** - This Ordinance shall immediately take effect upon compliance with the statutory requirements.

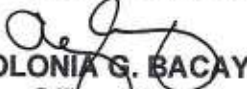
**SO ORDAINED/ENACTED.....**

I HEREBY CERTIFY to the correctness of the foregoing ordinance consisting of three (3) pages including this page.

  
**LUZ B. VALE**  
 Secretary

ATTESTED:

  
**JOSE ANTONIO MIGUEL Y. PEREZ**  
 City Vice Mayor/Presiding Officer

  
**APOLONIA G. BACAY**  
 Presiding Officer Pro-Tempore

  
**CIRILO B. RADOC**  
 Majority Floor Leader

  
**OSCAR A. BOLING**  
 Minority Floor Leader

  
**CAROLYN D. SISON**  
 Member

  
**MICHELLE S. SEGUNDERA**  
 Member

  
**JOSELITO O. FONTELERA**  
 Member

  
**VERNA S. D. RABAGO**  
 Member

  
**FROEBEL A. RANOY**  
 Member

  
**DAHLIA M. DE LEON**  
 Member

  
**ALFRED FELIX E. DE CASTRO**  
 Member

  
**RAUL B. BACAY, LBP**  
 Ex-Officio Member

APPROVED BY:

  
**ARTH BRYAN C. CELESTE**  
 City Mayor

03/16/21  
 Date