



EXCERPT TAKEN FROM THE JOURNAL OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN HELD ON SEPTEMBER 7, 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 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 |
| PPSKP Lovely V. Bernabe | - Ex-Officio Member |

ABSENT:

- | | |
|---------------------------------|------------------------|
| Councilor Joselito O. Fontelera | - On Official Business |
|---------------------------------|------------------------|

---o0o---

ORDINANCE NO. 2021-30

AN ORDINANCE PROVIDING FOR MECHANISMS FOR THE IDENTIFICATION, PROTECTION, PRESERVATION, CONSERVATION AND PROMOTION OF THE LOCAL HERITAGE AND CULTURAL PROPERTIES OF THE CITY OF ALAMINOS, PANGASINAN, CREATING THE ALAMINOS CITY CULTURAL HERITAGE CONSERVATION COUNCIL FOR THE PURPOSE AND APPROPRIATING FUNDS THEREFOR

Author:

Vice Mayor Jose Antonio Miguel Y. Perez

Sponsors:

Councilor Cirilo B. Radoc
Councilor Carolyn D. Sison
Councilor Verna SD. Rabago

EXPLANATORY NOTE

WHEREAS, Sections 14, 15, 16 and 17, Article XIV of the 1987 Constitution declare that the State shall foster the preservation, enrichment and dynamic evolution of a Filipino culture based on the principle of unity in diversity in a climate of free artistic and intellectual expression. The Constitution likewise mandates the State to conserve, develop, promote and popularize the nation's historical and cultural heritage and resources, as well as artistic creations. It further provides that all the country's artistic and historic wealth constitutes the cultural treasure of the nation and shall be under the protection of the State, which may regulate its disposition;"

-page 1 of 8-



(cont. Ordinance No. 2021-30, enacted on the 7th day of September, 2021)

-page 2 of 8-

WHEREAS, Section 2 of Republic Act No. 10066, otherwise known as the "National Cultural Heritage Act of 2009," further provides that in the pursuit of cultural preservation as a strategy for maintaining Filipino identity, the Act shall protect, preserve, conserve and promote the nation's cultural heritage, its property and histories, and the ethnicity of local communities; and to establish and strengthen cultural institutions;

WHEREAS, the City of Alaminos, Pangasinan is an urbanizing city and a prime tourism hub in Region I, and the City Government has been continuously investing in tourism development;

WHEREAS, it is widely known that cultural heritage and tourism are interconnected, where cultural heritage tourism has been one of the major key tourism market segments worldwide and studies have shown that cultural heritage tourism has a positive economic and social impact, establishes and reinforces identity; helps preserve the cultural heritage, and facilitates harmony and understanding among people;

WHEREAS, the City Government of Alaminos is seeking to fulfill the complementary goals of creating a niche and developing a new segment for cultural heritage tourism in the city, while protecting the legacy/heritage of the forefathers and inhabitants of Alaminos;

WHEREAS, in its desire to create a balanced atmosphere where the historic past can coexist in harmony with the modern society, this august body deemed it necessary to enact an ordinance for this purpose;

NOW, THEREFORE, upon due deliberation of the merits surrounding the issue and on motion of Councilor Carolyn D. Sison, duly seconded by Councilor Michelle S. Segundera, Councilor Froebel A. Ranoy, Councilor Alfred Felix E. de Castro, Councilor Verna S. D. Rabago, Councilor Apolonia G. Bacay, and LBP Raul B. Bacay,

BE IT ENACTED AS IT IS HEREBY ENACTED BY THE SANGGUNIANG PANLUNGSOD IN SESSION DULY ASSEMBLED, THAT:

SECTION 1. Short Title. — This Ordinance shall also be known as the "Alaminos City Cultural Heritage Ordinance."

SECTION 2. Declaration of Policy. — It is hereby declared the policy of the City of Alaminos to create a balanced atmosphere where the historic past coexists in harmony with modern society. To this end, it shall preserve and protect the local heritage and important cultural properties within the territorial jurisdiction of the city and safeguard their intrinsic value. It shall approach the issue of conservation in an integrated and holistic manner, cutting across all relevant disciplines and technologies.

SECTION 3. Scope. — This ordinance shall apply to the protection, preservation, conservation and promotion of the identified local cultural properties, historical monuments and historical shrines located within the territorial jurisdiction of the City of Alaminos, Pangasinan.

SECTION 4. Definition of Terms. — For purposes of this Ordinance, the terms enumerated in this Section shall be construed or interpreted to mean or refer to, as follows:

- a) Alaminos City Registry of Cultural Property – shall refer to the registry of all cultural properties deemed of significant importance to the cultural heritage of the City of Alaminos, Pangasinan;

(Handwritten signatures and initials are present at the bottom of the page, including a large signature on the left and several smaller ones on the right.)



(cont. Ordinance No. 2021-30, enacted on the 7th day of September, 2021)

-page 3 of 8-

- b) Archives – shall refer to public and private records in any format which have been selected for permanent preservation because of their evidential, historical, and/or informational value; otherwise known as archival materials collections or archival holdings; the place (building/room/storage area) where archival materials are kept and preserved; and an organization or agency or part thereof whose main responsibility is to appraise, arrange, describe, conserve, promote and make archival materials available for reference and research, also known as archival agency;
- c) Built heritage – shall refer to architectural and engineering structures such as, but not limited to, bridges, government buildings, houses of ancestry, traditional dwellings, quarters, train stations, lighthouses, small ports, educational, technological and industrial complexes, and their settings, and landscapes with notable historical and cultural significance;
- d) Conservation – shall refer to all the processes and measures of maintaining the cultural significance of a cultural property including, but not limited to, preservation, restoration, reconstruction, protection, adaptation or any combination thereof;
- e) Cultural Heritage – shall refer to the totality of cultural property preserved and developed through time and passed on to posterity;
- f) Cultural Property – shall refer to all products of human creativity by which a people and a nation reveal their identity, including churches, mosques and other places of religious worship, schools and natural history specimens and sites, whether public or privately owned, movable or immovable, and tangible or intangible;
- g) Heritage Council – shall refer to the Alaminos City Cultural Heritage Conservation Council (ACCHCC);
- h) Historical landmarks – shall refer to sites or structures that are associated with events or achievements significant to local history or Philippine history as recommended by the ACCHCC and adopted by the Sangguniang Panlungsod;
- i) Historical monuments – shall refer to structures that honor illustrious persons or commemorate events of historical value as recommended by the ACCHCC and adopted by the Sangguniang Panlungsod;
- j) Historical shrines – shall refer to historical sites or structures hallowed and revered for their history or association as recommended by the ACCHCC and adopted by the Sangguniang Panlungsod;
- k) Important cultural property – shall refer to cultural property having exceptional cultural, artistic and historical significance to the city, as recommended by the ACCHCC and adopted by the Sangguniang Panlungsod;
- l) Intangible cultural heritage – shall refer to practices, representations, expressions, knowledge and skills that communities, groups and individuals recognize as part of their cultural heritage, such as: (1) oral traditions, usages, customs, languages and other expressions; (2) performing arts; (3) social practices, religious rites, rituals, culinary traditions and festive events; (4) knowledge and practices concerning nature and the universe, worship; and (5) traditional craftsmanship;

Handwritten signatures and initials, including the name "Denny 5".



(cont. Ordinance No. 2021-30, enacted on the 7th day of September, 2021)

-page 4 of 8-

- m) Restoration – shall refer to the action taken or the technical intervention to correct deterioration and alterations.

SECTION 5. The Alaminos City Cultural Heritage Conservation Council. — There shall be created the Alaminos City Cultural Heritage Conservation Council, hereinafter referred to as the **Heritage Council**, to be composed of the following:

- | | |
|------------------|---|
| Chairperson | - City Mayor |
| Vice-Chairperson | - City Vice Mayor |
| Members | - Chairperson, SP Committee on Education, Culture and the Arts; |
| | - Chairperson, SP Committee on Tourism |
| | - Liga ng mga Barangay President |
| | - Panlungsod na Pederasyon of the Sangguniang Kabataan
President of Alaminos City |
| | - City Planning and Development Coordinator |
| | - City Tourism Officer |
| | - City Information Officer |
| | - City Building Official |
| | - Alaminos City Librarian |
| | - Representative of Public Schools |
| | - Representative of Private Schools |
| | - Representative of the Federation of Senior Citizens |
| | - Western Pangasinan Chamber of Commerce & Industry |
| | - Religious Sector Representative
(Catholic, Muslim, Protestant) |
| | - Other Civil Society Organizations (CSO) with focus
on heritage conservation or tourism |

[Handwritten signature]

The City Mayor may designate other members upon the recommendation of the Council, as necessary. Other private sector representatives shall be selected based on their demonstrated interest in and commitment towards the protection, preservation, conservation and promotion of the City's historical and cultural heritage and resources.

SECTION 6. Duties and Functions of the Heritage Council. — The Alaminos City Heritage Conservation Council shall have the following duties and functions:

- a) Prepare an annual plan for the identification, protection, preservation, conservation, and promotion of the local cultural and historical heritage to be submitted to the City Development Council for integration in the City's Development Plan and for consideration in the annual appropriation ordinance;
- b) Maintain the Alaminos City Registry of Cultural Property and recommend to the Sangguniang Panlungsod for legislative action the inclusion of such other identified local cultural and historical heritage sites and/or cultural property into the Registry or the delisting of the same should it be required after due diligence and referral to concerned authorities;
- c) Recommend to the Sangguniang Panlungsod for legislative action the listing or delisting of a local cultural property as a **national cultural treasure or an important cultural property**;

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]



(cont. Ordinance No. 2021-30, enacted on the 7th day of September, 2021)

-page 5 of 8-

- 6.4 Recommend to the Sangguniang Panlungsod such zone/s to be declared and/or maintained as Local Heritage Zones;
- 6.5 Coordinate with appropriate agencies, like the National Historical Commission of the Philippines (NHCP), the Department of Education (DepED), the Department of Tourism (DOT) and the Department of Public Works and Highways (DPWH), for the conservation and monitoring of national cultural properties found in the city;
- 6.6 Cause the gathering, collation and collection of data, photographs and other historical materials and cause the production of a comprehensive history book or manual or publication about the City of Alaminos and of the Hundred Islands National Park;
- 6.7 Formulate an incentive scheme and other forms of appropriate real estate tax relief and exemptions for private properties listed or registered in the Alaminos City Registry of Cultural Property as a form of incentive for the preservation of Alaminos City's historical and cultural properties. The Heritage Council shall recommend such forms of incentives and reliefs to the Sangguniang Panlungsod for approval;
- 6.8 Meet quarterly;
- 6.9 Submit an updated Registry annually, with pertinent data and pictures, to the Alaminos City Library and City Records Section for archiving; and
- 6.10 Formulate the Implementing Rules and Regulations for the implementation of this ordinance within sixty (60) days upon approval and submit the same to the Sangguniang Panlungsod for consideration and adoption.

SECTION 7. The Secretariat. — The Secretariat for the Heritage Council shall be composed of the following duly designated personnel from:

- 7.1 City Tourism Office
- 7.2 Alaminos City Library, and
- 7.3 City Records Section

SECTION 8. Function. — Upon instruction of the Heritage Council, the Secretariat shall be responsible for writing and issuing notices of meetings, setting the venue of the meeting, including fulfilling logistical requirements for taking of minutes of the meeting and filing thereof, writing correspondences, including filing thereof, and answering all queries related thereto;

SECTION 9. The Alaminos City Registry of Cultural Properties. — The Alaminos City Registry of Cultural Properties, herein referred to as “Registry”, shall be the source of information on all available cultural resources in the city which can be used by the public, land use planners, property owners, developers, the tourism industry, and educators; the source of information in the creation of tools for increasing awareness and the understanding of the city's cultural heritage; and shall be the basis for facilitating the protection, preservation, conservation and promotion of cultural property. Those built heritage fifty (50) years or more in age shall be considered cultural heritage. Those built heritage less than fifty (50) years in age shall be recommended to the Sangguniang Panlungsod for declaration as local cultural property. The initial Registry is as follows and inclusion of other cultural properties into this list shall adhere to provisions of Section 12 of this Ordinance:

[Handwritten signatures and initials at the bottom of the page]



(cont. Ordinance No. 2021-30, enacted on the 7th day of September, 2021)

-page 6 of 8-

Initial Registry of Cultural Properties

Name of Cultural Property	Location/Barangay
1. Alaminos City Hall	Poblacion
2. Alaminos City Water District Building/Tank	Poblacion
3. Alaminos Legislative Building	Poblacion
4. All monuments, statues and other built heritage at the HINP	Hundred Islands National Park
5. Bonifacio Monument "Spirit of 1896"	Poblacion
6. Communist Party of the Philippines Marker	Brgy. Dulacac
7. Don Leopoldo Sison Convention Center	Poblacion
8. Embarcadero Bridge and its ruins	National Highway, Brgy. Pogo
9. Gabaldon Building	San Jose Drive, Poblacion
10. Hundred Islands Lions Club Markers	Brgys. Cabatuan & Poblacion
11. Limahong and Urduja Kiosk/Pavilion	Don Gonzalo Montemayor Wharf, Brgy. Lucap
12. Lucap Lighthouse	Don Gonzalo Montemayor Wharf, Brgy. Lucap
13. Plaza Agapito Braganza	Poblacion
14. Plaza Enrique Braganza and Acacia Trees	Poblacion
15. Plaza Marcelo Ochave Pavilion, Acacia Trees, Perimeter Fence, Original Signage and other original parts/ruins	Poblacion
16. Public Cemetery Catholic Chapel Ruins and Perimeter Fence	Poblacion
17. St. Joseph Cathedral Parish	Poblacion
18. The Diver Statue	Don Gonzalo Montemayor Wharf, Brgy. Lucap
19. Welcome Arch in various barangays	Various locations
20. Welcome Arch of Alaminos City	Brgy. Cabatuan

SECTION 10. Designation of Heritage Zone/s. — The Alaminos City Cultural Heritage Conservation Council shall recommend to the Sangguniang Panlungsod the identified zone/s which will be declared as "Heritage Zone" for its/their official designation as such.

SECTION 11. Maintenance of the Heritage Zone/s. — The Heritage Zone/s shall be maintained by the City Government of the City of Alaminos, Pangasinan in accordance with the following guidelines pursuant to Section 13 of Republic Act No. 10066:

- 11.1 Implement adaptive reuse of the cultural property;
- 11.2 Appearance of streets, parks, monuments, buildings, and natural bodies of water, canals, paths and barangays within the locality shall be maintained as close to their appearance at the time the area was most importance to local history;
- 11.3 Document and sustain sociocultural practices, such as, but not limited to, traditional celebrations, historical battles, recreation of customs, and reenactment of battles and other local customs that are unique to the locality.

(Handwritten signatures and initials are present at the bottom of the page, including a large signature on the right side that appears to read 'Ruffa' and several other initials.)



(cont. Ordinance No. 2021-30, enacted on the 7th day of September, 2021)

-page 7 of 8-

SECTION 12. Declaration or Delisting of Local Cultural Property. — The procedure in declaring, as well as delisting a local cultural property shall be:

- a) A declaration or a delisting of a local cultural property shall commence upon the filing of a petition by the owner, stakeholder or any interested person/s with the Heritage Council. The Heritage Council shall refer the matter to the appropriate department / office for study and verification;
- b) Upon submission of the report and recommendation of the concerned department / office, the Heritage Council shall send notice of hearing to concerned parties and stakeholders and accept petitions for or against the listing or delisting of subject cultural property within fifteen (15) days after issuance of notice.
- c) The Heritage Council shall thereafter convene to hear petitions for or against the listing or delisting of subject local cultural property;
- d) After hearing, the Heritage Council shall submit within thirty (30) days to the Sangguniang Panlungsod its recommendation for legislative action;
- e) The Sangguniang Panlungsod, upon two-thirds (2/3) vote of all the members, shall pass a resolution approving / disapproving the listing or delisting of the subject local cultural property.

SECTION 13. Prohibited Acts. — No person/s or juridical entity shall intentionally:

- a) Destroy, demolish, mutilate, damage or vandalize any local cultural property, historical monument, marker or shrine as identified in the Registry;
- b) Modify and alter the original features of the said local cultural property without the permission and authority of the Sangguniang Panlungsod and/or the National Historical Commission of the Philippines; and
- c) Perform improper behavior and disrespectful gestures within or near the said monuments, markers, shrines and other such related cultural property.

SECTION 14. Penalty Clause. — Any person, group or juridical entity found violating Section 13 of this Ordinance or cause the same to be done as determined by a court of competent jurisdiction, shall be liable for a fine of Two Thousand Five Hundred Pesos (PhP2,500.00) and/or six (6) months imprisonment at the discretion of the court.

SECTION 15. Source of Funds. — The source of funds for the initial implementation of this Ordinance shall be charged to the CY 2021 Development Fund of the city amounting to Five Hundred Thousand Pesos (PhP 500,000.00). Thereafter, it shall be appropriated in the Annual Budget of the City of Alaminos, Pangasinan.

SECTION 16. Repealing Clause. — All other laws, ordinances, resolutions, executive orders, rules and regulations inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 17. Separability Clause. — Any portion or provision of this Ordinance that is declared unconstitutional shall not have the effect of nullifying other portions or provisions hereof as long as such remaining provisions can still subsist and be given effect.

[Handwritten signatures and initials at the bottom of the page, including names like 'Amnion', 'Ammy', and others.]




(cont. Ordinance No. 2021-30, enacted on the 7th day of September, 2021)

-page 8 of 8-

SECTION 18. Effectivity Clause. — This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation within the City.

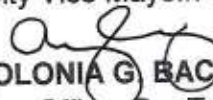
APPROVED.....

I **HEREBY CERTIFY** to the correctness of the foregoing ordinance consisting of eight (8) 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. RADO
 Majority Floor Leader


OSCAR A. BOLING
 Minority Floor Leader


CAROLYN D. SISON
 Member


MICHELLE S. SEGUNDERA
 Member



VERNA S.D. RABAGO
 Member


FROEBEL A. RANROY
 Member


DAHLIA M. DE LEON
 Member


ALFRED FELIX E. DE CASTRO
 Member


RAUL B. BACAY, LBP
 Ex-Officio Member


LOVERLY V. BERNABE, PPSKP
 Ex-Officio Member

APPROVED BY:


ARTH BRYAN C. CELESTE
 City Mayor

01/14/22
 Date