



Republic of the Philippines
Tanggapan ng Sangguniang Panlungsod
City of Naga



ORDINANCE NO. 2001-056

AN ORDINANCE AMENDING CITY ORDINANCE NO. 96-049, PROMULGATING RULES AND REGULATIONS ON SEGREGATION AND PROPER DISPOSAL OF GARBAGE BY COMMERCIAL, BUSINESS AND INDUSTRIAL ESTABLISHMENTS, AND INSTITUTIONS AND ALL HOUSEHOLDS IN THE CITY OF NAGA:-

Author: Hon. Simeon F. Adan

Be it ordained by the Sangguniang Panlungsod in the City of Naga, that:

SECTION 1. - TITLE. - The title of the Ordinance as now amended shall be “AN ORDINANCE AMENDING CITY ORDINANCE NO. 96-049 MANDATING ALL HOUSEHOLDS, BUSINESS AND COMMERCIAL ESTABLISHMENTS, AND INSTITUTIONS TO ADOPT WASTE SEGREGATION AT SOURCE AND PROPER DISPOSAL OF THE SAME AND PROVIDING PENALTIES FOR VIOLATION THEREOF”.

SECTION 2. - SCOPE OF THIS ORDINANCE. - As in Ordinance No. 96-049, it covers all 27 Barangays of the City of Naga with emphasis on each and every household, business and commercial establishments and institutions in the urban centers as well as in the rural sectors of the City.

SECTION 3. - DEFINITION OF TERMS. - All definitions in City Ordinance No. 96-049 as enumerated below are hereby adopted with the additional definitions in 3.B. as follows:

3.A. Definitions in City Ordinance No 96-049 as hereto adopted:

- 3.A.1. TRASH CAN -a trash can is a drum cut into half with appropriate handle and cover, painted with the name of the business/industrial/commercial establishment or zone concerned and on the other side in big letter “N” to stand for “NALALAPA” or degradable for one can with the other can with letters “DN”, to stand for “DAI NALALAPA” (non-degradable);
- 3.A.2. TRASH BAG - can be plastic or sack in medium sizes, one kind to be colored green to contain degradable wastes and another kind to be black or rust in color to contain the non-degradable wastes from source.
- 3.A.3. GARBAGE AT SOURCE - garbage or wastes at source refers to waste materials still inside the establishments or household before they are thrown into the garbage pile near the roadside for picked up by garbage collectors.
- 3.A.4. URBANIZED BARANGAYS - are the barangay in the Central Business District populated areas of the city numbering 21 out of the 27 barangays of the entire City.

- 3.A.5. RURAL BARANGAYS - are the six outlying barangays of the City namely, San Felipe, Pacol, Carolina, Panicuason, Cararayan and San Isidro most of which are still sparsely populated.
- 3.A.6. BARANGAY WASTE DISPOSAL COMMITTEE - a Three-man Committee to be created and organized by the Barangay Council concerned to attend to the implementation of the provisions of this ordinance headed by a Chairman, a Vice Chairman and one Member.
- 3.A.7. GARBAGE PILE - an area along the road/street side to be designated by the barangay waste disposal committee conveniently located and marked where the garbage cans or bags are to be placed and where segregated waste shall be piled up at the convenient time for pick up by garbage trucks and EWAMP collectors.
- 3.A.8. BARANGAY GARBAGE MONITOR - these are duly appointed or designated barangay monitors of garbage piles. Tanod Members or Rabus Officers mostly volunteers who are responsible in overseeing the throwing of garbage or wastes at the designated compost piles in the barangay.

3.B. New definitions:

- 3.B.1. INSTITUTIONS - shall be taken to mean here as all schools, public or private, and religious, civic, and social aggrupations;
- 3.B.2. WASTE SEGREGATION AT SOURCE - the process of classifying waste into biodegradable and non-biodegradable and putting waste so segregated in separate containers still at source or right in the households, establishments or institutions before disposal of the same at Pick Up Points.
- 3.B.3. PICK UP POINTS - are designated areas selected by the Barangay Council of each barangay with approval of ENRO preferably street corners duly marked by SIGNAGE "NALALAPA" and "DAI NALALAPA" and provided with waste receptacles where households and establishment or institutions proximate to them shall put their garbage at designated scheduled dates and time.
- 3.B.4. COMPOSTING CENTER - Composting Centers are constructed at chosen barangays or at the City Controlled Landfill where biodegradable wastes already segregated at source will be brought and composted into organic fertilizer and/or soil conditioner.
- 3.B.5. SOIL CONDITIONER - shall be construed as composted waste materials mixed with soil which can be used to loosen or enrich the soil for better plant growth on it.
- 3.B.6. MATERIALS RECOVERY SHED (CENTER) - a covered shed constructed at the disposal areas in barangay or at the City Controlled Landfill where non-biodegradable wastes shall be stored in compartments separated of each kind available for recycling or reuse. It will appear as a compartmentalized bodega or storage roofed and secured and with

sanitary surroundings.

- 3.B.7. CONTROLLED OR ENGINEERED LANDFILL - this is the new facility to be constructed by the City as the disposal site where composting of biodegradable wastes shall be done and all non-biodegradable wastes stored for recycling or reuse.
- 3.B.8. RESIDUE GARBAGE - this is the kind of garbage which cannot be recycled, reused or composted and needs to be finally disposed at the controlled Landfill Dumpsite.
- 3.B.9. BULKY WASTE -shall refer to waste materials which cannot be appropriately placed in separate containers because of either its bulky size, shape or other physical attributes. These include large worn-out or broken household, commercial, and industrial items such as furniture, lamps, bookcases, filing cabinets, and other similar items (Art. 2, Sec. 3(b) of RA 9003);
- 3.B.10. CONSUMER ELECTRONICS - Shall refer to special wastes that include worn-out, broken, and other discarded items such as radios, stereos, and TV sets (Art. 2, Sec. 2(g) of RA 9003);
- 3.B.11. SPECIAL WASTES - shall refer to household hazardous wastes such as paints, thinners, household batteries, lead-acid batteries, spray canisters and the like. These include wastes from residential and commercial sources that comprise of bulky wastes, consumer electronics, white goods, yard wastes that collected separately, batteries, oil, and tires. These wastes are usually handled separately from other residential and commercial wastes (Art. 2, Sec. 2(pp) of RA 9003);
- 3.B.12. WHITE GOODS - shall refer to large worn-out or broken household, commercial, and industrial appliances such as stoves, refrigerators, dishwashers, and clothes and dryers collected separately. White goods are usually dismantled for the recovery of specific materials (e.g. copper, aluminum, etc.) (Art. 2, Sec. 2(tt) of RA 9003);
- 3.B.13. AGRICULTURAL WASTE - shall refer to waste generated from planting or harvesting crops, trimming or pruning of plants and wastes or run-off materials from farms or fields (Art. 2, Sec. 2(a) of RA 9003). This kind of waste may be composted separately in a cell to turn into mulch or soil conditioner.

SECTION 4 of City Ordinance No. 96-049 shall be changed to: PROCEDURES ON THE SEGREGATION OF WASTE AT SOURCE AND ITS PROPER DISPOSAL.

Rules shall be changed to Step.

Step 1. – Steps 1-5 in City Ordinance No. 96-049 are adopted and unaltered. Steps to be changed to Activity 1-3.

Steps 1-5 in City Ordinance No. 96-049, provides that:

- A. Steps to take – Whoever is in-charge of disposal of waste materials in stalls, establishments and households must observe the following steps:

1. Prepare two kinds of collection bags for garbage or wastes, namely: one for degradable wastes and another for non-degradable wastes.
2. Take note of degradable or nalalapa, (“N” NALALAPA), viz:
 - 2.1. All left-overs from the dining table or cooking wastes from the kitchen (rice, fish, vegetables, meats, bones, etc.).
 - 2.2. All peelings of fruits, vegetables, coco meat, spices, etc.
 - 2.3. Garden wastes – leaves, flowers, weeds, small twigs & branches, roots, etc.
 - 2.4. Soft tissue pads and papers.
3. Take note of non-degradable – DN (“DAI NALALAPA”), viz:
 - 3.1. cardboard, thick paper, used stationary.
 - 3.2. glass, bottles, and slides, and broken mirrors, old batteries of all sizes, busted electric bulbs, etc.
 - 3.3. used cloths, sacks, etc.
 - 3.4. plastic cups, containers, styrofoam, bags, wrappers, etc.
 - 3.5. rubber bands, rubber strips, tires exterior and interior, etc.
 - 3.6. metals – aluminum, steel, tin cans, pipes, staples, wire, bottle caps, strips, bronze, broken cables, etc.
4. Put these materials separately in the two kinds of bags or boxes. Do not mix the degradable with non-degradable wastes.
5. Bundle or tie each bag to avoid the contents to spill out and scatter.

Step 2. – (a) Shall now be read as:

Activity 1. – Bring these two kinds of container to the Pick Up Point as designated and as scheduled, or compost the same right at home if possible.

Activity 2. – Bring the non-biodegradable wastes also placed in bags or bundled tightly to the Pick Up Point for Non-biodegradable wastes labeled (DAI NALALAPA) at the designated place and also as scheduled.

Activity 3. – Be sure to leave the bags or bundles of segregated garbage only at the designated area and only at the designated schedule shown on the Pick Up Point Signage.

Rule 3 is adopted and unaltered as Step 3.

Rule 3 of City Ordinance No. 96-049, provides that:

Rule 3 – Only duly designated barangay garbage monitors or volunteers are allowed to arrange or rearrange piled up garbage bags at the designated garbage piles.

1. Street sweepers are not allowed to reopen and repack or disturb the garbage bundles thrown into the piles.
2. Garbage monitors or volunteers are to prevent stray dogs or animals from the garbage piles and report the presence of stray animals for possible apprehension. Said garbage monitors or volunteers are authorized to catch stray animals and bring the same to the Barangay Pound for proper disposal according to law.

Step 4 is now worded as: ENRO garbage vehicles and their authorized handlers are to gather the segregated garbage at the Pick Up Points in a manner consistent with the principle of Segregation of Wastes and strictly in accordance with the schedule printed at the Pick Up Point's signage seeing to it that wastes are collected separately by kind (Degradable separately from Non-degradable) and by separate vehicles at designated days and time.

Step 5 shall now read as: The Garbage Vehicles of whatever type shall convey their collected wastes to the Controlled/Engineered Landfill located at Balatas, this City, in the following manner, viz:

- 5.1. For the Biodegradable (NALALAPA) wastes. These are to be dumped and laid out at the Composting Cells at the Landfill with the assistance of Composting Cell Handlers, the same to be covered immediately by earthfill for the composting process.
- 5.2. As to the Non-biodegradable (DAI NALALAPA) wastes, the trucks collecting them shall deliver said wastes to the Controlled Landfill at Balatas where the same shall be deposited at the Materials Recovery Shed (Center) made for the purpose.
- 5.3. All agricultural wastes shall be collected separately by separate garbage trucks and brought to the Agricultural Waste Composting Cell at the Controlled Landfill. (Maybe beside or part of the Controlled Landfill area for residue garbage).

Step 6 shall now be read as: Any garbage or wastes not segregated according to kind described above and brought to the Pick Up Points shall not be collected but allowed to remain at such place and the Barangay Monitor shall trace its source and record the violators and issue a Citation Ticket to them for penalty as specified in this ordinance.

If after two (2) days the violator is not found, the unsegregated garbage shall be collected by the ENRO and all households in the area of the Pick Up Point shall be warned about the violation leading to the possible apprehension of the violator.

Rule 7 and 8 are deleted.

Rule 9 is adopted and unaltered and changed to Step 9.

Rule 9 of City Ordinance No. 96-049, provides that:

Rule 9 – Hospitals, medical centers, and funeral parlors shall adopt their own waste disposal systems according to law.

Step 10 shall now be read as follows:

- 10.1. Garbage disposal in the upper barangays shall adopt a more intensive composting of biodegradable wastes at the household level by utilizing backyard compost pits or compost bins like old discarded rubber tires or compost baskets. This type of degradable wastes when segregated will no longer be brought to the Controlled Landfill of the City. The manner of composting shall follow the steps in the Manual on Garbage Back To Mother Earth (GABTOME) taught practiced by ENRO piloted at Barangay Bagumbayan Sur (Manuals shall be furnished these areas).
- 10.2. If possible, the barangay concerned shall put up its Composting Center in selected area in the barangay, together with a Materials Recovery Shed for Non-Biodegradable Wastes patterned after that of Bagumbayan Sur model.
- 10.3. The non-biodegradable wastes as are also segregated shall be collected by the barangay assisted by the ENRO at least once a week and the same brought to the Materials Recovery Center referred to in 10.2 above or if said Center is not yet available at the time, the ENRO Collection System may haul the same to the City's Materials Recovery Center in Balatas, weekly.

SECTION 5. - Section 5 of City Ordinance No. 96-049 is adopted "en-toto", thus:

"SECTION 5. - PROVIDING TRASH CANS AT GARBAGE PILES. -

- a. It shall be the responsibility of every Barangay Council to provide the herein described trash cans of at least two (2) (one for the degradable and one for the non-degradable) in every designated garbage pile or at a place as may be designated and determined by the Barangay Garbage Disposal Committee. If cans are not practicable, garbage piles must be designated and properly mentioned.
- b. If at a certain determined area one trash can is not enough for each kind, it shall be the obligation of the Barangay Council to augment the numbers needed when appropriate.
- c. The Barangay Council concerned are authorized under this ordinance to raise funds from legitimate means or collect garbage fees from households or establishments based on a locally passed ordinance, and funds thereof duly accounted for by the barangay fiscal system if only to furnish the Program with the needed facilities as herein provided and grant honoraria to duly authorized garbage collectors by areas adopting the provisions of Par. 5 of the Executive Order No. 91-001 dated January 23, 1991.

SECTION 6. - ENRO'S GARBAGE COLLECTION SCHEME. - As an essential component of the Garbage Collection and Disposal System of the City, the Environment & Natural Resources Office (ENRO) being the department of the City in-charge of this task, shall formulate a Collection and Disposal System that will match this new system of Waste Segregation at Source and the Composting of Biodegradable Waste as well as the recycling, reuse and reduction of non-degradable waste Citywide.

- 6.1. The ENRO through the Solid Waste and Pollution Management Division shall prepare a Comprehensive Schedule of Collection of Waste on a segregated basis stating therein in clear terms the number of trucks used to collect and deliver the non-biodegradable wastes as well as the Agricultural Wastes at

certain days and time of the week. This schedule of collection and disposal shall be disseminated to all concerned thru a massive information process.

6.1.1. Each garbage vehicle (truck) shall be provided with a bell or sound system to announce its coming to the Pick Up Points and must be labeled in bold letters the kind of garbage it will collect and deliver.

6.1.2. Every garbage vehicle shall be provided with a convenient cover to prevent its contents from falling off as it traverses the roadways especially when they are already fully loaded.

6.2. The garbage vehicles shall give special attention to the barangay based Materials Recovery Center established in Pilot Barangays such as that in Bagumbayan Sur and others who may adopt the facility in order to lessen the volume of wastes being brought to the Balatas Controlled Landfill. Special schedules shall be prepared for this micro-level Materials Recovery Center of barangays.

SECTION 7. - Mandatory Attendance by Heads of Households, Business and Commercial Establishments and Institutions to a Seminar-Demonstration Workshop on Waste Segregation and Composting Process.

7.1. Starting immediately after approval of this ordinance and within a period of three (3) months thereafter, all heads of households, business and commercial establishments and institutions shall be required to attend a two or three-hour Seminar-Demonstration Workshop on the Proper Method of Waste Segregation at Source, Composting and Disposal of Garbage.

7.2. The ENRO in cooperation with the Committee on Environment & Ecology of the Sangguniang Panlungsod and the Environment Management Council shall conduct a massive training of all households, business and commercial establishments and institutions Citywide based on a uniform Module prepared for the purpose.

7.2.1. The Information, Education and Communications Action Team (IECAT) of all barangays shall be clustered and scheduled accordingly to accommodate all household heads to attend such short period seminar-demonstration workshop preferably conducted in the clustered area. Instruction through actual demonstration and participation shall be conducted thoroughly to enable every participant to understand and practice the new scheme of Segregation of Waste at Source, the Composting of Biodegradable Wastes, and the Recycling and Reuse of Non-biodegradable as well as Agricultural Wastes and their proper disposal.

7.2.2. Attendance to such Seminar shall be compulsory but free and Certificates of Completion shall be issued to all who attend the Seminar. Such attendance shall be mandatory to all heads of households, business and commercial establishments or institutions regardless of whether he/she has already attended a previous seminar of this kind somewhere else.

7.2.3. The household head or head of establishment or institution may be represented by a member of the household or establishment or institution concerned especially the one who actually attends to the garbage at

home or in the establishments or institutions.

- 7.2.4. After the stipulated three (3) months period, a household or head of establishment or institution who fails to attend the Seminar-Demonstration Workshop or cannot show evidence of attendance thereat shall be subject to the penalty provided for in this ordinance.
- 7.2.5. Households heads and heads of establishments and institutions, however, who can prove to the Accrediting Team created for this purpose that they already know and practice the process of segregation and disposal of waste, can be given an Accreditation Certificate which can take the place of the Certificate of Attendance referred to hereinabove.
- 7.2.6. All those who registered and attended the Public on the Ordinance proposed on August 6, 2001 where such demonstrations on the Process are discussed are now considered Accredited for this purpose.
- 7.2.7. To enable Barangay-based Monitors to check the fact of attendance or accreditation, each household, establishment or institution shall frame their Certificates of Attendance or Accreditation and hang or display the same at a convenient place in their home or establishment for viewing and inspection.
- 7.2.8. To assure adequate dissemination of information on these processes, the ENRO shall use the media and TV to teach the household and institutional heads thru spots announcements and TV slides on this subject at the expense of the City or those sponsorships.

SECTION 8. - PENALTIES. - All penalties provided in City Ordinance No. 96-049 are amended to read as follows:

SECTION 8.A. - Penalties as provided for in Section 6 of City Ordinance No. 96-049 are as follows:

SECTION 6. - PENALTIES. -

- a. This ordinance hereby adopts en-toto the provisions of Section 10 of City Ordinance No. 95-080 as are applicable penalties herein directly related to the provisions of the present ordinance.

SECTION 10 of City Ordinance No. 95-080 provides that:

“SECTION 10. - PENALTIES.-

- a. Refusal of any owner of stalls of market, business or industrial establishment or institutions and later on household owners covered by the refuse resource management project particularly in the Central Business District, to comply with the standards of segregation and classification of refuse into biodegradable and non-biodegradable in accordance with the instructions set forth in the brochure by the management staff shall be punished by fines, thus:

For the first offense	P500.00
For the second offense	1,000.00
For the third offense	1,500.00
For the fourth offense	Cancellation of license and a fine of P2,500.00 or an imprisonment of not less than ten (10) days or both depending upon the decision of the court.

- b. Persons who throw their waste resources at place other than those designated particularly at riverbanks or canals shall likewise be fined accordingly to Sec. 10.a (1-3) above.
- c. Any person apprehended for taking, stealing or destroying the container provided for by the market stall owners and owners of business, and industrial establishments or households for this purpose, shall be punished at the instance by a fine of P500.00 or an imprisonment of not less than two (2) days or both at the discretion of the court.”
- d. All other violations or non-compliance of provisions of herein ordinance are provided built-in penalties in the form of deprivation on the violators thereof.

8.B. NEW PROVISIONS:

8.B.1. Any household head or heads of commercial and business establishments or institutions any member or their families or househelp who throw his garbage or waste in any form at any other place other than designated Pick Up Point shall be imposed a fine of Three Hundred Pesos (P300.00) for the first apprehension and Five Hundred Pesos (P500.00) for every subsequent apprehension plus imprisonment of not less than three (3) days for every apprehension thereof.

8.B.1.1. In case the member of the family other than the head or a subordinate helper of the establishment or institution is apprehended, the responsibility for the penalty herein shall devolve upon the head of the family or owner-proprietor or operator of the establishment or institution.

8.B.2. Any head of a household or establishment or institution in the City of Naga who fails to attend the Seminar-Demonstration on Proper Waste Segregation and Disposal held near his/her residence or establishment conducted by the Local Government of Naga thru the ENRO within the period of three (3) months after the approval of this ordinance shall be imposed a fine of Five Hundred Pesos (P500.00) or in case of insolvency shall suffer imprisonment of not less than five (5) days at the discretion of court .

8.B.2.1. A household head or head of establishment who has paid a fine after apprehension shall be made to comply with this requirement of attendance to a Seminar-Workshop even after the payment otherwise the same penalty shall be imposed on him/her until after he has complied with the same.

8.B.2.2. A household head or head of establishment or institution is deemed to have attended said Seminar-Demonstration if he possesses a

Certificate of Attendance and Completion duly signed by authorities concerned. The absence of such Certificate in his name or that of his/her representative or failure to display the Certificate of Attendance as provided in Section 7.2.5 above is *prima facie* evidence that he has failed to attend the same and subject to the penalty as provided herein.

8.B.2.3. The Barangay Council through their Barangay Tanods and with the assistance of the Philippine National Police (PNP) as are designated by the Chief of Police, Naga City PNP Station are deputized under this ordinance to apprehend violators of this ordinance and issue Citation Tickets prepared by the ENRO for this purpose.

8.B.2.4. All fines collected for violation of Section 4, Step No. 6; Section 8.1 and Section 8.2 in this ordinance shall accrue as follows:

8.B.2.4.1. Fifty percent (50%) of all collection shall be credited to the Special Trust Fund of the barangay concerned where the fines are collected specifically to be expended for their Solid Waste Management and Clean and Green projects of such barangay.

8.B.2.4.2. Fifty percent (50%) shall accrue to a Special Trust Fund of the City to be credited to ENRO and for use of such office for environmental programs and activities especially on Solid Waste Management and the purchase of waste disposal receptacles.

SECTION 9. - SEPARABILITY CLAUSE. - Should any provision of this ordinance or the application thereof to any person or entity be declared invalid or unconstitutional, the remainder of the ordinance not otherwise declared so shall valid and effective.

SECTION 10. - REPEALING/AMENDATORY CLAUSE. - All ordinances, rules and regulations, executive orders or portions thereof inconsistent with this ordinance are hereby repealed, amended and/or modified accordingly.

SECTION 11. - EFFECTIVITY. - This ordinance shall take effect upon its approval and publication at least once in any newspaper of local circulation and the posting thereof at City Hall and at every Barangay Hall in the City of Naga.

ENACTED: August 8, 2001.

WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

JOSE C. RAÑOLA, M.D.
City Councilor/Acting City Vice Mayor
& Presiding Officer

GIL A. DE LA TORRE
Board Secretary II
& Secretary Designate

APPROVED:

JESSE M. ROBREDO
City Mayor



Republic of the Philippines
Tanggapan ng Sangguniang Panlungsod
City of Naga



ORDINANCE NO. 2002-077

AN ORDINANCE INSTITUTIONALIZING MATERIALS RECOVERY AS THE PREFERRED MODE OF PROCESSING SOLID WASTE IN NAGA CITY, APPROPRIATING FUNDS THEREFOR AND AUTHORIZING THE CITY MAYOR TO NEGOTIATE A LOAN TO FULLY FINANCE THE PROJECT: -

Author: Hon. Simeon F. Adan

Be it ordained by the Sangguniang Panlungsod of the City of Naga, that:

SECTION 1. - STATEMENT OF POLICIES. - (a) The Naga City Government herein adopts materials recovery as the preferred mode of waste processing. Materials recovery shall refer to any process which recovers degradable and recyclable materials from solid waste bestowing them further economic value;

b. The city government herein recognizes that the materials recovery facility is both an essential governmental service and an economic activity. As such, the city government will run the facility as an economic enterprise but stands ready to subsidize its operation in the event that becomes necessary.

SECTION 2. - OBJECTIVES. - In consonance with these policies, the city government shall:

- a. Effect the closure of the Balatas dumpsite within six (6) months from the passage of this ordinance employing such measures as may be necessary to:
 - i. mitigate any offensive smell in the course of the closure;
 - ii. ensure the proper management of methane gas that may be generated;
 - iii. neutralize or lessen the adverse impact of the old garbage on the environment;
 - iv. if possible, cause the processing of the old garbage to reduce and eventually level the pile converting it either to compost or recycled materials;
- b. Cause the establishment and operation, within the same six (6) month period and in the same site and of a materials recovery facility using appropriate and cost effective technology;
- c. Ensure absorption by the said materials recovery facility of any displaced scavengers who depend on in-transit garbage and on the dumpsite itself for their livelihood; and
- d. Design the entire Balatas site in such a way to prevent further damage to the environment such as from leachate, strewn and flying debris and offensive smell. In addition, aesthetics shall be given due consideration to ensure that the Balatas site not only meets environmental and engineering standards but also contributes to the livability of its surrounding community.

SECTION 3. - IMPLEMENTATION. - In pursuance of these objectives, the following city government offices shall perform the following designated tasks:

- a. The City Environment and Natural Resource Office (City ENRO) shall:
 - i. Coordinate with the City Engineer's Office in the technical design of the materials recovery facility, including all related civil works and pollution control measures;
 - ii. Review and update the city's integrated solid waste management system as may be necessary to ensure that the materials recovery facility and all other components of the city's integrated solid waste management system complement each other;
 - iii. In coordination with the supplier of the equipment, ensure that there is a transfer of skills and technology related to the operation and maintenance of the facility to selected personnel of the city government;
 - iv. Launch an appropriate information, education and communications campaign to promote waste segregation at source once the materials recovery facility is in full operation;
 - v. Institute such measures and recommend such policies to effectively institutionalize such updated integrated solid waste management system.
- b. The City Engineer's Office shall:
 - i. In coordination with City ENRO, complete the technical design of the materials recovery facility, including all related civil works and pollution control measures;
 - ii. Supervise the implementation of all civil works and ensure their adherence to accepted government standards;
 - iii. Ensure completion of all engineering works as to allow operation of the facility within six (6) months of the passage of this ordinance.
- c. The City Agriculturist Office shall:
 - i. Formulate a program to encourage the use of compost produced by the materials recovery facility, herein referred to as the Balatas compost in the city's farmlands;
 - ii. Show, through an appropriate demonstration farm, the efficacy of the Balatas compost;
 - iii. Network with other government agencies, cooperatives and private organizations to promote their use of Balatas compost;
 - iv. Recommend such measures to improve the quality of the Balatas compost;
 - v. Undertake such other projects and activities to expand the end-users and enhance the quality of the Balatas compost.
- d. The Metro PESO shall:

- i. Formulate a sustainable credit program in support of adopters of the Balatas compost;
- ii. Assist in identifying new markets and in establishing a marketing network by the private sector for the Balatas compost;
- iii. Undertake such other measures to expand the market of the Balatas compost.

SECTION 4. - OPERATION. - The materials recovery facility may be operated by:

- i. The supplier of the equipment for a fixed number of years as set by the city government provided city government personnel are allowed to acquire the skills and know how to operate and maintain the facility right from the start of the operation of the facility;
- ii. The city government after a transition period to allow city government personnel to acquire the skills and know how to properly operate and maintain the facility;
- iii. By a private sector other than the supplier of the equipment selected through an open and competitive prequalification and bidding process.

SECTION 5. - DEADLINE OF THE SPECIAL PBAC. - The Special Pre-qualification, Bids and Awards Committee created to oversee the open and competitive selection of the supplier and operator of the equipment of the materials recovery facility shall conclude its work as to allow completion and operation of the said facility within the timetable set in Section 1 of this Ordinance.

SECTION 6. - COMPLEMENTATION WITH METRO NAGA. - The head of City ENRO shall coordinate with the project team of the Metro Naga Development Council preparing the design of the Metro Naga Solid Waste Management System to ensure that the Balatas materials recovery facility complements the other components of the said system.

SECTION 7. - FUNDING. - The amount of P10 million is herein appropriated out of any savings from the current year's appropriation to start the initial phase of this project.

SECTION 8. - GRANT OF AUTHORITY TO THE CITY MAYOR. - (a) The City Mayor is herein authorized to negotiate a loan with any financial institutions offering the most advantageous terms to the city government to cover the balance of the development cost of the facility.

- b. In the event that the materials recovery facility will not be operated by the city government, the City Mayor is herein likewise granted authority to negotiate and execute a contract with the supplier of the equipment or with such other party as may be selected through an open and competitive process for the operation and maintenance of the facility for a period as maybe agreed upon by the parties.
- c. The City Mayor is further authorized to negotiate with owners of property adjacent the Balatas dumpsite for the purpose of acquiring additional land, either by sale, lease or expropriation to meet the required area for a materials recovery facility.

SECTION 9. - REPEALING AND AMENDATORY CLAUSE. - Any provision of existing ordinances or executive issuances inconsistent with this ordinance are herein repealed or amended accordingly.

SECTION 10. - EFFECTIVITY. - This ordinance shall take effect upon its approval and publication in any local newspaper of general circulation.

ENACTED: December 11, 2002.

WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

JOSE C. RAÑOLA, M.D.
Acting City Vice Mayor & Presiding Officer

LILIAN O. PASCUAL
Local Legislative Staff Officer III
& SP Secretary-Designate

APPROVED:

ESTEBAN R. ABONAL
Acting City Mayor

TRANSPORTATION MATERIALS shall refer to all materials used in the railway operations by the Philippine National Railways, whether parts of its communication line or parts of railway track (e.g. rail, switch component, spike, angle bar, tie plate or bolt); these also include all other parts of vehicle, of any type or make, whether public or private.

PUBLIC SAFETY MATERIALS shall refer to all materials intended or designed to provide safety or directions to people, which include street signages/markers, drainage covers, street lighting materials, and the likes.

OTHER METALLIC MATERIALS shall refer to all other metallic materials originating from historic sites, public places and cemeteries, whether public or private, such materials as historical markers, building or plaza markers, tomb or mausoleum signages or markers, fences or railings.

LAW ENFORCERS shall refer to at least a team of two coming from either the Naga City Philippine National Police (PNP) or the Public Safety Office (PSO), and from the Barangay Council or Barangay Police with territorial jurisdiction over the junkshop. The city's Environment and Natural Resources Office (ENRO) shall act as support group to these law enforcers.

AFFIDAVIT OF UNDERTAKING shall refer to a document to be signed by the junk shop owner/operator that categorically states his or her willingness to allow law enforcers to conduct unannounced inspection and verification of Transaction Books or Registers during business hours within the premises of the junk shop.

BUSINESS HOURS and OFFICE HOURS shall refer to the hours from eight o'clock in the morning to 12:00 noon and one to five o'clock in the afternoon, except on non-working holidays.

INFORMANT shall refer to any person, not belonging to law enforcers as herein defined, who provide or supply information to the Naga City PNP and/or PSO in connection with the implementation of this Ordinance.

CENTRAL BUSINESS DISTRICT ONE (CBD 1) shall refer to the area enclosed by the Naga River from the Public Market to Colgante Bridge, then by the Streets of Santonja, Barlin, Hernandez (formerly Igualdad), up to the corner of Zamora.

CENTRAL BUSINESS DISTRICT TWO (CBD 2) shall refer to the area enclosed by the PNR property, the Naga City Subdivision, the private properties along Roxas Avenue/Diversion Road, the Triangulo Elementary School, and the Arago Subdivision.

NATIONAL HIGHWAY and INTER-TOWN ROADS shall refer to the Maharlika Highway as defined by the DPWH, including those portions that by-pass it (i.e. Roxas Avenue/Diversion Road and Almeda Highway), and all other major roads that connects the city to its neighboring towns (i.e. Naga-Camaligan Road and Naga-Gainza Road.)

MAJOR THOROUGHFARES and SECONDARY ROADS shall refer to the main thoroughfares in Naga, the usual busy streets leading to the schools, workplaces, churches, malls, transport terminals, recreation centers and public market. These also refer to roads that are being used to divert or re-route vehicular traffic flows when situation demands. Among others, these shall include BMC Road, J. Miranda Avenue, Magsaysay Avenue and its extension up to Queborac Road, Queborac-Abella Road, Mayon and Taal Avenues, Isarog and M. Castro Streets, Blumentritt and Dayangdang Streets, Jacob and Ocampo Streets, Ateneo Avenue and P. Santos Street, Sta. Cruz Proper up to Bayawas Street, the streets of Felix Plazo and Zamora, and the streets of Fraternidad and Balintawak.

RESETTLEMENT AREAS and HOUSING PROJECTS shall refer to all government, and non-government/private housing projects in Naga City, offering lot only or house-and-lot package to target clientele. These shall include subdivision or resettlement projects initiated/owned either by the National Housing Authority (NHA), by the City Government under its Kaantabay sa Kauswagan Program, by the Couples for Christ under its Gawad-Kalinga Program, by Habitat Foundation, by private housing developers, or by other entities.

SECTION 5. Business Permit Required. It shall be unlawful for any person, firm, association, partnership or corporation to operate or maintain a junk shop or junkyard, or to do business in junk at any place within Naga City, in any manner contrary to the provisions of this Ordinance and without first having obtained a license for such purpose, as herein provided.

Junkshops without Business Permit may be ordered summarily closed by the Office of the City Mayor thru the concerned implementing office of the City Government.

SECTION 6. Documentary Requirements. The following documents shall be required to be filed at the City Planning and Development Office (CPDO), from each person or entity obtaining Business Permit for junkshop operation, namely:

6.1 Pro-Forma Application Letter and Information Sheet (to be prepared by CPDO),
stating among others the complete name of the applicant, his/her residence
address and contact number/s; information whether applicant has been
sued/convicted of crime of larceny or crime involving moral turpitude
or any crime; information as to ownership of business site and other
necessary information. This Application Letter and Information Sheet shall be
duly verified or made under oath.

6.2 Xerox copy of applicant's identification: Voter's ID, plus Driver's License or any
other valid ID with recent photo and updated Community Tax Certificate;

6.3 Barangay Clearance as to the junkshop's acceptability where it is or will be located;

6.4 Xerox Copy of SEC or CDA Registration, if applicant is an entity;

6.5 Duplicate or certified copy of Partnership Agreement, if applicant are partners;

6.6 Location Sketch of existing/proposed site for junkshop operation;

6.7 Proof of Ownership of land and/or building, or Proof of Right to occupy and

use property (e.g. land title, lease contract, usufruct agreement, etc.);

6.8 Realty Tax Clearance from the CTO, if property being used for junkshop operation

is owned by the applicant;

6.9 Layout Plan of Junk Shop/Yard, to show sufficient area for stockfiling of

junks, office area, parking area for loading and unloading, entrance and

exit;

6.10 List of Employees or Workers, duly certified by the owner/operator;

6.11 List of Roving Collectors, if any; duly certified by the owner/operator;

6.12 List of Satellite Junkshop/s and their address/es and contact number/s, if any; and

6.13 Affidavit of Undertaking, duly subscribed before a Notary Public.

SECTION 7. Evaluation. A five-man Evaluation Team composed of personnel from the Office of CPDO, who will act as team coordinator, and members from the City Engineer's Office (CEO), Bureau of Fire Protection (BFP), City Health Office (CHO), and Environment and Natural Resources Office (ENRO), shall jointly evaluate the application documents, inspect the proposed site and premises, and make written report of their findings and recommendations whether to grant the application or not. The site inspection and evaluation shall be finished in a week's time. If the findings and recommendation is not favorable, then CPDO shall return the application immediately citing the reasons therefor. Only when the findings and recommendation is favorable that the CPDO shall endorse the application to the Business Licensing Division of the City Treasurer's Office (CTO) for assessment purposes and collection of license fees and charges, prior to preparation and issuance of a Business Permit.

For purposes of conducting objective evaluation, the team shall only refer to their respective office mandates and the various other statutes and ordinances, bearing in mind the policies enunciated in this Ordinance.

Applications containing information found by the Evaluation Team to be false shall be denied issuance of permit.

SECTION 8. Appeal for Returned Application; Temporary Business Permit. Appeal to the City Mayor may be made by the applicant only when all the major concerns/problems pointed out by the Evaluation Team shall have been positively addressed.

His/her appeal shall initially pass through the Office of CPDO for re-evaluation, and when warranted, the same is endorsed to the City Mayor for consideration and subsequent issuance of a Temporary Business Permit.

All appeals, however, shall be made by the applicant within fifteen (15) calendar days after his or her receipt of the denial or return of application for a Business Permit; thereafter, no appeal or request for reconsideration will be entertained.

All Temporary Business Permits issued by the City shall automatically become void and legally ineffective after six (6) months from the date of issuance, and no further extension of temporary business permit shall be permitted. Any act to circumvent this provision, such as changing of shop owner's name or business name, is enough ground to warrant automatic denial of application for a Business Permit.

SECTION 9. Entrances, Exits, Fences & Orderliness of Junk Yards. Any premises, piece or parcel of land, licensed and used as junkshop whether existing now or hereinafter created, shall have gated entrances and exits and shall be properly and neatly enclosed or separated from adjoining lots by walls or fences not less than 2.4 meters in height such that all junk materials shall be stocked inside the junkshop premises and not be visible to the public. Orderliness and sanitation within the premises shall always be maintained by the junk owner/operator. Failure to observe this provision will be a cause for revocation or denial of Business Permit.

SECTION 10. Recording Duty of Junk Shop Owners/Operators. Every junk shop owner/ operator shall maintain two (2) kinds of Transaction Books or Registers, one to record acquisitions or purchases and another to record disposals or sales of junk materials herein being monitored and regulated. The Transaction Book or Register specific for acquisitions or purchases shall have contain the following information: the seller's name, address, sex, age and the Driver's License or any other valid Identification Card, plus the updated Community Tax Certificate; the date, time and place of acquisition of such materials; the description and quantity of such materials; and the name and address of the person or persons from whom the seller acquired such materials, if any. The Transaction Book or Register specific for disposals and sales shall contain the following information: the buyer's name and address, sex, age and Driver's License or any other valid Identification Card, plus updated Community Tax Certificate; the date, time and place of sales or delivery; and the description and quantity of materials sold or delivered.

Such books or registers shall be made available to law enforcers for inspection during business hours, and they shall be preserved for a period of at least three years after the date of last transaction is recorded in such book.

Prior to their use, such Transaction Books or Registers shall both be presented to and accredited by the Naga City PNP and the PSO.

SECTION 11. Additional Duties. To facilitate monitoring purposes, the following duties shall also be performed by the junk shop owners/operators, to wit:

- A. To stockpile separately and apart from other purchased or acquired junks, the public utility materials, transportation materials, public safety materials, and other metallic materials defined in Section 4 and herein being monitored and regulated;
- B. To report to the Naga City PNP and PSO, preferably in writing or at least by phone, the purchase of regulated materials, within twenty four (24) hours, if such materials are purchased and/or stockfiled within the city;
- C. To permit law enforcers to conduct inspection of junkshop premises and transaction books or registers, and to present proof of purchases when requested;
- D. To ensure registration of his roving junk collectors;
- E. To report to the Naga City PNP and PSO all non-City Hall registered ambulant/itinerant junk buyers/pickers and junk dealers from outside Naga, for appropriate action.

SECTION 12. Registration of Ambulant Junk Buyers/Pickers. All ambulant/itinerant junk buyers, or street-level junk collectors/pickers, shall register annually at the City Hall, and be issued Identification Cards (IDs) after attending a half-day seminar on Anti-Fencing Law and on Anti-Pollution/Environmental Protection to be conducted jointly by the Legal Office and the City ENRO. For this, a fee of One Hundred Pesos (P100.00) shall be collected to defray the cost of seminar, handouts and ID.

SECTION 13. Registration of Junk Dealers From Outside the City. All junk dealers coming from outside the city shall register at the City Hall through the Business Division of the City Treasurer's Office, and be issued sticker, or when not available, a registration certification, after submitting documentary requirements and paying regulatory fees. For purposes of identifying the vehicles that these junk dealers use in the city, the type, model and plate number of these vehicles shall be recorded during the registration and their pictures are filed.

SECTION 14. Unlawful Transport. It shall be unlawful for any person or entity to transport or cause to be transported for himself or another from any point within the city or to any point outside the city of any materials described in Section 4 and herein being monitored or regulated, except when it is the same kind and quantity, or of lesser quantity, of purchased or acquired material that was reported to the authorities and recorded in the Transaction Book or Register kept by the junk shop owner/operator.

For purposes of transporting the junk materials being monitored and regulated hereof, the junk owner/operator shall inform, preferably in writing or at least by phone, the Naga City PNP and PSO prior to the actual loading of said materials. The Naga City PNP and PSO may monitor the actual loading of junk materials.

SECTION 15. Duties of the Naga City PNP and PSO. It shall be the duty of the Naga City PNP and PSO to keep the report or information supplied by the junkshop owner/operator in a separate Book or Register maintained in their respective offices as a public record available for verification by any person during office hours.

To attain the purpose and full intent of this Ordinance, it shall likewise be the duty of the Naga City PNP and PSO to conduct orderly, unannounced but coordinated inspection of junkshop premises, and verification of stocked junks and records, during business hours, at such an interval or regularity they deem proper but not less than once a week.

Likewise, it shall be the duty of the law enforcers from PNP and PSO, including the Barangay Police, to apprehend ambulatory/itinerant junk buyers who do not possess IDs issued by the City Hall pursuant to Section 12 hereof, and those junk dealers from outside the city who did not register with the Business Division, City Treasurer's Office pursuant to Section 13 hereof.

SECTION 16. Protection of Junkshop Owner's/Operators's Rights. Junkshop owners/operators duly issued Business Permit in the City of Naga shall be encouraged to organize among themselves, or if organization is already existing, to become members of said organization. They shall be protected from any form of abuse that could be committed by law enforcers. In this connection, law enforcers shall not require anything from the junkshop owner/operator other than what are expressly required under this ordinance. Conduct of inspections and verifications by law enforcers, as a general rule, shall be done only during business hours; however, if conducted beyond business hours, the law enforcers must present an Order issued by a competent Court. In addition, no seizure or confiscation of junks shall be done by law enforcers unless with valid Court Order.

Inspecting law enforcers from PNP shall be specifically authorized in writing by the PNP City Director; those from PSO, by its Office Head; and those from Barangay Police or Tanod, by the concerned Punong Banrangay.

SECTION 17. Preference During Bidding. Notice or Invitation to Bid for junk materials in the City Government of Naga shall be extended to all licensed junk shop owners and operators in Naga City.

SECTION 18. Penalties. Any person or entity found violating any provision of this Ordinance shall be penalized accordingly, as follows:

- A. For violating Section 5 hereof, the penalty shall be: for the first offense, summary closure of the junkshop without any Court Order and administrative fine of Three Thousand Pesos (P3,000.00); for second offense, summary closure of junkshop and administrative fine of Four Thousand Pesos (P4,000.00); for third offense, summary closure of junkshop and administrative fine of Five Thousand Pesos (P5,000.00). In this violation, all junks, and including tools and equipment for junkshop operation, may be restrained or confiscated as the case may be.
- B. For violating Sections 10 and/or any provision of Section 11 hereof, the junk shop owner/operator, for the first offense, shall be administratively fined Five Thousand Pesos (P5,000.00); for the second offense, the owner/operator shall be administratively fined with another Five Thousand Pesos (P5,000.00), in addition to permanent revocation of Business Permit and confiscation of junk;
- C. For violating Section 14 hereof, the junkshop owner/operator shall, for the first offense, be administratively fined Three Thousand Pesos (P3,000.00) in addition to impounding, by any law enforcer as defined in this ordinance, of vehicle/s being used for transporting junk materials including its/their cargo until such time that cargo have been accounted for and found to be in order; for the second offense, the junk shop owner's/operator shall pay administrative fine of Four Thousand Pesos (P4,000.00) without prejudice to impounding of vehicle/s being used for the trade; and for the third offense, the junkshop owner's/operator's Business Permit shall be revoked permanently, in addition to administrative fine of Five Thousand Pesos (P5,000.00) and confiscation of junks and issuance of Notice of Restraint against the vehicle/s and the junks therein.
- D. For violating Section 12 hereof, ambulant/itinerant junk buyers/pickers shall, for the first offense, be warned and advised to register at the City Hall and secure appropriate ID within fifteen (15) days; for the second offense, be required to pay administrative fine of Two Hundred Pesos (P200.00) or eight hours of community service in addition to impounding of vehicle/s being used for the trade until he/she shall have complied with the registration requirement;
- E. For violating Section 13 hereof, the junk dealer coming from outside the city shall, for the first offense, be administratively fined One Thousand Pesos (P1,000) in addition to impounding of vehicle/s until he/she has registered at the Business Division, City Treasurer's Office and is issued sticker or registration certification; for the second offense, impounding of the vehicle/s being used and payment of administrative fine of Three Thousand Pesos (P3,000.00); and for the third and succeeding offenses, impounding of the vehicle/s and administrative fine of Five Thousand Pesos (P5,000.00).

- F. For non-observance of target dates pursuant to Section 21 hereof, an administrative fine of One Thousand Pesos (P1,000.00) for every violation committed.
- G. For removal or defacement of public information devise used in summary closures of junkshops without Business Permit, an administrative fine of Two Thousand Pesos (P2,000.00) plus the cost of lost or defaced information devise.

SECTION 19. Grant of Incentives. The City Mayor's Office shall formulate guidelines for granting incentives for law enforcers and informants for the effective implementation of this Ordinance. However, the guidelines, among others, shall set the criteria and procedures for the grant of incentives, define the various forms of incentives to be given, protect the identity of informants, and encourage participation by public utility companies or by private person or entity. Financial incentives, if any, shall be subject to government accounting and auditing rules and regulations.

SECTION 20. Regulation as to Location. The location of junkshops within the City of Naga shall be governed by the following rules:

- A. Junkshops shall be PROHIBITED or REGULATED in the following areas:
 - 1. Central Business District One (CBD 1)
 - 2. Central Business District Two (CBD 2),
 - 3. along the national highway and inter-town roads,
 - 4. major thoroughfares and secondary roads,
 - 5. beside or within 50 meters from any body of water,
 - 6. in resettlement areas or housing projects, except Material Recovery Facilities (MRFs) sanctioned by City ENRO.
- B. Barangay Balatas and Barangay Cararayan are hereby designated as Special Zone for junkshops, starting from the junction of Almeda and Balatas Road up to Cararayan-Del Rosario Road, and, for the purpose of this ordinance, the properties therein may be re-zoned from residential/agricultural to commercial area in accordance with City Ordinance No. 2000-071, as amended by City Ordinance No. 2002-043. Thus, junkshops are hereby encouraged to locate their businesses to the said area, subject to some business-related incentives that may be granted by the City Government under a guidelines to be prepared by the CPDO in consultation with the City Mayor and to be approved by the SP.
- C. No new junkshop, when this ordinance takes effect, shall be allowed to open in the prohibited or regulated areas. Existing junkshops with business permit shall not be allowed to expand or put up satellite shops within said areas.
- D. Existing junkshops that fail to secure Business Permit within ten (10) days after the publication of this Ordinance shall no longer be issued permit unless he/she transfers to a new location not herein prohibited.

E. Junkshops presently located in prohibited or regulated areas, but were subsequently issued Business Permit, shall be allowed to continue their business subject to duration herein specified; Provided, that they strictly comply with Section 5 and Section 9 hereof. Violation of Section 5 and/or Section 9 is a ground for revoking the privilege of being allowed to continuously conduct junkshop operation in any prohibited or regulated area. The cancellation of this privilege, or the non-operation of business for at least three months, disqualifies a person or entity from re-opening his/her junkshop in the same area.

F. The duration for junkshops located beside or within fifty (50) meters from any body of water may be allowed up to December 31, 2009 only; and those located along the national highways and inter-town roads, and major thoroughfares and secondary roads within the city, for a maximum of two (2)(with note of the city mayor dated 8-17-08 "2 years is too long. Same time period December 31, 2009") years from the effectivity of this ordinance; provided further that this limitation shall not cover junkshops that own the land where their business is located. Phase-out scheme for junkshops covered by this limitation shall be prepared, implemented and monitored by concerned offices in the City Government.

SECTION 21. Transitory Provision. The mandatory Transaction Books or Registers pursuant to Section 10 hereof, shall be ready for use by those with Business Permit at the start of the effectivity of this ordinance.

Stockpiling of junks pursuant to Section 11 (A) hereof shall be deemed to have been done and ready for inspection by the law enforcers after fifteen (15) days from the effectivity of this ordinance.

All other junkshops, regardless of size, capitalization or location, operating without Business Permit shall secure Business Permit within ten (10) days after the publication of this Ordinance; otherwise, they shall be summarily closed. These junkshops that were able to secure Business Permit shall likewise be required, within fifteen (15) days after issuance of permit, to prepare and make ready the Transaction Books or Registers pursuant to Section 10 hereof and the required stockfiling pursuant to Section 11 (A) hereof.

Junkshops summarily closed by the City shall not remove or deface any of the signages, plackards/postings, barriers, or any other devise used to signify to the public the message that the establishment is closed. Any removal or defacement of these public information device, whether partially or wholly, shall be strictly prohibited and will be presumed to have been committed by the junkshop owner/operator concerned, or his/her agents/representative.

SECTION 22. Repealing Clause. All ordinances, resolutions, and executive issuances inconsistent with any provision of this Ordinance are hereby repealed, modified and amended accordingly.

SECTION 23. Separability Clause. If, for any reason or reasons, any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 24. Effectivity. This Ordinance shall take effect ten (10) days after its publication in at least one newspaper of local circulation.

ENACTED: August 12, 2008.

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

(SGD)**GIL A. DE LA TORRE**
Secretary to the
Sangguniang Panlungsod

(SGD)**GABRIEL H. BORDADO, JR.**
City Vice Mayor &
Presiding Officer

APPROVED:

(SGD) **JESSE M. ROBREDO**
City Mayor



REPUBLIC OF THE PHILIPPINES
CITY OF NAGA
"An Maogmang Naga"

Office of the City Mayor



EXECUTIVE ORDER NO. 2014-002

CREATING THE JAPAN SOCIAL DEVELOPMENT FUND-WORLD BANK-SOLID WASTE MANAGEMENT ASSOCIATION OF THE PHILIPPINES-INFORMAL WASTE SECTOR (JSDF-WB-SWAPP-IWS) TECHNICAL WORKING GROUP:

WHEREAS, Republic Act 9003, also known as "Ecological Solid Waste Management Act of 2000", provides for the establishment of necessary institutional mechanisms and incentives for a systematic, comprehensive and ecological solid waste management program in the Philippines;

WHEREAS, said law seeks to institutionalize public participation in the development and implementation of national and local integrated, comprehensive and ecological waste management programs in the country;

WHEREAS, to help in the effective implementation of said law, the Japan Social Development Fund and the World Bank are supporting a project focusing on the key role being played by the informal waste sector (IWS);

WHEREAS, under said project, the Solid Waste Management Association of the Philippines (SWAPP) was tasked to oversee project implementation.

WHEREAS, the creation of a Technical Working Group is necessary for the implementation of said project in Naga City.

NOW THEREFORE, I, JOHN G. BONGAT, by virtue of the powers vested in me by law as City Mayor of Naga, do hereby order the following:

SECTION 1. Creation of TWG. A technical working group (TWG) for the JSDF-WB-SWAPP-IWS Project is hereby created comprising of the following:



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Office of the City Mayor



Chairman: Hon. John G. Bongat, City Mayor
Co-Chairperson: Hon. Joaquin Perez, SP Committee on Environment
Executive Officers:

Engr. Joel P. Martin, City Solid Waste Management Officer
Fr. Jeffry John Paul Briones, CASAFI Executive Director
Mrs. Salve Cadag, SWAPP Local Area Coordinator

Members:

1. Mrs. Erlinda V. Bailey, City Environment and Natural Resources Office
2. Mrs. Marina G. Rada, Provincial Environment & Natural Resources Office
3. Ms. Rosemarie I. Ciudadano, City Planning and Development Office
4. Mr. Honorino A. Penolio, Metro Public Employment Services Office (PESO)
5. Mrs. Gail Sergio-Cea, Community Environment and Natural Resources Office
6. Ms Anna Christine I. Soriano, Department of Labor and Employment
7. Mr. Antonio C. Baloro, Department of Education (Naga)
8. Ms. Edna Tejada, Department of Trade and Industry
9. Mrs. Ma. Eva Gregorio, Naga City Social Welfare & Development Office
10. Mr. Nicolas Beda A. Priela, Metro Naga Chamber of Commerce and Industry
11. Mrs. Ester Norte, BALATAS Kadamay
12. Mr. Manuel Baal, Environment Watch Group East
13. Mr. Arnold Balquin, Environment Watch Group West
14. Mr. Romeo Arnel J. Beria, TESDA
15. Ramiro I. Samar, Naga City People's Council

SECTION 2. Roles and Responsibilities of the TWG. The JSDF-WB-SWAPP-IWS TWG shall have the following functions:

1. Develop the Informal Waste Sector as an organization, including the crafting of various plans and strategies to support its operation;
2. Monitor the livelihood projects of its members;
3. Adopt revenue generating measures to promote the viability of the livelihood projects of the organization;
4. Convene regular meetings for the purpose of planning and updating the status of the livelihood program of the organization; and
5. Perform oversight on the local IWS organization.



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Office of the City Mayor



SECTION 3. Effectivity. This Executive Order shall take effect immediately.

Issued this 10th day of January, 2014 at Naga City, Philippines.


JOHN G. BONGAT
City Mayor

Attested by:


FLORENCIO T. MONGOSO, JR., CSEE
Department Head II and Acting City Administrator



REPUBLIC OF THE PHILIPPINES
OFFICE OF THE CITY MAYOR
City of Naga



Executive Order No. 2014-025

CREATING THE HOSPITAL WASTE COMMITTEE TO STUDY THE CONSTRUCTION OF A LOCAL FACILITY THAT WILL CONTAIN INFECTIOUS AND HAZARDOUS WASTES IN THE CITY OF NAGA:

WHEREAS, the Republic Act No. 6969 also known as the "Toxic Substances and Hazardous and Nuclear Wastes Act of 1990" regulates the disposal of hazardous and infectious wastes in the country ;

WHEREAS, said Act has identified adverse affects of health and electronic wastes to the environment if not properly contained;

WHEREAS, from the average daily waste generation in the city, electronic wastes make up 0.17% while hospital wastes constitute 0.020% of the total garbage generated in the city;

WHEREAS, the City of Naga has received proposals from various stakeholders to construct a Treatment, Storage and Disposal facility (TSD) that will contain these hazardous wastes;

WHEREAS, during the City Development Council meeting on June 19, 2014, it was agreed upon by stakeholders that the City Government will establish said facility for the containment of hospital and other hazardous wastes in the city;

NOW, THEREFORE, I, JOHN G. BONGAT, Mayor of the City of Naga, by virtue of the powers vested in me by law, do hereby order:

Section 1. Creation of the Local Hospital Waste Task Force. A local committee is hereby created to oversee the implementation of the project in the City of Naga.

Section 2. Composition. The Local Hospital Waste Task Force shall comprise of the following:

Team Leader: Engr. Joel P. Martin, Chief, Solid Waste Management Office

Members:

Mr. Oscar P. Orozco, City Environment and Natural Resources Officer, City ENRO

Ms. Gergoria Nilda B. Abonal, Chief, City Treasurer's Office

Mr. Ramon F. Perez, Hospital Administrator, Dr. Nilo Roa Memorial Hospital

Dr. Eden B. Fernando, Administrator, Plaza Medica Clinic

Mrs. Ruby Antonio, Naga Imaging Center Cooperative



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City of Naga




Engr. Oscar Felix, Bicol Medical Center

Section 3. Functions and duties of the Task Force. The local hospital waste task force shall have the following functions and responsibilities:

- a. Over-all supervision of project implementation, to include the proper coordination with all the involved offices, and the management and regular monitoring of the various stages of the project
- b. Selection of project site for the TSD facility
- c. Formulation of project detail costs
- d. Identification of fund sources and payment scheme for hospitals and other users
- e. Development of operations system of the TSD facility
- f. Establishment of monitoring system for the daily operations of the TSD facility
- g. Participation in committee meetings, and
- h. Preparation of project reports.

Section 4. This Executive Order shall take effect immediately.

Issued this 22nd day of July, 2014 at Naga City, Philippines.


JOHN G. BONGAT
City Mayor

Attested by:


FLORENCIO T. MONGOSO, JR., CSEE
Department Head II and City Administrator



REPUBLIC OF THE PHILIPPINES
OFFICE OF THE CITY MAYOR
City of Naga



Executive Order No. 2015-026

RECONSTITUTING THE NAGA CITY SOLID WASTE MANAGEMENT BOARD

WHEREAS, City Ordinance No. 2001-073 created the Naga City Solid Waste Management Board which is primarily tasked to formulate policies on the efficient management and collection of solid waste in the city;

WHEREAS, there is a need to reconstitute said council due to the recently concluded local elections and barangay elections this year, where new members were chosen and elected;

NOW THEREFORE, I, JOHN G. BONGAT, Mayor of the City of Naga, by virtue of the powers vested in me by law, do hereby order the reconstitution of Solid Waste Management Board, to wit:

Section 1. Composition. – Consistent with Section 12 of RA 9003, the Board shall be composed of the following:

Chairman: City Mayor

Vice-Chairman: SP Chairman of the Committee on Environment & Energy

Members:

- President, Liga ng mga Barangay
- Federation President, Happy Youth Movement in Naga (HYMN)
- Solid Waste Management Office Head
- City ENRO Head
- City Planning and Development Officer
- City Engineer
- City Health Officer
- City Agriculturist
- City Parks and Recreational Facilities Management Office Head
- City Director, NCPO
- Representative, Philippine Army, 9th Infantry Division
- Schools Division Superintendent of the DepEd Division of City Schools of Naga
- City Director, DILG-Naga
- Provincial Director, DTI – Camarines Sur
- President, Metro Naga Chamber of Commerce and Industry (MNCCI)
- Representative, Rural Improvement Club (RIC)
- Representative, Federation of Filipino-Chinese Chambers of Commerce & Industry

CITY HALL, J. MIRANDA AVENUE, CONCEPCION PEQUEÑA, CITY OF NAGA 4400

☎ (6354) 473-2240 • 473-2055 ☎ (6354) 472 - 3235 🌐 www.naga.gov.ph



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City of Naga



- President, Knights of Rizal, Naga City Chapter
- Executive Officer, Naga City People's Council (NCPC)
- President, Council of the Laity of the Archdiocese of Caceres (Religious)
- President, Isarog Garden Society Foundation, Inc.
- President, Rotary Club of Naga
- President, Boy Scouts of the Philippines, Naga City Council
- President, Girl Scouts of the Philippines, Naga City Council
- President, Naga City Rabuz Federation


Members hereof who are non-government officials or employees shall be entitled to necessary traveling expenses and allowances chargeable against the funds of the Board, subject to existing accounting rules and regulations.

Section 2. Secretariat to the Board. – A Support Secretariat to the Board, primarily composed of the Staff Personnel from the Solid Waste Management Office, to be headed by the Chief of the Special Concerns Office of the said office with the main function of records keeping and documentation, is also hereby created.

Section 3. Functions of the Board – Those provided for under Republic Act. No. 9003 and Ordinance no. 2001-073 and the provisions whereof as to functions of the Board are herein adopted and made part of this Executive Order.

Section 4. Effectivity. This Executive Order shall take effect immediately.

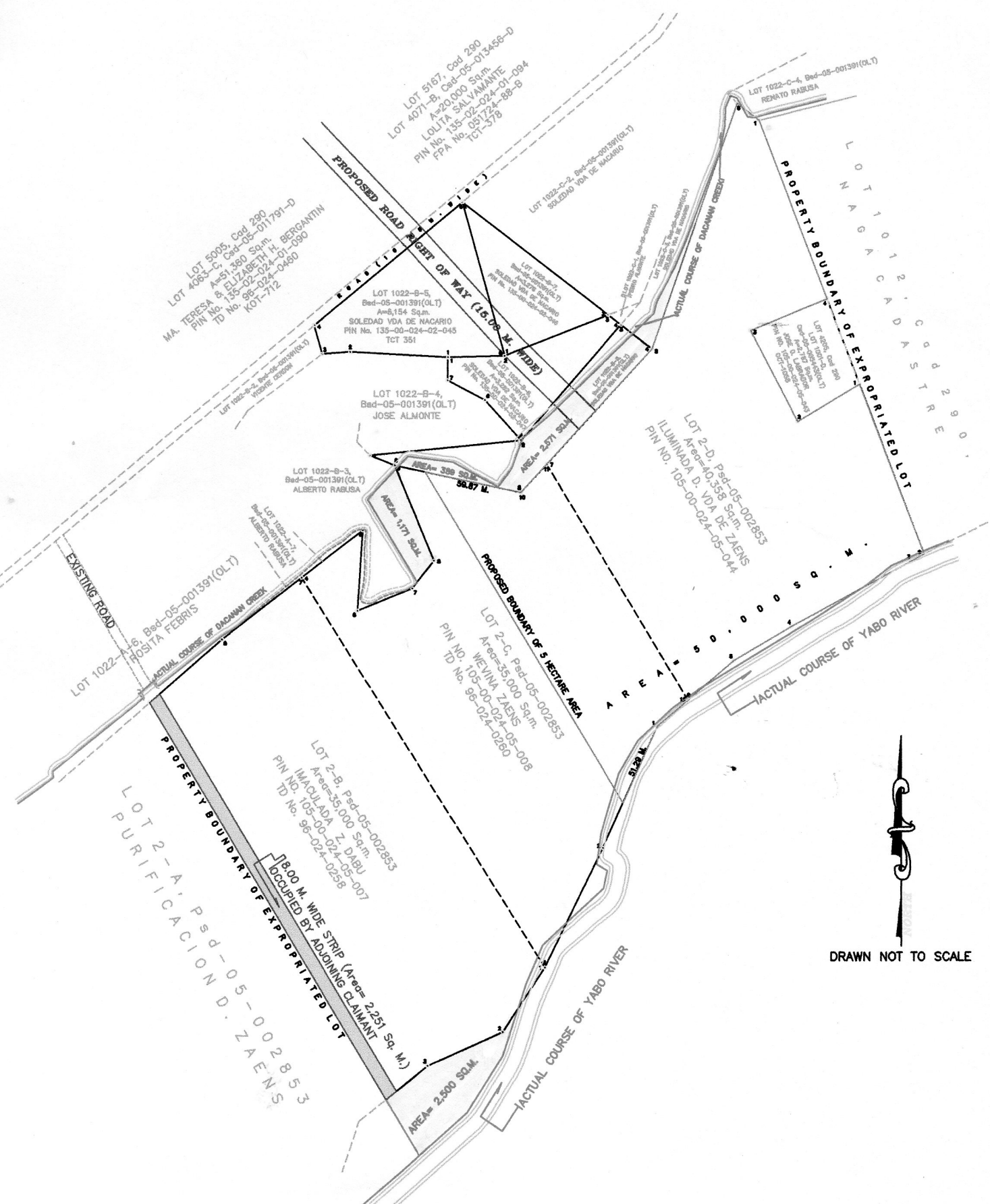
Issued this 27th day of August in Naga City, Philippines.


JOHN G. BONGAT
City Mayor

Attested by:


FLORENCIO T. MONGOSO, JR.
Department Head II and Acting City Administrator

WASTE TO ENERGY PROJECT SITE
LOCATION : SAN ISIDRO, NAGA CITY



INITIAL RESULT OF FIELD VERIFICATION SURVEY

PREPARED BY:

ALEX A. GENIO
 GEODETIC ENGINEER