



OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF SIAYAN, ZAMBOANGA DEL NORTE HELD AT THE MUNICIPAL SESSION HALL ON THE 28TH DAY OF JULY, 2011.

PRESENT:

Hon. Estrella S. Zapatos, Presiding Officer Pro-Tempore,	Sangguniang Bayan Member
Hon. Nilo T. Pollescas, Majority Floor Leader,	-do-
Hon. Liberato P. Nalzar,	-do-
Hon. Samuel G. Baculpo, Sr.,	-do-
Hon. Ephraim O. Melindo,	-do-
Hon. Raymund Jay P. Siasico,	-do-
Hon. Victoria S. Ko., Minority Floor Leader,	-do-
Hon. Norma R. Labastida,	-do-
Hon. Alberto J. Bongcawel, ABC President,	-do-

ABSENT:

Hon. Daisy A. Limbang, Presiding Officer, (O.B.)	Municipal Vice Mayor
Hon. Jazel G. Limbang, SK Fed. President,	Sangguniang Bayan Member

**"MUNICIPAL ORDINANCE NO. 11-08
Series of 2011**

EXPLANATORY NOTE

Section 447, (4) of the Local Government Code of 1991 provides that the Sangguniang Bayan as the Legislative Body of the municipality, shall enact ordinances and regulate activities relative to the use of land, buildings and structures within the municipality in order to promote the general welfare and for said purpose shall:

- a. Declare, prevent or abate any nuisance.
- b. Require that buildings and the premises thereof and any land within the municipality be kept and maintained in a sanitary condition and impose penalty for any violation thereof.

Urinating and defecating in public places are indecent/obscene acts that should be prohibited. Human as well as animal urine and feces cause obnoxious / repulsive odor and carry harmful bacteria that cause infectious diseases. To provide convenient and accessible facilities for such personal necessities, the Municipal Government has constructed public urinals in strategic public places in the market premises, thus this ordinance is enacted.

BE IT ORDAINED by the Sangguniang Bayan in session assembled:

SECTION I. TITLE: This shall be known as "AN ORDINANCE PROHIBITING THE URINATING AND DEFECATING IN ALL PUBLIC PLACES WITHIN THE MUNICIPALITY OF SIAYAN, ZAMBOANGA DEL NORTE AND IMPOSING PENALTIES FOR VIOLATION THEREOF".

SECTION II. REGULATED ACT. It is hereby declared unlawful for any person to urinate and defecate in any public places in the municipality except in appropriate places such as rest rooms, toilets or lavatory.

SECTION III. DEFINITION OF TERMS

1. **Urinate** – refers to the act of discharging urine from the bladder.
2. **Defecate** - expel feces: to expel feces from the bowel through the rectum.

3. **Public Places** - For purposes of this ordinance, PUBLIC PLACES shall refer to all streets, roads, avenues and sidewalks thereof, public buildings, markets, parks, plazas, waiting sheds, gymnasiums, cemeteries, schools, open spaces and other areas that exposed to public view, including walls and fences of private residences and buildings, open canals, drainage, waterways and all other structures found thereon or situated thereby.

SECTION IV. PENALTY CLAUSE. Any individual apprehended urinating and defecating in public places shall be imposed with the fine of: First Offense-P 50.00, Second Offense- P100.00, Third Offense- P 500.00. In case of the offender's inability to pay the fine, he shall be required to render one (1) day or eight (8) hours of community service in the barangay where he was apprehended, which will include primordially cleaning of the place where he had urinated or defecated.

SECTION V. IMPLEMENTING AUTHORITY. – The operatives of the Office of PNP, the Sanitary Health Inspector and other Health Officers of the Municipal Health Office, and the Barangay Tanods, are hereby tasked to implement this ordinance.

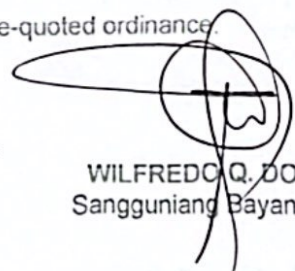
SECTION VI. SEPARABILITY CLAUSE. If for any reason, any part or provision of this Code be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION VII. REPEALING CLAUSE. All ordinances and administrative regulations, or part or parts thereof which are inconsistent with any provisions of this ordinance are hereby repealed or modified accordingly.

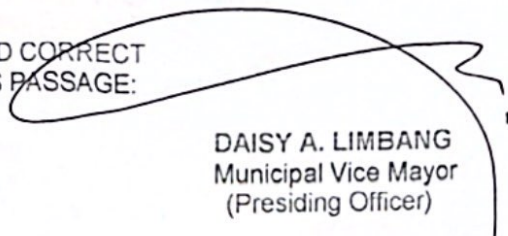
SECTION VIII . EFFECTIVITY. This ordinance shall take effect upon approval and publication in a newspaper of general circulation in the province.

APPROVED this 28th day of July, 2011.

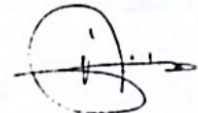
I HEREBY CERTIFY to the correctness of the above-quoted ordinance.


WILFREDO Q. DOMPALES
Sangguniang Bayan Secretary

CERTIFIED CORRECT
AS TO ITS PASSAGE:


DAISY A. LIMBANG
Municipal Vice Mayor
(Presiding Officer)

APPROVED:


FLORA L. VILLAROSA
Municipal Mayor

Date: 28-9-11