



Republic of the Philippines
PROVINCE OF ZAMBOANGA DEL NORTE
Municipality of Siayan



OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULARL SESSION OF THE SANGGUNIANG BAYAN OF
SIAYAN, ZAMBOANGA DEL NORTE HELD AT THE MUNICIPAL SESSION HALL ON THE
14TH DAY OF OCTOBER 2019.

PRESENT:

Hon. Primitivo D. Castillo, Presiding Officer, Municipal Vice Mayor	
Hon. Emelyn P. Tulawe, Presiding Officer Pro-Tempore	Sangguniang Bayan Member
Hon. Estrella S. Zapatos,	-do-
Hon. Oliver A. Romero, Floor Leader	-do-
Hon. Ma. Rosely G. Secretario,	-do-
Hon. Rico V. Jamisola,	-do-
Hon. Rey L. Anugon, Assistant Floor Leader	-do-
Hon. Maribel C. Okay,	-do-
Hon. Johnny C. Anugon, Sr., IPMR,	-do-

ABSENT:

Hon. Vanessa Lyn B. Atuy,	-do-
Hon. Alfred R. Labastido R. Labastida	-do-
Hon. Phil A. Saraga, SK Fed. President,	-do-

**"MUNICIPAL ORDINANCE NO. 19-19
Series of 2019**

PREFATORY STATEMENT

In compliance with the mandate of the President of the Philippines His Excellency Rodrigo Roa Duterte, the Department of Interior and Local Government (DILG) issued a Memorandum No. 2019-121 directing the Local Government Units to implement road clearing of illegal structures and constructions and other obstructions, hence this enactment.

BE IT ORDAINED by Sangguniang Bayan in session assembled:

SECTION I. TITLE: This Ordinance shall be known as the "ANTI-ILLEGAL STRUCTURES CONSTRUCTION ORDINANCE OF THE MUNICIPALITY OF SIAYAN, ZAMBOANGA DEL NORTE."

SECTION II. DECLARATION OF POLICY: It shall be the policy of the Local Government Unit of Siayan, Zamboanga del Norte to clear all sidewalks, streets, avenues, alleys, bridges, parks and other public places of all illegal structures and obstructions to achieve smooth flow of traffic and provide a safe and convenient movement of goods and persons in the municipality.

SECTION III. PROHIBITION: That the use of the streets, sidewalks, avenues, alleys, bridges, national highway road, parks and other public places for commercial and personal purposes within the territorial jurisdiction of this municipality shall be prohibited. Such prohibition shall include but not limited, to the following acts:

1. Vending or selling of foods, magazines, newspapers, cigarettes, brooms, watches or jewelries, shoes and other footwear and/or any other item;
2. Conduct of shoe-shine occupation;
3. Display of good offered for sale by itinerant vendors;
4. Conduct of "religious" activities, such as preaching and seeking alms;
5. Doing house chores such as washing clothes, hanging clothes, and bathing;
6. Dumping garbage receptacles;
7. Setting up of basketball court/goal;
8. Use of sidewalk to install pens of animals or keep animal chains;

9. Storing of soft drinks or wine/liquor bottles and cases;
10. Drinking liquor and beverages and holding picnic/gatherings;
11. Use of sidewalks for storage of construction materials for sale (pipes, tubing, lumber, cement and the like);
12. House extensions or stall/store extension including installation of roofs or awnings;
13. Installation of permanent or picket fence;
14. Use of sidewalks for display of plants, seedlings and plant boxes;
15. Signs or billboards, signage's, advertisements on or above sidewalks and detached from the business establishment;
16. All kinds of temporary and permanent structures, such as buildings, houses, makeshift structures, shanties, stores, shops, stalls, sheds, canopies, fences, walls, railings, barangay halls, and the like, structures that impedes traffic and obstruct pedestrians from using sidewalks, streets, avenues, alleys, bridges, parks and other public places;
17. Posts and towers of Electric Cooperatives and Major Electric Power Distributors, distribution lines, posts for cables of phones and mobile service providers;
18. Driveways and ramps occupying or protruding to the sidewalk;
19. Trees and shrubs;
20. Humps, whether permanent or temporary;
21. Dumping and storage of construction materials, such as sand, gravel, cement, lumber and steel bars, earth spoils, waste materials, debris, embankment, heaps and the like;
22. Vehicles and equipment, including junked items that are parked, occupying or protruding to the sidewalk or shoulder;
23. Vending, repair of vehicles, and other business within the sidewalk and other parts of the Right-of-Way;
24. Disposal of household/commercial/industrial waste water and sewage into the sidewalk, curb and gutter, and carriageway, and
25. Raising of animals or allowing them to roam within the Right-of-Way.

SECTION IV. REMOVAL, CONFISCATION AND DISPOSAL OF SEIZED ITEMS: That all items, goods and structures found on or along roads, streets, avenues, alleys, sidewalks, bridges, parks and other public places shall be confiscated by this Local Government Unit without prior notice. The same shall be treated as common or ordinary garbage and shall be disposed of as such. The authorities of this Local Government Unit shall thus, not be held liable for any damage arising from the removal, confiscation or disposal of the said items. That, this Local Government Unit reserves its right, at its option, to dispose all illegal structures, materials and goods that are confiscated at dumpsites or destroyed in any manner most convenient and safe.

SECTION V. CREATION AND DEMOLITION TASK FORCE TO IMPLEMENT THE PROVISION OF THIS ORDINANCE: There is hereby created a Task Force under the direct supervision and control of the Municipal Mayor purposely to implement the provisions of this ordinance. The Task Force shall be the sole group vested with the power to enforce and implement the provision hereof.

COMPOSITION:

CHAIRMAN : Municipal Mayor
 VICE-CHAIRMAN : Municipal Vice Mayor
 MEMBERS : All SB Members
 MLGOO
 Chief of Police, PNP
 BJMP Chief
 Municipal Engineer
 MPDO
 MDRRMO
 Municipal Health Officer
 Municipal Social Welfare & Development Officer
 Market Supervisor

SECTION VI. POWERS AND DUTIES OF THE DEMOLITION TASK FORCE: The Demolition Task Force created under this Ordinance is hereby empowered and directed to cause the removal of illegally parked vehicles, equipment, including junked items that are parked, occupying or protruding to the roads, construction materials occupying the right-of-way such as sand, gravel, cement, lumber and steel bars, earth spoils, waste materials, debris, embankment, heaps and the like and all kinds of illegal structures such as houses, buildings, shanties, stores, shops, stalls, sheds, canopies, billboards, signage, advertisements, fences, railings, garbage receptacles and the like obstructing municipal and national highway roads and streets within the territorial jurisdiction of the municipality in accordance with this ordinance and existing national laws and regulations.

All Barangay Captains of this municipality are directed to assist in any way in the implementation of this ordinance.

SECTION VII. PENALTIES: Any person/s found guilty of violating the provision of Section III, of this Ordinance shall suffer the penalty of imprisonment for a period of not more than one (1) month or a fine not exceeding Two Thousand Pesos (Php2,000.00), or both, at the discretion of the Court. Succeeding offenses shall carry with it the same fines and penalty.

SECTION VIII. SEPARABILITY CLAUSE: If any provision of this Ordinance is declared invalid by competent authority, the remaining provisions hereof which are not affected by such declaration shall remain valid and enforceable.

SECTION IX. EFFECTIVITY: This Ordinance shall take effect immediately on the date of its approval by the Municipal Mayor.

ENACTED this 14th day of October, 2019.

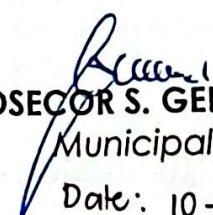
I HEREBY CERTIFY to the correctness of the above-quoted Ordinance.


WILFREDO O. DOMPALES
Sangguniang Bayan Secretary

**CERTIFIED CORRECT
AS TO ITS PASSAGE:**


PRIMITIVO D. CASTILLO
Municipal Vice Mayor
(Presiding Officer)

APPROVED:


JOSECOR S. GEPOLONGCA
Municipal Mayor

Date: 10-17-19