



**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  
27TH DAY OF JANUARY 2020.**

**PRESENT:**

Hon. Primitivo D. Castillo, Presiding Officer,  
Hon. Emelyn P. Tulawe, Presiding Officer Pro-  
Hon. Estrella S. Zapatos,  
Hon. Vanessa Lyn B. Atuy,  
Hon. Oliver A. Romero, Floor Leader  
Hon. Ma. Rosely G. Secretario,  
Hon. Rey L. Anugon, Assistant Floor Leader  
Hon. Alfred R. Labastido R. Labastida  
Hon. Phil A. Saraga, SK Fed. President,  
Hon. Maribel C. Okay, ABC President,  
Hon. Johnny C. Anugon, Sr., IPMR,

Municipal Vice Mayor  
Sangguniang Bayan Member

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**ABSENT:**

Hon. Rico V. Jamisola,

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**PREFATORY STATEMENT**

WHEREAS, R.A. 9003 otherwise known as the Ecological Solid Waste Management Act of 2000, provides that the Policy of the State is to adopt a systematic, comprehensive and ecological solid waste management program which shall ensure the proper segregation, collection, transport, storage, treatment and disposal of garbage and adoption of the best environment practices in solid waste management;

WHEREAS, the Local Government Code of 1991 empowers the local government unit to enact/approve ordinances which shall ensure an efficient and effective system of solid waste and garbage collection and disposal including the prohibition on littering and the placing of throwing of garbage, refuse and other filth and waste;

WHEREAS, the Sangguniang Bayan of Siayan recognizes the need to have Solid Waste Management Code for the Municipality, providing therein a systematic solid waste management process for household, business establishments and institutions, incorporating thereby waste related ordinances.

BE IT ENACTED by the Sangguniang Bayan in session assembled:

**“MUNICIPAL ORDINANCE NO. 20-06  
Series of 2020**

**CHAPTER I  
GENERAL PROVISIONS**

SECTION 1. Short Title. -This ordinance shall otherwise be known as the “SOLID WASTE MANAGEMENT CODE OF SIAYAN, ZAMBOANGA DEL NORTE”.

SECTION 2. Definition of Terms, -As use in this ordinance, the following terms shall mean:

BIO-DEGRADABLE - Anything that originates from living things whether animal, plant or human, which decomposes and reduced into fine particles by microorganism or enzymes, e.g., paper, wood, fruits, peels, left over, seed fowl innards and the like.

BULKY WASTE - Waste that has large volume by itself, generally materials with a length of more than one meter e.g., refrigerator and other appliances, furniture, large branches of trees.

**COOLLECTION** - The gathering/collecting of stored waste, setting them out and hauling them to transfer stations or to other facilities.

**COLLECTION EQUIPMENT** - Vehicle used in the gathering of stored waste set out for collection.

**COLLECTION SCHEDULE** - Designated time given for the collection of waste in the route.

**CONSTRUCTION/DEMOLITION DEBRIS** - Solid waste arising from construction and demolition of structure, such as earth mounds, dilapidated concrete, pieces of stones, rocks and woods, metals and plastic scrap.

**DISCHARGE OR SET OUT** - Putting or setting out of stored waste set out for collection.

**ENVIRONMENTAL FRIENDLY MATERIALS** - Products which are biodegradable and have no harmful effect to the environment such as paper plates, paper bags, paper cups, paper board-food packs and the like.

**GARBAGE COLLECTOR** - Any person tasked to pick up stored waste set out for collection.

**IMMEDIATE SURROUNDING** - Frontage or immediate vicinity of the house or establishment.

**JUNK DEALER** - Any person engaged in recovering recycle materials as a trade or business.

**LITTER** - Waste improperly set out or scattered with a volume of one (1) liter (1,000ml) or less.

**NON-BIODEGRADABLE** - Anything which comes from a non-living source which does not easily decompose, e.g., cans, metals, glass, bottles, plastics, Styrofoam, rubber, cloth, fibers, feather, leather, hard shell and bones.

**PUSH CART/PEDICAB** - Vehicles used for the collection of recyclable materials in every household and establishments to be sold to junk dealers.

**SCAVENGING** - The act of opening stored waste set out for collection and disposal to retrieve recyclables or reusable materials.

**SELF-GENERATED WASTE** - Wastes that are generated by a house or establishment.

**SOLID WASTE** - A non-liquid waste material arising from domestic or household. It also includes waste arising from the conduct of public services such as street sweeping, clean and green activities, and the clearing of typhoon-wrought debris, or, any solid or semi-solid material resulting from human and animal activities that are considered useless, unwanted or hazardous, or any material that becomes waste only when a specific owner ceases to have use for it.

**STORAGE** - Isolation of waste from the environment to present health hazard and to facilitate collection.

**TOXIC & HAZARDOUS WASTE** - Waste that is harmful to human beings, plants and animals and the environment, by reason for its quantity, concentration or physical, chemical or infectious characteristics.

**VACANT LOT**- Any lot occupied, idle, abandoned, whether residential, commercial and industrial, not intended for open spaces, parks, playground, road, alleys and the like.

**YARD WASTE** - Refers to wood, small or chipped branches, leaves, grass clipping, garden debris, vegetable residue that is recognizable as part of a plant or vegetable and other materials accumulated by reason of trimming, pruning and weeding of plants and trees.

## CHAPTER 2

### SOLID WASTE MANAGEMENT SYSTEM

SECTION 3. Basic Concepts. Basically, any waste should be left in the place of purchase or in the household and no other person or individual in between has the obligation to keep that waste. All stores, establishments and households are required to have suitable trash receptacles to keep one's garbage be kept inside its premises and not on the sidewalk except during scheduled collection time.

#### SECTION 4. Storage of Waste:

- a. Waste shall be stored only in the place of purchase or in the household. Under no circumstances shall waste be stored in any other place. Waste shall be stored only within the premises of the generator. On collection day, the waste may be placed immediately beside the fence of the owner. The waste shall be packed and tied to prevent scattering and spillage.
- b. Waste shall be stored and set out for collection in a closed plastic bag or any appropriate container to avoid the entry of insect, pest and vermin, escape of bad odor; and spillage of leachate. Unpacked, improperly packed and spilled garbage shall not be collected. Spilled garbage due to improper packing shall not be collected. The owner shall be responsible in sweeping, cleaning and repacking of the spilled garbage and shall clean the mess caused by it.
- c. Household toxic and hazardous waste (THW) shall be placed in a separate appropriate container and shall be disposed of in a specific manner in accordance with R.A. 6969. Broken glasses or lamps and other sharp objects shall be securely enclosed in hard cardboard with tie to prevent injury to handlers and rip and tear of bags/container.

#### SECTION 5. Discharge or Set Out of Waste Collection:

- a. Waste shall be set out for collection only within the scheduled date and time of collection.
- b. Household, commercial establishments and institutions shall set out their waste conspicuously only in front of their premises during the designated collection time.
- c. Bulky waste shall be collected separately or scheduled for special collection.
- d. No burning of waste shall be allowed at source.

#### SECTION 6. Waste Collection System:

- a. Only the authorized garbage collector shall be allowed to handle the waste from the generators.
- b. Selling, scavenging and sorting or "pag-bubulasi" by the garbage collection crew or other person shall not be allowed at all times. Violation of this rule shall be the cause of outright dismissal of the suspension or contractor shall be held liable for its crew and may cause the suspension or termination of the contract of the contractor with the Municipal Government.
- c. All garbage collectors, drivers and those involved in the collection of refuse shall be required to wear proper uniforms and identification cards to be prescribed by the LGU. They must possess an up-to-date health certificate issued by the Municipal Health Officer.
- d. The garbage collector shall empty and return all containers to the designated collection area with care. Paper and other temporary containers shall be collected.
- e. The garbage collector shall not dent, bent, or otherwise damage or alter the condition of the container.
- f. Waste collected shall only be transported directly to the prescribed disposal site.
- g. Junk dealers are not allowed to collect recyclable materials during the scheduled time of collection.

- h. Scrap buying and selling shall not be allowed during the scheduled collection time.

### CHAPTER 3

#### SEGREGATION/SORTING-OUT OF SOLID WASTE REFUSE INTO BIO-DEGRADABLE (WET), NON-DEGRADABLE (DRY) WASTE AND RECYCLABLE

SECTION 7. All owners, lessee, tenants and the like of residential houses, commercial establishments, building and other entities within the municipality of Siayan, Zamboanga del Norte are required to separate or sort-out their solid waste, refuse, garbage materials into Bio-Degradable (Nabubulok) and Non-Biodegradable (Hindi Nabubulok) Waste and recyclable (mapakinabangan).

#### SECTION 8. Requirement of segregation for site collection:

- a. For individual household:

Sack with separate and appropriate markings of the word "Bio-degradable" or "Nabubulok" and Non-Biodegradable" or "Hindi Nabubulok".

- b. In case of premises containing six (6) or more residential units:

- c. Waste in every household, stores, and other commercial establishments shall not be collected if not segregated into bio-degradable, non-biodegradable and recyclable (mapakinabangan).

In addition to the obligation of individual household, owner/person in charge shall provide a designated area and separate containers for each type of recyclable materials.

Solid waste shall be disposed of in accordance with the procedures provided in Chapter 2 hereof.

SECTION 9. Any person who possesses unsegregated garbage during the time of garbage collection is presumed to be the violator under this chapter.

### CHAPTER 5

#### MAINTENANCE OF CLEAN AND SANITARY FRONTAGE AND IMMEDIATE SURROUNDINGS

SECTION 10. Household owners/caretakers/tenants, establishment, owners, manager or any person responsible for the operations of establishment within the Municipality of Siayan are required to maintain their frontage and immediate surrounding clean and sanitary.

In case of the contractor hired by the owner to construct buildings or structures in his/her area, the contractor shall be required to provide receptacles/storage for the construction debris/materials that may accumulate on account of the construction activity, pending its collection and disposal.

SECTION 11. All person covered by this chapter are required to report and coordinate to the Municipal Environment and Natural Resources Office within 24 hours from the time of accumulation of bulky waste or construction/demolition debris in their property, yard or immediate surroundings and accordingly coordinate with the said office in the collection and disposal thereof.

However, in case of self-generated bulky waste or construction/ demolition debris, the house owner/ caretaker or establishment owner/manager/person responsible for its operations, before generating bulky waste or undergoing construction/ demolition activity, shall have prior coordination with the Municipal Environment and Natural Resources Office on the collection and disposal thereof.

## SECTION 12. Fees and Charges

Fees and Charges for special collection and disposal shall be paid by person/persons responsible for the generation of bulky waste at the rate to be determined by the Municipal Environment and Natural Resources Office on volume basis.

SECTION 13. In the same manner, they are also required to coordinate with the Municipal Environment and Natural Resources Office in the event of their trimming, pruning and wedding of plants, trees and grass or accumulation in their immediate surroundings of woods, small or chipped branches, leaves, grass clipping, garden debris and vegetable residue to facilitate its prompt and proper disposal.

## CHAPTER 6

### INSTALLATION OF TRASH RECEPTACLES ON PUBLIC UTILITY VEHICLE

SECTION 14. All owners/operators/drivers of buses, jeeps and taxis for public use, operating within or traversing through the territorial jurisdiction of Siayan, shall provide trash receptacle in their vehicle as prescribed by the Municipal Environment and Natural Resources Office.

## CHAPTER 7

### DUMPING AND LITTERING OF WASTE

SECTION 15. The dumping, placing, throwing, scattering of waste, refuse of garbage matters, papers, cigarette butts and the like, in any place, in the streets, or public building or property, including waterways, river banks not otherwise designated as garbage dumping place in hereby prohibited.

## CHAPTER 8

### PUSH CART/ PEDICAB REGISTRATION

SECTION 16. All push cart /pedicab owners/ operators operating within the Municipality of Siayan in line with recycling business and garbage collection are required to register their pushcart at the Municipal Environment and Natural Resources Office for purposes of monitoring pushcart operations.

SECTION 17. Pushcart /pedicab used without registration as required in this chapter shall be confiscated and its operator of shall be penalized in accordance with the penalty imposed in Section 21 hereof.

SECTION 18. The Municipality Environment and Natural Resources Office will provide the policy and guidelines of pushcart registration.

SECTION 19. Obligation of junkshop operators operating within Siayan;

- a. Shall provide and area for the sorting and storing of each type of recyclable materials and maintain their area of operation and immediate surroundings clean and sanitary. and
- b. Shall record the volume of each type of recyclable materials collected every day and submit a written report quarterly to the Municipal Environment and Natural Resources Office for the purpose of monitoring.

## CHAPTER 9

### ADMINISTRATIVE PROCEDURE AND IMPOSABLE ADMINISTRATIVE FINES

#### SECTION 20. Administrative Fines

- a. Issuance of Citation Tickets-Violators /s of any provision of this ordinance shall be issued Citation / Violation Tickets by Municipal Environment and Natural Resources Office and Siayan Force Bantay Kalikasan.
- b. Payments of Fines-If the violator is a corporation , firm , institution or other corporate entities , the president , manager or person responsible for its operation shall be held liable. The head of association or owner of mall, condominium, tenement house and household shall be respondent in case of violation of this ordinance.
- c. Compliance of this Ordinance shall be a prerequisite for the issuance of renewal of business permit for commercial and industrial establishments.

## CHAPTER 10

### SOLID WASTE MANAGEMENT SYSTEM

SECTION 21. Penalty. Any person who shall violate, disobey, refuse and/or neglect to comply with any of the provision of this ordinance shall be punished in accordance with the following penalty.

#### a. Individual

First Offense..... a fine of P 500.00  
Second Offense..... a fine of P 1,000.00  
Third Offense..... A fine of P 2,000.00 or  
imprisonment of not less than 5 days but not more  
than 30 days or both fine and imprisonment  
depending the discretion of the Court.

In case of public/private vehicles, the same shall be subject for impoundment for a period of not less than 7 days but not more than 30 days depending the discretion of the Court.

#### b. Corporation/Establishment

First Offense..... a fine of P 3,000.00  
Second Offense..... a fine of P 5,000.00  
Third Offense..... A fine of P 10,000.00 or  
imprisonment of not less than 5 days but not more  
than 30 days or both fine and imprisonment  
depending the discretion of the Court.

In case the violator of the provision of this ordinance is a garbage contractor hired by the municipality, the penalty provided under the garbage hauling contract shall be enforced, if applicable.

Fines or penalty imposed herein shall be applied without prejudice to the administrative sanctions that may be imposed to erring establishments.

## CHAPTER 11

### COLLECTION AND DISPOSITION OF FINES

SECTION 22. The payment of fines for violation of this Ordinance shall be in the Municipal Treasurer Office and shall accrue in favor of the following:



- 60% to the municipal government
- 15% to fund Research and Development Projects related to waste management
- 25% to fund the incentive program in support to this Ordinance.

## CHAPTER 12

### CONDUCT OF PUBLIC INFORMATION, EDUCATION AND COMMUNICATION (IEC) CAMPAIGNS

SECTION 23. the municipal government in cooperation with other government agencies shall conduct a massive public awareness campaign to inform and instruct the people and communicate with people and all stakeholders on matters relative to the implementation of the Solid Waste Management Code.

## CHAPTER 13

### PROVISION FOR IMPLEMENTATION

SECTION 24. The Municipal Mayor may issue subsequent rules, implementing guidelines and system of procedures.

## CHAPTER 14

### FINAL PROVISION

SECTION 25. Repealing Clause: Any ordinance, memorandum, rule or regulation therewith is hereby repealed, amended or modified accordingly.

SECTION 26. Separability Clause: If, for any reasons, any part or provisions of this ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereby which are not affected thereby shall continue to be in full force and effect.

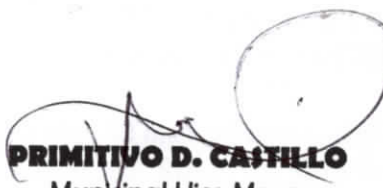
SECTION 27. Effectivity Clause: This Ordinance shall take effect after the conduct of Information, Dissemination Campaign for a period of three (3) months which shall start immediately fifteen (15) days after its publication in two (2) newspapers of general circulation.

ENACTED this 27<sup>th</sup> day of January 2020.

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

**CERTIFIED CORRECT  
AS TO ITS PASSAGE:**

  
**PRIMITIVO D. CASTILLO**  
Municipal Vice Mayor  
(Presiding Officer)

  
**WILFREDO O. DOMPALES**  
Sangguniang Bayan Secretary

APPROVED:

  
**JOSECOR S. GEPOLONGCA**  
Municipal Mayor