



Republic of the Philippines
City of Bago

OFFICE OF THE SANGGUNIANG PANLUNGSOD

ORDINANCE NO. 20-31

AN AMENDATORY ORDINANCE AMENDING SECTION 6C.01, ARTICLE C, CHAPTER V OF ORDINANCE NO. 17-10, OTHERWISE KNOWN AS THE 2017 REVISED REVENUE CODE OF THE CITY OF BAGO.

Explanatory Note:

Whereas, Section 16 of Republic Act 7160 otherwise known as the Local Government Code provides that every local government unit within their respective territorial jurisdiction, shall ensure and promote health and safety and preserve the comfort and convenience of the inhabitants;

Whereas, the City Government is a recipient of a Community Fish Landing Center Project from the Bureau of Fisheries and Aquatic Resources (BFAR) under the Bottom Up Budgeting Program, which construction phase is already completed and the facility is ready for operation;

Whereas, to operate the said facility, there is a need to amend Section 6C.01, Article C, Chapter V of the 2017 Revised Revenue Code of Bago City (City Ordinance No. 18-14) to include provisions on the rentals and operation of the Community Fish Landing Center;

Whereas, in a letter sent to the August Body by Mr. Caruso T. Villaflor, Jr, Assistant City Treasurer, Acting City Treasurer, duly endorsed by Honorable Nicholas M. Yulo, City Mayor, he requested that amendments be effected to City Ordinance No. 17-10, otherwise known as the City Revenue Code, to set forth provisions relative to the rental rates and policies governing the operation of Community Fish Landing Center;

Whereas, it is the consensus of the August Body to establish a policy that will regulate the operation of meat shops and fish stalls in the City of Bago.

NOW THEREFORE, on motion of SP Member Cleo F. Gaudite, unanimously seconded by SP Members present, BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the Sangguniang Panlungsod of the City of Bago in session assembled that:

Section 1. Section 6C.01, Article C, Chapter V of City Ordinance No. 17-10, is accordingly amended and shall now read to include the following provisions, to wit:

Section 6C.01 Imposition of Fees.

1. XXX - - - - - XXX - - - - - XXXX
2. XXX - - - - - XXX - - - - - XXXX
3. XXX - - - - - XXX - - - - - XXXX

25. Rental Rates and Policies Governing the operation of Bago City Community Fish Landing Center.

- A. Adjudication. The award and occupancy of stalls shall be conducted by the Community Fish Landing Center Adjudication Committee tasked to conduct auction through opening of bids. One of the three existing stalls shall be adjudicated to the duly organized local fisherfolks, while the two remaining stalls shall be up for auction. The minimum auction amount shall be determined by the Committee and approved by the City Mayor. The Committee shall be composed of the following:
- Chairperson - City Treasurer
 - Members - City Agriculturist
 - Representative from the Fishery Sector
 - SPM, Chair on Agriculture and Fisheries
 - SPM, Chair on Markets and Slaughterhouse
- B. Notice of Vacancy. A publication of Notice of Vacancy shall be posted for a period of not less than 10 days prior to the date of actual award to qualified applicants. Such Vacancy shall be posted in bulletin boards and conspicuous public places.
- C. Lease. The winning auctioneer shall sign in a Contract of Lease which is effective for a period of one year, renewable every year unless revoked and denied due to the following causes:
- i. Failure to pay rentals for three months;
 - ii. Use of rented space other than its intended purpose;
 - iii. Sublease or transfer to third persons or allowing others to conduct business thereat without complying the requisites provided for by existing law and ordinances; and
 - iv. Other analogous cases.
- D. Transfer of Lease. The transfer of lease of stalls in the CFLC shall be in accordance with the policies and procedures laid down in Section 35 of City Ordinance No. 20-02 otherwise known as the Bago City Market Code of 2019.
- E. Fees and Rentals. In addition to fees and charges imposed by the Revenue Code, the following shall be the schedule of Fees and Rentals in the operation of the CFLC, to wit:
- i. CFLC Block Rentals - 5,000.00/month
 - ii. Fishlanding Fee for deliveries - 5.00/box or banyera
 - iii. Exit Fee for Panting - 5.00/box or banyera
 - iv. Parking Fee for Vehicles - 5.00 for 2/3 wheeled vehicles
10.00 for 4-6 wheeled vehicles
20.00 for above 6 wheeled vehicles
- F. Miscellaneous Policies. The following shall be the operational policies within the CFLC:
- i. Walk in buyers shall be allowed to purchase a minimum of 5 kilos for a single specie of fishery product.
 - ii. Schedule of operations shall be determined by the facility supervisor in coordination with block operators and suppliers, and approved by City Mayor.
 - iii. No other business shall be allowed within the premises of the CFLC compound, unless allowed by the City Government.

G. Suppletory Application of Market Code. The provisions of City Ordinance No. 20-02 otherwise known as the Market Code of Bago City shall have suppletory application to the provisions of this Code.

Section 2. SEPARABILITY CLAUSE. Should any portion of this Ordinance be declared unconstitutional or illegal by any court of competent jurisdiction, the portions not so declared shall remain in full force and effect.

Section 3. REPEALING CLAUSE. All existing ordinances inconsistent with the provisions of this Ordinance are hereby repealed and/or modified accordingly.

Section 4. EFFECTIVITY. This Ordinance shall take effect immediately upon its approval.

Enacted, August 26, 2020.

I hereby certify to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Panlungsod during its Regular Session held on August 26, 2020.

(SGD.) VICENTE D. MESIAS
Supervising Environmental Management Specialist/
City Secretary-Designate

Attested:

(SGD.) RAMON D. TORRES
City Vice Mayor/Presiding Officer

Approved this 23rd day of September, 2020.

APPROVED:
(SGD.) NICHOLAS M. YULO
City Mayor