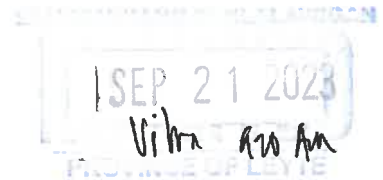


13

Item No.: 13

Date: SEP 26 2023

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte



PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
September 19, 2023

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 02 S.2023 of the Sangguniang Bayan of Merida, Leyte, recommending for the declaration of its validity, pursuant to its power under Section 56 (C) of R.A. 7160, the same being to the opinion of the Provincial Legal Office (PLO), an exercise of the power authorized under Section 447 (3)(i)(iii)ⁱ of the Code. Provided that pursuant to section 186 thereof, fees and charges shall not be unjust, excessive, oppressive, confiscatory or contrary to declared national policy.

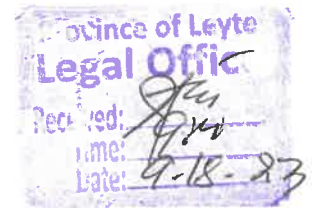
ATTY. JOSE RAYMUND A. ACOL
Ast. Provincial Legal Officer

ⁱ "Section 447 (3)(i)(iii) - Subject to the provisions of Book II of this Code, grant franchises, enact ordinances authorizing the issuance of permits or licenses, or enact ordinances levying taxes, fees and charges upon such conditions and for such purposes intended to promote the general welfare of the inhabitants of the municipality, and pursuant to this legislative authority shall:

Fix and impose reasonable fees and charges for all services rendered by the municipal government to private persons or entities;

Prescribe the terms and conditions under which public utilities owned by the municipality shall be operated by the municipal government or leased to private persons or entities, preferably cooperatives;"

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte



OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
15 September 2023

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **MUNICIPAL ORDINANCE NO. 02, SERIES OF 2023 OF THE MUNICIPALITY OF MERIDA, LEYTE**, entitled: **AN ORDINANCE IMPOSING RATES ON MONTHLY RENT PER SQUARE METER OF FLOOR SPACE OF THE MULTI-PURPOSE BUILDING OWNED BY THE MUNICIPAL GOVERNMENT OF MERIDA LOCATED AT LIPORADA STREET IN BARANGAY OPBLACION, MERIDA, LEYTE.**


FLORINDA JILL S. UYVICO
Secretary to the Board

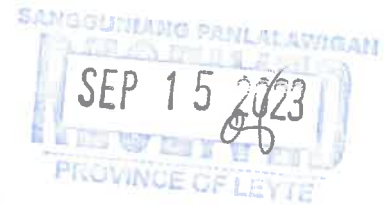


Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MERIDA

OFFICE OF THE SANGGUNIANG BAYAN

13 September 2023

THE SANGGUNIANG PANLALAWIGAN OF LEYTE
CAPITOL BUILDING
PALO LEYTE



DEAR HONORABLE MEMBERS;

I have the honor to submit to the Sangguniang Panlalawigan of Leyte copies of **MUNICIPAL ORDINANCE NO. 02, SERIES OF 2023 - "AN ORDINANCE IMPOSING RATES ON MONTHLY RENT PER SQUARE METER OF FLOOR SPACE OF THE MULTI-PURPOSE BUILDING OWNED BY THE MUNICIPAL GOVERNMENT OF POBLACION, MERIDA, LEYTE"** Enacted by the 18th Council of this Municipality, for review and consideration.

Hoping everything is in order.

Thank you.

Respectfully,


JOSELITO T. BELOS ANGELES
Secretary to the Sangguniang Bayan



SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 29TH REGULAR SESSION OF THE SANGGUNIANG BAYAN (18TH COUNCIL), MERIDA, LEYTE HELD ON JANUARY 23, 2023 AT THE LEGISLATIVE BUILDING SESSION HALL.

-RESOLUTION NO. 18-23-017-

A RESOLUTION APPROVING MUNICIPAL ORDINANCE NO. 02, SERIES OF 2023, "AN ORDINANCE IMPOSING RATES ON MONTHLY RENT PER SQUARE METER OF FLOOR SPACE OF THE NEW MULTI PURPOSE BUILDING OF THE MUNICIPAL GOVERNMENT OF MERIDA LOCATED AT LIPORADA STREET IN BARANGAY POBLACION, MERIDA, LEYTE."

NOW, WHEREFORE, ON MASS MOTION OF ALL SANGGUNIANG BAYAN MEMBERS (18TH COUNCIL) OF MERIDA, LEYTE, BE IT RESOLVED TO ENACT;

**-MUNICIPAL ORDINANCE NO. 02-
Series of 2023**

"AN ORDINANCE IMPOSING RATES ON MONTHLY RENT PER SQUARE METER OF FLOOR SPACE OF THE MULTI-PURPOSE BUILDING OWNED BY THE MUNICIPAL GOVERNMENT OF MERIDA LOCATED AT LIPORADA STREET IN BARANGAY POBLACION, MERIDA, LEYTE."

Be it Ordained by the Sangguniang Bayan (18th Council) of Merida, Leyte on its Regular Session and by Authority of the same that;

SECTION 1. TITLE – This Ordinance shall be known as the "2023 Imposition of Rates on Monthly Rent Per Square Meter of Floor Space of the Multi-Purpose Building located at Liporada Street, Barangay Poblacion, Merida, Leyte."

SECTION 2. SCOPE AND APPLICATION – This Ordinance shall govern the collection of fees on monthly rent per floor space in the amount of Two Hundred Fifty Pesos (Php250.00) per square meter for the ground floor of the Multi-purpose Building, and Fifty Pesos (Php50.00) per square meter for the second floor and third floor of the same facility, due and payable without need of demand, every first week of the month.

However, starting on the 5th year and 1 day, reckoned from the date of occupancy and signing of the Contract, an escalation fee of Five Percentum (5%) of monthly rent per square meter shall be charged thereafter.

A corresponding Contract of Lease shall be prepared by the Executive Department through the Office of the Municipal Treasurer and to be entered by and between the Lessor (LGU-Merida) and the Lessee before allowing any occupancy of any space/rooms in the Multipurpose Building;

SECTION 3. SEPARABILITY CLAUSE – If any provision of this Ordinance is held invalid or unconstitutional, the same shall not affect the validity and effectivity of the other provisions hereof.

SECTION 4. APPLICABILITY CLAUSE – All other matters relating to the imposition of this Ordinance shall be governed by pertinent provision of existing laws and other ordinances.

SECTION 5. REPEALING CLAUSE – All Ordinances, Rules and Regulation, or part thereof, in conflict with, or inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 6. EFFECTIVITY – This Ordinance shall take effect after publication and posting requirements have been complied with.

ENACTED BY THE SANGGUNIANG BAYAN OF MERIDA, LEYTE AT ITS REGULAR SESSION HELD ON THE 23RD DAY OF JANUARY 2023.

APPROVED UNANIMOUSLY.

SANGGUNIANG BAYAN MEMBERS

CHENIL C. CALDERON
Municipal Councilor
Assistant Floor Leader

JOEL A. MARSON
Municipal Councilor

JESUS ANTONIO R. MARTINEZ
Municipal Councilor



(CONTINUATION OF RESOLUTION NO. 18-23-017, MUNICIPAL ORDINANCE NO. 02, SERIES OF 2023, DATED JANUARY 23, 2023 //02)

EMARITO A. LUZARES
Municipal Councilor
Majority Floor Leader

CAMILO L. DEJON
Municipal Councilor

FELIPE H. PEREZ, JR.
Municipal Councilor

NENFA C. OYAO
Municipal Councilor
(Forced Leave)

STEPHANIE M. MIRALLES
Municipal Councilor

AMELITA R. GALAM
Ex Officio (LnB President)
(Forced Leave)

RALPH STEPHEN M. MIRALLES
Ex-Officio (Mun. Sports Federation President)

APPROVED BY HIS HONOR, THE MUNICIPAL MAYOR ON _____, 2023.

APPROVED BY:

ENGR. ROLANDO M. VILLASENCIO
Municipal Mayor

CERTIFIED BY:

RODRIGO M. WENCESLAO
Municipal Vice Mayor / Presiding Officer

ATTESTED BY:

PHIALENE ROSARI C. BARONDA
Private Secretary II

JOSELITO T. DELOS ANGELES
Secretary to the Sangguniang Bayan

J. Galam



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MERIDA

OFFICE OF THE SANGGUNIANG BAYAN

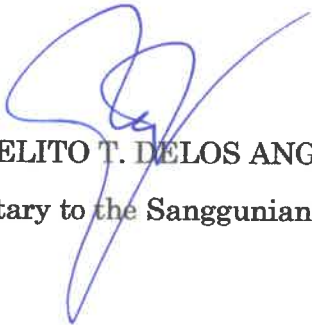
CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that **MUNICIPAL ORDINANCE NO. 02, SERIES OF 2023 – “AN ORDINANCE IMPOSING RATES ON MONTHLY RENT PER SQUARE METER OF FLOOR SPACE OF THE MULTI-PURPOSE BUILDING OWNED BY THE MUNICIPAL GOVERNMENT OF POBLACION, MERIDA, LEYTE”** had been posted in three (3) conspicuous places in the locality within three (3) consecutive weeks from **AUGUST 21, 2023 to SEPTEMBER 11, 2023.**

THIS CERTIFICATION has been issued in compliance to Section 511 (1), Title One, book IV of RA 7160, otherwise known as the Local Government Code of 1991.

DONE AND ISSUED this 13th day of September 2023 at Merida, Leyte, Philippines.


JOSELITO T. DELOS ANGELES
Secretary to the Sangguniang Bayan