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Item No.: 25

Date: 12 2024 MAR

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

SANGGUNIANG PANLALAWIGAN
MAR 07 2024
PROVINCE OF LEYTE

PROVINCIAL LEGAL OFFICE

Province of Leyte
Legal Office
Released: *[Signature]*
Time: *7:20*
Date: *3.7.24*

2nd INDORSEMENT
March 7, 2024

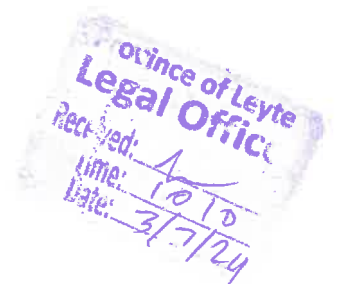
Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2024-03 of the Sangguniang Bayan of Hilongos, Leyte, recommending for the declaration of its validity, pursuant to its power under Section 56 (C) of R.A. 7160, for it is within the powers of the Local Council to repeal/amend its prior acts either expressly or by the passage of an essentially inconsistent resolution.ⁱ

[Signature]
ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer *[Signature]*

ⁱ Constantino vs Desierto, 288 SCRA 654).

PLD

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte



OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
07 March 2024

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2024-03** of the **Municipality of Hilongos, Leyte**, entitled: **An Ordinance Amending Chapter IV, Article E, Section 16 (A) – Service Fee For Garbage Collection, And Chapter V, Article E, Section 13 – Water Supply Charges Of The Revenue Code Of The Municipality Of Hilongos.**

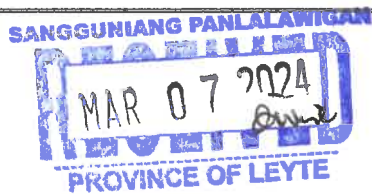

FLORINDA JILUISUYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Hilongos



OFFICE OF THE SECRETARY TO THE SANGGUNIANG BAYAN



6 March 2024

HON. LEONARDO M. JAVIER, JR.
Provincial Vice-Governor
Province of Leyte
Palo, Leyte

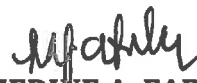
Sir:

Greetings!

Respectfully forwarding fifteen (15) copies of the approved Municipal Ordinance No. 202403 : An Ordinance Amending Chapter IV, Article E, Section 16 (A) – Service Fee For Garbage Collection and Chapter V, Article E, Section 13- Water Supply Charges of the Revenue Code of the Municipality of Hilongos.

Hoping this suffice.

Very truly yours,


CATHERINE A, FABULAR
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Hilongos



OFFICE OF THE SANGGUNIANG BAYAN

SANGGUNIANG PANLALAWIGAN

MUNICIPAL ORDINANCE NO. 2024-03

MAR 07 2024
Cwri

AN ORDINANCE AMENDING CHAPTER IV, ARTICLE E, SECTION 16 (A) - SERVICE FEE FOR GARBAGE COLLECTION, AND CHAPTER V, ARTICLE E, SECTION 13 - WATER SUPPLY CHARGES OF THE REVENUE CODE OF THE MUNICIPALITY OF HILONGOS

Authored by: **HON. EDWIN F. FALLER**

Chairperson, Committee on Finance, Appropriations, Ways and Means

WHEREAS, the Sangguniang Bayan enacted Municipal Ordinance No. 2023-16: Revenue Code of the Municipality of Hilongos, Leyte on July 3, 2023 during the Twenty-Sixth Regular Session of the Sangguniang Bayan;

WHEREAS, said Code was partially approved by the Sangguniang Panlalawigan thru Resolution No. 2023-404 on August 22, 2023 and thereafter published by the Leyte-Samar Daily Express, Inc.;

WHEREAS, recently there were observations submitted by the Office of the Municipal Mayor relative to garbage disposal as well as to the imposition of water charges;

WHEREAS, in the approved Revenue Code in Chapter IV, Section 16 (a) Article E which states that "Service Fee for Garbage Collection is applicable only in the town proper and public market areas";

WHEREAS, as to the water charge, there is a must need to reduce the minimum charge and applies additional charges in excess of such minimum charge payment;

NOW THEREFORE, on motion of Hon. Edwin F. Faller, in unanimous accord

BE IT ENACTED by the 16th Sangguniang Bayan during its Eighth Regular Session for CY 2024 assembled that:

SECTION 1 TITLE - This ordinance shall be known as the Ordinance Amending Chapter IV, Article E, Section 16 (A) - Service Fee for Garbage Collection, and Chapter V, Article E, Section 13 - Water Supply Charges of the Revenue Code of the Municipality of Hilongos.

SECTION 2. LEGAL BASIS - The Local Government Code of 1991, also known as the Local Government of Hilongos particularly section 458 (3) and (5) provides further that the Sangguniang Bayan, as the legislative body of the municipality shall enact ordinances to promote the general welfare of the inhabitants of the municipality, pursuant to such legislative authority shall (i) fix and impose reasonable fees and charges for all services rendered by the Municipal Government to private persons or entities;

(xiii) Provide an efficient and effective system of solid waste and garbage collection and disposal;

SECTION 3. Article E - Service Fee for Garbage Collection, Section 16 (Administrative Provisions) (a) For purposes of the imposition, the area of garbage collection shall

JESUSA F. C. RELENTE
Administrative Aide VI / Temporary Secretary

RICHARD BENEDICT W. OGARIO
Ex-Officio Member President, Liga ng mga Barangay

CRIS AMTUNO B. ONG
SB Member

MANUEL M. GABISAN
SB Member (absent)

MANUEL V. LORA
SB Member

HON. CECILLE ANTONIETTE C. SABRIDO
Ex-Officio Member / President, Pambayang Pederasyon ng Sangguniang Kabataan

FRANCISCO M. ORTEGA
SB Member

TRINIDAD V. ZARATE
SB Member

ALINE B. REOMA
SB Member

MANUEL R. VILLAHERMOSA
Municipal Mayor

BERNADETH M. NERVES
SB Member
(on official travel)

EDWIN F. FALLER
SB Member

ALBERT R. VILLAHERMOSA
Municipal Vice-Mayor

only be the business area of the from proper and the Public Market (Barangays. Central, Eastern, Western, Atabay, San Juan, Pontod, Himo-aw and Matapay).

shall be amended to:

Imposing an Annual Garbage Fee on Business Establishments Located in all fifty-one (51) Barangays of the Municipality, with which the fees will be applicable in Article E, Section 14 of the Revenue Code.

SECTION 4. Chapter V (Municipal Charges), Article E (Water Supply Charge) Section 13 – Imposition of Fees: There shall be collected water charges to stalls with water connection from the LGU.

Public Market and B-SIDE Commercial Building

- 1) Minimum Rate 10 cubic m - ₱300.00/stall/month
- 2) Excess of 10 cubic meter - ₱20.00/cubic meter
- 3) Food Court Flat Rate - ₱200.00/stall/month
- 4) Fish Section Flat Rate - ₱200.00/stall/month
- 5) Public Market - ₱200.00/stall/month

shall be amended to:

There shall be collected water charges to all stalls in the Hilongos Public Market and B-SIDE Commercial Center with water connection from the LGU, to wit:

- 1) Minimum Rate (10 cubic liters) - ₱100.00/stall/month
- 2) In excess of 10 cubic liters - ₱8.00/cubic liter

For bulk water supply, a rate of ₱15.00 per cubic liter shall be charged.

SECTION 5. Formulation of Implementing Rules and Procedure – The office of the Municipal Mayor with the offices of the MENRO and Municipal Treasurer are hereby tasked to prepare and formulate the Implementing Rules and Regulations to effectively enforce this ordinance.

SECTION 6. Separability Clause – In case any provision of this ordinance shall be held or declared invalid or unconstitutional, the validity of the other provisions hereof shall not be affected thereby.

SECTION 7. Repealing Clause – Any provision of local ordinance, executive order or rules and regulations in consisted with the provision of this ordinance is thereby repealed, amended, or modified accordingly.

SECTION 8. Requirement for Publication – This ordinance shall be published in a newspaper of regional circulation and shall also be posted in conspicuous within the municipality.

SECTION 9. Effectivity – This ordinance shall take effect upon its approval.

JESUSA F. C. RELENTE
Administrative Aide VI / Temporary Secretary

RICHARD BENEDICT V. OGARIO
Ex-Officio Member/President, Liga ng mga Barangay

CRIS ANTONIO B. ONG
SB Member

MANUEL M. GABISAN
SB Member (absent)

MANUEL V. LORA
SB Member

MANUEL R. VILLAHERMOSA
Municipal Mayor

BERNADETH M. NERVES
SB Member
(on official travel)

EDWIN F. FALLER
SB Member

ALBERT R. VILLAHERMOSA
Municipal Vice-Mayor

HON. CECILLE ANTONIETTE C. SABRIDO
Ex-Officio Member / President, Pambayang Pederasyon ng Sanpunitiano Kahataan

FRANCISCO M. ORTEGA
SB Member

TRINIDAD V. ZARATE
SB Member

ALINE B. REOMA
SB Member

Municipal Ordinance No. 2024-03

Ordinance Amending Chapter IV, Article E, Section 16 (A) –
Service Fee for Garbage Collection, and Chapter V, Article E, Section 13 –
Water Supply Charges of the Revenue Code of the Municipality of Hilongos

ENACTED this 26th day of February, 2024, during the Eighth Regular Session for CY 2024 of the Sixteenth Sangguniang Bayan of Hilongos.


CRIS ANTONIO B. ONG
SB Member



EDWIN F. FALLER
SB Member

MANUEL M. GABISAN
SB Member (absent)



MANUEL V. LORA
SB Member


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SB Member (on official travel)


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Ex-Officio Member/President, Liga ng mga
Barangay


CECILLE ANTONIETTE C. SABRIDO
Ex-Officio Member/President, Pambayang
Pederasyon ng Sangguniang Kabataan

I HEREBY CERTIFY to the correctness of the foregoing ordinance.


JESUSA FE C. RELENTE
Administrative Aide VI/ Temporary
Secretary

ATTESTED:


ALBERT R. VILLAHERMOSA
Municipal Vice-Mayor/Presiding Officer

APPROVED:


MANUEL R. VILLAHERMOSA
Municipal Mayor

Date: March 6, 2024