

Item No.: 11  
Date: 22 2024 OCT



Republic of the Philippines  
**PROVINCE OF LEYTE**  
Provincial Capitol  
Tacloban City

-oOo-

Province of Leyte  
Legal Office  
Released: *Jaym*  
Time: *10:16 AM*  
Date: *10-16-24*

**PROVINCIAL LEGAL OFFICE**



**2<sup>nd</sup> INDORSEMENT**

October 9, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 03, S.2024-2025 of the Sangguniang Bayan of Villaba, Leyte.

**Issues/concerns for review/recommendation/legal opinion is/are as follows:**

- Ordinance No. 03, S.2024-2025 entitled: **“An Ordinance Establishing a mini forest parks in Colo Spring Water Source at Brgy. Campurong and Menu spring water source at Brgy. Tinghub, both are from Villaba, Leyte”**

**REVIEW/RECOMMENDATION/LEGAL OPINION:**

This office is of the opinion that the subject Ordinance is generally in accordance to its power under Section 447(5)(i)<sup>1</sup> of the Local Government Code of 1991 (R.A 7160). Hence, recommending for the declaration of its validity.

We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities and/or the courts.

**ATTY. JOSE RAYMUND A. ACOL**  
*Asst. Provincial Legal Officer* ✕

<sup>1</sup>(i) Provide for the establishment, maintenance, protection, and conservation of communal forests and watersheds, tree parks, greenbelts, mangroves, and other similar forest development projects;


Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte

**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**

**1<sup>ST</sup> INDORSEMENT**  
08 October 2024

Province of Leyte  
Legal Office  
Recd. Date: *JMS*  
Time: *9:20*  
Date: *10-9-24*

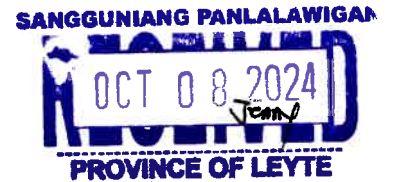
The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **MUNICIPAL ORDINANCE NO. 03, S. 2024-2025** of the **MUNICIPALITY OF VILLABA, LEYTE**, entitled: **An Ordinance Establishing a Mini Forest Parks in Colo Spring Water Source at Barangay Campurog and Menu Spring Water Source at Barangay Tinghub both are from Villaba, Leyte.**

  
**FLORINDA JILL S. UYVICO**  
Secretary to the Sanggunian



October 8, 2024

**THE SANGGUNIANG PANLALAWIGAN MEMBERS**  
New Provincial Government Complex  
Campetic, Palo, Leyte



Thru: **LEONARDO M. JAVIER, JR.**  
Vice Governor/Presiding Officer

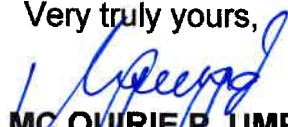
Hon. Sangguniang Panlalawigan Members:

We respectfully transmit herewith sixteen (16) copies of:

**MUNICIPAL ORDINANCE NO. 03, S-2024** entitled: "AN ORDINANCE ESTABLISHING A MINI FOREST PARKS IN COLO SPRING WATER SOURCE AT BARANGAY CAMPUROG AND MENU SPRING WATER SOURCE AT BARANGAY TINGHUB BOTH ARE FROM VILLABA, LEYTE,"

for review and approval.

Best regards.

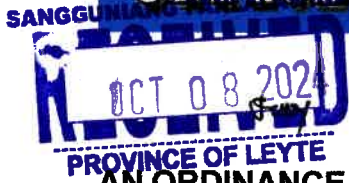
Very truly yours,  
  
**MC QUIRIE P. UMPAD**  
Secretary to the Sanggunian



Republic of the Philippines  
Province of Leyte

Municipality of Villaba

# OFFICE OF THE SANGGUNIANG BAYAN



## MUNICIPAL ORDINANCE NO. 03, S.2024

**AN ORDINANCE ESTABLISHING A MINI FOREST PARKS IN COLO SPRING WATER SOURCE AT BARANGAY CAMPUROG AND MENU SPRING WATER SOURCE AT BARANGAY TINGHUB BOTH ARE FROM VILLABA, LEYTE**

Sponsored by: Hon. Felipe S. Casas, Sr.

**WHEREAS**, the establishment of parks and green spaces is part of the criteria under the environmental governance assessment in the Seal of Good Local Governance (SGLG) evaluation by the DILG;

**WHEREAS**, under the Local Government Code, the Municipal Environment and Natural Resources Officer (MENRO) is tasked to establish a Mini Forest Parks in its territorial jurisdiction;

**WHEREAS**, the municipality finds no difficulty in establishing the said parks for said parcel of land was acquired by the municipality of Villaba for water source of the water system from Maximino Condes ;

**NOW, THEREFORE**, on motion by the Honorable Felipe S. Casas, Sr., seconded en masse;

**BE IT ORDAINED** by the Sangguniang Bayan of Villaba, Leyte assembled in session to enact the foregoing ordinance, to wit:

### Section 1- Title

Establishing A MINI FOREST PARKS- This ordinance shall be known as “An Ordinance Establishing a Mini Forest Parks in Colo Spring Water Source at Barangay Campurog and Menu Spring Water Source at Barangay Tinghub both are from Villaba, Leyte”.

### Section 2-Scope and Coverage

The establishment of these Mini Forest Parks only covers the jurisdiction of the Municipality of Villaba, Province of Leyte.

DENNIS L. SY  
Vice Mayor/Presiding Officer  
ROQUE M. COMPRA  
Sangguniang Bayan Member

MERIAM P. JAMPAD  
Sangguniang Bayan Member  
ELIY MARIA N. ENEVOLDSEN  
Sangguniang Bayan Member

FELIPE S. CASAS, SR  
Sangguniang Bayan Member

MACARIO V. ESMAS  
LNS President

ENGR. CARLOS E. VELOSO  
Municipal Mayor

NIEL ALBERT B. INOPIQUEZ  
Sangguniang Bayan Member  
RHODORA ALBERTO T. YLAYA  
OIC, Secretary to The Sangguniang Bayan

### Section 3-Declaration of Policy

- a. The municipality aims to establish sufficient water supply for the operation of the municipal water supply system.
- b. The municipality prioritize the protection and preservation of its spring water sources.
- c. Compliance to the standards set forth by the DILG's SGLG evaluation is being sought for by the municipal government.
- d. Real properties owned by the municipality must be used to its optimum.
- e. Parks are important part for the beautification of the municipality.
- f. The promotion and implementation of reforestation in the municipality.

### Section 4- Definition of Terms- In this ordinance, the following terms shall mean:

- a. PARK- a public place established for the purpose of accommodating a space for the people's use in their recreation, enjoyment, or leisure activities.
- b. MINI FOREST-an area established to be planted with trees in a manner that has the semblance of a real forest.
- c. MONUMENT-is a structure, pillar, sculpture, or such other structure that may be erected for a special or memorable purpose.
- d. REGULATED ACTS-are acts that are being sanctioned.

### Section 5- Regulated Acts- the following acts shall constitute a violation of this ordinance.





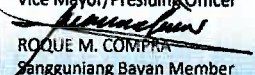

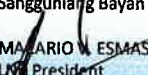


- a. Committing of any form of vandalism on all properties and monuments/ attached to the entire land parcel of the park.
- b. Placing of obstruction that will affect the purpose of the park's existence.
- c. Conduct of any game of chance in the park.
- d. Performing or attempting to perform acts that tend to offend or violated public morals and customs.
- e. Defecating or urinating;
- f. Cutting, destroying or removal of any part of a plant or tree;
- g. Parking of vehicles, motorcycles or bicycles, including those electronic or solar powered.

### Section 6- Governing Conditions in the use of the Mini forest Parks. The following shall govern the use of the mini forest park:

- a. The mini forest park shall be kept free and clear for the use of the public and the same shall not be used or occupied for any purpose, whatsoever, other than for leisure and recreation including group exercises, holding sports activities and meetings.
- b. Booths or stalls may be displayed therein after seeking permission from the Mayor.
- c. Commercial activities may be allowed after paying the applicable taxes or fees administered by the barangay and /or the municipality.

### Section 7-Budgetary Requirements

There shall be an annual budget of not less than Php500,000.00 intended for the establishment of each mini forest parks in Brgy. Campurog and Tinghub and Php100,000.00 for each succeeding year for its maintenance, development and management to be taken from the General Fund.

|   |   |  |  |
|---|---|--|--|
| <br>DENNIS L. SY<br>Vice Mayor/Presiding Officer | <br>MERIAM P. AMPAD<br>Sangguniang Bayan Member          | <br>FELIPE S. CABAS, SR<br>Sangguniang Bayan Member | <br>NIEL ALBERT B. INOPIQUEZ<br>Sangguniang Bayan Member        |
| <br>ROQUE M. COMPRO<br>Sangguniang Bayan Member  | <br>ELLY MARIA N. ENEVOLDSEN<br>Sangguniang Bayan Member | <br>MARIANO W. ESMAS<br>LUPA President              | <br>RHODORA A. YLAYA<br>OIC, Secretary of the Sangguniang Bayan |
| <br>ENGR. CARLOS G. VELOSO<br>Municipal Mayor    |   |  |  |

**Section 8-Administrative Provision**

- a. Management-the mini forest parks shall be managed by the MENRO Office.
- b. MENR Office- shall submit a status report to the Municipal Mayor and furnish a copy to the Sangguniang Bayan within the first month after the effectivity of this ordinance and shall submit monthly monitoring report.

**Section 9-Penalty**

Any individual or group of persons who shall be guilty of any of the regulated acts herein defined or violate any other provisions in this ordinance shall pay the following:

- First Offense -Php 500.00
- Second Offense -Php1,000.00
- Third Offense -Php2,000.00 or imprisonment of not less than 5 days depending on the discretion of the proper court.

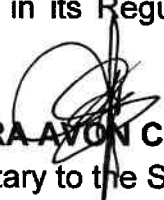
**Section 10 -Separability Clause**

If any section or portion of this ordinance is declared unconstitutional or invalid by a competent authority, the other sections or provisions hereof which are not affected shall continue to be in full force and effect.

**Section 11- Effectivity**


This ordinance shall take effect upon approval.

This Ordinance was approved by the Sangguniang Bayan in its Regular Session on August 19, 2024.


  
**RHODORA AVON C. YLAYA**  
 OIC, Secretary to the Sanggunian

ATTESTED:  
  
**DENNIS L. SY**  
 Vice Mayor/Presiding Officer


  
**MERIAM P. UMPAD**  
 Sangguniang Bayan Member

  
**ELLY MARIA N. ENEVOLDSEN**  
 Sangguniang Bayan Member

  
**FELIPE S. CASAS, SR.**  
 Sangguniang Bayan Member

  
**HON. NIEL ALBERT B. INOIQUEZ**  
 Sangguniang Bayan Member

  
**ROQUE M. COMPRA**  
 Sangguniang Bayan Member

  
**MACARIO V. ESMAS**  
 LNB President

APPROVED:  
  
**ENGR. CARLOS G. VELOSO**  
 Municipal Mayor

16 SEP 2024

**Republic of the Philippines**  
**Province of Leyte**  
**MUNICIPALITY OF VILLABA**  
**OFFICE OF THE SANGGUNIANG BAYAN**

**MINUTES**

**Minutes on the Public Hearing on "AN ORDINANCE ESTABLISHING A MINI FOREST PARK IN COLO SPRING WATER SOURCE AT BARANGAY CAMPOROG, AND MINO SPRING WATER SOURCE AT BARANGAY TINGHUB, VILLABA, LEYTE**

The Public Hearing was called to order by the chairman, Committee on Agriculture at exactly 9:30 in the morning July 19, 2024 followed by Invocation and the singing of the Philippine National Anthem.

The public hearing was participated by Mr. Teddy Vapor, Municipal Administrator designate, Mr. Brix Bertulfo, the MPDO, SB member Hon. Roque M. Compra and two participants from Brgy. Tinghub, Barangay Captain of Barangay Camporog, Mr. Adolf Rae A. Barro, MENRO and other SB Staff.

The chairman presented the proposed Ordinance by reading the content of the Ordinance after which the chairman asked the participants for any observations, comments and suggestions on the establishment of mini forest parks in both water spring sources.

The participants appreciated the plan of the Sangguniang Bayan of Villaba to establish a Mini Forest Park on those two water spring sources to conserve and protect those growing forest trees surrounding the water spring.

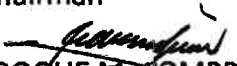
There being no other concern, the public hearing adjourn at exactly 11:45 in the morning.

Conducted July 19, 2024 at exactly 9:30 in the morning at the new SB Session Hall, New Municipal Building at Kayangi-an, Pob del Norte, Villaba, Leyte.

Signed:

  
HON. FELIPE S. CASAS SR.  
Chairman, Committee on Agriculture

  
HON. ROGELIO J. BAAY  
Vice Chairman

  
HON. ROQUE M. COMPRA  
Member

**Republic of the Philippines**  
**Province of Leyte**  
**MUNICIPALITY OF VILLABA**  
**OFFICE OF THE SANGGUNIANG BAYAN**

**COMMITTEE REPORT NO. 2 S. 2024**

The Committee Report on the public hearing of the proposed Ordinance Establishing Mini Forest Parks in Colo Spring water source and Mino Spring water source in Barangay Tinghub and Barangay Camporog respectively, conducted last July 19, 2024 at exactly 9:30 in the morning by the chairman, Committee on Agriculture.

The public hearing was participated by the Municipal Administrator designate Mr. Teddy Vapor, Mr. Adolf Rae A. Barro Jr. MENRO Officer, Barangay Captain of Barangay Camporog, SB Member, Hon. Roque M. Comprá, two participants from Barangay Tinghub.


The proposed Ordinance on Establishing Mini Forest Parks on Two Water Sources was presented to the participants for deliberation. There were no comments, no problem instead the participants agreed interposing no objection on the establishment of the two spring water sources in Barangay Camporog and Barangay Tinghub, Villaba, Leyte.

There being no other concern, the public hearing adjourn at exactly 11:45 in the morning.

Signed:

  
HON. FELIPE S. CASAS SR.  
Chairman, Committee on Agriculture

  
HON. ROGELIO J. BAAY  
Vice Chairman

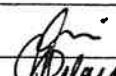
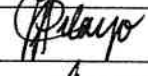
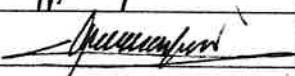



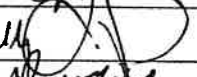
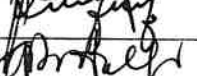
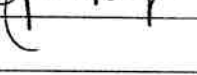

  
HON. ROQUE M. COMPRA  
Member



# ATTENDANCE SHEET

Public hearing of the Ordinance Establishing a Mini Forest Parks in Colo Spring Water Source at Barangay Campurog and Menu Spring Water Source at Barangay Tinghub both are from Villaba, Leyte

JULY 19, 2024

| NAME                        | SIGNATURE  | DATE      |
|-----------------------------|--|-----------|
| 1. Annaly Aquino            |     | 7/19/24   |
| 2. Maribel Delayo           |     | 7/19/24   |
| 3. ROGUE M. COMPRA          |    | 7/19/24   |
| 4. Joselo S. Araya          |    | 7/19/24   |
| 5. ADOLPH RAE A. BARRO, JR. |    | 7/19/24   |
| 6. NICETA P CONDES          |     | 7/19/2024 |
| 7. FRANCIS REY C. PERARO    |   | 7/19/24   |
| 8. TERRY L. VAPOR           |  | 7/19/24   |
| 9. EDUARDO M. DEQUINO       |  | 7/19/24   |
| 10. ERIX D. BERTULFO        |  | 7/19/2024 |
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## **SANGGUNIANG BAYAN**

*Office of the Secretary to the Sanggunian*

# **NOTICE OF PUBLIC HEARING HEARING**


Notice is hereby given that a public hearing will be conducted by the Sangguniang Bayan Committee on Infrastructures on Friday, July 19, 2024 at 9:00 o'clock in the morning at the New Sangguniang Bayan Session Hall, New Municipal Building of this Municipality for the proposed ordinance authored by Sangguniang Bayan Member Felipe S. Casas, Sr., entitled:

**"AN ORDINANCE ESTABLISHING A MINI FOREST PARKS IN COLO SPRING WATER SOURCE AT BARANGAY CAMPUROG AND MENU SPRING WATER SOURCE AT BARANGAY TINGHUB BOTH ARE FROM VILLABA, LEYTE."**

The MENRO, the Administrator, the Barangay Officials of Brgy. Campurog and Brgy. Tinghub, the MPDC, the Members of the Local Finance Committee, the Vice Chairman and Member of the Committee on Infrastructures of the Sangguniang Bayan and representative from the Tourism Office are invited to attend.

Villaba, Leyte, July 15, 2024.

In public service,

  
**RHODORA AVON C. YLAYA**  
OIC, Secretary to the Sanggunian

Republic of the Philippines)  
City of Ormoc )S.S.

## AFFIDAVIT OF PUBLICATION

I, JIMA ZANDRA VERGARA, being first duly sworn, deposes and says: that I am the Managing Editor of the EASTERN VISAYAS MAIL, a newspaper edited and published in the City of Ormoc and circulated in the cities of Ormoc, Tacloban Maasin and Calbayog, and in the islands of Leyte, Samar and Biliran, the rest of the Visayas islands, Mindanao, Manila and Luzon;

That the publication captioned:

Republic of the Philippines  
Province of Leyte  
Municipality of Villaba  
OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 03, S.2024


**AN ORDINANCE ESTABLISHING A MINI FOREST PARKS IN COLO SPRING WATER SOURCE AT BARANGAY CAMPUROG AND MENU SPRING WATER SOURCE AT BARANGAY TINGHUB BOTH ARE FROM VILLABA, LEYTE**

APPROVED:  
(SGD)ENGR. CARLOS G. VELOSO  
Municipal Mayor

was published in said newspaper for ( / ) 01 consecutive weeks in its EV Mail \_\_\_\_\_  
EV Mail Sept. 16-22, 2024 issues.

That I am executing this affidavit to attest to the fact of the foregoing statements. Affiant further sayeth naught.

IN WITNESS WHEREOF, I have hereunto affix my signature this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ in Ormoc City.

  
**JIMA ZANDRA J. VERGARA**  
Affiant

## VERIFICATION

SWORN AND SUBSCRIBED before me this SEP 24 2024 day of \_\_\_\_\_ with affiant exhibiting his Tax Identification Number 932-314-846-000 issued on July 9, 2016 at Ormoc City, Leyte, Philippines.

Doc No. : 490  
Page No.: 99  
Book No.: III  
Series of 2024

**ATTY. ADELITO M. SOLIBAGA JR.**  
Notary Public for the City of Ormoc  
Municipalities of Karanga, Matig-ob,  
Manda and Isabel  
NC No. ORM 22-12-038-NC issued on 01/01/2023  
Valid until December 31, 2024  
PTR No. 7856400, 01/03/2024, Ormoc City  
IBP No. 382627, 12/31/2023, Leyte  
Roll of Attorney No. 51625  
TIN: 207-693-150  
MCLE Compliance No. VI-001-4640  
Valid until April 14, 2025