

Republic of the Philippines
Province of Bohol
MUNICIPALITY OF LOON

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 52ND REGULAR SESSION OF THE 13TH SANGGUNIANG BAYAN OF LOON, PROVINCE OF BOHOL HELD ON THE 1ST DAY OF AUGUST 2017 AT THE SANGGUNIANG BAYAN (SB) OFFICE, LOON, BOHOL-

PRESENT:

Hon. Lloyd Peter M. Lopez, M.D.	Vice Mayor, Presiding Officer
Hon. Pedro M. Literatus, Jr.	SB Member
Hon. Timoteo L. Legitimas	SB Member
Hon. Emerson S. Relampagos	SB Member
Hon. Lydia L. Almasa	SB Member
Hon. Zaide Y. Coritico	SB Member
Hon. Nilo P. Branzuela	SB Member
Hon. Judy Marie H. Veloso	SB Member
Hon. Kristel P. Tecson	SB Member
Hon. Cesar R. Pedrigal	LnB President, Ex-Officio Member

ABSENT:

NONE

MUNICIPAL ORDINANCE NO. 17-009

Series of 2017

AN ORDINANCE REGULATING THE OPERATION, MANAGEMENT AND DEVELOPMENT OF LOON PUBLIC MARKETS OF THE MUNICIPALITY OF LOON

Be it ordained by the 13th Sangguniang Bayan of Loon, Bohol in session duly assembled:

Section 1. LGU Public Markets. There shall be declared 3 public markets of Loon: (1) Market 1 located at Moto Norte, otherwise known as "*Loon Town Square*", (2) Market 2 located at Cogon Norte, otherwise known as "*Mercado de Loon*" and (3) Market 3 "*Catagbacan Satellite Market*" located at Catagbacan Sur.

Section 2. Relocation of Market Occupants. The existing occupants of the Market 1 in Moto Norte shall be relocated to Market 2 or Mercado de Loon at barangay Cogon Norte, Loon, Bohol.

Section 3. Existing Occupants. All existing occupants shall be transferred to "Mercado de Loon" upon full payment of the prescribed fees as stated in the approved original contract of lease. Failure to fully pay the prescribed fees before the scheduled drawing of lots, their right to occupy shall be forfeited in favor of the other interested applicants.

Section 4. Signing of Lease Contract. Pursuant to Section 22 (5) and 444 b1 (vi), RA 7160, the Honorable Mayor, upon recommendation of the Market Council shall sign the Lease Contract pursuant to the provisions of the market ordinance/code.

Section 5. Exemption to Space Limitation. Upon recommendation of the market council and approval of the Sangguniang Bayan the following are exempted from the 2 block tiendas rule:

- a.) Those franchise business establishments which by their very nature would require a space of more than 2 block tiendas.
- b.) Those business establishments by nature of which requires a bigger area such as restaurants & cafeteria.

In no case shall the aforementioned stalls be converted to other usage; otherwise, the new business establishment shall be relocated to the appropriate market section.

Section 6. Right to Occupy and Rental Fees. The fees for the right to occupy in any of the market stalls, spaces or block tiendas shall be subject to a bidding system, the payment of which shall be within three (3) months from the time of award for the right to occupy, while the daily rental for stall, space or block shall be fixed as follows:

6.1 MARKET 1: Loon Town Square

BLOCK	SECTION	RIGHT TO OCCUPY STARTING BID	FIXED DAILY RENTAL /SQUARE METER
		P 100, 000.00	P 10.00/sq. meter

6.2 MARKET 2: Mercado de Loon

BLOCK	SECTION	STALLS	RIGHT TO OCCUPY STARTING BID	FIXED DAILY RENTAL PER SQUARE METER (OLD AND NEW OCCUPANTS)
A	Ground floor: Dry goods Section (Pharmacy, Water Bill Payment Center, Cargo Couriers, Payment Centers, Pawnshops, Bakeries & Pastries, Coffee Shops)	1-22 (front)	P 80,000.00	Ground floor - P 6.00/sq. meter/day
B	Dry goods Section	1-12	P 80,000.00	P 6.00/sq. meter /day
C	Restaurants/Carenderias or Dry goods Section	1-12	P 80,000.00	P 6.00/sq. meter /day
D	Food Carts/Stands or similar vending stands	1-4	P 10,000.00	P 10.00/sq. meter /day
E	Vegetables, Fruits, Spices Section	1-16	P 10,000.00	P 10.00/sq. meter /day
F	Dried Fish Section	1-6	P 10,000.00	P 10.00/sq. meter /day
G	Meat Section	1-16	P 20,000.00	P 20.00/sq. meter /day
H	Poultry Section/Processed Foods	1-12	P 20,000.00	P 20.00/sq. meter /day
I	Dry goods (Cereals/ Sari-Sari)	1-24	P 80,000.00	P 6.00 /sq. meter/day
J	Fish Section	1-12	P 20,000.00	P 20.00/sq. meter/ day
K	Second Floor: Services Section (Beauty Parlors/ Barber Shops, Cargo Couriers, Lending Shops, Payment Centers, and Clinics)	1-9 (upper level)	P 80,000.00	Second floor- P5.00/sq. meter/day
L	Social Hall	1-2		inclusive of tables, chairs and sound system P 1,200.00 for the first four (4) hours and additional P 200.00 for the succeeding hour; or half (½)rate for the use of ½ space of the venue
M	Trading Section		Mayor's permit is required	P15.00/sq. meter/day
N	Tubaan Section		P 10,000.00	P 10.00/sq. meter /day

Those who have fully paid their right to occupy at the old public market shall be exempted from the payment of the starting bid for the remaining number of years to occupy, subject for renewal of another 15 years pursuant to Section 6.2 of this ordinance.

6.3 24-hour Business Establishments. Those establishments which operate 24 hours a day shall preferably occupy the front block tiendas section or at any ground floor front row tiendas.

6.4 Market 3: Catagbacan Satellite Market

BLOCK	SECTION	RIGHT TO OCUPY STARTING BID	FIXED DAILY RENTAL/SQUARE METER
	Dry Goods	P 20,000.00 (stall)	P 6.00/sq. meter/day
	Spices, Vegetables and Fruits	P 10,000.00	P 5.00/sq.meter/day
	Dried Fish Section	P 10, 000.00	P 5.00/sq.meter/day
	Meat Section	P 20,000.00	P 10.00/sq.meter/day
	Fish Section	P 20,000.00	P 10.00/sq.meter/day

Section 7. Storage Centers. There shall be reserved four (4) storage centers at the Loon Public Market with the following rules:

7.1 Fish Storage. The operation of the Fish Storage Center shall be governed by the following rules:

- a) No fish shall be allowed to be directly displayed at the market without first passing through at the Fish Storage Center for weighing and appropriate pricing by the authorized/licensed fish vendors.
- b) The double sale and overpricing of fish within the market premises is strictly prohibited and penalized.
- c) All unsold fish shall be deposited at the Fish Storage with the corresponding freezers and meter-readers owned by the respective fish vendors for them to directly pay their power bills at the BOHECO billing center.
- d) Fish vendors shall pay the Fish Storage Fee amounting to P5.00 per square meter per day.

7.2 Meat Storage

- a) No meat shall be displayed at the public market without first passing through the Meat Storage Center for inspection and submission of the "certificate" issued by the slaughterhouse official.
- b) Any unsold meat shall be deposited at the Meat Storage with their corresponding meter for personal payment at the BOHECO billing center.
- c) Meat vendors shall pay the Meat Storage fee amounting to P 5.00 per square meter per day.

7.3 Rice and Corn Storage Center

- a) The rice and corn storage center shall serve as bodega for rice/corn retailers or wholesalers.
- b) A monthly rental of P500.00 per division or stall with an area of 12 square meters shall be imposed, excluding electric and water bills.

7.4 Feeds Storage Center

- a) The feeds storage center shall serve as the bodega for feeds wholesalers or retailers.
- b) A monthly rental of P500.00 per division or stall with an area of 12 square meters shall be imposed, excluding electric and water bills.

7.5 Prohibited Stocks. Poisonous, toxic, hazardous or flammable substances are prohibited to be stored at the storage center.

7.6 Storage Limitation and Prohibitions:

- a) Limitation. No stall occupant shall be allowed to occupy more than one storage center, on a "one-stall one storage basis".
- b) Prohibitions. The following are prohibited acts at the storage center: display and sale of goods/ stocks, overnight sleeping, cooking, drinking of hard liquors, gambling

7.7 Forfeiture. Failure to pay the corresponding fees for 2 consecutive months shall cause the automatic cancellation of right to occupy over such areas/storage centers in favor of any interested party. A notice of cancellation signed by the mayor shall be issued by the market administrator to the delinquent storage holder with corresponding padlocking of the storage.

Section 8. Food Preparation and Cooking Area. There shall be designated areas for food preparation and cooking areas outside the public market with usage fee of P500.00/month with an area of 6 square meters (2x3 meters).

Section 9. Comfort Room Usage Fee. There shall be imposed usage fee for the use of the comfort room/s at the Loon Town Square, Mercado de Loon, Catagbacan Satellite Market at P 5.00. The following are exempted from payment thereof:

- a.) Persons with Disability (PWDs)
- b.) Senior Citizens
- c.) Pregnant women
- d.) Occupants with prescribed I.D.

Section 10. No Smoking Policy. Smoking is absolutely prohibited within the three identified public market compounds pursuant to a national law.

Section 11. Parking Area. The Municipal Mayor is hereby authorized to issue an executive order relative to the proper placement of public utility and privately-owned/operated vehicles at the public market, provided their respective parking areas shall be uniform according to its classification and due implementation by the Municipal Traffic Aides (MUTRA).

Section 12. Health and Sanitation. For purposes of preserving health and sanitation, the following rules shall be observed:

- 1.) Display of cereals shall be in separate space with the display of feeds and other chemicals.
- 2.) The materials and containers intended for the business of cereals shall not be used interchangeably with the business of feeds or other stocks detrimental to human health.
- 3.) The 4-color trash cans for solid waste must be strictly complied with.
- 4.) Spitting and littering inside the market premises is strictly prohibited.

Section 13. Penalty.

- (1) Any violation on Sections 7 and 8 shall be penalized:
First offense- P 500.00
Second offense- P 1,000.00
Third and Succeeding offenses - P 1,500.00 and revocation of the business permit, as the case maybe
- (2) Violations in Sections 9, 10,11 and 12 shall be fined:
First offense - P 50.00
Second offense - P 250.00
Third and succeeding offenses - P 1,000.00 plus revocation of business permit for concerned businessmen

In both instances the market personnel shall be liable for their tolerance, as per evidentiary proof from the Market Monitoring Agents (MMA) and LEGMO Tracking Team.

Section 14. Monitoring and Implementation.

1. Market Personnel Responsibility. The Market Administrator and concerned market inspectors/personnel shall strictly implement the provisions of this ordinance.
2. Administrative Liability. The Market Administrator and the assigned market personnel shall be liable for apparent violations practiced in the public market with their sense of tolerance or inefficiency.
3. Market Monitoring Agents. The Honorable Mayor shall designate Market Monitoring Agents (MMA) whose duty is to serve as “eyes” and “ears” of the Executive and Legislative Department in the implementation of the market ordinance and the LEGMO of the Sangguniang Bayan.

Section 15. Security Measures.

- (1) There shall be installed a CCTV at the market premises to ensure safety and security thereat.
- (2) There shall be hired licensed security guards who perform regular security functions at the market premises.

Section 16. Repealing Clause. Any ordinance inconsistent thereto is hereby repealed or modified accordingly.

Section 17. Effectivity. This ordinance shall take effect upon its approval and due publication in a newspaper of general circulation in (3) consecutive weeks pursuant to Section 188 of RA 7160.

UNANIMOUSLY APPROVED.

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I hereby certify to the correctness of the above-quoted ordinance.

FIDELINO P. CORITICO, LLB
Secretary to the Sanggunian

ATTESTED:

LLOYD PETER M. LOPEZ, M.D.
Vice Mayor
Presiding Officer

APPROVED:

ELVI PETER L. RELAMPAGOS
Municipal Mayor

Date: _____

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SB MUNICIPAL ORDINANCE NO. 17-009, Series of 2017

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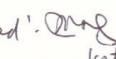
ATTESTED:


LLOYD PETER M. LOPEZ, M.D.
Vice Mayor
Presiding Officer

APPROVED:


ELVI PETER L. RELAMPAGOS
Municipal Mayor

Date: 08/03/17

Received -  8/15/17
Market

Mayor -  8/15/17