



Republic of the Philippines
Province of Bohol
MUNICIPALITY OF LOON

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 1ST SPECIAL SESSION OF THE 11TH SANGGUNIANG BAYAN OF LOON, PROVINCE OF BOHOL HELD ON THE 25TH DAY OF AUGUST 2010 AT THE SANGGUNIANG BAYAN SESSION HALL-

PRESENT:

| | |
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| Hon. Edwin R. Ladeza, | Presiding Officer |
| Hon. Titus Clark U. Miranda, | SB Member |
| Hon. Timoteo L. Legitimas, | SB Member |
| Hon. Manuel R. Veloso, | SB Member |
| Hon. Ignacio M. Castil, Jr., | SB Member |
| Hon. Josephat B. Palma, | SB Member |
| Hon. Ricky U. Masamayor, | SB Member |
| Hon. Priscila C. Branzuela, | SB Member |
| Hon. Damaso C. Pasilbas | SB Member |
| Hon. Cesar R. Pedrigal, | LnB President, Ex Officio Member |

ABSENT:

| | |
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| Hon. Ivaraxel C. Ericson, | SKMF President, Ex Officio Member |
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MUNICIPAL ORDINANCE NO. 10-009

Series of 2010

AN ORDINANCE AMENDING SECTION 3 CHAPTER I, SECTION 2A “c” CHAPTER II, SECTIONS 2,3,4, CHAPTER III, CHAPTER V, CHAPTER VI OF MUNICIPAL ORDINANCE NO. 07-005, SERIES OF 2007, OTHERWISE KNOWN AS THE LOON PUBLIC MARKET ORDINANCE

Be it ordained by the 11th Sangguniang Bayan of Loon, Bohol in session duly assembled:

Section 1. Section 3 Chapter I of Municipal Ordinance No.07-005, series of 2007 is hereby amended to read:

Section 3- MARKET SECTIONS –

A) Market Sectioning. The Loon Public Market shall be divided into the following blocks with corresponding sections:

- 1) Block A – (Stall Nos.1-10) –front stalls of the ground floor of the front building shall have the following sections:
 - a) pharmacy
 - b) hardware & motor parts
 - c) electronics / electrical supplies
 - d) computer supplies
 - e) kitchen wares
 - f) fishing supplies

- g) pawnshop
- h) cellphone, load centers
- i) souvenir items
- j) delivery / cargo services

2) Block A- (Stall Nos.11-20)

- a) groceries and cereals/ sari-sari
- b) feeds
- c) agrivet supplies

3) Block B – (Stall Nos. 1-20) – 2nd floor of the front building

- a) gift items
- b) garments/ RTWs/ shoes
- c) dress shop/ tailoring
- d) optical/ medical/ dental clinics & supplies
- e) beauty parlors and barber shops
- f) massage parlors
- g) internet café
- h) ticketing office / outlets
- i) travel & tours
- j) fitness gym
- k) payment center
- l) repair shops

4) Block C – Social Hall

5) Block D – Restaurants, Eateries, Bakery Stalls along Mesina Street

6) Block E – Restaurants, Eateries, Bakery Stalls along Garcia Street and Perez Street

7) Block F – Fish Section

- a) fresh fish section
- b) salted fish section
- c) dried fish section

8) Block G – Vegetables, Fruits, Spices & Related Items Section

9) Block H – Meat Section

- a) fresh meat section
- b) processed meat section

10) Block I – Miscellaneous Trade Section

- a) Agri-products, herbal products, livestock, poultry display area
- b) Okay-okay section
- c) Tuba section
- d) Ice section

B.) Block I Section.

- A) The Block I Section shall be primarily intended for the transient businessmen who are required to secure mayor's permit prior to their business operation, provided, they shall only be allowed during the market days (tabo) .
- B) The Loon farmers are required to secure mayor's permit free of charge.
- C) There shall be allocated 4 stalls reserved for the Farmers Scientist Training Program.

- C. Color Coding of Blocks. The Market Council shall adopt a color coding of blocks.
- D. Wearing of ID. During market day, the wearing of ID for all vendors is required, with color coding.
- E. Penalty. Failure to comply with the Block Sectioning System shall be instantaneously fined One Thousand Pesos (P1, 000.00) per day in addition to the prescribed daily rental and right to occupy fee. It shall be incorporated in the bill. There shall be a 1-month grace period from the effectivity of this Code for this purpose.
- F. Adjustment . The Market Council is authorized to adjust the block sectioning, subject to the approval of the Sangguniang Bayan.

Section 2. Section 2 Chapter III of Municipal Ordinance No.07-005, series of 2007 is hereby amended to read:

“Section 2- RIGHT TO OCCUPY FEE AND RENTAL.

- A) The right to occupy to any of the market stalls, spaces which should not exceed to 2 stalls or spaces per occupant, is fixed and the payment may be paid in whole cash or in monthly installment for a maximum of 5 years with 12% interest per annum , while the daily rental will be subject for a bidding system . The following are the rates:

| BLOCK | SECTION | STALL NO. | RIGHT TO OCCUPY | STARTING DAILY RENTAL BID PER SQUARE METER PER DAY |
|-------|------------------------------------|-----------|-----------------|--|
| A | Dry Section | 1-10 | P65,000.00 | P7.50, except the old occupants with fixed P7.50/sq meter /day |
| A | Dry Section | 11-20 | P65,000.00 | P7.50, except the old occupants with fixed P7.50/sq meter /day |
| B | Services Section | 1-20 | P65,000.00 | P6.50 except the old occupants with fixed P6.50/sq meter /day |
| C | Social Hall | | | |
| D | Restaurant | | | |
| E | Restaurant | | | |
| F | Fish Section | | P5,000.00 | P10.00, except the old occupants with fixed P10.00 per sq.meter per day |
| G | Vegetables, Fruits, Spices Section | | P5,000.00 | P10.00, except the old occupants with fixed P10.00 per sq.meter per day |
| H | Meat Section | | P5,000.00 | P10.00, except the old occupants with fixed P10.00 per sq.meter per day |
| I | Trading Section | | P20,000.00 | For stall/space holders- P1.00, except the old occupants with fixed P1.00 per sq.meter per day. For transients –P10.00 starting bid per square meter |

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| | | | | per day. |
| Catagbacan Market stalls | | | P10,000.00 | P1.00, except the old occupants with fixed P1.00 per sq.meter per day |
| | | | | |

- B) Old Occupants Preferential Rights. The old occupants are given the privilege not to undergo a bidding of the daily rental, but are qualified to participate in the “draw by lot system” of availing any of the vacant spaces, provided, they shall pay the prescribed right to occupy fee and the prescribed rental, provided further that they shall pay one month deposit of their monthly dues.
- C) Payment of Rental. The payment of rental shall be made from the 1st day to the 5th day of the month. The counting of penalty starts on the 6th day of the month.
- D) Mode of Payment of the Right to Occupy. The right to occupy may be paid in full or by a fixed monthly installment depending on the number of years not to exceed 5 years at 12% per annum. However, the occupant is given the option to shorten his period of maturity as stipulated in his contract. They are required to pay their monthly dues plus 1 month advance.
- E) Manner of Payment. For Installment Occupants. The monthly installment of the Right to Occupy shall be paid together with the monthly rental.
- F) Effect of Non-Payment of Monthly Dues for Installment Occupants. Should the Installment Occupant fails to pay his monthly dues, his advance deposit shall be used for the payment of his unpaid monthly due. After the exhaustion of the deposit, he is considered delinquent.
- G) Redemption of Installment Occupants. The Installment Occupants can redeem his Right to Occupy upon payment of the Installment Dues which covers the conditional closure period and the redemption period.
- H) Effect of Non-Payment of Rental of Fully Paid Occupants. Non-payment of rental for 2 consecutive months shall cause the “conditional closure” of the stall. They shall be given 30 days to redeem upon payment of the unpaid rental with interest, including the rental and surcharge for the redemption period. If no payment is made after the redemption period, the Council shall issue a Notice of Vacancy and a bidding shall be called to occupy the vacated space.

Section 3. Section 3 Chapter III of Municipal Ordinance No.07-005 shall be amended to read:

“Section 3. TERM.

- a) The term of the contract for the occupants in Block A, B, D, E, F,G, H, I, Catagbacan Market shall be 15 years, subject for renewal for another 15 years, and thereafter.
- b) A Certificate of Occupancy shall be issued for every qualified/ winning occupant.”

Section 4. Section 4 Chapter III of Municipal Ordinance No.07-005 shall be amended to read:

“Section 4. PENAL FEES. There shall be imposed penal fees for extending the area of the block tienda in any of the following ways:

- a) The penal fees for **displays outside the occupied stall or block tienda** shall be Two Hundred Pesos (P200.00) per square meter per day, in addition to the daily rental.
- b) The penal fees for illegal or **unauthorized improvement or extension** with the use of tents and other makeshift roofing materials is Two Hundred Pesos (P200.00) per square meter per day, in addition to the daily rental.

Section 5 . Chapter V of Municipal Ordinance No.07-005 shall be amended by adding two sections to read:

“Section 8. LODGING FINE. There shall be imposed a lodging fine of Two Thousand Pesos (P2,000.00) for any person who stay/ sleep overnight at any stall or inside the market.

“Section 9. DRINKING FINE. There shall be imposed drinking fine of Two Hundred Fifty Pesos (P250.00) per violator for drinking tuba or hard liquor in any premises of the public market, except inside the restaurants, or eateries, or tuba section.

Section 6. Chapter VI of Municipal Ordinance No.07-005 shall be amended by adding seven sections to read:

“Section 7. MARKET COMFORT ROOMS.

- A).There shall be imposed usage fee for the use of the comfort room/s at the Loon Public Market, as follows:
- a) old comfort room - P1.00 per user, or P3.00 for taking a bath
 - b) any new comfort room in any new building- P3.00 per user
- B) Exempted to pay the CR fee are those persons with transactions at the public market with proof of receipts for the current day.

“Section 8. SURVEILLANCE CAMERA AND PAGING SYSTEM. There shall be installed Surveillance Cameras and Paging Sound System at the Loon Public Market to enhance security management.”

“Section 9. TECHNICAL WORKING GROUP. There shall be created a Technical Working Group to be appointed by the Mayor upon recommendation of the Market Council, with the following functions:

- a) To provide technical assistance to the Market Council in terms of formulating plans, providing technology guidance, project implementation and monitoring.
- b) To serve as a Market Task Force being the implementing and monitoring arm of the Municipal Mayor and the Loon Market Council which is the policy-making and governing body of the Loon Public Market and the Catagbacan Market.

“Section 10. ROTATION OF MARKET FEES COLLECTORS.. For purposes of preventing inefficiency or fraud in the collection of ticket or fees, and in keeping

with the internal control system , the assignment of Market Fee Collectors shall be rotated at least every twice a month . Training of new batch of market collectors shall thereafter be conducted annually. Periodic rotation of duty scheduling is subject to the approval of the Loon Market Council.

“Section 11. SENIOR CITIZENS. The LGU-Accredited Senior Citizens Association and the accredited Association of Persons with Disability shall be given privilege not to exceed 20% discount of the monthly rental.

“Section 12. REVOLVING FUND. The proceeds of the Right to Occupy fees shall be used as revolving fund wherein the “qualified “occupants at the Loon Public Market can avail at the rate of 12 percent per annum, and the payment shall be incorporated in their monthly bill.

“Section 13. SOCIAL SERVICES FUND. There shall be allocated 25% out of the annual net income of the market operations for social services.

Section 7. REPEALING CLAUSE. Provisions of the Market ordinance which are inconsistent with the above provisions are hereby repealed or modified accordingly.

Section 8. EFFECTIVITY. This ordinance shall take effect immediately upon its approval.

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:

EDWIN R. LADEZA
Vice-Mayor

APPROVED:

LLOYD PETER M. LOPEZ, M.D.
Municipal Mayor

Date: _____