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Republic of the Philippines
PROVINCE OF ZAMBOANGA SIBUGAY
Municipality of Buug

OFFICE OF THE SANGGUNIANG BAYAN

Excerpt FROM MINUTES OF THE 9TH REGULAR SESSION OF THE SANGGUNIANG BAYAN NG BUUG, ZAMBOANGA SIBUGAY HELD AT THE MUNICIPAL SESSION HALL ON MARCH 6, 2006 AT 10:10 IN THE MORNING.

PRESENT:

Hon. Arnulfo D. Lim,	Mun. Vice Mayor/ Presiding
Hon. Genison T. Pague,	Member
Hon. Domiciano C. Loquinte,	Member
Hon. Flordeliz C. Curiba,	Member
Hon. Marvin Jessie G. Gako,	Member
Hon. Ernita E. Paderanga,	Member
Hon. Roy D. Motus ,	Member
Hon. Julieta T. Casas,	Member
Hon. Alfonso B. Becada,	Member
Hon. Franklin G. Valeriano,	Member

ABSENT:

Hon. Lerdo I. Matildo, Jr.	Member, SKFP
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LATE: NONE

MUNICIPAL ORDINANCE NO. 3-2006

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF MUNICIPAL ORDINANCE NO. 01-2005, ALSO KNOWN AS THE "BUUG ECOLOGICAL SOLID WASTE MANAGEMENT ORDINANCE".

WHEREAS, Municipal Ordinance No. 01-2005, also known as the "Buug Ecological Solid Waste Management Ordinance of 2004" was approved by the Sangguniang Bayan of the Municipality of Buug on May 3, 2005;

WHEREAS, in view of recent developments in the field of solid waste management, certain provisions of Municipal Ordinance No. 01-2005 have to be amended in order to have a more effective implementation and enforcement of the said Municipal Ordinance.

NOW THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED by the Sangguniang Bayan of the Municipality of Buug, Zamboanga Sibugay, in session duly assembled, that:

Section 1. *Amendment of certain provisions of Section 4, Article 3* – The following provisions of Section 4, Article 3 are hereby amended, to wit:

1. Item b.1.3 is hereby amended and replaced with the following:

“b.1.3 SWM Operations Supervisor”

2. Paragraph b.2 is hereby amended and replaced with the following:

“b.2 Collection & Disposal Unit

b.2.1 Sanitary Technician (4)

b.2.2 Heavy Equipment Operator (1)

b.2.3 Driver (2)”

3. Paragraph b.3 is hereby amended and replaced with the following:

“b.3 Materials Recovery and Composting Unit

b.3.1 Composter (2)”

Section 2. *Amendment of certain provisions of Section 5, Article 3* – Section 5, from paragraph d. onwards, is hereby amended and replaced with the following:

“d. SWM Operations Supervisor – SG 6

- Must be a holder of any bachelor's degree
- Must have a Civil Service Eligibility
- Must be of good moral standing
- Must be recommended by the LGU Personnel Selection Board

e. Heavy Equipment Operator – SG 6

f. Driver – SG 4

Heavy Equipment Operators and Drivers must meet the following minimum qualifications:

- Must possess the appropriate qualifications for the position per qualification standards set by the Civil Service Commission
- Must possess the appropriate eligibility
- Must be of good moral standing
- Must be recommended by the LGU Personnel Selection Board

g. Sanitary Technician – SG 2

h. Composter – SG 1

Sanitary technicians and composters must meet the following minimum qualifications:

- Must be at least an elementary graduate

- Must be of good moral standing
- Must be recommended by the LGU Personnel Selection Board”

Section 3. *Amendment of certain provisions of Section 7, Article 3 –*
 Section 7, from paragraph 4 onwards, is hereby amended and replaced with the following:

“4. SWM Operations Supervisor

- Supervise the operations of the two (2) units namely: Collection and Disposal Unit and the Materials Recovery and Composting Unit; and
- Perform other related functions that may be assigned by the ESWMO III.

5. Heavy Equipment Operator II

- Regularly bulldoze the residual SW dumped in the disposal site;
- Conduct maintenance activities on the site drainage system, access roads and other ingress/egress facilities;
- Conduct regular repair and preventive maintenance services on heavy equipment;
- Perform other related work as directed by the SWMO III.

6. Driver ii

- Drive the collection vehicle according to approved collection schedules;
- Transport personnel, equipment and supplies as directed by the SWMO III;
- Conduct regular repair and preventive maintenance services on SWM Section vehicles; and
- Perform other related work as directed by the SWMO III.

7. Composter

- Transfer the shredded biodegradable SW to windrow/bioreactor for composting;
- Facilitate the aeration of the shredded biodegradable SW for faster processing;
- Mix the compost activators with shredded biodegradable SW and mineral additives with compost products; and
- Perform other related work as directed by the SWMO III.

8. Sanitary Technician

- Facilitate the collection of SW according to approved schedules;
- Assist the collection vehicle driver in the repair and preventive maintenance service of collection vehicles.
- Assist the collection vehicle driver in transporting personnel, equipment and supplies as directed; and
- Perform other related work as directed by the SWMO III.

Section 4. *Amendment of Sections 10 and 11, Article 4* – The word “compostable” in Sections 10 and 11 is hereby replaced with the word “biodegradable”.

Section 5. *Amendment of Section 17, Article 6* – The year “2018” in Section 17 is hereby replaced with “2008”.

Section 6. *Amendment by inserting two new Sections and renumbering the succeeding Sections* – The following provisions shall constitute the new Sections 18 and 19 of Municipal Ordinance No. 01-2005:

“Section 18. **Recycling.** Junkshops that are not registered with the Municipality including transient buyers of recyclables are prohibited from buying recyclables on a house-to-house system. However, they shall be allowed to purchase from registered junkshops in the municipality.

Section 19. **Composting.** Composting shall be mandatory for all households, schools and other institutions. The Municipal Government shall encourage private institutions/organizations to invest in composting of the public market biodegradable waste. In case there are no interested private institutions/organizations, the Municipal Government shall establish a central composting facility.”

The previous Sections 18 to 72 are hereby renumbered consecutively as Sections 20 to 74.

Section 7. *Amendment of Section 51 (renumbered), Article 14* – Section 51 is hereby amended by adding the following paragraphs:

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| “12. Businesses operating during special occasions such as fiestas, and the like | - | 5.00/sq.m. |
| 13. Stalls during market day/taboo | - | 5.00/day |
| 14. Usage of Buug Gymnasium | - | 30.00/day” |

Section 8. *Amendment of Section 59 (renumbered), Article 15* – Section 59 is hereby amended by deleting paragraph 6 and adding the following paragraphs:

- “6. The open burning and burying of residuals, recyclables, and special wastes.
7. Buying of recyclable materials from residences by unregistered junkshops including transient buyers of recyclables.
8. Non- compliance with mandatory composting.”

Section 9. *Amendment of Section 60 (renumbered), Article 15* – Section 60 is hereby amended and replaced with the following:

"Section 60. **Fines and Penalties.** Any person who violates Section 59 as well as other provisions of this ordinance shall be penalized as follows:

1. First Offense – Php 100.00 or 1 hour of community service (sweeping/cleaning the bus terminal and other public areas, cleaning the public toilet)
2. Second Offense – Php250.00 or 2 hours of community service (sweeping/cleaning the bus terminal and other public areas, cleaning the public toilet)
3. Third Offense – Php500.00 or half-day of community service (sweeping/cleaning the bus terminal and other public areas, cleaning the public toilet)
4. Fourth Offense – Php1,000.00 or imprisonment of not less than 10 days but not exceeding 1 month or both, at the discretion of the court.

Section 10. *Amendment of Section 61 (renumbered), Article 16 – Section 61, paragraphs 3 and 4, are hereby amended and replaced with the following:*

3. Payment of fine or rendering of community service or filing of case in court

In case violations of this Ordinance take place within the business district and public market premises, the payment of fines shall be made at the Office of the Municipal Treasurer. In case violations take place in the barangay, the payment shall be made at the Barangay Treasurer. The fines collected shall be subject to COA auditing rules and procedures. Upon failure or refusal of the violators to pay the fine, they shall be asked to render community service as prescribed in this Ordinance. Upon failure or refusal to pay the fine or render community service upon the lapse of the period given in the Notice of Violation, the Local Chief Executive shall, within twenty-four (24) hours, forward the case to the Municipal Circuit Trial Court (MCTC) for filing of the appropriate charge/s.

4. Prosecution in Court

The municipal officer in charge of solid waste management, with the assistance of the Municipal Legal Officer, shall file the case/s for violation of this ordinance against violators who fail or refuse to pay the fine or render community service upon the lapse of the period given in the Notice of Violation as required in this ordinance."

Section 11. *Amendment of Section 68 (renumbered), Article 17 – The title and first sentence of Section 68 are hereby amended and replaced with the following:*

"Section 68. **Incentives/Rewards** – The following incentives/rewards shall be given."

Section 68 is further amended by adding the following paragraphs:

"c. Establishments

- Establishments that have no violation of this ordinance shall be entitled to a 20% discount on SWM fees.
- A 20% discount shall be given for full payment of SWM fees made on or before the end of January of each year.

d. Households

- Households that have no violation of this ordinance shall be entitled to a 20% discount on SWM fees.
- A 20% discount shall be given for full payment of SWM fees made on or before the end of January of each year.
- A Certificate of Recognition shall be given to model households through evaluation conducted by the ESWM Board.
- Households shall have the option to sell their compost products to the barangay LGU.

e. Junkshops

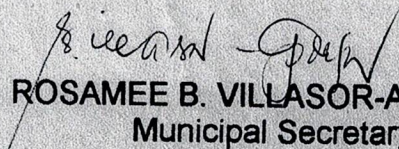
- An award and a 20% discount on their SWM fees shall be given to the model junkshop identified by the ESWM Board.

f. Barangay


- The barangay that is fully implementing this ESWM Ordinance shall be given an additional 10% share from the total SWM fees remitted by it to the Municipal Treasurer's Office.

Section 12. *Effectivity* – This ordinance shall take effect after its final approval.

ENACTED this 6th day of March 2006


ROSAMEE B. VILLASOR-APDUHAN
Municipal Secretary

ATTESTED:


ARNULFO D. LIM
Municipal Vice Mayor/ Presiding

APPROVED:


TERESITA P. FAMOR
Municipal Mayor