



**SANGGUNIANG BARANGAY ORDINANCE No. 01
Series of 2016**

**“AN ORDINANCE TOWARDS A MORE EFFICIENT GARBAGE
COLLECTION SCHEME.”**

WHEREAS, it is the responsibility of the barangay to effectively and efficiently implement the Ecological Solid Waste Management Law (Republic Act No. 9003) in its territorial jurisdictions;

WHEREAS, Section 16 of the Local Government Code (RA 7160) also provides:

“SEC. 16. General Welfare. – Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things promote health and safety, enhance the right of the people to a balanced ecology, maintain peace and order, and preserve the comfort and convenience of their inhabitants.” (underscoring supplied).

WHEREAS, the barangay constituents are enjoined to practice proper waste segregation for easy and effective identification of biodegradable materials for composting, and materials for reuse and recycling/up-cycling, and of residual waste;

WHEREAS, during garbage collection day garbage is still being thrown or dumped indiscriminately, without regard for proper waste segregation;

WHEREAS, there is a need to instil proper ecological waste segregation practices among the residents, business establishments, transients, students, tourists and passers-by to ensure cleanliness, health and sanitation in the barangay premises;

NOW THEREFORE,

Be it enacted by this Sangguniang Barangay that:

ARTICLE I Title of the Ordinance: This Ordinance shall be known as the “Ordinance towards a more efficient garbage collection scheme.”

ARTICLE II Coverage: This Ordinance shall apply to all residential houses; commercial establishments such as eateries, sari-sari stores, internet shops; institutions like schools, churches, public and private offices; boarding houses, transient and pension

houses and establishments of any kind; situated within the territorial jurisdiction
Barangay Palma-Urbano of the City of Baguio.

ARTICLE III Authority and Purpose/Goals:

SECTION 1. Authority. This Ordinance is enacted to implement the provisions of Republic Act No. 9003 which mandates the proper segregation and collection of household wastes. Barangay officials and volunteers such as Lupon members, members of the Senior Citizens Association and members of the Women's Association are authorized to monitor the proper implementation of this Ordinance and to penalize violators in accordance with this Ordinance.

SECTION 2. Purpose. This Ordinance is enacted for the following purposes: a) To guide, control and regulate the generation of solid wastes within the barangay and promote an orderly and sanitary system for the same; b) To enhance cleanliness of the total environment of the locality through the necessary control and mitigation of negative environmental impacts of solid waste; c) To promote and protect the health, safety, and convenience of the general welfare of the inhabitants of the barangay; d) To minimize the generation of solid waste and maximize possible resource/recovery/recycling and utilization by improving the garbage collection scheme of the barangay.

SECTION 3. Goal. The primary goal of this Ordinance is to enhance ecological balance of the community through sustainable and integrated ecological waste management.

SECTION 4. Objectives. The objectives of this Ordinance are the following: to ensure the proper segregation of solid waste leading to composting and recycling/up-cycling and to inculcate in the value system of the residents, guests, students, church-goers and by-passers of the barangay discipline with regard to sustainable and responsible ecological solid waste management.

ARTICLE IV Definition of Terms

SECTION 5. Technical Terms. The technical terms used in this Ordinance shall be defined as follows:

- a) Biodegradable – any material that can be reduced into finer particles (degraded or decomposed) by microbiological organisms or enzymes (synonymous with compostable).
- b) Biodegradable Wastes – fruit & vegetable peelings, spoiled food & leftovers, vegetable trimmings, fish scales, egg shells, seafood shells, animal entrails & carcasses, corn cobs & sheaths, rice hulls, peanut shells, wet newspapers & cardboards, wet papers & cartons, coconut shells & husks, seeds, garden & grass clippings, pet/poultry/livestock manure, chipped branches and sawdust;
- c) Compost – decayed organic material for use as soil conditioner or fertilizer.
- d) Composting – biological degradation under controlled conditions; the process of making biodegradables such as food waste, garden waste, animal waste and human waste into compost by mixing them with soil, water, biological additives/activators (optional) and air.
- e) Recyclable and/or Up-cyclable Wastes – dry papers & newspapers, dry cardboards & cartons, plastic materials like plastic containers, plastic water bottles, plastic bottle caps, PVC & PE pipes, computer casing, tin cans & covers, aluminum cans, iron steel, copper wires, sando bags, packing wrappers, plastic straws, broken transparent glasses, glass bottles, broken ceramics, colored broken glasses,
- f) Residual Wastes –styropors/styrofoams, cigarette butts, worn out plastic sacks, dirt from sweepings, worn out rags, sanitary napkins, disposable diapers, parlor &

barbershop waste, household medicine bottles, coco fiber from cushions, poultry feathers.

g) Special Wastes – refers to busted light bulbs, toner cartridges, computer ink cartridges and household hazardous wastes such as paints, thinners, household batteries, lead-acid batteries, spray canisters and the like. These include wastes from residential and commercial sources that comprise of bulky wastes, consumer electronics, batteries, oil, and tires.

h) Transparent or clear bags/containers – bags or containers that easily show its contents since its material allows light to pass through it.

SECTION 6. Scheme for Garbage Segregation and Collection:

A. Requirements for the use of transparent or clear bags/containers during garbage collection. The following shall be the minimum standards and requirements for segregation and storage of solid waste ecological solid waste before these are brought out along the collection areas:

- i. There shall be a separate container for each type of waste from all sources: Provided, That in the case of bulky waste, it will suffice that the same be collected and placed in a separate and designated area; and
- ii. The solid waste bag or container that is supposed to be transparent or clear shall be properly marked or identified for on-site collection as follows:
 - a. Biodegradables/Compostables or “Nabubulok”;
 - b. Recyclables or “Di-nabubulok na maaari pang pakinabangan”;
 - c. Residuals or “Di-nabubulok na ‘di na mapapakinabangan.”; and
 - d. Special Wastes
- iii. Every container/bag shall be labelled with the name and address of the source of garbage

B. Time for putting of garbage in collection points will only be from 07:00 in the morning of the designated collection day until the time that the garbage truck arrives to pick up the garbage.

C. The collection points are at:

- a. Corner of Urbano St. and main road
- b. Corner of Palma St., 1st Road and Pin-Pin St.
- c. Front of old Barangay Hall, about 5 meters from corner of Palma St., 2nd Road and Nac-Nac St.

D. Collection points shall indicate where the biodegradables/ compostables, recyclables, residuals and special wastes are to be placed.

ARTICLE V Information Dissemination: The barangay shall provide each and every household and business entity a copy of this Ordinance and shall include one (1) transparent/clear bag/container to serve as a sample, with the accompanying information as to where the bags/containers may be availed of.

ARTICLE VI Penal Provisions:

SECTION 7. Prohibited Acts and Its Fines and Penalties. The following acts are prohibited and its corresponding Fines and Penalties:

1. Causing or permitting the collection of non-segregated or unsorted waste/ segregation of wastes into biodegradable, recyclable/up-cyclable, residual, and special;
2. Using of black or non-transparent/opaque bags or containers during garbage collection day;
3. Placing of garbage on days and times that are not within the collection day and time;
4. Not labelling properly of bags/containers in terms of waste category, name and address of source; and
5. Parking in the collection points on collection days.

The fines are as follows:

First Offense – Warning and return of inappropriate garbage bag/container to source of garbage

Second Offense – Php250.00 &/or Render Five (5) Days Community Service, or both

Third Offense – Php500.00 &/or Render Ten (10) Days Community Service, or both

Subsequent - Php1,000.00 or Render Twenty (20) Days Community Service, or both

If the offense is committed by a business entity, corporation, partnership, or other juridical entity duly organized in accordance with law, the proprietor, chief executive officer, president, general manager, managing partner or such other officer-in-charge shall be liable for the commission of the offense penalized under this Ordinance and shall pay the fines accordingly. Violators shall not be given barangay clearances until he/she has paid and/or served his/her fines/penalties. Their names also shall be posted at conspicuous places in the barangay.

SECTION 8. Utilization of Collected Fines. The collected fines shall be placed under a trust fund which shall be called as Ecological Solid Waste Management (ESWM) Fund and shall be used for the furtherance of the ecological solid waste management programs and activities of the barangay.

ARTICLE VII Miscellaneous Provisions

SECTION 9. Citizen Suits. For purposes of enforcing the provisions of this Ordinance, any citizen may file an appropriate civil or criminal action in the barangay against any person who violates or fails to comply with the provisions of this Ordinance. The Barangay concerned shall exempt such action from payment of filing fees.

SECTION 10. Separability Clause. If any provision of this Ordinance or the application of such provision to any person or circumstances is declared unconstitutional, the remainder of this Ordinance or the application of such provision to other persons or circumstances shall not be affected by such declaration.

SECTION 11. Repealing Clause. All existing ordinances and resolutions of this barangay found to be inconsistent herewith are hereby repealed or modified accordingly.

SECTION 12. Transition Period and Effectivity. Three (3) months shall be provided as a transition period from the time of dissemination of information in the use of the herein appropriate bags/containers after which this Ordinance shall take effect in accordance with the provisions of the Local Government Code of 1991.

UNANIMOUSLY PASSED this 04th day of February, 2016



RECEIVED

Delivered by _____
Signature over printed name

**SANGGUNIANG BARANGAY ORDINANCE No. 03
Series of 2017**

**“AN ORDINANCE REQUIRING ALL OWNERS AND OPERATORS OF
BUSINESS AND COMMERCIAL ESTABLISHMENTS IN THE
BARANGAY TO UNDERGO A SEMINAR ON ECOLOGICAL SOLID
WASTE MANAGEMENT PRIOR TO THE ISSUANCE OF THEIR
BARANGAY BUSINESS CLEARANCES.”**

WHEREAS, the increasing number of business and commercial establishments in the barangay will bring about a corresponding increase in the solid waste that will be generated on a daily basis;

WHEREAS, to maintain the general cleanliness in the barangay and to ensure an effective and efficient solid waste management as enunciated in RA 9003: Ecological Solid Waste Management Law of 2000, various measures have to be instituted by the barangay to instill discipline among the barangay residents, business and commercial establishments on proper solid waste management;

WHEREAS, the barangay is cognizant that, in the course of operation of many business and commercial establishments, volumes of solid waste are accumulated and should be disposed of in accordance with RA 9003 and with City Ordinance 18, 2016: Environment Code of the City of Baguio;

WHEREAS, to pave the way for a smooth implementation of the aforementioned national and city laws, and to provide awareness and guidance to the owners and operators of business and commercial establishments, they must undergo a seminar on Ecological Solid Waste Management as a requirement in the processing of their business permits and licenses.

NOW THEREFORE,

Be it enacted by this Sangguniang Barangay that:

SECTION 1. Prerequisite Prior to Issuance of Barangay Business Clearance – Any person or entity who/that shall establish, operate or conduct any business or trade shall first attend a two (2) hour-seminar on Ecological Solid Waste Management for a fee of Fifty Pesos only (P50.00) to cover administrative expenses like fliers and the Certificate of Attendance.

SECTION 2. Coverage – For purposes of this Ordinance, Sole Proprietorship, Owners, and Operators of business and commercial establishments shall refer to those who own

and operate business and commercial establishments who are required to secure business permits and licenses to operate from the Business Permits and Licensing Office of the City of Baguio. Provided, further, that in cases of corporation, commercial companies or establishments, the manager, or the assigned or authorized and/or responsible official who handles the waste/garbage disposal of the firm/company, or the designated representative shall attend the seminar.

SECTION 3. The Seminar on Ecological Solid Waste Management (SWM) shall be required of the following:

1. New applicants for business permits and license to operate, and
2. Applicants for the renewal of business permits and licenses to operate who have not yet undergone the Ecological Solid Waste Management Seminar.

SECTION 4. A Certificate of Attendance, issued to the attendees, shall serve as Proof of Participation in the seminar, and as a prerequisite to the issuance of the business permit and license to operate. Included in the said certificate are the copies of the conditions, rules and regulations of ecological Solid Waste Management to be complied with by the business applicants.

SECTION 5. The seminar shall be conducted by the Barangay Kagawad who has undergone the Solid Waste Management training conducted by the General Services Office and the Environment Management Bureau, and the other Barangay officials and/or members of the Barangay Solid Waste Management Committee and/or volunteers who will be trained through a re-echo seminar by the Kagawad. The SWM seminar will be held in two (2) hours at the Barangay Hall. A weekly schedule for the seminar shall be announced and/or posted at the barangay hall for the guidance of the business entities.

SECTION 6. Separability Clause. If, for any reasons, any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

All existing ordinances and resolutions of this barangay found to be inconsistent herewith are hereby repealed or modified accordingly.

SECTION 7. Effectivity Clause. This Ordinance shall take effect in accordance with the provisions of the Local Government Code of 1991.

UNANIMOUSLY PASSED this 25th day of March, 2017.

I hereby certify to the passage of Barangay Ordinance No. 03, Series of 2017 otherwise known as the "Ordinance on Solid Waste Management Seminar."