



EXCERPTS FROM THE MINUTES OF THE EIGHTEENTH (18TH) REGULAR SESSION OF THE SANGGUNIANG BAYAN HELD ON DECEMBER 5, 2022 AT THE SANGGUNIANG BAYAN SESSION HALL, NATIONAL HIGHWAY, BRGY. TIMUGAN, LOS BAÑOS, LAGUNA.

Present : Vice Mayor Josephine Sumangil – Evangelista, Presiding Officer
S.B. Member Leren Mae M. Bautista
S.B. Member Marlo PJ A. Alipon
S.B. Member Jonathan Bryan S. Siytiap
S.B. Member Miko C. Pelegrina
S.B. Member Mark Lester B. Dizon
S.B. Member Benedicto S. Alborida
S.B. Member Mike Dexter A. Concio
S.B. Member Gaudencio P. Macatangay, Liga President
S.B. Member Jozlyn N. Manansala, SK Federation President
Ms. Dona T. Alborida, Secretary to the Sangguniang Bayan
Ms. Felomina I. Lincallo, LLSO I

Absent : S.B. Member Julius A. Molinawe, (On-Leave)

Visitor : None

ORDINANCE NO. 2022 - 2340

AN ORDINANCE MANDATING STANDARD FEES ON SEPTAGE MANAGEMENT IN THE MUNICIPALITY OF LOS BAÑOS.

Author(s) : **Councilor Marlo PJ A. Alipon, MPA, REE, RMP**

Councilor Mark Lester B. Dizon

WHEREAS, the Local Governments are mandated by the Clean Water Act of 2004 (RA 9275) and other existing laws to share with Local Water Utilities in the management and improvement of water quality within their territorial jurisdictions;

WHEREAS, the Local Government Unit of Los Baños is committed to improve health, environment and economic conditions of the municipality by requiring all buildings and structures whether residential, commercial industrial establishments and government offices and institutions to have proper sewage treatment or appropriately design septic tanks with septage management system;

WHEREAS, the Department of the Interior and Local Government (DILG) issued Memorandum Circular (MC) No. 2019-62 dated April 22, 2019 on the Policy and Guidelines on Sewage Treatment and Sewage Management System mandating all LGUs to implement the provisions thereof including the enactment of Sewage Treatment and Septage Management Ordinance (SSMO);

APPROVED: By virtue provision of Art. 108 (a) & (b)
of the IRR of R.A. 7160, otherwise known as the
Local Government Code of 1991

WHEREAS, on November 29, 2019, Ordinance No. 2019-1919 also known as the "Sewage Treatment and Septage Management Ordinance (SSMO) of the Municipality of Los Baños, Laguna" was enacted by the Sangguniang Bayan adopting provisions of the sample SSMO attached to the MC to ensure full compliance, subject only to minimal deviation taking into consideration some peculiarities and situation existing in the municipality;

WHEREAS, amendments to the SSMO was then enacted on February 22, 2021 through the passage of Ordinance No. 2021-2114;

WHEREAS, Section 8 of the same Ordinance provides for the mandatory desludging of septic tanks. It states that all owners and users of septic tanks shall be required to desludge once every 5 years and that actual desludging must be done only by the water utility or a private desludging company duly accredited by the DOH and/or DENR-EMB;

WHEREAS, there is a need to establish standard fees on septage management in the Municipality of Los Baños to ensure further compliance of the provisions of the SSMO and other existing laws and regulations;

NOW, THEREFORE, on motion of Councilor Marlo PJ A. Alipon, duly seconded by Councilor Mark Lester B. Dizon and concurred by all Councilors present;

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF LOS BAÑOS, LAGUNA, in session assembled, THAT:

SECTION 1. **TITLE.** This Ordinance shall be known as "An Ordinance Mandating Standard Fees on Septage Management in the Municipality of Los Baños".

SECTION 2. **SCOPE.** Structures within the Municipality of Los Baños stated under Ordinance No. 2021-2114 are covered by this Ordinance. This also covers all service providers for desludging, collection and treatment of septage wastes duly accredited by the Municipal Government of Los Baños.

SECTION 3. **DEFINITION OF TERMS.** For the purpose of this Ordinance, the following terms shall be defined as follows:

- a. **Desludging** – a process of cleaning or removing the accumulated domestic septage from septic tanks;
- b. **Septage** – a combination of scum, sludge, and liquid from household septic tanks, thickened and partially treated sewage that is removed from a septic tank;
- c. **Septage Fee** – the fee charged by the Water Utility or the Service Provider for desludging, collection and treatment of septage wastes;

- d. **Septage Management** – this involves the depository of the household's sewage to a properly designed septic tank and collected by a desludging truck going to a Septage Treatment Plant;
- e. **Septic Tank** – a water-tight receptacle that receives the discharge of a sanitary plumbing system, or part thereof, and is designed and constructed to accomplish the sedimentation and digestion of the organic matter in the sewage within the period of detention or retention, and to allow the liquid to discharge to a leaching field, sewer lines, a combined sewerage network, or directly to a secondary wastewater treatment facility, in accordance with the standards set forth by the Revised National Plumbing Code of the Philippines;
- f. **Service Provider** – includes all duly accredited providers for desludging, collection and treatment of septage wastes in the Municipal Government of Los Baños;
- g. **Sewage** – any wastewater containing human, animal, or vegetable waste matter in suspension or solution, including human excreta and urine, and may possibly contain liquids consisting of chemicals in solution;
- h. **Sludge** – a solid particle of domestic sewage which settles at the bottom of the sedimentation tank, and is digested by anaerobic bacteria purely from domestic sources;
- i. **Water Utilities** – this include water concessionaires, local water utilities, and other accredited water and wastewater services providers.

SECTION 4.

STANDARD FEES ON SEPTAGE MANAGEMENT. There is hereby established Standard Fees on Septage Management in the Municipality of Los Baños. Tariff setting policies on Septage Management shall be implemented by all accredited service providers within the jurisdiction of the municipality.

After the conduct of public hearing held on December 1, 2022, and the consolidation of the proposals of the accredited service providers, Standard Fees on Septage Management in the Municipality of Los Baños are hereby established, as follows:

Maximum Rate per cubic meter of sludge.....	P 2,800.00 per cubic meter
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Maximum rate per cubic meter of water consumed.....	6.00 per cubic meter
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The Water Utility or the Service Provider shall not impose septage fees higher than the mandated standard fees provided above.

- SECTION 5.** **COLLECTION OF SEPTAGE FEES.** Septage Fees may be collected by the following methods: (a) Add-on item in the Water Bill; (b) Direct Payment to the Service Provider.
- SECTION 6.** **APPLICABILITY OF ORDINANCE NO. 2021-2114.** Provisions on the Mandatory Desludging of Septic Tanks and Regulations on Desludgers are hereby reiterated for the proper implementation of this Ordinance.
- SECTION 7.** **ADMINISTRATIVE PROVISION.** The Municipal Septage Management Committee and other duly authorized persons by the Local Chief Executive shall oversee the proper implementation of the provisions of this Ordinance.
- SECTION 8.** **PENALTIES.** The Local Chief Executive/Mayor may suspend or revoke the Mayor's Permit and/or Business Permit to operate its business in the Municipality of Los Baños for any violation of the provision stated under Section 5 and 6 of this Ordinance, until compliance therewith.
- SECTION 9.** **SEPARABILITY CLAUSE.** If, for any reasons, any part or provision of this Ordinance shall be declared unconstitutional or invalid by the court, or suspended or revoked by competent authorities, other parts or the provisions thereof which are not affected thereby shall continue to be full force and effect.
- SECTION 10.** **EFFECTIVITY.** This Ordinance shall take force and effect upon approval.

ENACTED : December 5, 2022

I HEREBY CERTIFY to the correctness of the above -quoted Ordinance.


DONA T. ALBURIDA
Secretary to the Sangguniang Bayan

CERTIFIED ENACTED:


HON. JOSEPHINE H. SUMANGIL - EVANGELISTA
Vice Mayor / Presiding Officer

APPROVED:

HON. ANTHONY F. GENUINO
Municipal Mayor

APPROVED: As per provision of Art. 108 (a) & (b)
of the IRR of R.A. 7160, otherwise known as the
Local Government Code of 1991