



Republic of the Philippines
Province of Northern Samar
MUNICIPALITY OF SAN ROQUE
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OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 63 S, 2024

AN ORDINANCE PRESCRIBING THE INSTALLATION OF TRASH TRAP IN CANALS AND SEWERS IN THE MUNICIPALITY OF SAN ROQUE, NORTHERN SAMAR, AND FOR OTHER PURPOSES

Authored by: SB Member Engr. Dante C. Tan
Co - Authored by: Unanimous

WHEREAS, Section 16 of Republic Act 7160, otherwise known as the Local Government Code, granted every local government unit the powers expressly provided for therein, as well as those implied by necessity, as well as powers necessary, appropriate, or incidental to the efficient and effective governance, and those essential for the promotion of the general welfare;

WHEREAS, Republic Act 9003, otherwise known as the Philippine Ecological Solid Waste Management Act of 2000, provides for an ecological solid waste management program to be adopted in the local government units, and creating the necessary institutional mechanisms and incentives for innovative solution and approaches, as well as declares certain acts prohibited, providing penalties for such violations, and in Section 10 thereof vesting in the local government units the primary responsibility for the implementation and enforcement thereof within the jurisdiction of the local government units in accordance with the relevant provisions of Republic Act 7160;

WHEREAS, the Municipality of San Roque, is dedicated to protect, preserve and conserve the environment, and in pursuit thereof enacted the Municipal Ordinance No. 51, Series of 2018, an "Ordinance Revising the Comprehensive Ecological Solid Waste Management of the Municipality of San Roque, Northern Samar;

WHEREAS, the Municipality of San Roque also enforced and implemented the Provincial Ordinance No. 15, series of 2011, entitled: An Ordinance Regulating the Use and Disposal of Plastic Bags, Plastic Bottles, Styrofoam Materials in Commercial Establishments, Stalls and Wet Markets and in Household within the territorial Jurisdiction of the Province of Northern Samar, Promoting the Use of Alternative and Eco-Friendly Shopping Bags or Packaging Materials, Providing for Penalties thereof and for Other Purposes;

WHEREAS, the Municipality of San Roque has an approved Ten (10) Year Solid Waste Management Plan 2022-2031, prescribing various strategies to enforce and implement the Plan, which serves also as the guide for the Local Government Unit of San Roque in handling solid waste management programs that are environmentally sound and cost-effective;

WHEREAS, the Municipality of San Roque henceforth adopts the "Trash Trap Program", which is one of the many strategies designed to reduce the leaking of solid waste and plastics into the marine ecosystem and facilitate community involvement and ownership of the program through observance of task and scheduled collection of solid waste captured in the trap devices;

WHEREAS, the "Trash Trap Program" is a simple innovation in solid waste management that has proven effective in many parts of the world and in our country, and even in the Municipality of San Roque, and the Ocean Conservation Organization found Trash Trapping Technologies as effective tool for reducing the amount of plastic waste in the aquatic systems;

WHEREAS, the Municipality of San Roque believes in the importance of institutionalizing the “Trash Trap Program” and for its continuity, it is important that communities have ownership over it, and for its effective implementations, the program should be incentivized or carry appropriate penalty for violations;

NOW, THEREFORE, upon motion by Sangguniang Bayan Member Engr. Dante C. Tan, unanimously seconded by all the Members Present

BE IT ENACTED, as it is hereby enacted, by the Sangguniang Bayan of the Municipality of San Roque, Northern Samar, during its regular session duly assembled that:

SECTION 1. TITLE. – This this ordinance shall be known as “TRASH TRAP Ordinance of The Municipality of San Roque, Northern Samar”

SECTION 2. DECLARATION OF POLICY. – It is hereby declared a policy of the Municipal Government of San Roque, Northern Samar to protect, preserve, and conserve the environment and to enjoin all barangays to establish a TRASH TRAP with their respective existing canals, sewers and sewerage systems, and along riverbanks, to reduce the leaking of solid waste and plastics into marine ecosystems.

SECTION 3. SCOPE AND COVERAGE. – This Ordinance shall cover all component barangays with existing canals, sewers and sewerage systems, and all component barangays along riverbanks, as well as component barangays that may hereafter establish or construct canals, sewers or sewerage systems.

SECTION 4. DEFINITION OF TERMS. – For purposes of this Ordinance, the following terms shall mean:

A. SOLID WASTE – refers to all discarded household waste, commercial waste, non-hazardous institutional and industrial waste, street sweepings, construction debris, agricultural waste, and other non-hazardous or non-toxic solid waste;

B. TRASH TRAP – a large net or screen that is installed on canals, sewers, or sewerage systems, natural or man-made bodies of water that is intended prevent trash from reaching the sea, rivers, or any body of water;

C. NET – are devices made from fibers or other materials, woven in grid-like structures with a mesh size of number 5;

D. MENRO – Municipal Environment and Natural Resources Office;

E. NATURAL BODY OF WATER – refers to sea, river, spring, stream, pond, lake, or wetland that was historically present in a natural state but may have been physically altered over time;

F. TORRENTIAL RAIN – refers to heavy rain, pouring very rapidly and in great quantities or volume, or any amount of rain that is considered especially heavy;

G. BLGU – Barangay Local Government Unit.

SECTION 5. RESPONSIBILITY OF THE MUNICIPAL ENVIRONMENT AND NATURAL RESOURCES OFFICE (MENRO). – The MENRO shall have the following additional duties, functions and responsibilities:

- a. Spearheaded the strict implementation and monitoring of this Ordinance;
- b. Allocate funds for the procurement, fabrication, installation and re-installation of the trash trap nets;
- c. Provide funds for the incentives to compliant Barangay Local Government Units as stated in section 9 of this ordinance; and
- d. Partnering with interested private partners who may take part in the implementation of this Ordinance.

SECTION 6. RESPONSIBILITY OF THE MUNICIPAL AGRICULTURE OFFICE. – The Municipal Agriculture Office, through its Fisheries Unit, shall provide manpower for the fabrication, installation and re-installation of Trash Trap Nets.

SECTION 7. PROHIBITED ACTS. – The following acts are hereby prohibited:

- a. It is unlawful for any person to intentionally tamper with, damage or destroy, the trash traps without prior authorization from the MENRO;
- b. Littering or throwing of waste along river banks, canals, sewers, sewerage systems or esteros.

SECTION 8. PENALTIES. – Any individual who commits any of the prohibited acts under Section 7 hereof shall suffer the following penalties:

- First Offense: a fine of One Thousand Pesos (Php1,000.00);
- Second Offense: a fine of Two Thousand Pesos; (Php2,000.00)
- Third Offense: a fine of Two Thousand Five Hundred Pesos; (Php2,500.00)
- Fourth and/or succeeding Offense: a fine of Two thousand Five Hundred Pesos, (php2,500.00 or imprisonment for a period of not less than one month but not more than six months, or both, at the discretion of the competent court.

To prevent prosecution, the offender may voluntarily pay the corresponding fine or render community services as follows:

- a) 1st Offense – 8 hours Community Service
- b) 2nd Offense – 16 hours Community Service
- c) 3rd Offense – 40 hours Community Service

SECTION 9. BARANGAY SHARE/PERCENTAGE. – The Barangay Local Government Unit shall be entitled to Twenty Percent (20%) share from the fines collected for any violation under Section 7 within their territorial jurisdiction.

SECTION 10. REPEALING CLAUSE. – All Ordinances and/or Resolutions, or any provision thereof, which are inconsistent with this Ordinance, are hereby deemed repealed, amended or modified accordingly.

SECTION 11. SEPARABILITY CLAUSE. – If for any reason any provision of this Ordinance is declared unconstitutional, invalid or ultra vires by any competent authority, the other parts or provisions hereof that are not affected thereby shall continue in full force and effect.

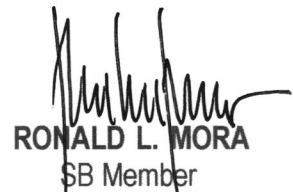
SECTION 12. EFFECTIVITY. – This Ordinance shall take effect after compliance with the posting and/or publication requirement, following its approval.


DONE and APPROVED, this 23rd day of September 2024 at Sangguniang Barangay Session Hall, 2nd Floor, Barangay Zone-3 Poblacion, San Roque, Northern Samar, Philippines.


JOCELYN U. CORSO
 SB Member (Absent)


ENGR. DANTE C. TAN
 SB Member


FREDDIE F. JARITO
 SB Member


RONALD L. MORA
 SB Member

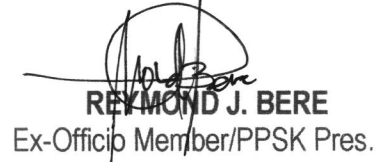

GIO S. GALVEZ
 SB Member


HILARIO JOHN FRANCIS L. ACEBUCHÉ
 SB Member


DEMETRIO S. AVALON, JR.
 SB Member


ENGR. DEODATO L. BANTILÓ
 SB Member


FREDDIE F. JARITO
 Ex-Officio Member/ABC Pres.



REYMOND J. BERE
 Ex-Officio Member/PPSK Pres.

I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.


MARIENEL B. AVALON
 Officer – in – Charge
 Office of the Secretary to the Sangguniang Bayan



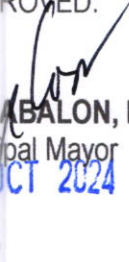
ATTESTED:



ETHEL O. RAMIREZ

Municipal Vice Mayor/Presiding Officer

APPROVED:



MARIA ANA G. BALON, MD, MPH

Municipal Mayor

02 OCT 2024

