



Republic of the Philippines
Tanggapan ng Sangguniang Panlungsod
City of Naga



ORDINANCE NO. 95-078

**AN ORDINANCE REGULATING THE QUARRYING IN THE CITY OF NAGA, AND
PRESCRIBING PENALTIES FOR VIOLATION THEREFORE: -**

Author: Hon. Jorge de Guzman

Be it ordained by the Sangguniang Panlungsod of the City of Naga, that:

SECTION 1. - TITLE. - This ordinance shall be known as the “Quarrying Ordinance of the City of Naga”.

SECTION 2. - SCOPE. - This ordinance shall cover all public and private lands in which the owner offered the same for quarrying to any person or entity whether for public or private purposes.

SECTION 3. - DEFINITION OF TERMS. - As used in this ordinance:

- a. Quarrying - shall mean the act of excavating on any land whether it is public or private property by any person or entity for construction purposes.
- b. Regulation - the act of controlling according to guidelines set by any law or ordinance within the jurisdiction of the city.
- c. Mining - shall mean any act of digging or excavating any parcel of land, hill, mountain, creek or riverbed for the purpose of extracting mineral deposits, treasures or archeological artifacts.
- d. Earth Fill - it is the excavated materials taken from quarrying activities to be used for construction and/or filling purposes.

SECTION 4. - REQUIREMENTS. - No quarrying activities shall be allowed in the City of Naga without compliance with the following requirements:

- a) Certification from the City engineer that the property subject for quarrying is classified as an upland based on the city’s topography;
- b) Permit from the Barangay captain where the property is located, allowing the quarrying activity and that it shall not affect in one way or another any development plan of the barangay (e.g. housing Program, drainage system, ecological balance, etc.).
- c) Permit from the City mayor shall be required before any quarrying activity shall commence.
- d) Permits and licenses for quarrying and/or mining as herein defined already issued shall be deemed automatically cancelled and/or revoked upon approval hereof.

SECTION 5. - PROHIBITION. -

- a) No digging shall be allowed as a means of quarrying earth fill for purposes of construction or commercial activity.
- b) Quarrying activities shall only be allowed from 7:00 A.M. to 6:00 P.M.
- c) Vehicles used for quarrying shall provide sufficient cover on the load of the truck.

SECTION 6. - DAILY REPORT REQUIREMENT. - All firms, establishments or persons engaged in quarrying shall maintain a Journal indicating a daily report of the number of cubic meters they have quarried and the numbers of truckloads they have delivered which daily report shall be countersigned by the Barangay captain of the place where quarrying is being done, and for the former to submit said report to the City Treasurer every week.

SECTION 7. - PENALTY. - Any person or persons, public or private entities found guilty of violating any provision of this ordinance shall be penalized by a fine of not less than ONE THOUSAND (P1, 000.00) PESOS and/or an imprisonment of not less than SIX (6) months but not more than ONE (1) year.

SECTION 8. - EFFECTIVITY. - This ordinance shall take effect upon its approval and after publication in a newspaper of local circulation.

ENACTED: October 25, 1995.

WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

J. ANTONIO A. AMPARADO
City Secretary

LOURDES V. ASENCE, M.D.
City Vice Mayor & Presiding Officer

APPROVED:

JESSE M. ROBREDO
City Mayor