

ORDINANCE NO. 2010-026
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AN ORDINANCE FURTHER AMENDING ORDINANCE NO. 2004-123, AS AMENDED BY ORDINANCE NO. 2009-053, OTHERWISE KNOWN AS "THE REVISED REVENUE CODE OF THE CITY OF NAGA" SPECIFICALLY SECTION 134, 135, 138 AND 139, PARTICULARLY THE MECHANISMS AND QUALIFICATIONS/REQUIREMENTS FOR THE TRANSFER OF STALLS AT THE NAGA CITY PUBLIC MARKET:-

Author: Hon. William G. Del Rosario

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

SECTION 1. - Section 138 of Ordinance No. 2004-123, as amended by Ordinance No. 2009-053 is hereby amended, now to read as follows:

"SECTION 138. - Manner and Time of Payment of Goodwill. - *Goodwill shall be paid as follows: 30% down payment, balance in 6 equal monthly instalments if the amount of goodwill is P30,000.00 and below; 30% down payment, balance payable in 12 equal monthly instalments if the amount of goodwill is more than P30,000.00. Provided that in all cases, the monthly instalment shall be payable on the due date of the monthly stall rental; and Provided finally, that no processing of documents for the transfer of stalls thru goodwill shall be made unless the required down payment is paid to the City Treasurer's Office. A duly authenticated Xerox copy of the official receipt shall be attached in the transfer documents.*"

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SECTION 2. - Section 9 of Ordinance No. 2009-053 is hereby amended, now to read as follows:

"SECTION 9. - *Disposition of Abandoned/Vacated Stalls. Abandoned or vacated stalls shall be awarded to qualified applicants upon payment of appropriate goodwill fee. Any unpaid rental, taxes or fees of the previous stallholder shall remain the liability of the said stallholder and all legal means shall be employed by the City Treasurer and the City Legal Officer to see to their full collection. The stallholder who vacated or abandoned the stall shall henceforth be barred from becoming a lessor or occupant of any space within the Naga City Public Market.*"

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SECTION 3. A new section under Ordinance No. 2009-053 is herein added as Section 10 and the existing Section 10 to 12

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are hereby renumbered as Sections 11 to 13, now to read as follows:

"Section 10. Treatment of Stallholders Who Sold Their Rights.- A stallholder who sold his or her right to his or her stall(s) shall be prohibited from owning any other stalls at the Naga City Public Market. The lease contract of any remaining stall(s) in the name of the said stallholder shall be revoked immediately and said stall(s) shall be opened to raffle. If at the time of the revocation of the lease contract of the remaining stall(s), no goodwill has yet been paid on the stall(s) whose rights were sold, said transacted stall(s) shall likewise be deemed vacant and likewise opened to raffle."

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SECTION 4. For newly created stalls, the city government shall not require payment of goodwill, provided, that once awarded, the awardee shall not sell, transfer and transact the stall to anybody within a period of five (5) years from the date of the awarding, otherwise it shall be forfeited by the city government;

SECTION 5. - - Any ordinance, resolution or order, rules and regulations found inconsistent with any provision of this ordinance are hereby repealed, modified and/or amended accordingly.

SECTION 6. - This ordinance shall take effect upon its approval and after three (3) separate publications in a newspaper of local circulation.

ENACTED: April 20, 2010

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

GIL A. DE LA TORRE
Secretary to the
Sangguniang Panlungsod

GABRIEL H. BORDADO, JR.
City Vice Mayor &
Presiding Officer

APPROVED:

JESSE M. ROBREDO
City Mayor