

ORDINANCE NO. 2014-051
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AN ORDINANCE GOVERNING THE OPERATION OF THE TEMPORARY EASTBOUND PUV TERMINAL IN THE PROPERTY OWNED BY RUBY SHELTER DEVELOPMENT CORPORATION AT THE CENTRAL BUSINESS DISTRICT II, DESIGNATING THE TEMPORARY ENTRY AND EXIT ROUTE THEREFOR AND FOR OTHER PURPOSES:-

Sponsors: Hon. City Councilor Mila S.D. Raquid-Arroyo
Hon. City Councilor Elmer S. Baldemoro
Hon. City Councilor Jose A. Tuason

EXPLANATORY NOTE

This Ordinance is enacted in response to the need to free the JMR Coliseum from being utilized as temporary eastbound PUV terminal and at the same time provide a terminal facility for these PUVs while the City Government is still in the process of identifying or preparing the permanent site for this purpose.

The gratitude of the City Government of Naga for the generosity of Ruby Shelter Development Corporation, as represented by Engr. Ruben Sia, in offering its property for the purpose of utilizing the same as temporary eastbound PUV terminal without additional cost to the City Government is herein expressed.

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

SECTION 1. Temporary Eastbound PUV Terminal. The property of Ruby Shelter Development Corporation located in CBD II, consisting of two thousand square meters, more or less, together with the building structure and all the improvement found therein is hereby designated as the Temporary Eastbound PUV Terminal. Henceforth and until such time that the City Government shall have made available the permanent site for the purpose, all eastbound public utility vehicles serving the riding public to and from Naga City shall utilize this facility for their loading and unloading requirement.

SECTION 2. Conditions for the Utilization. The property designated as Temporary Eastbound PUV Terminal under this Ordinance shall be utilized under the following conditions:

1. That the landowner shall not impose any charges for the use of his property as temporary terminal for eastbound public utility jeepneys and van;
2. In the use of the offered site as temporary eastbound PUV terminal, the landowner shall allow the City Government Complete Control and Management thereof;
3. The use of the property as temporary eastbound PUV terminal shall be under the same terms and conditions now being imposed by the City Government to the eastbound PUV operators/drivers, to wit: the City shall continue to collect the fees presently being collected from the operators/drivers and shall defray the same expenses in the maintenance and order in the facility;
4. The use of the property as temporary eastbound PUV terminal shall be only up to that time that a permanent facility shall have been designated and declared operational by the City Government of Naga.

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SECTION 3. Temporary Route. To facilitate ease of vehicular traffic, the following route is hereby designated to and from the temporary terminal for eastbound PUVs:

Entry to Naga City via the Maharlika Highway; then left to Almeda Highway; then left to Magsaysay Avenue (Diversion); then right to Carnation St., then left to the Street beside the NICC, then right to the load leading directly to the Tesporary Eastbound PUV Terminal;

Exit from Naga City via the same route taken as entry point, going the reverse direction.

SECTION 4. Terminal Fees. All eastbound PUVs utilizing the Temporary Eastbound Terminal as designated under this Ordinance shall pay the same amount of fees collected from them by the City Government of Naga, to wit: P40.00 per vehicle for the first two (2) hours plus the sum of P10.00 per hour thereafter, and that no vehicle may be allowed to stay in the facility beyond 6:00 o'clock in the evening of any given day.

SECTION 5. Implementing Mechanism. To ensure the orderly implementation of this Ordinance, the following is hereby mandated:

1. To the City Treasurer shall establish system to ensure the collection of correct fees imposed under this Ordinance within ten (10) days from the passage of this Ordinance and shall render regular report to the Sangguniang Panlungsod;
2. The Personnel performing the management function for the present temporary eastbound PUV terminal shall continue to perform such function. It shall report to the Sangguniang Panlungsod the necessary arrangements instituted in carrying out its function within ten (10) days from the passage of this Ordinance;
3. The Public Safety Office (PSO) facilitate and ensure safety and order in the implementation of this Ordinance. For this purpose, it shall designate at least two (2) personnel that shall ensure proper traffic management in the major streets in and around the facility and enforce order and safety in the area in collaboration with the PNP ;
3. The Sangguniang Panlungsod Committee on Public Utility is hereby constituted as the Oversight Committee and shall exercise the oversight function of the Sangguniang Panlungsod in the implementation of this Ordinance.

SECTION 6. Prohibited Acts. – The following acts are declared unlawful and are therefore prohibited:

(a) Except for the City Government of Naga, no person, natural or juridical, may collect fees from the eastbound PUV drivers/operators for the use of the temporary terminal herein designated;

(b) No eastbound PUV may load or solicit passengers or cargo at any point within the territorial jurisdiction of Naga City except only at the temporary terminal designated under this Ordinance;

c) No vehicle, public or private, shall be allowed to use the streets near or around the temporary terminal except only for loading and unloading of passengers for the purpose of ferrying them to and from the terminal;

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d) No portion of the temporary terminal shall be utilized except for such purpose as are necessary for the operation thereof as a PUV terminal and upon approval of the Oversight Committee.

SECTION 7. Penalties. For committing any of the above prohibited acts, the offender shall be penalized as follows:

(a) For the first offense – a fine of One Thousand Five Hundred Pesos (P1,500.00) or an imprisonment of thirty (30) days, or both at the discretion of the Court;

(b) For the second offense – a fine of Three Thousand Pesos (P3,000.00) or an imprisonment of sixty (60) days, or both at the discretion of the Court; and

(c) For the third and succeeding offenses – a fine of Five Thousand Pesos (P5,000.00) or an imprisonment of ninety (90) days, or both at the discretion of the Court.

Provided, that each act shall be treated and considered distinct and separate from the other.

SECTION 8. Effectivity. Section 1 of this Ordinance shall take effect immediately upon its approval while the rest of the provisions after fifteen days from its publication.

ENACTED: August 5, 2014.

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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.
Acting City Vice Mayor
& Presiding Officer

APPROVED:

NELSON S. LEGACION
Acting City Mayor