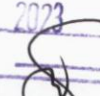
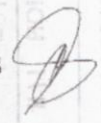


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 TANGGAPAN NG
 SANGGUNIANG PANLUNGSOD NG NAGA
 Date: APR 19 2023
 Time: 9:16am By: 

Proposed Ordinance

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CITY ORDINANCE NO. 2021-010, OTHERWISE KNOWN AS "AN ORDINANCE REGULATING THE LAND FILLING/BACK FILLING ACTIVITY IN THE CITY OF NAGA PROVIDING PENALTIES FOR VIOLATION THEREOF."

Sponsor: Hon. Ghiel G. Rosales 

Explanatory Note

Two years after the enactment of City Ordinance 2021-010, certain amendments were found necessary in order to effectively implement the provisions of the said ordinance and achieve its objective of regulating land filling/back filling activities within the City of Naga, such as:

1. The uniform imposition of an environmental fee based on the quantity of earth fill to be dumped in the subject area;
2. Authorizing the CENRO to impose correlative limitations depending on the location of the area subject of earth filling;
3. The correction of a typographical error to provide basis of the imposition of penalties.

Be it therefore ordained by the Sangguniang Panlungsod of Naga, in session assembled that:

SECTION 1. AMENDMENTS TO SECTIONS 8, 9, AND 10 OF CITY ORDINANCE 2021-010. Sections 8, 9, and 10 is hereby amended to read as follows:

"SECTION 8. The City Environment and Natural Resources Office shall impose the necessary limitations on the level of landfilling or backfilling to be conducted by the applicant upon conduct of an assessment at the proposed location.

ARTICLE III

ADMINISTRATION AND ENFORCEMENT

SECTION 9. The administration and enforcement of this ordinance is hereby vested to the City Environment and Natural Resources Office (CENRO).

- a. Except for projects of the Government, its agencies, or any of its instrumentalities, there is hereby imposed an environmental fee

of fifty pesos (P50.00) for every truckload of earth fill that will be dumped in a subject area;

- b. The City ENRO and City Engineer's Office shall jointly conduct an evaluation and assessment and make the appropriate recommendation based on the application, ensuring any adverse environmental impact will be mitigated;
- c. The CENRO shall issue the clearance certificate upon payment of the assessed fees and the issuance of the applicant of an undertaking to comply with the restrictions provided in the joint recommendation of the CENRO and CEO.

ARTICLE IV

PENALTY

SECTION 10. For every violation of the provisions under Article II of this ordinance, the property owner/developer and contractor shall be solidarily liable to pay a fine of Five Thousand Pesos (P 5,000.00) or an imprisonment of not more than sixty (60) days or both, at the discretion of the court."

SECTION 2. REPEALING CLAUSE. All other ordinances, executive issuances or other orders which are inconsistent with this ordinance is hereby amended or repealed accordingly.

SECTION 3. EFFECTIVITY. This ordinance shall take effect upon approval and publication.

Enacted: _____

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