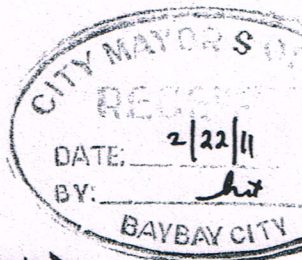




Republic of the Philippines  
PROVINCE OF LEYTE  
City of Baybay  
-0000000-



## Office of the Sangguniang Panlungsod

Excerpt from the  
MINUTES OF THE 7<sup>th</sup> REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD  
OF BAYBAY CITY, LEYTE HELD IN THE SESSION HALL ON FEBRUARY 24, 2011

CITY ORDINANCE 002 s. 2011

AN ORDINANCE REGULATING THE OPERATION OF NEW STAKEHOLDERS OF  
GAS/FUEL REFILLING STATION IN THE CITY OF BAYBAY, LEYTE.

INTRO. & SPONSORED BY: SP MEMBER ERNESTO M. BUTAWAN & SP  
MEMBER LEONIDO A. BERAY

**WHEREAS**, the population of the poblacion as well as the numbers of commercial establishments are fast increasing coupled with the increase of numbers of motor vehicles that are coming in and going out of the poblacion;

**WHEREAS**, these stations or nature of business are fire hazards, causes pollution create unusual volume of noise and congestion of traffic which are not conducive to commercial and residential area;

**WHEREAS**, operation or establishing new stations outside of the poblacion will benefit the greater majority especially those who are residing/working or whose business are located in the poblacion who will be affected most of the hazard and inconvenience of its operation;

**WHEREAS**, the lone gas/fuel refilling station in the poblacion can accommodate the needs of the downtown route public motor vehicle s as well as private motor vehicles of its residents,

**NOW, THEREFORE**, under the general welfare clause of Republic Act. No. 7160, be it enacted by this August body an ordinance with the following provisions;

### SECTION 1. - Definition of Terms

- a. Refilling gas/fuel station - is a business engaged in the selling either by wholesale or retail to the public of any volatile or inflammable substance which is contained in a bunker;
- b. Gas/Fuel - refers to any kind of gasoline, diesel, kerosene, liquefied petroleum gas and other volatile substance;
- c. Poblacion - the territorial boundaries of Barangays Zone 1 to Zone 23 and Brgy. Sto. Rosario;

**SECTION 2. - 1.-** No refilling gas/fuel station shall be allowed to operate within the poblacion area except the one existing already. New refilling gas/fuel stations shall be allowed to operate provided it is located beyond the following territorial limits, to wit:

- more over -

REX A. RETANA  
SP Member

ALAN D. FERNANDEZ  
SP Member

CRISTIANO S. LORETO  
SP Member

LEONCIO P. ASALOM, JR.  
SP Member

ERNESTO M. BUTAWAN  
SP Member

LOLLIPO C. MUNIZ  
SP Member

LEONIDO A. BERAY  
SP Member

AGUSTIN B. ALO  
SP Member

MARGARITA C. CARI  
SP Member

KRIZZELLE ANN A.  
SP Member

DACERA



- a. going to Ormoc City - right after the Dungcaan bridge;
- b. going to Maasin City - right after Hipusngo bridge;
- c. going to Tacloban city -right after the Leyeco IV sub-station.

2. In no case shall a new refilling station be constructed within 100 meters from the schools.

**SECTION 3.** - The City Engineering Office and the City Planning Development Office are hereby directed as the lead agency to monitor, screen and assess new applicants of this kind of business. Said Offices shall also the lead agencies to implement this ordinance.

**SECTION 4.** - The Treasurer's Office shall not issue business permit/clearance or indorse the issuance of Mayor's Permit without the recommendation and or clearance from the City Engineering Office and Municipal Planning Development Office.

**SECTION 5.** - Penalty Clause.

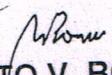
Violation of any provision of this ordinance shall be penalized with an imprisonment of Fifteen (15) to Thirty (30) days plus a fine of **Two Thousand Five Hundred Pesos (P2,500.00)**.

**SECTION 6.** - Effectivity- This ordinance shall take effect Fifteen (15) days from the approval.

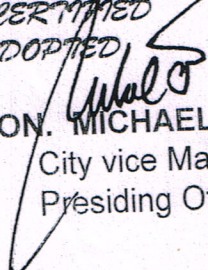
**RESOLVED, FURTHER,** to let certified copies of this ordinance be furnished to the Office of the Sangguniang Panlalawigan of Leyte for their information and appropriate action.

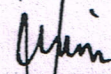
**Enacted, February 14, 2011**

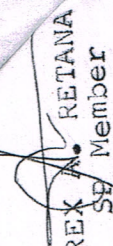
I HEREBY CERTIFY to the correctness of the foregoing ordinance which was duly adopted by the Sangguniang Panlungsod during its regular session held on February 14, 2011.

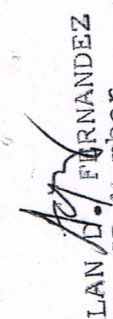
  
**AMELITO V. BORNEO**  
Secretary to the SP


*ATTESTED AND CERTIFIED  
TO BE DULY ADOPTED*


  
**HON. MICHAEL L. CARI**  
City vice Mayor &  
Presiding Officer

*APPROVED BY HER HONOR*  
  
**HON. CARMEN L. CARI**  
City Mayor

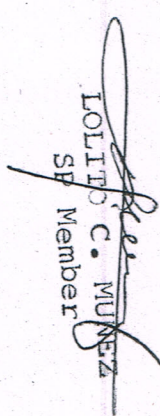
  
**REX A. RETANA**  
SP Member

  
**ALAN D. FERNANDEZ**  
SP Member

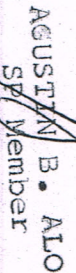
  
**LORETO S. LORETO**  
SP Member

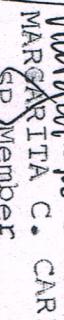
  
**LEONCIO P. ASIDOM, JR.**  
SP Member

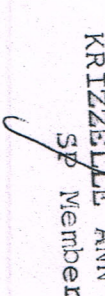
  
**ERNEST M. BUTAWAN**  
SP Member

  
**LOLITO C. MUNEZ**  
SP Member

  
**LEONIDO A. BERRAY**  
SP Member

  
**ACUSTIAN B. ALO**  
SP Member

  
**MARGARITA C. CARI**  
SP Member

  
**KRIZZELLE ANN A. DACUNA**  
SP Member