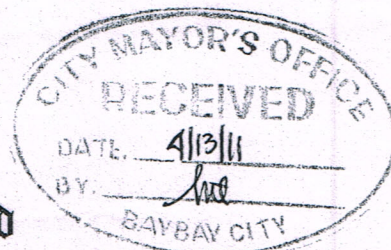




Republic of the Philippines  
PROVINCE OF LEYTE  
City of Baybay  
-0000000-



## Office of the Sangguniang Panlungsod

Excerpt from the

MINUTES OF THE 13<sup>th</sup> REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF BAYBAY CITY, LEYTE HELD IN THE SESSION HALL ON MARCH 28, 2011

CITY ORDINANCE NO. 004  
series of 2011

AN ORDINANCE AMENDING SECTION 139 & 140 OF MUNICIPAL ORDINANCE NO. 1 S. 1961; MUNICIPAL ORDINANCE NO. 2 S. 1962, SECTION 3 OF MUNICIPAL ORDINANCE NO. 20 S. 1989.

**SPONSORED BY: HON. ALAN D. FERNANDEZ, AND HON. ERNESTO M. BUTAWAN**

**WHEREAS**, Sec. 5, Article X of the 1987 Constitution provides:

Each local government unit has the power to create its own sources of revenues and to levy taxes, fees and charges subject to such guidelines and limitations as the Congress may provide, consistent with the basic policy of local autonomy. Such taxes fees and charges shall accrue exclusively to the local governments.

**WHEREAS**, it has been observed that there are some business establishments operating in the City of Baybay who failed to secure mayors/or business permit which is contrary to public policy pursuant to existing laws and ordinances of the City.

### NOW, THEREFORE

Be it ordained by the Sangguniang Panlungsod of Baybay in a regular session assembled:

**SECTION I.-** The City Treasurer and/or her duly authorized representative is authorized to apprehend business establishments doing business in Baybay City without approved Mayors/Business Permit.

**SECTION II.-** That the authority granted in Section I hereof shall apply to persons, corporations or entities doing business in Baybay City only.

**SECTION III.-** Penalty Clause.- Any person, natural or juridical found to be doing business in Baybay City without mayors/business permit shall be penalized by a fine of Four Thousand Pesos (Php4,000.00) and/or imprisonment of one (1) month for the first offense, Five Thousand Pesos (Php5,000.00) and/or imprisonment of two (2) months for the second offense, and the mandatory closure of the business.

**SECTION IV.-** Repealing clause - all ordinances, rules and regulations, or parts thereof, in conflict or inconsistent with any of the provisions of this ordinance, are hereby repealed or modified accordingly.



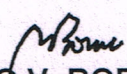
**SECTION V.- Effectivity Clause** - This ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation.

ENACTED, March 28, 2011

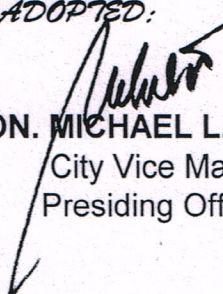
RESOLVED, FURTHER, to let certified copies of this ordinance be furnished to the Sangguniang Panlalawigan of Leyte for their information and appropriate action.

CARRIED UNANIMOUSLY.

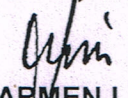
I HEREBY CERTIFY to the correctness of the foregoing ordinance duly adopted by the Sangguniang Panlungsod during its regular session held on March 28, 2011

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


ATTESTED AND CERTIFIED  
TO BE DULY ADOPTED:

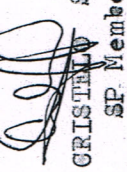
  
**HON. MICHAEL L. CARI**  
City Vice Mayor &  
Presiding Officer

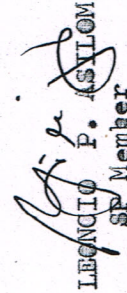
APPROVED BY HER HONOR

  
**HON. CARMEN L. CARI**  
City Mayor

  
**LOLITO C. MUNERA**  
SP Member


  
**ALAN B. FERNANDEZ**  
SP Member

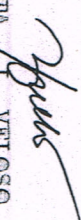
  
**CRISTINO S. LORETO**  
SP Member

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

  
**ERNESTO M. BUTAWAN**  
SP Member

  
**LEONIDO A. BENAY**  
SP Member

  
**ERLINDO P. LAPIJANA**  
SP Member

  
**TERESITA J. VELOSO**  
SP Member

  
**AGUSTIN B. ALO**  
SP Member