



5TH SANGGUNANG PANLUNGSOD

CITY ORDINANCE NO. 20, S-2021

AN ORDINANCE REGULATING BACKYARD PIGGERY PRACTICES IN THE CITY OF BAYBAY, AMENDING BAYBAY MUNICIPAL ORDINANCE NO. 004, SERIES OF 2004

Authored by: HON. FILEMON F. AVILA

**ARTICLE I
TITLE**

Section 1. This shall be known as "AN ORDINANCE REGULATING BACKYARD PIGGERY PRACTICES IN THE CITY OF BAYBAY, AMENDING BAYBAY MUNICIPAL ORDINANCE NO. 004, SERIES OF 2004."

**ARTICLE II
PURPOSE**

Section 1. It is enshrined in the 1987 Philippine Constitution of the declared policy of the State to protect and promote the right to health of the people and instill a consciousness among them to a balanced and healthy environmental ecology. This principle is further strengthened in Chapter XIX (Nuisances and Offensive Trades and Occupation) of the Code On Sanitation of the Philippines, PD No. 856, December 23, 1975. In pursuance of these proclamations, this Ordinance is enacted for the purpose of regulating the setting up and operation of all backyard piggery projects in the city of Baybay.

**ARTICLE III
OBJECTIVES**

Section 1. To make sure that all backyard piggery projects in the city of Baybay comply with all existing and pertinent laws, rules and regulations as well as applicable local ordinances;

Section 2. To promote the general welfare by protecting the health of the populace by focusing on minimizing nuisances such as foul odor, fly infestation and water pollution;

Section 3. To provide the right balance between enterprise and public health through relevant and suitable regulation.

**ARTICLE IV
SCOPE AND COVERAGE**

Section 1. This Ordinance shall be enforced within the territorial jurisdiction of the city of Baybay.

Section 2. The provisions of this Ordinance shall apply to all existing and new backyard piggery projects as well as on the improvements of existing ones.

ARTICLE V DEFINITION OF TERMS

Section 1. Whenever any of these words or terms is used in any section or provision of this ordinance, it shall have the meaning given in this section.

- a. Animal Waste – refers to a material composed of excreta collected from piggeries;
- b. Backyard Piggery – refers to the raising of one (1) unit of swine in a pig pen in a household backyard;
- c. Farrowing – is the process of growing pigs for breeding;
- d. Fattening – refers to the process of growing pigs for slaughter;
- e. Inspection – an act performed by a designated official to ensure compliance with the rules and regulations relevant to hygiene and sanitation, standard operating practices and hazard analysis and control;
- f. Nuisance – anything that injures health, endangers life, offends the senses or produce discomfort to the community (Code on Sanitation – PD 856);
- g. Practice – the customary, habitual, or expected procedure or way of doing something;
- h. Radius – a specified line or distance from a center in all directions;
- i. Standard Septic Tank – a watertight, multi-chambered reservoir, the design and construction of which is based on a set standard, that receives/impounds sewage.

ARTICLE VI STANDARDS AND PRACTICES

Section 1. All backyard piggery projects must be registered in the barangay where they are located.

Section 2. The barangays are empowered to issue a permit to operate for each backyard project in their location provided this meets all the standards and regulatory requirements stated in this Ordinance and other pertinent laws, rules and regulations.

Section 3. Barangays are required to conduct an inventory of all backyard piggeries in their jurisdiction and submit this report to the city ENRO, copy furnished the Baybay City Backyard Piggery Task Force, the city health office and the city zoning board. The inventory report shall include the name of the owner of the backyard piggery, its location and other conditions under which the permit for its operation is granted, if there are any.

Section 4. Under this Ordinance, barangays are authorized to issue the permits and registration of the backyard piggeries under their jurisdiction and collect the corresponding fees. The fees to be collected shall be in accordance with the provisions of the Revenue Code of the city.

Section 5. Backyard piggeries shall not be nearer from each other within a 25-meter radius to mitigate nuisance, foul odor, fly infestation and water pollution. Should there be more than one backyard piggery within a 25-meter radius, these are required to form an association, and with financial and technical help from the city, shall be transferred to an appropriate location complete with the needed infrastructure for an efficient and environmentally sustainable operation.

Section 6. Each backyard piggery, whether for farrowing or fattening, shall contain only one (1) pig at any given time. In the case of farrowing, piglets shall be disposed no later than two (2) months after birth.

Section 7. The dimensions for each backyard pig pen are as follows:
a. Farrowing – four (4) meters square
b. Fattening - three (3) meters square

The bigger dimension for a farrowing backyard piggery is designed to accommodate the litter from the lactating sow. Pig pens shall be constructed out of concrete materials.

Section 8. Each backyard piggery is required to build a standard septic tank to impound sewage. The tank shall be watertight and shall not be constructed within a twenty-five (25) meter radius from any water source.

Section 9. Preferably, a piggery location must have good ventilation, proper drainage and shall not be near critical environmental areas such as a water source. It shall be unlawful to directly discharge animal waste into rice paddies an irrigation canal, rivers and other bodies of water.

ARTICLE VII BACKYARD PIGGERY TASK FORCE

Section 1. The Baybay City Backyard Piggery Task Force is created with the following composition:

Chairman – Head, City ENRO
Vice-Chair – SP Chairman, Committee on Environment
Members: SP Chairman, Committee on Health and Sanitation
CHO
Zoning Board
Engineering Office
President, ABC
CAO
Representative from Hog growers

Section 2. This task force is mandated to oversee the implementation of the provisions of this Ordinance by the periodic monitoring and inspection of all backyard piggeries and conduct related activities as maybe required by laws, rules and regulations. It is further tasked to prepare a quarterly report and submit it to the Office of the Mayor of the results of its inspections and monitoring as well as its recommendations on how best to administer backyard pig raising in the city.

ARTICLE VIII PENAL CLAUSE

Section 1. The following fines shall be imposed on any violations of this Ordinance:

First Offense – five hundred pesos
Second Offense – one thousand pesos
Third Offense – two thousand pesos / and or closure of the piggeries

**ARTICLE IX
SEPARABILITY CLAUSE**

Section 1. All provisions of this ordinance are hereby declared separable and if any provision shall be held invalid or unconstitutional, the remaining provisions hereof shall remain valid, in full force and effect.

**ARTICLE X
REPEALING CLAUSE**

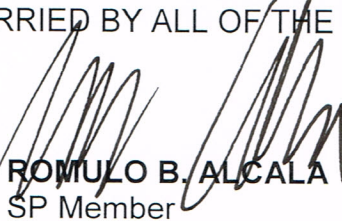
Section 1. All ordinances, resolutions, rules and regulations inconsistent with or contrary to the provisions of this Ordinance, the same are hereby repealed, amended or modified accordingly..

**ARTICLE XI
EFFECTIVITY CLAUSE**

Section 1. This ordinance shall take effect immediately upon its publication or after due compliance with all the requirements provided under RA 7160, otherwise known as the Local Government Code of 1991.

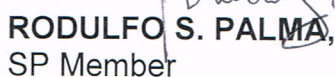
Enacted: June 10, 2021.
Baybay City, Leyte, Philippines.

CARRIED BY ALL OF THE MEMBERS PRESENT:


ROMULO B. ALCALA
SP Member


DR. FULTON IKE C. ARRADAZA
SP Member



EDGARDO R. OMPOY
SP Member



RODULFO S. PALMA, JR.
SP Member



ARTURO ELISA O. ASTORGA
SP Member

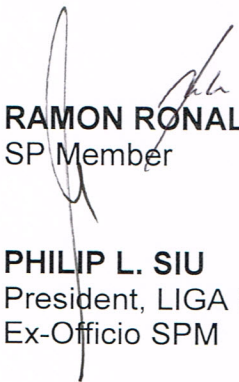

FILEMON F. AVILA
SP Member

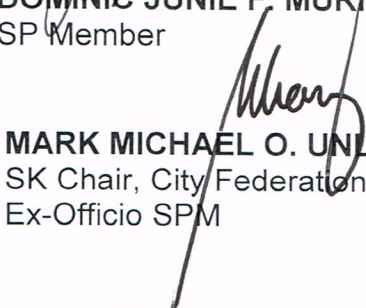

ATTY. JOSE ROMMEL A. PEÑARANDA
SP Member


JORGE V. REBUCAS
SP Member


RAMON RONALD J. VELOSO
SP Member


DOMINIC JUNIE F. MURILLO
SP Member

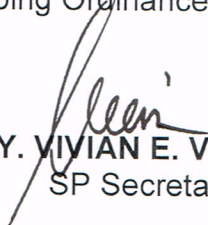

PHILIP L. SIU
President, LIGA Ng Mga Barangay
Ex-Officio SPM


MARK MICHAEL O. UNLU-CAY
SK Chair, City Federation
Ex-Officio SPM


RESOLVED FURTHER, that certified copies of this ORDINANCE be furnished to the City Mayor Honorable Jose Carlos L. Cari, City Administrator Deogracias E. Pernitez; City

Legal Officer, Atty. Avito C. Cahig, Jr.; City Budget Officer, Raul Mabini; City Accountant Jay Ryan Austero; OIC - City Treasurer Gina Cabras, CLGOO Juvy C. Pedrera, and to all other offices/agencies/entities concerned for their information, guidance and appropriate action.

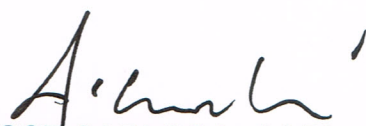
I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ATTY. VIVIAN E. VIDALLON
SP Secretary

Attested & Certified True & Correct:


ATTY. ERNESTO M. BUTAWAN
City Vice Mayor, Presiding Officer

Approved by His Honor:


ENGR. JOSE CARLOS L. CARI
City Mayor

Date Approved: 6/17/21