



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
Pasig City

Ordinance No. 04
Series of 2011

AN ORDINANCE PRESCRIBING THE GUIDELINES FOR THE ISSUANCE AND APPROVAL OF LAND FILLING PERMIT FOR VACANT LANDS WITH AN AREA OF MORE THAN TWO HUNDRED FIFTY SQUARE METERS.

Authored By: **Councilor RICHARD C. EUSEBIO**

WHEREAS, Rule XII, Section 1202 (2a), otherwise known as the National Building Code provides that excavation and fills for building and structures shall be so constructed or protected that they do not endanger life or property;

WHEREAS, the city government is aware that the filling of vacant lands for development, construction, or for any purposes had adverse effect on areas and/or residents on the outlying areas.

NOW, THEREFORE, be it ordained by the Sangguniang Panlungsod that:

Section 1. This ordinance shall be known as the "Land Filling Permit Ordinance"

Section 2. Scope and Application

- a) The provisions of this Ordinance shall apply to vacant lands with an area of more than two hundred ~~fifty~~ **square meters.**
- b) The permit shall apply to land filling of vacant land for future development or prior to application/issuance of building permit.

Section 3. Regulations

- a) A perimeter fence shall be constructed along the property lines of the land before commencing with land filling
- b) Quality of materials used in land filling shall conform to accepted engineering practice; in no case shall household or solid waste/garbage materials be used for filling.
- c) The flow of drainage of land, whether filled or being filled, shall be towards the public drainage system. In no case shall the drainage flow into open/vacant spaces.
- d) Landfill shall not be higher than one (1) foot from the center of the road.

Section 4. Responsibility for Administration and Enforcement

The responsibility for the administration and enforcement of this Ordinance including the imposition of fees is vested in the Office of the Building Official. The Office of the Building Official shall cause the prescription of application forms and other requirements, consistent with this Ordinance, for the issuance and approval of the Permit.



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Section 5. Application for an issuance permit

- a) The applicant shall submit an application in the prescribed form with the Office of the Building Official together with other requirements consistent with this Ordinance as *maybe prescribed by the Office of the Building Official* within fifteen (15) days from the approval of this Ordinance subject to the approval of the City Mayor.
- b) Upon full satisfaction of all the requirements for the processing of the Permit, the Building Official shall issue the Permit to the applicant within two (2) days from payment of the required fees.

Section 6. Actual Land Filling

- a) It shall be unlawful for any individual, association, partnership, cooperative or corporation to commence land filling without a permit and payment of the required fees.
- b) Equipment, construction materials and vehicles used in the land filling without the required permit shall be confiscated by the Office of the City Building Official to be impounded in the City Motorpool. *Provided, all the items confiscated shall be released upon the payment of an impounding fee of P5,000.00 to the Office of the City Treasurer with a penalty of 5% per day of non-redemption.*

Section 7. Fees

- a) Fees for the Permit shall be Five Pesos (P5.00) per sq.m. of land area.
- b) Fees for the Permit shall be paid to the Office of the Treasurer upon issuance of the Order of Payment by the Office of the Building Official.

Section 8. Revocation of Permits

The Building Official may cause the non-issuance, suspension or revocation of the permit within two (2) days from the violation of the permit, on any of the following reasons or grounds:

- a) Incorrect or inaccurate information supplied or any misrepresentation in connection with the application.



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b) Non-compliance with the provisions of this Ordinance
Notice of non-issuance, suspension or revocation of permit shall be made in writing, stating the reasons or grounds therefore.

Section 9. Penalty Clause – Any person who violates any provision of this Ordinance shall be subject to a penalty of P5,000.00 or imprisonment of one (1) month or both upon the discretion of the court. If the violator is a firm, corporation or partnership or other juridical entity, the manager, managing partner or director or person charged with the management of such firm, corporation, partnership or entity shall be held liable therefor.

Section 10. Separability Clause – If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, the remainder of the Ordinance or the application of such provision to other persons or circumstances shall not be affected by such declaration.

Section 11. Repealing Clause – All ordinances, rules and regulations or part thereof, in conflict with or inconsistent with any provisions of the Ordinance are hereby repealed or modified accordingly.

Section 12. Effectivity – This Ordinance shall take effect fifteen (15) days from publication on a daily newspaper.

APPROVED, this 10th day of February 2011 at Pasig City.

IYO CHRISTIAN C. BERNARDO
Councilor

RICHARD C. EUSEBIO
Councilor

REYNALDO R. SAN BUENAVENTURA III
Councilor

RODRIGO B. ASILO
Councilor

REGINO S. BALDERRAMA
Councilor

REYNALDO F. RAYMUNDO
Councilor



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AUGUSTIN ALEXEE C. SANTIAGO
Councilor
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Minority Floor Leader

VIRGILIO I. DEL ROSARIO
Councilor
Majority Floor Leader

Attested By:

ROSALIO D. MARTIRES
City Vice-Mayor
Presiding Officer



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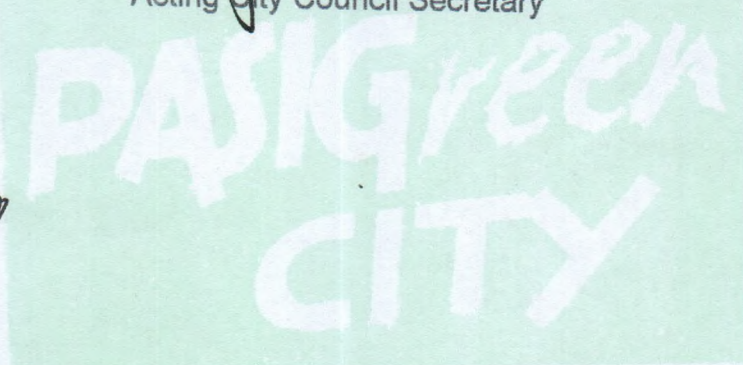
APPROVED:

ROBERT C. EUSEBIO
City Mayor

Attested By:

ROBERTO A. BARRETTO
Acting City Council Secretary

Lorna A. Bernabe



per ablanera