

Republic of the Philippines
Province of Cebu
CITY OF NAGA



Excerpt from the minutes of the Regular Session of the Sangguniang Panlungsod of the City of Naga, Cebu held on May 24, 2017 at the Session Hall, Legislative Building, City of Naga, Cebu.

Present:

HON. OTHELLO M. CHIONG
HON. ALEXANDER R. LARA
HON. AURELIO B. ALINSONORIN
HON. CARMELINO N. CRUZ, JR.
HON. DELFIN R. SEÑOR
HON. RODRIGO A. NAVARRO
HON. AFSHIN MARK K. SEÑOR
HON. PABLO A. ABANGAN
HON. LUZMINDA R. LAPITAN
HON. PORFERIO V. RESABA, JR.
HON. JUSTINO L. DAKAY

On Leave:

HON. VIRGILIO M. CHIONG

- Vice Mayor / Presiding Officer
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- ABC President
- Sangguniang Panlungsod Member



ORDINANCE NO. 2017- 008

Hon. Virgilio M. Chiong – Sponsor

AN ORDINANCE PROVIDING RULES FOR AN INTEGRATED SOLID WASTE MANAGEMENT, PRESCRIBING FEES FOR SOLID WASTE MANAGEMENT SERVICES, DECLARING CERTAIN ACTS AS PROHIBITED WITH CORRESPONDING PENALTIES AND APPROPRIATING FUNDS THEREFOR

EXPLANATORY NOTE

The City of Naga adheres to the policy of the State to adopt a comprehensive and ecological solid waste management program to ensure the protection of the public health, proper segregation, collection, transport, storage, treatment and disposal of garbage and adoption of the best environmental practices pursuant to R.A. 9003, otherwise known as the Ecological Solid Waste Management Act of 2000.

Pursuant to this, the City Government has prepared a 10-year Integrated Solid Waste Management Plan (ISWMP) and submitted it for approval before the National Solid Waste Management Commission (NSWMC).

Moreover, R.A. 9003 provides that, "The local government unit (LGU) shall impose fees in amounts sufficient to pay the costs of preparing, adopting, and implementing a solid waste management plan prepared pursuant to this Act.

The Local Government Code of 1991 also empowers the LGUs to enact ordinances which shall ensure an efficient and effective system of solid waste and garbage collection and disposal including the prohibition on littering and the placing or throwing of garbage and other waste.

The City Government deems it necessary to impose a schedule of reasonable fees or charges for solid waste management services that it renders to the public in order to promptly address concerns relative to the delivery of basic services such as an effective system of waste management and extensive information programs on proper waste disposal.

Pursuant to Section 4, Rule XIX of the Implementing Rules and Regulations (IRR) of R.A. 9003, the City of Naga finds it apt to formulate an ordinance to aid in the implementation of this Act.

BE IT ORDAINED, as it is hereby **ORDAINED** by the Sangguniang Panlungsod of the City of Naga, Cebu, in session assembled, that:

ARTICLE I General Provisions

SECTION 1. TITLE – This ordinance shall be known as the Integrated Solid Waste Management Ordinance of the City of Naga, Cebu.

SECTION 2. DECLARATION OF POLICIES – The City of Naga is innovating measures to adopt and implement a comprehensive, integrated and ecological solid waste management program which shall:

- a) Ensure the protection of public health and environment;
- b) Utilize environmentally-sound methods that maximize the utilization of valuable resources and encourage resources conservation and recovery;
- c) Set guidelines and targets for solid waste avoidance and volume reduction through source reduction and waste diminution measures, including composting, recycling, re-use, recovery and others, before collection, treatment and disposal in appropriate and environmentally-sound solid waste management facilities in accordance with ecologically sustainable development principles;
- d) Ensure the proper segregation, collection, transport, storage, treatment and disposal of solid waste through the formulation and adoption of the best environmental practices in ecological waste management excluding incineration;
- e) Strengthen the integration of ecological solid waste management and resources conservation and recovery topics into the academic curricula of formal and non-formal education in order to promote environmental awareness and action among citizenry;
- f) Promote the implementation of a local enforcement plan with barangays and other local government units, non-government organizations, and the private sector;
- g) Encourage greater private sector participation in solid waste management;
- h) Institutionalize public participation in the development and implementation of integrated, comprehensive and ecological waste management programs; and
- i) Promote research and development programs for improved solid waste management.

ARTICLE II Definition of Terms

SECTION 3. DEFINITION OF TERMS – For the purposes of this Ordinance:

Agricultural waste - refers to the waste generated from planting or harvesting of crops, trimming or pruning of plants and wastes or run-off materials from farms or fields;

Biodegradable waste - refers to any material that can be reduced into four particles, degraded or decomposed by microbiological or enzymes. This is synonymous with compostable.

Bulky wastes- refer to waste materials which cannot be appropriately placed in separate containers because of either its bulky size, shape or other physical attributes. These include large worn-out or broken household, commercial, and industrial items such as furniture, lamps, bookcase, filing cabinets, and other similar items,

Bureau - refers to the Environmental Management Bureau (EMB).

Business establishments - refer to establishments that are required to secure business permits prior to operation.

Buy-back center - refers to a recycling center that purchases or otherwise accepts recyclable materials from the public for the purpose of recycling such materials.

Collection - refers to the act of removing solid waste from the source or from a communal storage point (R.A. 9003).

Composting - refers to the controlled decomposition of organic matter by micro-organisms, mainly bacteria and fungi, into a humuslike product.

Consumer electronics - refers to special wastes that include worn-out, broken, and other discarded items such as radios, stereos, and TV sets.

Controlled dump - refers to a disposal site at which solid waste is deposited in accordance with the minimum prescribed standards of site operation.

Department - refers to the Department of Environment and Natural Resources (DENR).

Disposal - refers to the discharge, deposit, dumping, spilling, leaking or placing of any solid waste into or in any land.

Disposal site - refers to a site where solid waste is finally discharged and deposited.

Ecological solid waste management - refers to the systematic administration of activities which provide for segregation at source, segregated transportation, storage, transfer, processing, treatment, and disposal of solid waste and all other waste management activities which do not harm the environment.

Environmentally acceptable - refers to the quality of being re-usable, biodegradable or compostable, recyclable and not toxic or hazardous to the environment.

Generation - refers to the act or process of producing solid waste.

Generator - refers to a person, natural or judicial, who last uses a material and makes it available for disposal or recycling.

Hazardous waste - refers to solid waste or combination of solid waste which because of its quantity, concentration, or physical, chemical or infectious characteristics may cause, or significantly contribute to an increase in mortality or an increase in serious irreversible, or incapacitating reversible, illness; or pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported, or disposed of, or otherwise managed.

Leachate - refers to the liquid produced when waste undergo decomposition, and when water percolate through solid waste undergoing decomposition. It is a contaminated liquid that contains dissolved and suspended materials.

Materials Recovery Facility - includes a solid waste transfer station or sorting station, drop-off center, a composting facility, and a recycling facility.

City waste - refers to wastes produced from activities within local government units which include a combination of domestic, commercial, institutional and industrial wastes and street litter.

Open dump - refers to a disposal area wherein the solid wastes are indiscriminately thrown or disposed of without due planning and consideration for environmental and health standards.

Opportunity to recycle - refers to the act of providing a place for collecting source-separated recyclable material, located either at a disposal site or at another location more convenient to the population being served, and collection at least once a month of source-separated recyclable material from collection program that gives notice to each person of the opportunity to recycle and encourage source separation of recyclable material.

Person(s) - refer/s to any being, natural or judicial, susceptible of rights and obligations, or of being the subject of legal relations.

Post-consumer materials - refer only to those materials or products generated by a business or consumer which have served their intended end use, and which have been separated or diverted from solid waste for the purpose of being collected, processed and used as a raw material in the manufacturing of recycled product, excluding materials and by-products generated from, and commonly used within an original manufacturing process, such as mill scrap.

Receptacles - refer to individual containers used for the source separation and the collection of recyclable materials.

Recovered materials - refer to material and by-products that have been recovered or diverted from solid waste for the purpose of being collected, processed and used as a raw material in the manufacture of a recycled product.

Recyclable material - refers to any waste material retrieved from the waste stream and free from contamination that can still be converted into suitable beneficial use or for other purposes, including, but not limited to, newspaper, ferrous scrap metal, non-ferrous scrap metal, used oil, corrugated cardboard, aluminum, glass, office paper, tin cans and other materials as may be determined by the Commission.

Recycled material - refers to post-consumer material that has been recycled and returned to the economy.

Recycling - refers to the treating of used or waste materials through a process of making them suitable for beneficial use and for other purposes, and includes any process by which solid waste materials are transformed into new products in such a manner that the original products may lose their identity, and which may be used as raw materials for the production of other goods or services. Provided, that the collection, segregation and re-use of previously used packaging material shall be deemed recycling under this Act.

Regular collection - refers to the waste collection activity which follows a regular, pre-informed and pre-approved schedule.

Residual wastes - refer to any material which has no more use at all and therefore be disposed off from source.

Resource conservation - refers to the reduction of the amount of solid waste that are generated or the reduction of overall resource consumption, and utilization of recovered resources.

Resource recovery - refers to the collection, extraction or recovery or recyclable materials from the waste stream for the purpose of recycling, generating energy or producing a product suitable for beneficial use: Provided, that, such resource recovery facilities exclude incineration.

Re-use - refers to the process of recovering materials intended for the same or different purpose without the alteration of physical and chemical characteristics.

Sanitary landfill - refers to a waste disposal site designed, constructed, operated and maintained in a manner that exerts engineering control over significant potential environmental impacts arising from the development and operation of the facility.

Schedule of Compliance - refers to an enforceable sequence of actions or operations to be accomplished within a stipulated time frame leading to compliance with a limitation, prohibition, or standard set forth in this Act or any rule or regulation issued pursuant thereto.

Secretary - refers to the Secretary of the DENR.

Segregation - refers to a solid waste management practice of separating different materials found in solid waste in order to promote recycling and re-use of resources and to reduce the volume of waste for collection and disposal.

Segregation at source - refers to a solid waste management practice of separating, at the point of origin, different materials found in solid waste in order to promote recycling and re-use of resources and to reduce the volume of waste for collection and disposal.

Solid waste - refers to all discarded household, commercial waste, non-hazardous institutional and industrial waste, street sweepings, construction debris, agricultural waste, and other non-hazardous/non-toxic solid waste. Unless specifically noted otherwise, the term "solid waste" as used in the Act shall not include:

a) waste identified or listed as hazardous waste of a solid, liquid, contained gaseous or semisolid form which may cause or contribute to an increase in mortality or in serious or incapacitating reversible illness, or acute/chronic effect on the health of persons and other organisms;

b) infectious waste from hospitals such as equipment, instruments, utensils, and fomites of a disposable nature from patients who are suspected to have or have been diagnosed as having communicable diseases and must therefore be isolated as required by public health agencies, laboratory wastes such as pathological specimens (i.e., all tissues, specimens of blood elements, excreta, and secretions obtained from patients or laboratory animals), and disposable fomites that may harbor or transmit pathogenic organisms, and surgical operating room pathologic specimens and disposable fomites attendant thereto, and similar disposable materials from outpatient areas and emergency rooms; and

c) waste resulting from mining activities, including contaminated soil and debris.

Solid waste management - refers to the discipline associated with the control of generation, segregation, storage, collection, transfer and transport, processing, and disposal of solid wastes in a manner that is in accord with aesthetics, and other environmental considerations, and that is also responsive to public attitudes;

Solid waste management facility - refers to any resource recovery system or component thereof; any system, program, or facility for resource conservation; any facility for the collection, source separation, storage, transportation, transfer, processing, treatment, or disposal of solid waste.

Source reduction - refers to the reduction of solid waste before it enters the solid waste stream by methods such as product design, materials substitution, materials re-use and packaging restrictions.

Source separation - refers to the sorting of solid waste into some or all its component parts at the point of generation.

Special collection - refers to the waste collection activity which does not follow a pre-approved regular schedule and that requires an advance notice and approval before commencement. This collection usually occurs either for occasions and events outside the regular schedule and for waste materials that requires special or different kind of collection equipment or demands a specific type handling procedure.

Special wastes - refer to household hazardous wastes such as paints, thinners, household batteries, lead-acid batteries, spray canisters and the like. These include wastes from residential and commercial sources that comprise of bulky wastes, consumer electronics, white goods, yard wastes that are collected separately, batteries, oil, and tires. These wastes are usually handled separately from other residential and commercial wastes.

Storage - refers to the interim containment of solid waste after generation and prior to collection for ultimate recovery or disposal.

Transfer stations - refer to those facilities utilized to receive solid wastes, temporarily store, separate, convert, or otherwise process the materials in the solid wastes, or to transfer the solid wastes directly from smaller to larger vehicles for transport.

Waste diversion - refers to activities which reduce or eliminate the amount of solid wastes from waste disposal facilities.

White goods - refer to large worn-out or broken household, commercial, and industrial appliances such as stoves, refrigerators, dishwaters, and clothes washers and dryers collected separately. White goods are usually dismantled for the recovery of specific materials (e.g., copper, aluminum, etc.).

Yard waste - refers to wood, small or chipped branches, leaves, grass clippings, garden debris, vegetables residue that is recognizable as part of a plant or vegetable and other materials identified by the Commission.

ARTICLE III City Solid Waste Management Board

SECTION 1. THE CITY SOLID WASTE MANAGEMENT BOARD (CSWMB) - The composition of the CSWMB was reorganized on September 21, 2016, through City Ordinance No. 2016-010, and the members are as follows:

Chairperson - City Mayor
Vice-Chairperson - City Vice Mayor
Members:

1. Representatives of the Sangguniang Panlungsod
Chairman-Committee on Health or
Chairman-Committee on Environment
2. President of the Association of Barangay Councils
3. Chairperson of the Sangguniang Kabataan Federation
4. Representatives from non-governmental organizations (NGOs) whose principal purpose is to promote recycling and the protection of air and water quality
5. Representative from the recycling industry
6. Representative from the manufacturing or packaging industry
7. Representative from each concerned agency possessing relevant technical and marketing expertise as may be determined by the Board
8. City Planning and Development Coordinator (CPDC)
9. City Environment and Natural Resources Officer
10. City Administrator
11. City Local Government Operations Officer-DILG
12. City Engineer
13. City Legal Officer
14. City Disaster Risk Reduction Management Officer
15. Chairperson NAGa Program Management Team
16. Chairperson Naga Program Technical Secretariat

SECTION 2. SOLID WASTE MANAGEMENT BOARD FUNCTIONS - The following functions shall be performed by the CSWMB: (Source: Ten Year Integrated Solid Waste management Plan, p. 53)

1.1. *develop the City Solid Waste Management Plan (SWMP) to ensure the long-term management of solid wastes as well as integrate the various solid waste management programs and strategies of the barangays in its area of jurisdiction. Consultation with the various sectors of the community will be conducted in the development of the SWMP;*

1.2. *adopt measures to promote and ensure the viability and effective implementation of SWM programs in its component barangays;*

1.3. *monitor the implementation of the City SWMP through its various political subdivisions and in cooperation with the private sector and NGOs;*

1.4. *adopt specific revenue-generating measures to promote the viability of the SWMP;*

1.5. *convene regular meetings for purposes of planning and coordinating the implementation of the SWM programs of respective component barangays;*

1.6 Oversee the implementation of the City SWMP;

1.7 Review every two (2) years or as the need arises the City SWMP for purposes of ensuring its sustainability, viability, effectiveness, and relevance in relation to local and international development in the field of SWM;

1.8 Develop specific mechanics and guidelines for the implementation of the City SWMP;

1.9 Recommend to appropriate local government authorities specific measures or proposals for franchise or build-operate-transfer agreements with duly recognized institutions pursuant to R.A. 6957 to provide either exclusive or non-exclusive authority for the collection, transfer, storage, processing, recycling or disposal of the city's solid waste;

1.10 Provide necessary logistical and operational support to its component barangays in consonance with subsection (f) of Section 17 of the Local Government Code;

1.11 Recommend measures and safeguards against pollution and for the preservation of the natural ecosystem;

1.12 Coordinate the efforts of its component barangays in the implementation of the City SWMP.

SECTION 3. SELECTION OF REPRESENTATIVES FROM THE NGOS, RECYCLING AND MANUFACTURING OR PACKAGING INDUSTRIES WHO SHALL SIT AS MEMBERS IN THE CSWMB - Representatives from the NGOs, recycling and manufacturing or packaging industries shall be selected through a process designed by the CSWMB and shall be endorsed by the representatives of the Board.

The City Solid Waste Management Board may, from time to time, call on any concerned agencies or sectors as it may deem necessary.

ARTICLE IV

The City's Ten-Year (2017-2026) Integrated Solid Waste Management Plan (ISWMP)

SECTION 1. INCORPORATION BY REFERENCE - The City of Naga Ten-Year (2017-2026) ISWMP is hereby incorporated by reference.

SECTION 2. IMPLEMENTATION - The City of Naga Ten-Year (2017-2026) ISWMP shall be implemented in accordance with the implementation schedule, strategies and guidelines contained in the said Plan.

ARTICLE V

Solid Waste Segregation

(Sources: Section 2, Rule IX and Section 1, Rule X of the IRR of RA. No. 9003)

SECTION 1. MANDATORY SEGREGATION OF SOLID WASTE - The segregation of solid waste shall be mandatory. Segregation shall primarily be conducted at the source to include household, institutional, industrial, commercial and agricultural sources.

SECTION 2. CATEGORIES OF SOLID WASTE - Solid waste shall be segregated into the following categories:

- a) Compostable or Biodegradable
- b) Recyclable
- c) Residual
- d) Special Waste

SECTION 3. REQUIREMENTS FOR SEGREGATION AND STORAGE OF SOLID WASTE -

A. Segregation/Sorting-out of Solid Waste Refuse Into Bio-Degradable (wet) and Non Bio-Degradable (dry)

All owners, lessee, tenants and the like of residential houses, commercial establishments, buildings and other entities within the City of Naga are required to separate, sort-out their solid waste, refuse, garbage materials into Bio-degradable (*Malata*) and Non-biodegradable (*Di Malata*).

B. Requirement of segregation for site collection:

For individual household:

Enclosed plastic bag with separate and appropriate markings of the word "Bio-Degradable" or "Malata" and "Non-Biodegradable" or "Di Malata."

For commercial, institutional and industrial establishments:

Owners/managers/head/person responsible for the operation shall be required to provide a designated area and separate containers for each type of recyclable materials.

The sources of solid waste as listed shall have separate receptacles or containers (i.e. sacks, bins, boxes, cans, bags, etc.) for each type of solid waste. The solid waste receptacle, depending on its use, shall be properly marked or identified for on-site collection as "compostable", "recyclable", "residual" or "special waste." The receptacles shall be properly covered, secured or protected to prevent spillage or scattering of the waste and to ensure its containment.

SECTION 4. ADDITIONAL REQUIREMENTS FOR PREMISES CONTAINING SIX (6) OR MORE RESIDENTIAL UNITS - The owner or person in charge of premises containing six (6) or more residential units shall provide for the residents a designated area and containers in which to accumulate source separated recyclable materials for collection. In addition, such owner or person in charge shall notify the residents or occupants of such premises of the requirements of segregation.

SECTION 5. ADDITIONAL REQUIREMENTS FOR ALL COMMERCIAL, INSTITUTIONAL AND INDUSTRIAL ESTABLISHMENTS - The owners or heads of all commercial, institutional and industrial establishments shall provide a designated area and containers in which to accumulate source separated recyclable materials for collection. In addition, such owner or head of the institution shall notify all workers, employees, and entities working in the premises of the requirements of segregation. No scavenging or unauthorized collection in designated segregation containers or areas shall be allowed.

SECTION 6. INCORPORATION BY REFERENCE - The obligations, responsibilities, guidelines and procedure for the effective and efficient collection and disposal of solid wastes within the City, including the sanctions or penalties imposed by the City to FDRCon are embodied in the addendum to The Service Agreement which shall be observed and followed by FDRCon unless sooner amended or revised at the option of the City of Naga.

**ARTICLE VI
Collection and Transport**

SECTION 1. GUIDELINES - The collection and transport of solid waste shall be undertaken in accordance with the guidelines and mechanisms prescribed in the Ten-Year ISWMP. (The schedule of garbage collection for Urban Barangays is adopted, p. 31 of the Ten-Year ISWMP). The minimum requirements prescribed in R.A. 9003 and its IRR shall likewise be complied with. The information on collection of solid waste such as the schedule, types of waste to be collected and other relevant information shall be disseminated by the CPDC/City Environment and Natural Resources Office (CENRO) to the general public.

SECTION 2. NON-COLLECTION OF UNSEGREGATED SOLID WASTE - Only segregated wastes and only the types of waste that are scheduled for collection on a particular day and time shall be collected. Unsegregated waste shall not be collected.

SECTION 3. STORAGE - All wastes for collection must be stored in properly sealed/tied receptacles and brought outside households, institutions, commercial and industrial establishments and other sources during collection time only. Otherwise, the presence of these wastes outside of the scheduled collection time will be considered as a violation of the anti-littering provision of this Ordinance.

SECTION 4. TRANSPORT - The collection and transfer of solid waste and non-hazardous wastes of the city shall be undertaken by FDRCon Co., Inc. pursuant to the 25-year Service Agreement which was entered into by and between the City of Naga and FDRCon Co., Inc. on March 22, 2010. The collected biodegradable and recyclable wastes shall be dropped off at the City's MRF. Only the residual and special waste shall be brought to the disposal site.

SECTION 5. COLLECTION VEHICLES - only collection vehicles of FDRCon Co., Inc. covered with nets, tarpaulins and other similar materials shall be allowed to transport solid waste from the collection area to the disposal facility. To ensure proper maintenance and to avoid unnecessary breakdowns that eventually disrupt the collection system, collection trucks shall undergo regular cleaning and maintenance by FDRCon Co., Inc. at its own expense.

SECTION 6. TRAINING AND EQUIPMENT - All personnel of FDRCon Co., Inc. directly involved with the collection of solid waste shall be provided with the necessary training by the resource persons chosen by the CSWMB to ensure proper handling and management of waste. The training shall merely supplement the regular or mandatory trainings conducted by FDRCon Co., Inc. to its employees. Personal protective equipment and paraphernalia such as but not limited to helmet, gloves, masks and safety boots shall also be provided to protect them from health hazards posed by handling solid wastes. They will also undergo semi-annual medical check -up.

ARTICLE VII
Establishment of Materials Recovery Facility (MRF)

SECTION 1. CITY'S MRF - The establishment and operation to be known as the City of Naga Ecology Center shall be in accordance with the strategy and guidelines prescribed in the City's ISWMP. Likewise, the minimum requirements for establishment and operation prescribed in RA 9003 and its IRR shall be complied with.

SECTION 2. BARANGAY MRFs - In addition to the City MRF, Materials Recovery Facilities shall be established in the barangays or clusters of barangays. The barangay MRFs shall be established and operated in accordance with the strategy and guidelines prescribed in the City's ISWMP. Likewise, the minimum requirements for establishment and operation prescribed in R.A. 9003 and its IRR shall be complied with.

ARTICLE VIII
Disposal Facility

SECTION 1. SANITARY LANDFILL - A Sanitary Landfill shall be established by the City in accordance with the schedule and guidelines prescribed in the City's ISWMP. In the establishment and operations of the sanitary landfill, the requirements and guidelines set out in the IRR of R.A. 9003 and the City's ISWMP shall be complied with.

ARTICLE IX
Use of Environmental-Friendly Materials

SECTION 1. ENVIRONMENTALLY-FRIENDLY MATERIALS - All food chains, restaurants, supermarkets, eateries, and other similar establishments with the City of Naga, are given until 2019 to dispose all of their stocks of plastics, styrofoams and the like that are being used as food and product packages and shall be replaced by environmentally-friendly materials such as paper plates, paper bags, paper cups, paper board-food packs and other similar biodegradable materials.

SECTION 2. GRADUAL REDUCTION OF STOCKS -

For the first year	(2017)	-	30%
For the second year	(2018)	-	30%
For the last year	(2019)	-	40%

SECTION 3. INVENTORY REPORT. For purposes of monitoring, establishments operating within the jurisdiction of the City of Naga, Cebu shall be required to submit a written updated inventory report at the end of each year to the Naga City Solid Waste Management Office. The report must contain the number of their stocks of plastics, styrofoams, plastic caps and the like that are used as food and product packages.

ARTICLE X
Incentive Programs

SECTION 1. SEARCH FOR WINNERS OF THE NAGA AKONG GARBO (NAGA) PROGRAM - The City of Naga acknowledges and recognizes the departments, offices, barangays and schools who show ingenuity and outstanding performance in our NAGa Program which is an integrated and holistic program of the City of Naga which encompasses all existing and future projects and interventions of the City both mandatory and discretionary, aimed to achieve the standards for a livable, inclusive and competitive city.

The NAGa Program intends to aspire and motivate the departments, offices, schools and barangays to take a gigantic move towards being an active partner of the City in its development process.

The standards and performance indicators of the program scorecards are used as basis to determine the winners of the *Naga Akong Garbo or NAGa Awards* and the conferment of the awards shall be made during the City's annual Charter Day Celebration in September of each calendar year.

A Program Management Team (PMT), composed of department heads of the City shall be installed to provide the leadership, management and oversight in order to ensure the effective implementation and sustainability of the NAGa Program.

SECTION 2. DISCOUNTS ON SWM FEES - If SWM fee is paid in full at the start of the year, a discount of ten percent (10%) shall be given.

SECTION 3. REDEMPTION SCHEME FOR RECYCLABLES - Barangay LGUs may implement a redemption scheme for recyclables. Redeemable price stubs shall be given for recyclables brought to the barangay MRFs. These price stubs may be redeemed after the recyclables for which they have been issued have been traded or sold. The CPDC/CENRO shall prepare the mechanics for the redemption scheme.

ARTICLE XI
Education

SECTION 1. INFORMATION, EDUCATION AND COMMUNICATION (IEC) THRU THE SWM TASK FORCE BRIGADE (ECO-POLICE) - An IEC program shall be implemented by the City pursuant to the strategies, mechanisms and guidelines contained in the City ISWMP. The Sangguniang Panlungsod shall appropriate the necessary funds to support the implementation of the IEC program. The appropriation/s shall be based on the budget to be submitted by the CPDC/CENRO for the purpose.

Apropos, the City shall create the Solid Waste Management (SWM) Task Force Brigades (ECO-POLICE) which shall be under the direct supervision of the CSWMB through its Secretariat. The ECO-Police are the City's representatives at the barangay level to take on the major responsibility of effectively and efficiently carrying out the goals and programs of the City's Solid Waste Management System.

The ECO-Police shall be composed of four clusters of barangays to be organized with two (2) SWM Task Force Brigades in each cluster. The Cluster Teams will be headed by a team leader, thus, arriving at a total of 9 personnel.

The SWM Task Force Brigades (ECO-POLICE) shall perform the following roles:

1. Ensure the organization and functionalization of the Barangay Ecological Solid Waste Management Committee (BESWMC) as mandated in R.A. 9003;
2. Assist the (BESWMC) in formulating the Barangay Solid Waste Management Plan including assistance in the implementation, monitoring, and evaluation of the plan;
3. Conduct household education for the proper segregation of solid waste or segregation at source-biodegradables, recyclables, residuals and special wastes-including other IEC programs to ensure sustainable community awareness and practice;
4. Monitor the garbage situation of the barangays and report any violation of SWM laws and proper waste disposal practices by any barangay (e.g. garbage pile in any part of the barangays, mini dumpsites, etc.) to CENRO and/or the Naga Akong Garbo Technical Secretariat;
5. Closely coordinate with the Office of the City Agriculturist, assist the barangay local government unit (BLGU) in constructing and operating a Material Recovery Facility (MRF), either for each barangay or a cluster of barangays and a Composting Unit;

6. Assist the BLGU in formulating and implementing resolutions, ordinances and policies related to SWM;
7. Provide support in the transport of segregated wastes including the storage and marketing of recyclables and other marketable solid waste materials;
8. Coordinate with the barangay tanods and other clean and green barangay personnel for the enforcement of R.A. 9003; and
9. Perform other functions and responsibilities as deemed necessary by the CSWMB or as directed by the City Mayor.

SECTION 2. IEC MATERIALS – A variety of IEC materials shall be developed to support the SWM communications program. Print materials such as information sheets, posters, flyers, billboards and banners shall be developed, reproduced and distributed to target audiences. If deemed necessary, public service announcements *via* radio programs shall be developed and aired through the local radio stations.

SECTION 3. CREATION OF IEC STRATEGY THRU THE CITY SOLID WASTE MANAGEMENT (CSWM) GREEN MARSHALS - As part of the City's IEC strategy, the City of Naga shall initiate the capacitation of the CSWM Green Marshals. The CSWM Green Marshals are tapped by the City so as to deepen the understanding of the people to the "No Segregation-No Collection Policy" and strengthen the implementation of said policy at the barangay and household levels.

The CSWM Green Marshals shall conduct house-to-house campaigns to inform and educate the households on Segregation at Source and the No Segregation-No-Collection Policy. The campaign shall cover all the barangays in the City. They shall also perform such other functions and responsibilities, such as, but not limited to the following:

1. Prepare and implement detailed communication plans to support implementation of the 10-year SWMP;
2. Develop, reproduce and disseminate SWM promotional materials;
3. Conduct information/advocacy campaign to waste generators;
4. Establish linkage/network with partners to generate support for SWM implementation;
5. Organize and train barangay IEC Committees;
6. Document best SWM practice/model and facilitate publication/distribution of SWM success stories; and
7. Perform such other functions as may be required by the CSWMB or as directed by the City Mayor.

ARTICLE XII

Financing of Solid Waste Management Projects

SECTION 1. FUNDING - The funds for the implementation of the City ISWMP shall be sourced from the twenty percent (20%) development fund and other available sources including funds from funding agencies.

ARTICLE XIII

Procurement of Services, Materials and Equipment

SECTION 1. PROCUREMENT- The procurement of services, materials and equipment for SWM activities as provided in the City ISWMP shall follow the procedures set out in the implementing rules and regulations of the Revitalized Procurement Act of 2003 (RA 9183). The City Bids & Awards Committee (BAC) shall ensure that transparent, competitive and participatory procedures will be followed in the bidding and award of the contracts and that there will be periodic assessment of the performance of the contractors.

ARTICLE XIV

The City Solid Waste Management Fund (CSWMF)

SECTION 1. ESTABLISHMENT OF THE FUND - There is hereby created, as a special account of the CSWMF to be administered by the CSWMB.

SECTION 2. MANAGEMENT OF THE FUND - The CSWMB shall develop pertinent guidelines on the management of the Fund. Provided, that reporting on the status of the Fund shall be done in a transparent manner. Provided, further, that a report on the Fund shall be issued annually to Sangguniang Panlungsod by the CSWMB collaboration with the Commission on Audit within four (4) months after the end of each fiscal year.

SECTION 3. SOURCES OF THE FUND - The CSWMB shall be sourced from the following:

- a) Donations, endowments, grants and contributions from domestic and foreign sources;
- b) The City allocation or share in the fines collected pursuant to Republic Act No. 9003 and its Implementing Rules and Regulations;
- c) Fees collected from provision of solid waste services such as collection, recycling, and transport, among others;
- d) Sub-contracting fees including management, transport and others;
- e) The amount allocated for solid waste management from the 20% City Development Fund non-infrastructure portion, which amount shall be determined based on needs.

SECTION 4. USE OF THE FUND - The CSWMB shall be used to support the implementation of the City ISWMP, including endeavors that will enhance its implementation. These may include activities/projects on the following:

- a) Regular operating and maintenance expenses of the CENRO excluding salaries and wages. However, expenses may include per diems and honoraria in accordance with the regulations of the Commission on Audit and other existing accounting rules and regulations.
- b) Products, facilities, technologies and processes to enhance proper solid waste management;
- c) Research activities;
- d) Information, education, communication and monitoring activities;
- e) Capacity/Capability-building activities.

SECTION 5. CRITERIA FOR ACCESSING THE FUND - The CSWMB may be availed of based on the following criteria:

- a) The project or activity proposed to be funded shall be based on the City ISWMP;
- b) Only one (1) project per proponent shall be eligible for funding support;
- c) A proponent may avail of the Fund once in every three (3) years but not for the same project or activity.
- d) Proponents belonging to the private sector and civil society groups shall be accredited by the CSWMB. The process for accreditation shall be defined by the Board.
- e) Project/activity types under the following categories may be considered:
 1. Solid waste management projects which catalyze investment from the private sector and/or other investors;
 2. Innovative solid waste management approaches
 3. Prototyping solid waste management models
- f) The process for the availing of funds is completed.

SECTION 6. LEVEL OF FUNDING - The level of funding for projects or activities proposed to be funded under the CSWMB shall be determined and set by the CSWMB.

SECTION 7. PROCESS FOR AVAILING THE FUND - The CSWMB shall promulgate the procedure or guidelines for availing the CSWMB. In the promulgation of such procedures or guidelines, the Board shall consider the general process for availing the local fund described in Appendix C of the Implementing Rules and Regulations of Republic Act No. 9003.

ARTICLE XV

Solid Waste Management Fee

SECTION 1. IMPOSITION OF SOLID WASTE MANAGEMENT FEE - There is hereby imposed a solid waste management fee for solid waste management services provided by the City in accordance with the schedule contained hereunder. The fees collected shall form part of the City Solid Waste Management Fund established under this ordinance.

SECTION 2. COVERAGE - The solid waste management fee imposed herein shall be collected from all sources of solid waste covered by the solid waste management services provided by the City.

SECTION 3. SOLID WASTE MANAGEMENT FEE FOR BUSINESS ESTABLISHMENTS, INSTITUTIONS AND THE LIKE - There shall be collected from every owner or operator of a business establishment a solid waste management fee in accordance with the following schedule:

I. BUSINESS, INSTITUTION	<u>MONTHLY</u>
A. Aircraft, Watercraft companies & travel-related firms:	
1. Aircraft Companies	
a. Main Office	
a.1) 1000 sq.m. or more	350.00
a.2) 500 sq.m. or more but less than 1,000 sq.m.	250.00
a.3) 200 sq.m. or more but less than 500 sq.m.	200.00
a.4) Less than 200 sq.m. but more than 100 sq.m.	100.00
a.5) Less than 100 sq.m.	75.00
b. Every branch office thereof	50.00
2. Watercraft Companies	
a. Main Office	
a.1) 1000 sq.m. or more	500.00
a.2) 500 sq.m. or more but less than 1,000 sq.m.	400.00
a.3) 200 sq.m. or more but less than 500 sq.m.	350.00
a.4) Less than 200 sq.m. but more than 100 sq.m.	250.00
a.5) Less than 100 sq.m.	100.00
b. Every branch office thereof	75.00
3. Tour & Travel bureaus, agencies & operators	100.00
B. Amusement Places	
1. Amusement centers & establishments with coin-operated machines, appliances, amusements rides and shooting galleries, side show booths and other similar establishments with contrivances for the amusement of customers – per contrivances	20.00
2. Billiards &/or pool halls – per table	20.00
3. Bowling establishments -Automatic or non-automatic–per lane	20.00
4. Casinos	350.00
5. Circuses, Carnivals, fun houses & the like	175.00
6. Cockpits	200.00
7. Golf links & ranges	150.00
8. Gymnasiums	100.00
9. Memberships clubs, associations, social clubs and other voluntary associations:	
a. Serving foods & drinks with lodging facilities	150.00
b. Serving foods and drinks without lodging facilities	100.00
10. Night/day clubs, discos & other similar establishments	
a. Night clubs & discos	200.00
b. Day clubs	150.00
c. Cocktail lounges, bars & beer gardens	100.00
d. Cabarets / dance halls	100.00
11. Pelota courts, tennis courts & other similar firms	100.00
12. Race tracks, coliseum or similar establishments	150.00
a. For every off-track betting center	50.00
13. Resorts or other similar establishments	200.00
14. Sauna baths & massage clinics – per cubicle	20.00
15. Skating rink	100.00
16. Stadium, sports complexes	175.00
17. Theaters or cinema houses with seating capacity of:	
a. 1,000 persons or more	200.00
b. 500 or more but less than 1,000 persons	150.00
c. Less than 500 persons	100.00
18. Video game machines – per machine	20.00
C. Bakeries or Bakeshops with an aggregate floor area of:	
a. 1,000 sq.m. or more	200.00
b. 500 sq.m. or more but less than 1,000 sq.m.	150.00

c. 200 sq.m or more but less than 500 sq.m.	120.00
d. 100 sq.m or more but less than 200 sq.m.	100.00
e. Less than 100 sq.m.	75.00
D. Car & Other Vehicle Exchanges/Dealers	100.00
E. Cargo & Mail Forwarders	
a. With 5 or more delivery vehicles whether motorized or not	100.00
b. With less than 5 delivery vehicles whether motorized or not	75.00
F. Druggists & Pharmacies for the main store or each branch Thereof, with an aggregate floor area of:	
a. 1,000 sq.m. or more	200.00
b. 500 sq.m. or more but less than 1,000 sq.m.	150.00
c. 200 sq.m or more but less than 500 sq.m.	120.00
d. 100 sq.m or more but less than 200 sq.m.	100.00
e. Less than 100 sq.m.	75.00
G. Electric & Power Companies	
a. Power Plant	500.00
b. Main Office	200.00
c. Every branch office thereof	150.00
H. Financial Institutions	
1. Banks	
a. Uni-banks or commercial banks	
a.1) Main or Regional Office	200.00
a.2) Every branch office thereof	150.00
b. Savings & Thrift Banks	
b.1) Main or Regional Office	150.00
a.2) Every branch office thereof	100.00
c. Rural banks	150.00
d. Private Development Banks	150.00
e. Savings & Loans Associations, building & loans assns:	
e.1) Main Office	150.00
e.2) Every branch office thereof	100.00
f. Lending investors, financing/installment houses, money shops; foreign exchange dealers; insurance brokers/Agencies/companies; shares of stock/commodity brokers bonding companies	
f.1) Main or Regional Office	200.00
f.2) Every branch office thereof	100.00
g. Pawnshops assns:	
g.1) Main or Regional Office	100.00
g.2) Every branch office thereof	75.00
I. Florists &/or Ornamental Plant suppliers with an aggregate floor area of:	
a. 500 sq.m. or more but less than 1,000 sq.m.	150.00
b. 200 sq.m or more but less than 500 sq.m.	100.00
c. 100 sq.m or more but less than 200 sq.m.	75.00
d. Less than 100 sq.m.	50.00
J. Funeral Parlors with an aggregate floor area of:	
a. 1,000 sq.m or more	250.00
b. 500 sq.m. or more but less than 1,000 sq.m.	200.00
c. 200 sq.m or more but less than 500 sq.m.	150.00
d. 100 sq.m or more but less than 200 sq.m.	100.00
e. Less than 100 sq.m.	75.00
K. Gasoline service & filling stations:	
a. With convenience store with an aggregate floor area of:	
a.1) 1,500 sq.m. or more	200.00
a.2) 1,000 sq.m. or more but less than 1,500 sq.m.	150.00
a.3) Less than 1,000 sq.m.	100.00
b. Without a convenience store with an aggregate area of:	
b.1) 1,500 sq.m. or more	150.00
b.2) 1,000 sq.m. or more but less than 1,500 sq.m.	100.00
b.3) Less than 1,000 sq.m.	75.00

L. Hospitals, Medical Clinics, Private with bed capacity	
1. More than 500 persons	500.00
2. 401 to 500 persons	400.00
3. 301 to 400 persons	350.00
4. 201 to 300 persons	300.00
5. 101 to 200 persons	250.00
6. 76 to 100 persons	225.00
7. 51 to 75 persons	200.00
8. 26 to 50 persons	175.00
9. Less than 26 persons	150.00

This is only applicable to solid waste generated and collected from hospitals and medical clinics. Proper collection and disposal of clinical waste and pathological waste shall be covered by another law or ordinance.

M. Hotels, Motels, Apartels, Pension Inns, Drive Inns, Boarding Houses, Lodging Houses & Dormitories:

1. Hotels:	
a. 5-Star-per room	
a.1) Single Bed	5.00
a.2) Double Bed	10.00
a.3) Suite	15.00
b. 4-Star-per room	
b.1) Single Bed	4.00
b.2) Double Bed	6.00
b.3) Suite	8.00
c. 3-Star-per room	
c.1) Single Bed	3.00
c.2) Double Bed	5.00
c.3) Suite	8.00
d. 2 or 1-Star-per room	
d.1) Single Bed	3.00
d.2) Double Bed	5.00
d.3) Suite	8.00
2. Motels and drive inns – per room:	8.00
3. Hostels, apartels, pension inns:	
a. Per room	
a.1) Single Bed	3.00
a.2) Double Bed	5.00
4. Boarding houses, lodging houses, dormitories, bed spaces – per bed	3.00

N. Institutions of Learning

1. Private universities, colleges, schools for educational, technical/vocational courses, nursery, pre-schools and kindergarten schools, based on the total semestral enrolment PER CAMPUS/UNIT at the rate of P5/student per semester or P10/student per school year, the basis of computation of number of students shall be the semester immediately preceding the date of payment of garbage fees.

O. Jewelers 100.00

P. Liquefied Petroleum – Cooking Gas (LPG)

1. Wholesaler/Brand Marketer 100.00
2. Dealer/Retailer 50.00

Q. Lumber Yard – Sawmill, with an aggregate are of:

- a. 1,000 sq.m or more 350.00
- b. 500 sq.m. or more but less than 1,000 sq.m. 300.00
- c. Below 500 sq.m. 250.00

R. Market Stallholders with an aggregate floor area of:

- a. 100 sq.m or more 100.00
- b. 75 sq.m. or more but less than 100 sq.m. 80.00
- c. 50 sq.m. or more but less than 75 sq.m. 60.00
- d. 25 sq.m. or more
- e. Less than 25sq. m 40.00

S. Media Facilities

1. Newspaper, book or magazine publications: 100.00
2. Radio Stations 100.00
3. TV stations 150.00

T. Peddlers, Ambulant Vendors except trucks or Vans each	30.00
U. Telegraph, teletype, cable wireless communication companies	
1. Main or Regional Office	200.00
2. Every branch/station thereof	100.00
V. Telephone companies	
1. Main or Regional/ Office	250.00
2. Every branch/ station thereof	100.00
W. Terminal/ garage for bus, taxi and other public utility vehicle except Those used for home garage, with an aggregate area of.	
1. Terminal/ Garage	
a. 1000sq.m. or more	200.00
b. 500 sq. m. or more but less than 1000 sq.m.	150.00
c. 200 sq.m. or more but less than 500 sq.m.	100.00
d. 100 sq.m. or more but less than 200sq.m.	75.00
e. less than 100sq.m.	50.00
2. Garage Only	
a. 1000sq.m. or more	150.00
b. 500sq.m. or more but less than 1,000 sq.m.	120.00
c. 200 sq.m. or more but less than 500 sq.m.	100.00
d. 100 sq.m. or more but less than 200sq.m.	75.00
e. less than 100sq.m.	50.00
X. Tire recapping shop with an aggregate floor area of	
a. 1000sq.m. or more	400.00
b. 500 sq.m. or more but less than 1000 sq.m	300.00
c. 200 sq.m. or more but less than 500 sq.m	200.00
d. 100 sq.m. or more but less than 200sq.m	150.00
e. less than 100sq.m.	100.00
Y. Vulcanizing Shops with an aggregate floor area of:	
a. 1,000 sq.m. or more	100.00
b. 500 sq. m. or more but less than 1,000 sq. m.	75.00
c. 200 sq. m. or more but less than 500 sq. m.	60.00
d. 100 sq. m. or more but less than 200 sq. m.	50.00
e. Less than 100 sq. m.	40.00
Z. Public Utility Vehicles/per unit	
1. Buses	100.00
2. Mini-buses	75.00
3. Jeepneys with seating capacity of more than 15 passengers	60.00
4. Jeepneys with seating capacity of less than 15 passengers	50.00
5. Taxi	50.00
6. V-hire	75.00

II. OTHERS BUSINESSES & SERVICE FIRMS & AGENCIES NOT SPECIFICALLY MENTIONED ABOVE:

A. Administrative offices or offices of professions- Medical, dental, law, architects, engineers, CPAs, etc.	50.00
B. Business Weighers	50.00
C. Film shooting – per day	50.00
D. General Merchants/Explorers/Importers/Wholesalers/ Distributors/Re-packers/Retailers with an Aggregate floor area of:	
1. 1,000 sq. m. or more	300.00
2. 500 sq. m. or more but less than 1,000 sq.m.	250.00
3. 200 sq. m. or more but less than 500 sq. m.	200.00
4. 100 sq. m. or more but less than 200 sq. m.	150.00
5. 50 sq. m. or more but less than 100 sq. m.	100.00
6. 25 sq. m. or more but less than 50 sq. m.	50.00
7. Less than 25 sq. m.	40.00
E. Manufacturers, producers, processors, brewers, distillers Compounders, with an aggregate area of:	

1. 2,000 sq. m. or more	500.00
2. 1,500 sq. m. or more but less than 2,000 sq.m.	450.00
3. 1,000 sq. m. or more but less than 1,500 sq.m.	400.00
4. 500 sq. m. or more but less than 1000 sq. m.	350.00
5. 200 sq. m. or more but less than 500 sq. m.	300.00
6. Less than 200 sq. m.	250.00
F. Owners or operators of business establishments	
Rendering SERVICES, such as:	
1. Under the following category and the like:	
a. Aerobics, body fitness & slimming firms	
b. Advertising agencies	
c. General Contractors	
d. Laundry shops/operators	
e. Manpower service/employment recruitment agencies	
f. Surveyors & appraisers	
g. Other similar service	
With an aggregate floor area of:	
1. 1,000 sq. m. or more	150.00
2. 500 sq.m. or more but less than 1000 sq.m.	120.00
3. 200 sq.m. or more but less than 500 sq.m.	100.00
4. 100 sq. m. or more but less than 200 sq. m.	75.00
5. Less than 100 sq. m.	50.00
2. Under the following category and the like:	
a. Battery repair & machine shops	
b. Blood banks and centers	
c. Engravers – Metal & Photoengravers	
d. Beauty saloons & barber shops	
e. Haberdashers, tailoring & dress shops	
f. Laboratory & Testing Firms	
g. Photo laboratories – reproduction firms	
h. Other similar service	
With an aggregate floor area of:	
1. 1000 sq.m. or more	250.00
2. 500 sq. m. or more but less than 1000 sq. m.	200.00
3. 200 sq. m. or more but less than 500 sq. m.	150.00
4. 100 sq. m. or more but less than 200 sq. m.	75.00
5. Less than 100 sq. m.	50.00
G. Principal, branch or sales offices, except those classified under II – A, with an aggregate floor area of :	
1. 1000 sq. m. or more	150.00
2. 500 sq. m. or more but less than 1000 sq. m.	130.00
3. 200 sq. m. or more but less than 500 sq. m.	120.00
4. 100 sq. m. or more but less than 200 sq.m.	100.00
5. Less than 100 sq. m.	50.00
H. Printing presses – offset or letterpress, with an Aggregate floor area of:	
1. 1000 sq. m. or more	250.00
2. 500 sq.m. or more or less than 1000 sq.m.	200.00
3. 200 sq.m. or more or less than 500 sq. m.	150.00
4. 100 sq. m. or more but less than 200 sq. m.	130.00
5. Less than 100 sq. m.	100.00
I. Public Eating Places:	
1. Carenderias	
1.a 1000 sq. m. or more	150.00
1.b 500 sq.m. or more or less than 1000 sq.m.	100.00
1.c 200 sq.m. or more or less than 500 sq. m.	75.00
1.d 100 sq. m. or more but less than 200 sq. m.	50.00
1.e Less than 100 sq. m.	40.00
2. Restaurants, refreshment parlors, snack & coffee shops	
a. Using Styrofoam, plastics and other non-biodegradable materials with an aggregate floor area of:	
a.1) 1000 sq. m. or more	250.00
a.2) 500 sq.m. or more or less than 1000 sq.m.	200.00
a.3) 200 sq.m. or more or less than 500 sq. m.	150.00
a.4) 100 sq. m. or more but less than 200 sq. m.	100.00
a.5) Less than 100 sq. m.	50.00

b. Not using Styrofoam, plastics and other non-biodegradable materials, with an aggregate floor area of:	
a.1) 1000 sq. m. or more	200.00
a.2) 500 sq.m. or more or less than 1000 sq.m.	100.00
a.3) 200 sq.m. or more or less than 500 sq. m.	80.00
a.4) 100 sq. m. or more but less than 200 sq. m.	60.00
a.5) Less than 100 sq. m.	50.00
J. Real Estate Dealers & Lessors	
1. Subdivision Operators/Offices	100.00
2. Lessors of Real Estate & Commercial Complexes/Malls	150.00
(Lessees are charges separately depending on the Category of its business/activity/service.)	
K. Cemeteries & Memorial Parks – with an aggregate area of:	
1. 2 hectares or more	350.00
2. Less than 2 hectares	250.00
L. Pre-Need Firms for Memorial Plans	100.00
M. Education and Life Plans:	
Pension/Retirement Plans:	
a. Main office or Regional office	200.00
b. Every branch office thereof	150.00
N. Rice & Corn millers – with an aggregate area of	
a. 1000 sq. m. or more	200.00
b. 500 sq.m. or more or less than 1000 sq.m.	175.00
c. 200 sq.m. or more or less than 500 sq. m.	150.00
d. 100 sq. m. or more but less than 200 sq. m.	120.00
III. Owners/Lessors of Residential Houses, Condominium Units, Apartments, Each Units with an aggregate floor area of	<u>ANNUAL</u>
1. More than 1,000 square meters	200.00
2. 750 sq.m. or more but not more than 1000sq.m.	150.00
3. 500 sq.m. or more but not more than 750sq.m.	100.00
4. 250 sq.m. or more but not more than 500 sqm.	80.00
5. 100 sq.m. or more but not more than 250 sq.m.	40.00
6. 50 sq.m. or more but not more than 100sq.m.	30.00
7. Less than 50 square meters	20.00
IV. OTHER KIND OF RESIDENTIAL DWELLINGS NOT SPECIFIED HEREIN.....	50.00

SECTION 4. COLLECTION OF SOLID WASTE MANAGEMENT FEE - Collection of solid waste management fee for business establishments, institutions and the like, shall be collected by the City Treasurer, and it shall be paid upon application or renewal of business permits.

For households, the collection of the solid waste management fee shall accrue on the first day of January of each calendar year and shall be paid simultaneously with the payment of real property or community tax or upon application of any clearance. Only the head of the family shall be made to pay the SWM fee. Any other member of the family may pay the SWM Fee only in cases when the head of the family defaulted in the payment of the SWM Fee or is financially incapable of paying the said fee.

ARTICLE XVI Prohibitions and Penalties

SECTION 1. PROHIBITED ACTS - In addition to the prohibitions contained in the above provisions, the following acts are likewise prohibited:

- non-segregation of solid waste at source;
- unscheduled bringing out of waste;
- littering or throwing of waste matters in public places such as, but not limited to roads, sidewalks, canals, esteros or parks;
- burying non-biodegradable materials in flood-prone areas;
- open dumping of garbage in public and private places;
- unauthorized dumping of solid waste at the disposal facility;
- improper dumping of solid waste at the disposal facility;
- transport of solid waste by collection vehicles without nets or covering materials;

- open burning of solid waste;
- burning of agricultural waste

SECTION 2. FINES AND PENALTIES - The following fines and penalties shall be imposed for violation of the provisions in the preceding paragraph or for the commission of the act in violation of the provisions of this Ordinance:

- First Offense - P500.00 or 8 hours community service
- Second Offense - P1,000.00 or 16 hours community service
- Third Offense - P2,500.00 or 40 hours community service
- Fourth Offense - P5,000.00 or imprisonment of one (1) month to six (6) months at the discretion of the court.

In case, the violator of this Ordinance is a garbage contractor hired by the City, the penalty provided under the Service Contract shall be enforced, if applicable.

ARTICLE XVII Measures

SECTION 1. VIOLATIONS OF THE ORDINANCE - The City may elect any of the following measures in case of violation of this Ordinance:

- a.) Apprehension
- b.) Issuance of Citation Ticket
- c.) Payment of fine or render community service depending on prescribed penalty
- d.) Filing of case in court, if necessary.

ARTICLE XVIII Mechanisms for the Enforcement

SECTION 1. ENFORCEMENT - This Ordinance shall be enforced by the CSWMB thru the regular enforcers which are the SWM Task Force Brigade (ECO Police) and the Green Marshals.

SECTION 2. FUNCTIONS OF REGULAR ENFORCERS - Among the functions to be performed by the regular enforcers are the following:

- a.) Coordinate the actions and activities of each of the respective enforcers;
- b.) Apprehend violators of SWM Ordinances and issue citation tickets;
- c.) Prepare and submit monthly reports to the CSWMB and CENRO; and
- d.) Perform other related functions as may be required.

SECTION 3. COMPOSITION AND FUNCTIONS OF AUXILIARY ENFORCERS - The auxiliary enforcers will consist of Barangay Officials and Barangay Tanods. They will be tasked to enforce specific SWM regulations in their areas of jurisdiction. The functions to be performed by the auxiliary enforcers are the following:

3.1 Apprehend violators of SWM ordinance/s within their areas of jurisdiction and issue citation tickets. The Head of the CSWMB shall prescribe the specific SWM Ordinance/s and/or regulations of the City that may be enforced by the auxiliary enforcers.

3.2 Immediately return the copies of issued citation tickets either to the barangay treasurer or barangay captain depending on the penalty or fine imposed.

3.3 Prepare and submit monthly reports to the CSWMB and CENRO; and

3.4 Perform other related functions as may be required.

SECTION 4. DEPUTATION - The process of deputation will start with the training of regular enforcers and auxiliary enforcers. The CSWMB shall organize the training/s to be conducted and may seek the assistance or engage the services of qualified persons or organizations in developing the training module/s, training materials and evaluation criteria as well as in conducting the actual training/s. The training/s shall, at the minimum, cover the following topics:

- a.) key components of the City ISWMP;
- b.) ISWM Ordinance/s of the City;
- c.) roles and functions of enforcers;

- d.) legal considerations in making apprehensions;
- e.) procedure for apprehension and issuance of citation tickets;
- f.) reporting requirements; and
- g.) values formation

SECTION 5. EVALUATION OF AUXILIARY ENFORCERS - Auxiliary enforcers will be evaluated after the training and those who pass shall go through a probationary period of three (3) month as temporary enforcers. After the probationary period, they shall again be evaluated and those who pass shall be deputized by the City Mayor. The deputation shall be effective for a period of one (1) year, after which, the deputized auxiliary enforcers shall again be evaluated to determine their fitness to serve as such.

SECTION 6. MONITORING AND EVALUATION - Enforcement activities will undergo periodic monitoring and evaluation. Enforcers are expected to regularly report on their performance using pre-agreed performance indicators. The extent of compliance with ordinances and regulations will then be determined from such reports and from regular "feedbacking" sessions among enforcers. The City will also consult with various sectors to get their assessment and to identify with them areas for improvement.

SECTION 7. STRATEGY - Enforcement activities on the first year of implementation of the City ISWM plan will be geared towards the inculcation of proper solid waste management. Enforcement activities will also strengthen the IEC campaign. Based on the experience gathered on the first year, a detailed enforcement plan for the succeeding years will be prepared by the CSWMB.

Six (6) months after the conduct of IEC campaigns, SWM regulations will be strictly implemented and fines and penalties will be fully imposed on violators. There will be regular inspection of establishments to make sure that solid wastes are properly segregated and stored, and that collection rules are followed. There will be random checking of business establishments to see if waste receptacles are provided. No business permit will be issued or renewed until establishment owners or their duly authorized representatives attend the required annual SWM seminar to be conducted by the CSWMB or any resource persons to be determined by the CSWMB.

SECTION 8. INCENTIVES AND/OR REWARDS FOR ENFORCERS - The City shall give incentives and or rewards to enforcers as follows:

For the Regular and Auxiliary Enforcers:

For every apprehension, a cash award of five percent (5%) of the penalty actually paid shall be given to the regular or auxiliary enforcer.

For every twenty (20) apprehensions, a *Certificate of Recognition* will be awarded by the City Mayor to the regular or auxiliary enforcer concerned.

ARTICLE XIX Community Involvement

SECTION 1. PUBLIC NOTIFICATION - The Constituents of the City of Naga shall be regularly informed of acts performed and activities undertaken in connection with the implementation of the ISWM Plan of the City of Naga, Cebu. For this purpose, notices of such acts and activities shall be posted regularly in a bulletin board at the entrance of the City Hall, at the Office of CPDC/CENRO, City Treasurer's Office, in all barangay halls, at the public market and other public places. The CPDC/CENRO, supported by the Green Marshals and the SWM Task Force Brigade (ECO Police) shall be responsible for the posting of the above information.

SECTION 2. PUBLIC PARTICIPATION - The CPDC/CENRO Office shall ensure that public participation is maximized in the implementation of the ISWM Plan of the City of Naga, Cebu. For this purpose, the CPDC/CENRO or the Ecological Solid Waste Management Board, as the case may be, shall conduct public consultations with concerned stakeholders on matters that would affect the latter in connection with the implementation of specific components of the City ISWM Plan. The results of such public consultations shall be taken into consideration prior to the actual implementation of the particular component of the City ISWMP.

ARTICLE XX
Appropriation

SECTION 1. APPROPRIATION - To effectively carry out the implementation of the City ISWMP and the implementation and enforcement of this Ordinance, the sum of not less than FIVE HUNDRED THOUSAND PESOS (P500,000.00) is hereby appropriated from the 20% Development Fund for the first year of its implementation. The budget for the subsequent years of implementation, which shall be based on the City ISWMP, shall be submitted by the CPDC/CENRO and shall be included in the Annual City Budget Ordinance.

ARTICLE XXI
Miscellaneous Provisions

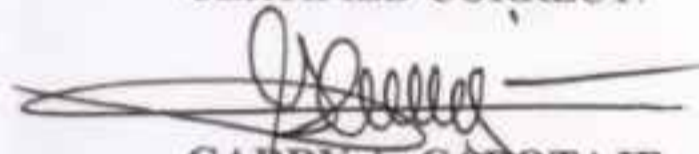
SECTION 1. SEPARABILITY CLAUSE - If any provision of this Ordinance or the application of such provision to any person or circumstances is declared invalid, the remainder of the Ordinance or the application of such provision to other persons or circumstances shall not be affected by such declaration.

SECTION 2. REPEALING CLAUSE - Other ordinances, executive orders, rules and regulations or parts thereof which are inconsistent with this Ordinance are hereby repealed or modified accordingly.

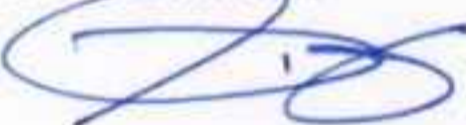
SECTION 3. EFFECTIVITY - This Ordinance shall take effect upon compliance of its publication in a newspaper of local circulation and posting in three conspicuous public places within the territorial jurisdiction of the City of Naga.

APPROVED on third and final reading this 24th day of May 2017, on motion of Hon. Rodrigo A. Navarro, seconded by Hon. Porferio V. Resaba, Jr.

CERTIFIED CORRECT:


GARRY A. CABOTAJE
Secretary to the Sanggunian

ATTESTED BY:


OTHELLO M. CHIONG
Vice Mayor/Presiding Officer

APPROVED BY:

 K.V.C. 6/9/17
KRISTINE VANESSA T. CHIONG
City Mayor