



Republika ng Filipinas
SANGGUNIANG PANLUNGSOD NG MARIKINA

ORDINANCE NO. 21
Series of 2021

ORDINANCE IMPOSING A TRUCK BAN IN THE CITY OF MARIKINA, PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES

Introduced by:

Councilor SERAFIN Y. BERNARDINO

Co-sponsored by:

Councilor ROMMEL S. ACUÑA

Councilor CARL ELI F. AFRICA

Councilor CLOYD S. CASIMIRO

Councilor PAUL B. DAYAO

Councilor ROMINA KATE DE GUZMAN DAVID

Councilor LEVY DL. DE GUZMAN

Councilor DONN CARLO B. FAVIS

Councilor SAMUEL S. FERRIOL

Councilor RENATO B. MAGTUBO

Councilor ANGELITO R. NUÑEZ

Councilor JOEL V. RELLEVE

Councilor RUBEN R. REYES

Councilor THADDEUS ANTONIO M. SANTOS, JR.

Councilor MANUEL E. SARMIENTO

Councilor LORETO F. TOLENTINO, JR.

Councilor ZIFFRED A. ANCHETA

Councilor JONAS MERVIN D. REYES

Vice Mayor MARION S. ANDRES, M.D.

WHEREAS, traffic congestion problems in Marikina City cannot be solved simply by expanding road infrastructures, but also require the proper management of existing transportation and traffic systems;

WHEREAS, one measure in order to ease the traffic congestion in Marikina City and to avert any danger therein is to regulate the plying and traversing of cargo trucks in the city which are considered slow moving and occupy a large amount of road space along the streets thus creating traffic congestion in the city especially during peak traffic hours;

WHEREAS, Section 16 of RA 7160 otherwise known as the Local Government Code of 1991 explicitly provides that: "Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental, for its efficient and effective governance, and those which are essential to the promotion of the general welfare x x x"

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NOW, THEREFORE BE IT ORDAINED, AS IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF MARIKINA, in session duly assembled that;

SECTION 1. Short Title. - This Ordinance shall be known and cited as the Truck Ban Ordinance of 2021 of Marikina City.

SECTION 2. Policy Statement. - It is hereby declared policy of the City Government of Marikina to regulate cargo trucks from plying or traversing within the territorial jurisdiction of the city.

SECTION 3. Objectives. - This Ordinance aims to achieve the following: to regulate the entry and exit of trucks in the city in order to lessen road-related damage; to promote safety on motorists; and, to reduce the traffic congestion within the city.

SECTION 4. Coverage. - In conformity with Section 107 of the 2006 Traffic Management Code of Marikina City, this Ordinance covers cargo trucks, gravel and sand trucks and other heavy tonnage cargo with gross vehicle weight exceeding 4,500 kilograms, including tractor trailers or containerized haulers.

SECTION 5. Truck Ban. – Cargo trucks as defined and covered in this Ordinance shall not be allowed to pass or traverse the roads or streets within the territorial jurisdiction of the City of Marikina except those falling under the exemptions as provided in Section 6 hereof.

SECTION 6. Exemptions. - The following are exempted from this Ordinance:

- a. Trucks which are on their way to their home garage at designated areas within the city;
- b. Trucks which have business deals or transactions within the city as evidenced by Delivery Receipts or Travel Documents identifying therein the registered office or business address in the city; and
- c. Trucks which are registered in the name of Local Government Units, or any government office, agency or unit, including the Armed Forces of the Philippines, the Philippine National Police, and are duly marked as such and with prior coordination and approval with the Office of Public Safety and Security (OPSS) and/or Office of the Mayor.

Exempted trucks may ply only or traverse along identified truck routes per 2006 Traffic Management Code from 10:00AM until 5:00PM.

SECTION 7. Implementation. - The Office of Public Safety and Security particularly its Traffic Management and Enforcement Unit shall implement this Ordinance.

SECTION 8. Penalty. - Any person or persons found violating this Ordinance shall be penalized with a fine of One Thousand Pesos (Php 1,000.00) which shall be placed in Trust Fund to support road maintenance.

SECTION 9. Separability Clause. - If any provision of this Ordinance be declared unconstitutional or illegal by any court of competent jurisdiction, those parts which are not affected thereby shall continue to be in full force and effect.

SECTION 10. Repealing Clause. - Any ordinance, resolution, order, or issuance of local application which is not in conformity with this Ordinance is hereby amended, suspended, modified, or repealed accordingly.

