

Republika ng Pilipinas
SANGGUNIANG PANLUNGSOD NG MARIKINA

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04-0033414



ORDINANCE No. 87
Series of 2004

ORDINANCE AMENDING ORDINANCE NO. 59, SERIES OF 1993, ENTITLED –
“ORDINANCE REGULATING THE USE OF STREETS AND SIDEWALKS IN THE
MUNICIPALITY OF MARIKINA”, AS AMENDED BY ORDINANCE NO. 16,
SERIES OF 2001.

Introduced by: Councilor VICTORIANO A. SABINIANO, JR.

WHEREAS, on August 20, 1993, the then Sangguniang Bayan of Marikina passed Ordinance No. 59, Series of 1993, entitled – “Ordinance regulating the use of streets and sidewalks in the Municipality of Marikina”;

WHEREAS, on January 31, 2001, the penalty clause under Section 5 of the above mentioned ordinance was amended by Ordinance No. 16, Series of 2001, which provides that:

“SECTION 5 – PENALTIES. Any person or persons caught in the act for violating the prohibitions provided for under Section 1 of this Ordinance shall immediately be apprehended and be required to pay a fine of One Thousand Pesos (Php1,000.00) in addition to confiscation and forfeiture of his commercial goods/articles. Pending payment of said fine the offender shall temporarily be deprived of his liberty in the custody of the Office of Public Security and Safety (OPSS) for a minimum of 10 hours to a maximum of 18 hours”

WHEREAS, for a more efficient enforcement of the law, there is a need to amend the aforesaid provision;

NOW THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED BY THE SANGGUNIANG PANLUNGSOD OF MARIKINA, in session duly assembled, that:

SECTION 1. Section 1 of Ordinance No. 16, Series of 2001, is hereby amended to read as follows:

“SECTION 5 – PENALTIES. Any person or persons caught in the act of violating the prohibitions provided for under Section 1 of this ordinance shall be penalized as follows:

1. FOR MARKET STALL HOLDERS/OWNERS OF PUBLIC AND PRIVATE/FLEA MARKETS AND OTHER COMMERCIAL/BUSINESS ESTABLISHMENTS:

- a. A fine of One Thousand Pesos (Php1,000.00) in addition to confiscation and forfeiture of his commercial goods/articles.*

b. If the offender/violator committed the same offense for three (3) consecutive times, his business permit/license to operate a stall shall be revoked and the store shall be permanently closed.

c. Refusal or failure to pay the fine within five (5) days upon issuance of the order of payment, the market stall or business establishment shall be temporarily closed until such time that the fine has been paid.

2. FOR ILLEGAL SIDEWALK/AMBULANT VENDORS:

Immediate apprehension of the offender and confiscation and forfeiture of his commercial goods/articles. In addition, he/she shall be liable to pay a fine of One Thousand Pesos (Php 1,000.00). In case of inability/non-capacity to pay the fine, the offender shall be temporarily deprived of liberty under the custody of the Marikina Public Market Office and/or the Office of the Public Safety and Security (OPSS) for a minimum of 10 hours to a maximum of 18 hours.

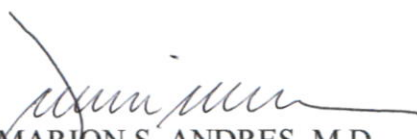
SECTION 2. This ordinance shall take effect upon approval.

APPROVED BY THE SANGGUNIANG PANLUNGSOD OF MARIKINA this 15th day of September, 2004.

I hereby certify to the passage of the foregoing Ordinance which was duly approved by the Sangguniang Panlungsod of Marikina during its 11th Regular Session held on the 15th day of September 2004.


LOLITA E. DE LEON
City Council Secretary

ATTESTED & CERTIFIED
TO BE DULY APPROVED:


MARION S. ANDRES, M.D.
City Vice-Mayor / Presiding Officer

APPROVED by the Honorable City Mayor on 10-11-04


MA. LOURDES C. FERNANDO
City Mayor

Republika ng Pilipinas
SANGGUNIANG PANLUNGSOD NG MARIKINA

Ord. 87-01



ORDINANCE No. 16
Series of 2001

ORDINANCE AMENDING ORDINANCE NO. 59, SERIES OF 1993, ENTITLED -
"ORDINANCE REGULATING THE USE OF STREETS AND SIDEWALKS IN THE
MUNICIPALITY OF MARIKINA"

Sponsored by: Councilor SERAFIN Y. BERNARDINO

NOW THEREFORE, BE IT ORDAINED by the CITY COUNCIL of MARIKINA, in
session duly assembled that:

SECTION 1. Section 5 of Ordinance No. 59, Series of 1993, is hereby amended to read
as follows:

"SECTION 5. PENALTIES. Any person or persons caught in the act for
violating the prohibitions provided for under Section 1 of this Ordinance shall
immediately be apprehended and be required to pay a fine of One Thousand
Pesos (P1,000.00) in addition to confiscation and forfeiture of his commercial
goods/articles. Pending the payment of said fine the offender shall temporarily
be deprived of his liberty in the custody of the Office of Public Security and
Safety (OPSS) for a minimum of 10 hours to a maximum of 18 hours.

SECTION 2. REPEALING CLAUSE. The provisions of Ordinance No. 165, Series of
2000 is hereby repealed for being repugnant to or inconsistent with the provision of this
Ordinance.

SECTION 3. This Ordinance shall take effect upon its approval.

APPROVED by the CITY COUNCIL of MARIKINA this 31st day of January, 2001.

CERTIFIED:


LOLITA E. DE LEON
City Council Secretary

ATTESTED:


DEL R. DE GUZMAN
Vice-Mayor/Presiding Officer

APPROVED by the HON. CITY MAYOR this 16 FEB 2001


BAYANI F. FERNANDO
City Mayor