

Republic of the Philippines
City of Bayawan
PROVINCE OF NEGROS ORIENTAL
Office of the Sangguniang Panlungsod

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE CITY COUNCIL OF BAYAWAN, NEGROS ORIENTAL ON JULY 14, 2008 AT 2 O'CLOCK P. M. AT THE SP SESSION HALL.

RECORD OF ATTENDANCE

Hon. Rene G. Gaudiel	(Vice Mayor)	(O.B. Manila)
Hon. Clayborne Clyde L. Lim	(Acting Presiding Officer)	Present
Hon. Raul P. Martinez		Present
Hon. Oscar T. Villamil		Present
Hon. Luis J. Sumalpong		Present
Hon. Mark Fidencio L. Aurelia		Present
Hon. Douglas T. Tijing		Present
Hon. Francisco T. Diao		Present
Hon. Victoriano D. Alabastro		Present
Hon. Serafin Ra. Albito		Present
Hon. Urbistondo C. Renacia		Present
Hon. Hermelie T. Saraña	(ABC President)	Present
Hon. Flintzel Dyan S. Diao	(SK Fed. Pres.)	Present

RESOLUTION NO. 459

“**WHEREAS**, the City Tourism Council has considered promoting the boulevard area as one of the tourism spots within the City of Bayawan.

“**WHEREAS**, after the completion of the said initial phase of the boulevard, several business establishment begun to operate along the said area, including but not limited to videoke bars, restaurants and other activities that may become a source of income for others;

“**WHEREAS**, these aforementioned business activities have attracted many individuals to frequent the boulevard area to either relax and enjoy the place especially during weekends.

“**WHEREAS**, there is a need to regulate the traffic along the boulevard area in order to ensure a smooth flow of traffic that may occur during weekends and other special occasions.

“**WHEREFORE**, on motion of Councilor Mark Fidencio L. Aurelia and seconded by Councilor Luis J. Sumalpong, the City Council

“**RESOLVED**, to enact as it hereby enacts the following Ordinance to wit:

ORDINANCE NO. 23

AN ORDINANCE REGULATING TRAFFIC ALONG THE BAYAWAN BOULEVARD, BAYAWAN CITY, NEGROS ORIENTAL AND PROVIDING PENALTIES FOR VIOLATION, THEREOF.

Be it ordained that:

SECTION 1. Title. -- This Ordinance shall be known as the “City Boulevard Traffic Ordinance of Bayawan City, Negros Oriental.

SECTION 2. Scope. -- This Ordinance shall regulate only the traffic along the City Boulevard, Bayawan City, Negros Oriental.

SECTION 3. Definition of Terms

a. Motor Vehicle – any kind of vehicle propelled by an engine regardless of the nature of usage or purpose.

- b. Muscle-propelled Vehicle – refer to bicycles, “carito” or any vehicle of the same nature including “ trisikad or pot-pot” for hire or for private use.
- c. Animal-drawn Vehicle – any wheeled vehicle drawn by animals used for transport of farm products, sand and gravel or any of its finished products and the like.
- d. No Parking Zone – any specified area of the street or public thoroughfares where vehicles are not allowed to park.
- e. One – way – lane – a specified area of the street where usage is fixed to one direction only.
- f. Lane – shall mean a strip of roadway used for single line traffic.
- g. Crosswalk – a certain specified portion of a street used for pedestrian crossing.
- h. Unloading Zone – a specified portion of the street where passenger/s and/or cargoes of all types of vehicle may be unloaded.
- i. Loading Zone – a specified portion of the street where all types of vehicles may be allowed to load/pick-up passengers/cargoes.
- j. ROAD 1 – shall mean the lane nearest the Sulu Sea
- k. ROAD 2 – shall mean the lane opposite to the lane nearest the Sulu Sea
- l. CPSO – shall refer to the City Public Safety Office

SECTION 4. No Parking Zone/Unloading Zone. – ROAD 1 shall be considered as a No Parking Zone to all types of vehicles. However, vehicles may be allowed to drop their passenger/s or cargoes but should not stay longer than two (2) minutes.

SECTION 5. Designated Parking Area. – the designated parking and loading area for all types of vehicle shall be ROAD 2. The designated parking area shall be divided into two sections, one for motorcycles and one for four-wheeled vehicles.

SECTION 6. One – way – lane. – ROAD 1 shall be considered a one-way-lane commencing from Bayawan River going to the GK Village. ROAD 2 shall likewise be considered a one-way-lane from the GK Village going to the Bayawan River.

SECTION 7. Repair of Vehicles. – It shall be unlawful to utilize both sides of the boulevard road for repairs of vehicles except when replacing flat tires. Provided, it shall not exceed One (1) hour in case Four-wheeled vehicles and Two (2) hours for Six wheeled and above vehicles. In cases of engine trouble, the driver or operator shall exert effort for the towing of the vehicle to a nearest shop for repair.

SECTION 8. Speed Limit – Every driver is required to observe speed limit of 20 KPH except those responding to emergency calls, vehicles carrying persons for emergency treatment and vehicles in pursuit of criminals.-

SECTION 9. Adoption of other existing Laws and Ordinance – Ordinance No. 14, series of 1995, otherwise known as the Municipal Traffic Code of Bayawan and other rules and regulations pertinent in the implementation of this ordinance are hereby adopted a part hereof.

SECTION 10. Traffic Enforcers – the City Public City is tasked to regulate the traffic along the boulevard area.

SECTION 11. – Repealing Clause. - All ordinances or parts of any ordinance inconsistent with provision of this ordinance are hereby repealed or modified.

SECTION 12. Separability Clause- Any portion or provision of this Ordinance that may be declared unconstitutional shall not have the effect of nullifying other portions or provisions hereof as long as much remaining portions or provisions can still subsist and given effect in their entirety.


SECTION 13. Effectivity – This ordinance shall take effect after compliance with the provision of the Local Government Code of 1991.

“Enacted.”

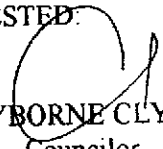
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I hereby certify to the correctness of the foregoing resolution.

* * *


EILEEN A. DOLALAS
Senior Administrative Assistant II

ATTESTED:


CLAYBORNE CLYDE L. LIM
Councilor
Acting Presiding Officer

APPROVED: AUG 04 2008


GERMAN P. SARAÑA JR.
Mayor

Copy for:

- The Honorable Provincial Board, Dumaguete City