



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA

Sangguniang Panglungsod

ORDINANCE NO. 05-051

AN ORDINANCE DECLARING THE VACANT LOT BESIDE THE "ALABANG CITY TERMINAL" AS A TEMPORARY/ HOLDING AREA OPEN TO PUBLIC UTILITY JEEPNEYS AND/OR OPERATORS WITHOUT AN EXISTING AREA OF CONVEYANCE.

Sponsored by: Hon. Lucio B. Constantino
Hon. Allen F. Ampaya
Hon. Artemio A. Simundac
Hon. Atty. Raul R. Corro
Hon. Ma. Luisa Babaran-Echavez, M.D.
Hon. Melchor R. Teves
Hon. Elmer S. Espeleta
Hon. Marissa Cole-Rongavilla
Hon. Engr. Mamerto T. Sevilla, Jr.
Hon. Mario E. Bulay, Jr.
Hon. Christian Glenn D. Lorica

WHEREAS, the various traffic enforcement agencies of the City have reported a worsening traffic situation in the Alabang area, particularly in front of the Alabang City Terminal along Alabang-Zapote Road;

WHEREAS, the heavy traffic congestion is apparently brought about by public utility jeepneys (PUJs) and/or operators without a permanent terminal or holding area queuing up along said thoroughfare to pick up passengers, thereby resulting in huge traffic build-ups;

WHEREAS, the traffic condition in the Alabang area is expected to deteriorate even further in the coming months with the impending rehabilitation of the Alabang Viaduct by the Philippine National Construction Corporation (PNCC) and the proposed construction of a pedestrian overpass traversing the subject area;

WHEREAS, the Muntinlupa Traffic Management Bureau (MTMB) has proposed the utilization of a vacant public lot beside the Alabang City Terminal As a temporary terminal or holding area for public utility jeepneys and/or operators without a permanent area of conveyance so as to prevent them from parking along the subject thoroughfare;

WHEREAS, the conversion of the subject lot into a temporary terminal or holding area, is consistent with the aims and objectives of Presidential Proclamation No. 1240, which conferred upon the City, control and administration over the subject premises;



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WHEREAS, the City Government, through the Sangguniang Panlungsod, is expressly authorized and empowered under Section 458 (5) (v) and (vi) of the Local Government Code, to regulate the use of public places with a view to decongesting traffic, to wit:

“(5) Approved ordinances which shall ensure the efficient and effective delivery of the basic services and facilities as provided for under Section 17 of this Code, and in addition to said services and facilities, shall:

(v) Regulate the use of streets, avenues, alleys, sidewalks, bridges, parks and other public places and approve the construction, improvement, repair and maintenance of the same; establish bus and vehicles stops and terminals or regulate the use of the same by privately-owned vehicles which serve the public; regulate garages and the operation of conveyances or hire; designate stands to be occupied by public vehicles when not in use; regulate the putting up of signs, signposts, awnings and awning posts on streets; and provide for the lighting, cleaning and sprinkling of streets and public places;

(vi) Regulate traffic on all streets and bridges; prohibit encroachments or obstacles thereon and, when necessary in the interest of public welfare, authorize the removal of encroachments and illegal constructions in public places; xxxx”;

NOW THEREFORE, BE IT ORDAINED by the Sangguniang Panlungsod in session duly assembled that:

Section 1. This Ordinance hereby declare the vacant lot beside the Alabang City Terminal as a temporary terminal/holding area for public utility jeepneys (PUJs) and/or operators without a permanent area of conveyance.

Section 2. There shall be charged and collected for every public utility jeepney (PUJ) entering the temporary terminal/holding area for the purpose of loading and unloading passengers, a parking/terminal fee (duly receipted) per day in the amount of Eight Pesos (P8.00) per jeepney per trip which shall be remitted to the City Treasure’s Office.

Section 3. The temporary terminal/holding area shall be open to all PUJs with the necessary franchise to operate within the City of Muntinlupa from the Land Transportation Franchising and Regulatory Board (LTFRB) as well as to bonafide transport groups duly accredited with the Sangguniang Panlungsod.



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Section 4. This Ordinance is not a lease contract and that the City Government may withdraw the use of the said lot anytime it deems necessary. However, the timetable for the temporary use of the said lot shall coincide with the completion of the rehabilitation of the Alabang Viaduct. Thereafter, no temporary permit for the use of the said lot shall be granted.

Section 5. The City Treasurer, as the official mandated to exact all revenues of the City, be given the power to designate his or her representative which must be a government employee to remit the daily collections at a fixed rate provided in the Ordinance. Other terms and conditions shall be incorporated in the implementing guidelines of this Ordinance.

Section 6. The City Council shall form Administrative Committee who will oversee the temporary operations of the said terminal. The Committee will be formed by a representative of the Treasury Department, a representative of the TED, a representative of the Mayor's Office and the Chairman of the Committee on Transportation.

Section 7. This Ordinance shall take effect immediately upon its approval.

ENACTED, by the **Fourth (4th) Sangguniang Panlungsod of Muntinlupa** this **12th** day of **May 2005**, on its **35th** Regular Session.


CONCURRED:


ATTY. RAUL R. CORRO
Councilor


MA. LUISA BABARAN-ECHAVEZ, M.D.
Councilor

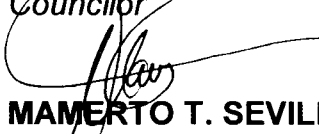

MELCHOR R. TEVES
Councilor


ALLEN F. AMPAYA
Councilor


ELMER S. ESPELETA
Councilor


MARISSA COLE-RONGAVILLA
Councilor


LUCIO B. CONSTANTINO
Councilor


MAMERTO T. SEVILLA, JR.
Councilor





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MARIO E. BULAY, JR.
Councilor


CHRISTIAN GLENN D. LORICA
Sectoral Representative
President, Federation of
Sangguniang Kabataan


ARTEMIO A. SIMUNDAC
Sectoral Representative
President, Association of
Barangay Captains

ABSTAIN:


BAL NIEVES
Councilor


RENE CARL S. CAYETANO
Councilor


ALLAN REY A. CAMILON
Councilor


FRANCIS IAN T. BAGATSING
Councilor

JOSELITO V. AREVALO
Councilor

ABSENT:


KEVIN B. DELGADO
Councilor


ATTY. ICASIANO M. DELA REA
Councilor

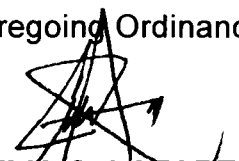


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I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.


CECILIA C. LAZARTE
Secretary
Sangguniang Panlungsod

ATTESTED:


ALDRIN L. SAN PEDRO
City Vice Mayor/Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDI
City Mayor

Date: _____

PBS, JR.

*APPROVED BY
OPERATION OF LAW
AS PER SECTION 54 (b)
LOCAL GOVERNMENT CODE
(RA 7160) * 6-3-05