



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
21st City Council

PO21CC-433

72nd Regular Session

ORDINANCE NO. SP- **3059**, S-2021

AN ORDINANCE REGULATING THE TRAFFIC WITHIN THE JURISDICTION OF BARANGAY DAMAR, DISTRICT I, QUEZON CITY AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

Introduced by Councilors BERNARD R. HERRERA, LENA MARIE P. JUICO, DOROTHY A. DELARMENTE, M.D., TANY JOE "TJ" L. CALALAY, NICOLE ELLA V. CRISOLOGO and VICTOR V. FERRER, JR.

Co-Introduced by Councilors Winston "Winnie" T. Castelo, Atty. Bong Liban, Eden Delilah "Candy" A. Medina, Ramon P. Medalla, Mikey F. Belmonte, Estrella C. Valmocina, Franz S. Pumaren, Kate Galang-Coseteng, Matias John T. Defensor, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Peachy V. De Leon, Imee A. Rillo, Marra C. Suntay, Irene R. Belmonte, Resty B. Malañgen, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Karl Castelo, Patrick Michael Vargas, Shaira L. Liban, Ram V. Medalla, Allan Butch T. Francisco, Marivic Co Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto-Antonio, Donato "Donny" C. Matias, Eric Z. Medina, Freddy S. Roxas and Noe Dela Fuente.

WHEREAS, the Barangay Council of Barangay Damar, District I, Quezon City adopted Resolution No. 01, Series of 2021, entitled:

"A RESOLUTION REQUESTING THE CITY COUNCIL TO ENACT AN ORDINANCE REGULATING THE FLOW OF TRAFFIC, CLASSIFYING PARKING AREAS, AND DESIGNATING CERTAIN STREETS AS ONE WAY, ALTERNATING ONE SIDE PARKING AND TWO WAY STREET AT BARANGAY DAMAR, DISTRICT I, QUEZON CITY."

WHEREAS, the Task Force for Transport and Traffic Management, in an Indorsement dated February 22, 2021, interposes no objection to the said Resolution No. 01, Series of 2021 of Barangay Damar;

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WHEREAS, under Section 458 (a)(5)(vi) of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, the Sangguniang Panlungsod has the power to 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.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. TITLE. - This Ordinance shall be known as the "Barangay Damar Traffic Regulatory Ordinance".

SECTION 2. DEFINITION OF TERMS. - For purposes of this Ordinance, the following shall mean, as follows:

- a. Driver - is any person licensed to operate, drive and have control of the directional and motive power of a vehicle.
- b. Owner - the legal owner of a motor vehicle in whose name such vehicle is duly registered with the Land Transportation Office (LTO).
- c. Illegally Parked Motor Vehicles - are those vehicles which are parked attended or unattended, in areas, roads or streets where parking is prohibited.
- d. One-Way Thoroughfare - means a thoroughfare on which vehicles are permitted to travel in one direction only, as indicated by appropriate signs or signals.
- e. Two-Way Thoroughfare - means any thoroughfare where traffic is permitted in opposite directions.
- f. Parking Area - mean a portion of the thoroughfare where parking is permitted as indicated by appropriate notices or parking signs.
- g. No Parking Area - mean a portion of the thoroughfare where parking is not permitted as indicated by appropriate notices or parking signs.

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- h. *Road Marking - any traffic control device laid out or painted on the surface of the road or carriageway used to regulate traffic or to warn or guide road users, used either alone or in conjunction with other signs or signals to emphasize or clarify their meaning.*
- i. *Commercial Motor Vehicle (CMV) - any vehicle used to transport goods or passenger for the profit of an individual or business. Ex. Pick-up trucks, box trucks, semi-trucks, vans, coaches, buses, taxicabs, trailers and travel trailer.*
 - Class 1 > 0 to 2722 kgs. (Max Length: 5.35 meters)
 - Class 2 > 2722 to 4536 kgs. (Max Length: 5.35 meters)
 - Class 3 > 4536 to 6350 kgs.
- j. *Box Truck - is a chassis cab truck with an enclosed cuboid-shaped cargo area. Usually the cabin is separate to the cargo area. Cargo Van is a one piece (Unibody) car.*
- k. *Stalled Vehicle - means any motor vehicle and/or its attachments which for any cause is unable to proceed under its own motive power and is on a public road, street or thoroughfare and dilapidated/junked vehicles in Barangay Damar.*
- l. *Illegally Parked Vehicle - refers to one which is parked in areas prohibited by existing law or ordinance for parking purposes or those designated by the Authority and/or Local Government Units (LGU) as No Parking areas or zone.*

SECTION 3. NO PARKING AREAS. - *There shall be no parking in the following areas:*

1. *Along roads opposite the designated sides for parking, even if the whole or part of the vehicle is on the sidewalk.*
2. *On the portion of roadside where parking is permitted, when a vehicle gate is located on the opposite side.*
3. *Within six (6) meters from any street curve or corners.*
4. *Within one (1) meter before and after each fire hydrant to facilitate the use by fire trucks during emergencies.*
5. *Places which may be designated by the Punong Barangay with proper sign-post, which may vary from time to time as the need arises, subject to the approval or confirmation of the Barangay Council.*

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SECTION 4. ALTERNATIVE ONE SIDE PARKING. - It is hereby declared as alternating one side parking to the following streets:

1. *Dadiangas Street*
2. *Daet Street*
3. *Dalahican Street*
4. *Damortis Street*
5. *Dampol Street*
6. *Dasmariñas Street*
7. *Dancalan Street*
8. *Daraga Street*
9. *Dayne Street*
10. *Dinalupihan Street*
11. *Donsol Street*
12. *Damar Loop Street*

Parking for residences on these streets with even house numbers shall be strictly prohibited on Mondays, Wednesdays, Fridays; while houses with odd numbers shall be strictly prohibited on Tuesdays, Thursdays, Saturdays. Parking on both sides of the streets will be allowed on Sundays.

The motor vehicles of any driver/operator/owner who violates the foregoing prohibitions shall be considered as an illegally parked vehicles and shall be towed to the impounding area or clamp by the BSDO.

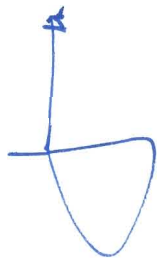
SECTION 5. ONE-WAY STREETS. - It is hereby declared as one-way thoroughfare to the following streets:

- a. *Damar Loop Street (main street), Dorado Street (main gate) and Biak na Bato Street (secondary gate) shall remain two-way thoroughfare.*
- b. *Dasmariñas Street and dead-end portion of Dalahican and Donsol Streets shall remain two-way thoroughfare.*

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- c. *Dadiangas Street is a one-way thoroughfare from Damar Loop Street to Daet Street.*
- d. *Daet Street is a one-way thoroughfare from Dalahican Street to Damar Loop Street.*
- e. *Dalahican Street is a one-way thoroughfare from Damar Loop Street to Damortis Street.*
- f. *Donsol Street is a one-way thoroughfare from Dalahican Street to Daet Street.*
- g. *Damortis Street is a one-way thoroughfare from Dampol Street to Damar Loop Street.*
- h. *Dampol Street is a one-way thoroughfare from Damar Loop Street to Dancalan Street.*
- i. *Dancalan Street is a one-way thoroughfare from Dampol Street to Dasmariñas Street.*
- j. *Daraga Street is a one-way thoroughfare from Dasmariñas Street to Dayne Street.*
- k. *Dayne Street is a one-way thoroughfare from Daraga Street to Dasmariñas Street.*
- l. *Dinalupihan Street is a one-way thoroughfare from Dasmariñas Street to Dayne Street.*
- m. *The Alley along swimming area is a one-way thoroughfare from Daraga Street to Dancalan Street.*

SECTION 6. TRUCKS AND OTHER SIMILAR VEHICLES. - The entry of six (6) wheelers, Class 4 and above trucks within Barangay Damar is prohibited. However, ten (10) wheeler concrete mixer and other similar vehicle shall be allowed subject to the approval of the Barangay.

SECTION 7. PARKING IN FRONT OF RESIDENTIAL OR COMMERCIAL ESTABLISHMENT. - No person shall appropriate for his exclusive use a parking space allotted in front of a residential or commercial establishment unless it is privately owned, otherwise he/she shall pay the prescribed parking fees in this Ordinance. Installation of signage or markings indicating reservation of its use is prohibited. However, owners or residents of the building fronting the road have the prerogative of night parking slots contiguous to their property.

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- a) *Whenever any traffic enforcer finds a vehicle standing upon a road in violation of any of the foregoing provisions, such enforcer is hereby authorized to move such vehicle, or require the driver, or other person in charge of the vehicle to move the same, to a position off the paved or main travelled part of the road.*
- b) *The driver or owner of such vehicle shall bear the expenses incurred including but not limited to towing fees.*

SECTION 8. DESIGNATION OF PAY PARKING AREAS. - The designated pay parking areas shall be along the side of Damar Loop Street fronting the Children's Park, Tennis Court, Multi-Purpose Hall, Basketball Court and Leisure Park.

The parking fees is for the use of the parking space only. Barangay Damar is not responsible for any damage to or loss of the vehicle/s or its accessories or article left therein.

SECTION 9. OTHER TRAFFIC AND PARKING RULES. -

- a) *Practice driving of a motor vehicle is not allowed on all the streets of Barangay Damar irrespective of whether or not the student driver is accompanied by a professional driver. It shall likewise be unlawful for any person/s to allow himself/themselves, wittingly or unwittingly, to be accomplices or co-participants in the violation of this Ordinance.*
- b) *Illegally Parked Vehicles and stalled vehicles shall be subjected to towing or clamping.*
- c) *Stalled Vehicles are not allowed to be parked or stored in any street of Barangay Damar for more than forty-eight (48) hours.*
- d) *Absence of "No Parking" signs does not mean that parking is allowed. Parking is permitted only within spaces marked with green lines.*
- e) *Other than those authorized, vehicles are not allowed to park on on-street parking slots which are marked with yellow/red lines.*
- f) *Parking on or over a marker line is prohibited.*

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- g) *Vehicles shall not be parked in such a manner as to create hazard or to obstruct vehicular/pedestrian traffic and wheelchair ramps.*
- h) *Major repairs of vehicles shall not be performed within on-street parking slots.*
- i) *Any vehicle unattended for more than forty-eight (48) hours without notice to the barangay shall be considered as abandoned vehicle, and this shall be towed to the vehicle impounding area, and the driver required to pay the corresponding fines.*
- j) *No cargo trucks or tractor trailers of six wheel and up shall be allowed to avail of Overnight parking in any streets of the barangay. Cargo trucks found parking during these hours in any streets shall be towed to the vehicle impounding area, and the driver required to pay the corresponding fines.*
- k) *Any driver/operator/owner of a motor vehicle who refuses to pay the corresponding parking fee shall have his/her motor vehicle considered as an illegally parked vehicle and this shall be clamped or towed and impounded to the impounding area and shall only be released upon payment of the prescribed penalty for illegal parking and the prescribed towage fees.*
- l) *All class of Commercial Motor Vehicles are not allowed to park along the inside street of Barangay Damar except for loading and unloading purposes only.*

SECTION 10. PENALTY. – *The offender will be issued an Official Violation Receipt (OVR) issued by the City to their Deputized Traffic Enforcer under Ordinance No. SP-1444, Series of 2004.*

Stalled and/or illegally parked vehicles, in violation of this Ordinance shall be towed, impounded and a fine imposed on a driver or registered owner as provided under Ordinance No. SP-1444, Series of 2004. If such vehicles are passenger vehicles, a complaint for cancellation of their franchise to the proper governing body shall be initiated by the Sangguniang Barangay as penalty hereof other than the issuance of OVR.

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SECTION 11. REPEALING CLAUSE. - All ordinances, resolutions, executive issuances, or rules and regulations, or parts thereof, which are inconsistent with or contrary to the provisions of this Ordinance are hereby deemed repealed, amended, or modified accordingly.

SECTION 12. SEPARABILITY CLAUSE. - If, for any reason, any section or provision of this Ordinance is held unconstitutional or invalid, the other sections or provisions hereof shall not be affected thereby.

SECTION 13. EFFECTIVITY CLAUSE. - This Ordinance shall take effect immediately upon its approval.

ENACTED: July 12, 2021.



GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

APPROVED: AUG 16 2021



MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on July 12, 2021 and was PASSED on Third/Final Reading on July 19, 2021.


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

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