



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
19th City Council

PO19CC-140

15th Regular Session

ORDINANCE NO. SP- 2235 , S-2013

AN ORDINANCE IMPOSING AN ANNUAL GARBAGE FEE ON ALL DOMESTIC HOUSEHOLDS AND PROVIDING PENALTY FOR NON-COMPLIANCE THEREOF.

Introduced by Councilor VICTOR V. FERRER, JR.

Co-Introduced by Councilors Anthony Peter D. Crisologo, Dorothy A. Delarmente, Precious Hipobito Castelo, Voltaire Godofredo L. Liban III, Roderick M. Paulate, Rarulfo Z. Ludovica, Ramon P. Medalla, Estrella C. Valmocina, Allan Benedict S. Reyes, Franz S. Pumaren, Eufemio C. Lagumbay, Jose Mario Don S. De Leon, Jaime F. Borres, Jesus Manuel C. Suntay, Raquel S. Malañgen, Bayani V. Hipol, Andres Jose G. Yllana, Jr., Godofredo T. Liban II, Karl Edgar C. Castelo, Marivic Co-Pilar, Donato C. Matias and Richard N. Yu.

WHEREAS, Section 2 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, emphatically declares, to wit:

"SECTION 2. Declaration of policy. - (a) It is hereby declared the policy of the State that the territorial and political subdivisions of the State shall enjoy genuine and meaningful local autonomy to enable them to attain their fullest development as self-reliant communities and make them more effective partners in the attainment of national goals."

WHEREAS, Section 17 (4) of the Local Government Code of 1991 provides that the City as a local government unit shall discharge such functions and responsibilities as are necessary to the efficient and effective provision of basic services and facilities, such as:

"(vi) Solid waste disposal system or environmental management system and services facilities related to hygiene and sanitation."

WHEREAS, Section 458 (3) and or (5) of the Local Government Code of 1991 provides further that the Sangguniang Panlungsod, as the legislative body of the city, shall enact ordinances to promote the general welfare of the inhabitants of the City, and pursuant to such legislative authority, shall:

"(i) Fix and impose reasonable fees and charges for all services rendered by the city government to private persons or entities" and;

"(xiii) Provide for an efficient and effective system of solid waste and garbage collection and disposal and prohibit littering and the placing or throwing of garbage, refuse and other filth and waste";

WHEREAS, Quezon City being the largest and premiere city in the Philippines in terms of population and urban geographical areas, apart from being competent and efficient in the delivery of public service, apparently requires a big budgetary allocation in order to address the problems relative and connected to the prompt and efficient delivery of basic services such as the effective system of waste management, public information programs on proper garbage and proper waste disposal, including the imposition of waste regulatory measures;

WHEREAS, to help augment the funds to be spent for the city's waste management system, the City Government through the Sangguniang Panlungsod deems it necessary to impose a schedule of reasonable fees or charges for the garbage collection services for residential (domestic household) that it renders to the public.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED; *λ*

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SECTION 1. The City Government of Quezon City in conformity with and in relation to Republic Act No. 7160, otherwise known as the Local Government Code of 1991 **HEREBY IMPOSES THE FOLLOWING SCHEDULE AND MANNER FOR THE ANNUAL COLLECTION OF GARBAGE FEES, AS FOLLOWS:**

On all domestic households in Quezon City;

LAND AREA	IMPOSABLE FEE
Less than 200 sq. m	PHP 100.00
201 sq.m. - 500 sq.m	PHP 200.00
501 sq.m. - 1,000 sq.m	PHP 300.00
1,001 sq.m - 1,500 sq.m	PHP 400.00
1,501 sq.m. - 2,000 sq.m. or more	PHP 500.00

On all condominium unit and socialized housing projects/units in Quezon City;

FLOOR AREA	IMPOSABLE FEE
Less than 40 sq. m	PHP 25.00
41 sq. m. - 60 sq.m	PHP 50.00
61 sq.m. - 100 sq.m	PHP 75.00
101 sq.m - 150 sq.m	PHP 100.00
151 sq.m. - 200 sq. or more	PHP 200.00

On high rise Condominium Units

- a) High rise Condominium - The Homeowners Association of high rise condominiums shall pay the annual garbage fee on the total lot size of the entire condominium and socialized Housing Unit and an additional garbage fee shall be collected based on area occupied for every unit already sold or being amortized. ✓

[Handwritten signatures and initials]

b) High rise apartment units – Owners of high rise apartment units shall pay the annual garbage fee on the total lot size of the entire apartment and an additional garbage fee based on the schedule prescribed herein for every unit occupied.

SECTION 2. Accrual, Time of Payment and Collection of the Garbage Fee- The collection of the garbage fee herein imposed on all domestic households shall accrue on the first day of January and shall be paid simultaneous with the payment of the real property tax but not later than the first quarter installment;

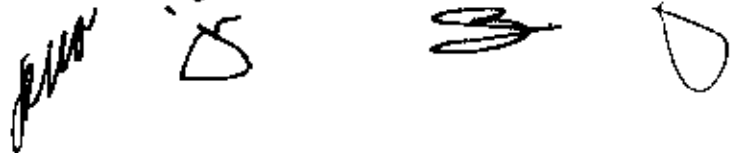
SECTION 3. Penalty Clause - A penalty of 25% of the garbage fee due plus an interest of 2% per month or a fraction thereof (interest) shall be charged against a household owner who refuses to pay the garbage fee herein imposed.

SECTION 4. Use of Proceeds - Proceeds collected from the garbage fees on residential properties shall be deposited solely and exclusively in an earmarked special account under the general fund to be utilized solely for garbage collections.

SECTION 5. Ecological Incentives - Pursuant to Section 45 Chapter IV of Republic Act No. 9003, also known as the "Ecological Solid Waste Management Act of 2000", the Quezon City Government shall provide rewards, monetary or otherwise to barangays including duly organized and accredited homeowner associations and duly accredited condominium associations that have undertaken projects, technologies, processes, technique processes or activities in the reuse, recycling and reduction of garbage in the preceding year, as duly certified by the EPWMD. Said reward shall be sourced from the Fund herein created.

SECTION 6. Formulation of IRR. - The Office of the City Mayor, the Environmental Protection and Waste Management Department, City Assessor and the Office of the City Treasurer are hereby tasked to prepare and formulate the Implementing Rules and Regulations to effectively enforce this ordinance.

SECTION 7. Separability Clause - In case any provision of this ordinance shall be held or declared invalid or unconstitutional, the validity of the other provisions hereof shall not be affected thereby. X




SECTION 8. Repealing Clause - Any provision of local ordinance, executive order, or rules and regulations inconsistent with the provision of this ordinance is hereby repealed, amended or modified accordingly.


SECTION 9. Requirement of Publication - This Ordinance with the schedule of fees for garbage collection shall be published in a newspaper of general circulation in the city and shall be posted in conspicuous place in the City Hall compound and in two (2) other conspicuous public places in each Barangay.

SECTION 10. Effectivity - This Ordinance shall take effect upon its approval.

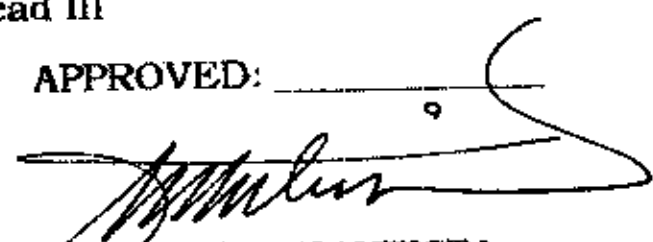
ENACTED: December 16, 2013


DOROTHY A. DELARMENTE
President Pro-Tempore
Acting Presiding Officer

ATTESTED:

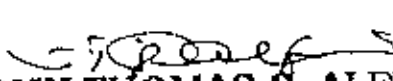

Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III

APPROVED: _____


HERBERT M. BAUTISTA
DEC 20 2013 City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 16, 2013 and was PASSED on Third/Final Reading on December 20, 2013.


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III