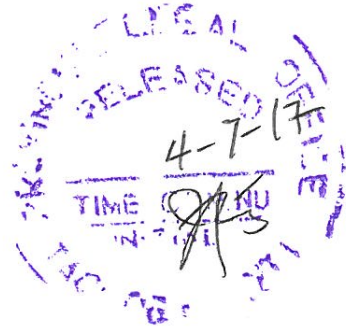


Republic of the Philippines
PROVINCE OF LEYTE
Tacloban City



PROVINCIAL LEGAL OFFICE

2RD INDORSEMENT
April 6, 2017



Respectfully returned to the Secretary Sangguniang Panlalawigan of Leyte, the attached Ordinance No. 2017-02 of the SB of Palo, Leyte, recommending for the declaration of its validity pursuant to Section 56 (c) of R.A. 7160, the same being, to the opinion of the Provincial Legal office (PLO), within the powers of the LGU to enact, pursuant to the pronouncement of the Honorable Supreme Court in the case of Constantino v. Desierto, 288 SCRA 654.

ATTY. JAYE GLADYS M. LLERERO
Acting Asst. Provincial Legal Officer

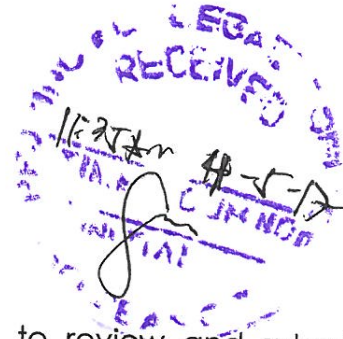


Republic of the Philippines
Province of Leyte
City of Tacloban



OFFICE OF THE SANGGUNIANG PANLALAWIGAN

2nd Indorsement
05 April 2017



The Provincial Legal Office is respectfully requested to review and submit recommendations, on the indorsed and enclosed, **MUNICIPAL ORDINANCE NO. 2017-02, OF THE MUNICIPALITY OF PALO, LEYTE** entitled: **"AN ORDINANCE AMENDING ORDINANCE NO. 2016-01 OTHERWISE KNOWN AS SEPTAGE MANAGEMENT SYSTEM ORDINANCE (SMSO) IN THE MUNICIPALITY OF PALO, LEYTE."**

ATTY. MARNI ROSE D. ZATARAIN
Secretary to the Sangguniang

With conformity of:

ATTY. CARLO P. LORETO
Vice-Governor

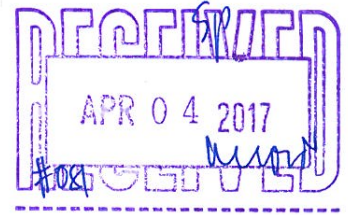
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**Republic of the Philippines
Province of Leyte
Municipality of Palo**

SANGGUNIANG BAYAN



1st Indorsement
April 3, 2017

Respectfully forwarded to Hon. Sangguniang Panlalawigan, Province of Leyte, Tacloban City, the herein attached copy of Municipal Ordinance No. 2017-02 of the Sangguniang Bayan, Palo, Leyte, dated February 14, 2017, with accompanying Certificate of Posting, Publication and Minutes. which are all self-explanatory, being submitted herewith for consideration and review.

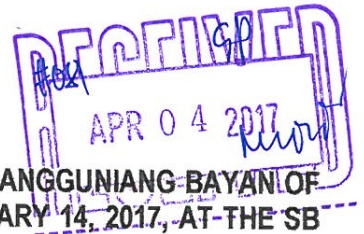

EDGARDO P. PEDROSA
Sanggunian Secretary

amp/



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG BAYAN



EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG-BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

MUNICIPAL ORDINANCE NO 2017-02

AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 2016-01 OTHERWISE KNOWN AS SEPTAGE MANAGEMENT SYSTEM ORDINANCE (SMSO) IN THE MUNICIPALITY OF PALO, LEYTE

WHEREAS, MANDATED BY THE Clean Water Act of 2004 (R.A. 9275) and the other existing laws and ordinance related directly or indirectly to wastewater and Septage treatment, the Municipality of Palo, is establishing a Septage Management System;

WHEREAS, Untreated wastewater affects health by spreading disease making water unfit for human consumption and other uses, contaminating groundwater, threatening biodiversity, and reducing the quality of life of the citizens;

WHEREAS, most of the residences, business and institutions in the or pit latrines for wastewater treatment and disposal;

WHEREAS, groundwater forms part of the Municipality's water source;

WHEREAS, the construction and operation of a sewerage network and treatment system is beyond the financial capacity of the municipal government at this time, and that the CRS through OXFAM has offered to help the municipality by way of non interest loan.

WHEREAS, the Municipality of Palo is committed to the improvement, maintenance and conservation of the ecosystem and the protection of public health;

WHEREAS, the Municipality of Palo shall adopt the provisions mandated under the Clean Water Act (R.A. 9275), the Clean Air Act of 1999 (R.A. 8749) and R.A. 9513.

WHEREAS, DILG Memorandum dated September 15, 2015 mandates that all City Mayors, Municipal Mayors, Presiding Officers and members of the Sangguniang Panlungsod and Sanggunian Bayan, the ARMM Regional Governor, DILG Regional Directors, and others concerned adopt an ordinance Establishing a Sewerage and Septage Management System.

Section 1. This ordinance is enacted to adopt the provisions and specifications of the following:

- a. The National Building Code of the Philippines
- b. The Sanitation Code of the Philippines
- c. The Plumbing Code of the Philippines
- d. The Clean Water Act

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Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

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- e. The Philippine Clean Air Act of 1999
- f. R.A. 9513
- g. The Subdivision Code
- h. The Local Government Code
- i. Any other related laws and ordinance

Section 2. The words and phrases used in the Ordinance shall mean as follows:

Access Ports – provides adequate cleaning & inspection access openings to pump and maintain a septic tank, or similar wastewater disposal system.

Biogas - gaseous fuel especially methane, produced by the fermentation of organic matter.

Biogas Digester (also known as Methane digester)- is a piece of equipment which can turn organic waste into usable fuel. It relies on bacterial decomposition of biomass waste material which is biological in origin.

Desludging - the process of removing sediments by draining and cleaning a tank.

Effluent – a general term denoting any wastewater, partially or completely treated, or in its natural state, flowing out of a drainage canal, septic tank, building, manufacturing plant, treatment plant, etc.

Maturation Ponds – low rate stabilization ponds that are designed to provide for secondary effluent polish in and seasonal nitrification.

Methane – a colorless gas that has no smell and that can be burned for fuel.

Pit latrine - A pit latrine is a type of toilet that collects human feces in a hole in the ground.

Proper tank access ports – a manhole or access pot equipped with a gas tight secure cover, with a minimum sized opening of at least 20cm in diameter that will enable the access of desludging hoses, shovels and other equipment for the purpose of cleaning or inspection.

Septage - thickened and partially treated sewage that is removed from a septic tank.

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Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

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Septic Tank – a water receptacle which receives the discharge of a sanitary plumbing system or part thereof, designed and constructed to accomplish the sedimentation of the organic matter in the sewage within the period of detention/detention in accordance with the standards of the national Plumbing Code of the Philippines.

Vector – an insect, animal, etc. that carries germs that cause disease.

2.1.1. Design and Construction of Septic Tanks or Wastewater Treatment

All residential, commercial, industrial and institutional (government and private) establishments in the Municipality of Palo are required to have a proper sewage disposal system compliant with the national standards.

Section 3. Applicability and scope of ordinance. This ordinance shall apply to all buildings and structures whether public or private, residential or commercial, proposed/planned or existing. However, properties or businesses that have on-site wastewater treatment facilities which possess the corresponding DENR permits shall be exempted from this ordinance.

This ordinance provides the regulatory requirements for:

1. Desludging of septic tanks and pit latrines.
2. Collections of Septage and fecal sludge.
3. Treatment of Septage and fecal sludge; and
4. Wastewater management for subdivisions, multiple housing units, relocation sites, commercial and industrial estates.

3.1. Open defecation . Open defecation is prohibited in the Municipality of Palo.

3.1.1. Toilet Access. Any building or structure where people live or work shall have access to a toilet connected to an on-site wastewater management system (septic tank or pit latrine).

3.2. Desludging of septic tanks and pit latrines. Septic tanks and pit latrines shall require desludging on an average of every three (3) to five (5) years or as the need arises.

3.2.1. Access. Homeowners shall provide access to septic tank regardless if the tank is outside the building or accessed from inside the building to the Septage desludging crews during the normal operating hour for this activity.

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Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

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3.2.2. Manholes and access ports. Home and building owners shall ensure that the septic tanks or pit latrines are equipped with proper manholes or tanks access ports.

Section 4. Septage Treatment Facility. The Septage Treatment Facility shall be composed of equipment and processes that are fully compliant with DENR and DOH requirements. The Septage Treatment Facility shall be constructed by an accredited service provider in close coordination with the LGU of Palo who will obtain all permits and authorization from both the Department of Environment and Natural Resources (DENR) and the Department of Health (DOH).

Effluent from the last stage of the treatment process shall meet DENR standard for the receiving water body being discharged into. Accumulated solid materials in the treatment system shall be properly treated and either reclaimed or reused, or disposed of in accordance with DOH and DENR requirements.

Section 5. Desludging and Transfer of Septage to the Septage Treatment Facility. Liquid and/or solid materials shall be transported by the Septage hauler/pumper to the Septage Treatment Facility in Barangay San Jose of this Municipality, following Department of Health (DOH) regulations on desludging and transport of sludge and the Department of Environment and Natural Resources (DENR) for the environmental compliance.

Section 6. Private Desludgers. Private Desludgers may operate within the territorial jurisdiction of the Municipality after complying with the regular process of acquiring the necessary permits.

Section 7. Reuse of processed biosolids. To the extent possible, dried sludge shall be recovered as compost material, soil conditioner or landfill material. An operations and maintenance plan shall be developed, which shall include a vector control strategy to ensure that no disease-causing elements shall thrive in the treatment plant.

Section 8. Use of methane. Methane derived from Septage Treatment Facility may be collected through the Biogas Digester to be used for free to fuel communal kitchen within the area.

Kalish

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James

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Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

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(Mun. Ord. No. 2017-02)

Section 9. Creation of Septage Management Board (SMB). There shall be created a Septage Management Board (SMB) which shall be composed of.

Municipal Mayor – Chairman

Municipal Vice Mayor – Vice Chairman

Members: SB Chairman Committee on Environment / Health

SB Chairman Committee on Rules

ABC President

Municipal Treasurer

Municipal Accountant

Municipal Engineer

Municipal Health Officer

Secretariat – Municipal Planning & Development Office

Section 10. Functions.

10.1. The Septage Management Board (SMB) shall administer the collection of septage and the operation of the septage treatment facility of the municipality.

10.2. The Septage Management Board (SMB) shall prepare an annual budget for the operation of the system, and submit the same to the Sangguniang Bayan for legislative authorization.

Section 11. Septage Management Operation Office (SMOO). For an effective operation of the Septage Management System, there is hereby created a Septage Management Office under the Office of the Mayor headed by a duly designated appointed Septage Management Operation Officer, whose functions shall be the following:

- A. Act as the implementing arm of the Septage Management Board in the collection of septage and the operation of the Septage Treatment Facility.
- B. Conduct mass information education campaign.
- C. Enforce the provisions of this ordinance in coordination with government agencies and offices mandated by law to perform environmental, health and sanitation services.



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

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- D. Receive complaints and take necessary action thereof.
- E. Conduct a survey of all properties and premises in coordination with Barangay Officials to determine if a septic tank is present; its design is compliant and is accessible for desludging and serve notices of non-compliance if found otherwise.
- F. Conduct study and recommend to the Septage Management Board appropriate applications and advancements of the septage management system.
- G. Conduct a periodic survey of every property every 3 years or as determined by the SMB to verify changes in septic tanks accessibility or changes in tank capacity requirements.
- H. Review on a regular basis the water/solid sample results from the treatment facility and make recommendations to the SMB for its appropriate action.
- I. Maintain pertinent records and provide periodic report to the SMB.

Section 12. Monitoring and Evaluation. Close monitoring of all activities in the treatment facility shall be conducted by the Septage Management Board (SMB) of Palo in conjunction with the operations and maintenance plan that will be contained in the operational guidelines. Operation of the treatment facility shall be monitored in accordance with DOH and DENR/EMB prescribed monitoring and reporting schedule.



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

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Section 13. Septage Fees.

There shall be collected the following fees:

- A. Septic Tank Desludging Fee (STDF) -- for the operation and maintenance of the desludging service at 2 cubic meters.
 - a.1 Residential, Commercial, Institutional and Industrial -- P 50.00 per month
 - a.2 Non LMWD-concessionaires -- P 3,000.00 upon desludging

- B. Septage Facility Management Fee (SFMF) -- for the operation and maintenance of Septage Treatment facility
 - b.1 Residential, Commercial, Institutional and Industrial -- P 10.00 per month
 - b.2 Non LMWD-concessionaires -- P 600.00 upon desludging

Section 14. Billing and Collection of Septic Tank Desludging Fee (STDF) and Septage Facility Management Fee (SFMF). The Leyte Metropolitan Water District (LMWD) through a Memorandum of Agreement (MOA) with the Local Government Unit is hereby authorized to bill and collect the Septic Tank Desludging Fee (STDF) and the Septage Facility Management Fee (SFMF) from its concessionaires in the municipality through their water bills and shall remit the same to the Municipal Treasurer's Office who in turn, shall deposit the same to the General Fund. Special books of account shall be maintained for the Septage Management Program.

Section 15. Out Of Schedule Services. Any request for out-of-schedule desludging services shall be submitted in writing to the SMOO for proper action upon payment to the Municipal Treasurer's Office (MTO) the amount of Three Thousand Pesos (P3,000.00) for those connected with LMWD. Provided however, that payments made in previous months shall be deducted therefrom. For those who are not connected with LMWD, they shall pay an amount of Three Thousand Six Hundred Pesos (P3,600.00)



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

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(Mun. Ord. No. 2017-02)

Section 16. Exemptions. Users who have their own functioning and compliant on-site wastewater treatment systems as certified by the Local Government Unit (LGU) upon the recommendation of SMB, are exempted from paying the user fee.

Section 17. Funding. The Municipality of Palo shall allocate funds to support capital expenditures and maintenance and operating expenses of the Septage Treatment Facility.

Section 18. Implementing Rules and Regulations (IRR). To effectively carry out the provisions of this Ordinance an IRR shall be formulated, subject to ratification and adoption by the Sangguniang Bayan of the Municipality of Palo.

Section 19. Repealing Clause. All ordinances, resolutions, executive issuances, or rules and regulations, or parts thereof, which provisions are inconsistent with or contrary to the provision of this Ordinance, the same are hereby repealed, amended or modified accordingly.

Section 20. Separability Clause. If any section or provision of this ordinance is declared unconstitutional or invalid, the other portions hereof which are not affected thereby shall continue to be in full force and effect.

Section 21. Effectivity. This ordinance shall take effect immediately after the required posting in conspicuous places in the municipality and the publication of the same in a newspaper of general circulation of the Province of Leyte, is satisfied.

Attested:

Certified Correct:

EDGARDO P. PEDROSA
Municipal Secretary

HON. RONNAN CHRISTIAN M. REPOSAR
Vice - Mayor
Presiding Officer




Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo


SANGGUNIANG BAYAN


EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

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(Mun. Ord. No. 2017-02)


HON. JONATHAN P. CHIQUILLO
SB Member


HON. WILSON S. UY
SB Member


HON. CIRIACO D. AGNER, JR.,
SB Member


HON. MAGDALENA M. TORRES
SB Member


HON. IMELDA B. PARADO
SB Member



HON. MYRA V. VALDA
SB Member


HON. GREGORIO P. DOLINA, JR.,
SB Member


HON. REY ANTHONY Y. LEJARDE
SB Member


HON. CHIQUI RUTH C. UY
SB Member

APPROVED: MARCH 06, 2017


HON. REMEDIOS L. PETILLA
Municipal Mayor



P15

The Weekly
VANGUARD

For what is true, for what is just, for what is right.

Vol. 1, No.23

Mar. 20 - 25, 2017

DOI Panel finds probable



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON FEBRUARY 14, 2017, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

MUNICIPAL ORDINANCE NO 2017-02

AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 2016-01 OTHERWISE KNOWN AS SEPTAGE MANAGEMENT SYSTEM ORDINANCE (SMSO) IN THE MUNICIPALITY OF PALO, LEYTE

WHEREAS, MANDATED BY THE Clean Water Act of 2004 (R.A. 9275) and the other existing laws and ordinance related directly or indirectly to wastewater and Septage treatment, the Municipality of Palo, is establishing a Septage Management System;

WHEREAS, Untreated wastewater affects health by spreading disease making water unfit for human consumption and other uses, contaminating groundwater, threatening biodiversity, and reducing the quality of life of the citizens;

WHEREAS, most of the residences, business and institutions in the or pit latrines for wastewater treatment and disposal;

WHEREAS, groundwater forms part of the Municipality's water source;

WHEREAS, the construction and operation of a sewerage network and treatment system is beyond the financial capacity of the municipal government at this time, and that the CRS through OXFAM has offered to help the municipality by way of non interest loan.

WHEREAS, the Municipality of Palo is committed to the improvement, maintenance and conservation of the ecosystem and the protection of public health;

WHEREAS, the Municipality of Palo shall adopt the provisions mandated under the Clean Water Act (R.A. 9275), the Clean Air Act of 1999 (R.A. 8749) and R.A. 9513.

WHEREAS, DILG Memorandum dated September 15, 2015 mandates that all City Mayors, Municipal Mayors, Presiding Officers and members of the Sangguniang Panlungsod and Sanggunian Bayan, the ARMM Regional Governor, DILG Regional Directors, and others concerned adopt an ordinance Establishing a Sewerage and Septage Management System.

2.1.1. Design and Construction of Septic Tanks or Wastewater Treatment

All residential, commercial, industrial and institutional (government and private) establishments in the Municipality of Palo are required to have a proper sewage disposal system compliant with the national standards.

Section 3. Applicability and scope of ordinance. This ordinance shall apply to all buildings and structures whether public or private, residential or commercial, proposed/planned or existing. However, properties or businesses that have on-site wastewater treatment facilities which possess the corresponding DENR permits shall be exempted from this ordinance.

This ordinance provides the regulatory requirements for:

1. Desludging of septic tanks and pit latrines.
2. Collections of Septage and fecal sludge.
3. Treatment of Septage and fecal sludge; and
4. Wastewater management for subdivisions, multiple housing units, relocation sites, commercial and industrial estates.

3.1. Open defecation . Open defecation is prohibited in the Municipality of Palo.

3.1.1. Toilet Access. Any building or structure where people live or work shall have access to a toilet connected to an on-site wastewater management system (septic tank or pit latrine).

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3.2.1. Access. Homeowners shall provide access to septic tank regardless if the tank is outside the building or accessed from inside the building to the Septage desludging crews during the normal operating hour for this activity.

3.2.2. Manholes and access ports. Home and building owners shall ensure that the septic tanks or pit latrines are equipped with proper manholes or tanks access ports.

Section 4. Septage Treatment Facility. The Septage Treatment Facility shall be composed of equipment and processes that are fully compliant with DENR and DOH requirements. The Septage Treatment Facility shall be constructed by an accredited service provider in close coordination with the LGU of Palo who will obtain all permits and authorization from both the Department of Environment and Natural Resources (DENR) and the Department of Health (DOH).

Effluent from the last stage of the treatment process shall meet DENR standard for the receiving water body being discharged into. Accumulated solid materials in the treatment system shall be properly treated and either reclaimed or reused, or disposed of in accordance with DOH and DENR requirements.

Section 1. This ordinance is enacted to adopt the provisions and specifications of the following:

- a. The National Building Code of the Philippines
- b. The Sanitation Code of the Philippines
- c. The Plumbing Code of the Philippines
- d. The Clean Water Act
- e. The Philippine Clean Air Act of 1999
- f. R.A. 9513
- g. The Subdivision Code
- h. The Local Government Code
- i. Any other related laws and ordinance

Section 2. The words and phrases used in the Ordinance shall mean as follows:

Access Ports - provides adequate cleaning & inspection access openings to pump and maintain a septic tank, or similar wastewater disposal system.

Biogas - gaseous fuel especially methane, produced by the fermentation of organic matter.

Biogas Digester (also known as Methane digester) - is a piece of equipment which can turn organic waste into usable fuel. It relies on bacterial decomposition of biomass waste material which is biological in origin.

Desludging - the process of removing sediments by draining and cleaning a tank.

Effluent - a general term denoting any wastewater, partially or completely treated, or in its natural state, flowing out of a drainage canal, septic tank, building, manufacturing plant, treatment plant, etc.

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Septic Tank - a water receptacle which receives the discharge of a sanitary plumbing system or part thereof, designed and constructed to accomplish the sedimentation of the organic matter in the sewage within the period of detention/detention in accordance with the standards of the national Plumbing Code of the Philippines.

Vector - an insect, animal, etc. that carries germs that cause disease.

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Section 9. Creation of Septage Management Board (SMB). There shall be created a Septage Management Board (SMB) which shall be composed of:

Municipal Mayor - Chairman
Municipal Vice Mayor - Vice Chairman
Members: SB Chairman Committee on Environment /Health
SB Chairman Committee on Rules
ABC President
Municipal Treasurer
Municipal Accountant
Municipal Engineer
Municipal Health Officer
Secretariat - Municipal Planning & Development Office

Section 10. Functions.

10.1. The Septage Management Board (SMB) shall administer the collection of septage and the operation of the septage treatment facility of the municipality.

10.2. The Septage Management Board (SMB) shall prepare an annual budget for the operation of the system, and submit the same to the Sangguniang Bayan for legislative authorization.

Section 11. Septage Management Operation Office (SMOO). For an effective operation of the Septage Management System, there is hereby created a Septage Management Office under the Office of the Mayor headed by a duly designated appointed Septage Management Operation Officer, whose functions shall be the following:

- a.1 Residential, Commercial, Institutional and Industrial - P 50.00 per month
- a.2 Non LMWD-concessionaires - P 3,000.00 upon desludging

B. Septage Facility Management Fee (SFMF) – for the operation and maintenance of Septage Treatment facility

- b.1 Residential, Commercial, Institutional and Industrial - P 10.00 per month
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Section 16. Exemptions. Users who have their own functioning and compliant on-site wastewater treatment systems as certified by the Local Government Unit (LGU) upon the recommendation of FMB, are exempted from paying the user fee.

Section 17. Funding. The Municipality of Palo shall allocate funds to support capital expenditures and maintenance and operating expenses of the Septage Treatment Facility.

Section 18. Implementing Rules and Regulations (IRR). To effectively carry out the provisions of this Ordinance an IRR shall be formulated, subject to ratification and adoption by the Sangguniang Bayan of the Municipality of Palo.

Section 19. Repealing Clause. All ordinances, resolutions, executive issuances, or rules and regulations, or parts thereof, which provisions are inconsistent with or contrary to the provision of this Ordinance, the same are hereby repealed, amended or modified accordingly.

Section 20. Separability Clause. If any section or provision of this ordinance is declared unconstitutional or invalid, the other portions hereof which are not affected thereby shall continue to be in full force and effect.

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF PALO, PROVINCE OF LEYTE, HELD ON SEPTEMBER 15, 2015, AT THE SB SESSION HALL (NEW MUNICIPAL BUILDING).

MUNICIPAL ORDINANCE NO. 2015-08

AN ORDINANCE REGULATING THE CONSTRUCTION OR ESTABLISHMENT OF GASOLINE OR REFILLING STATIONS IN THE MUNICIPALITY OF PALO AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

Be it ordained by the Sangguniang Bayan of Palo, Leyte, in session assembled, that

SECTION 1. DECLARATION OF POLICY. It is hereby declared the policy of Palo, Leyte to ensure public safety, to protect the lives and property of its inhabitants, as well as public property in the establishment of gasoline or refilling stations and thereby regulating the construction or establishment of gasoline or refilling stations in the Municipality of Palo.

SECTION 2. PROHIBITED ACTS. It shall be unlawful for any person, private or juridical entity, to construct or establish a gasoline or refilling station within the one thousand (1,000) meters radius from any existing gasoline station or refilling station in the Municipality of Palo.

SECTION 3. PENALTY CLAUSE. Any violation of the foregoing section is punishable by a fine not less than Php2,500.00, or an imprisonment of not more than six (6) months, or both such fine and imprisonment, at the discretion of the Court.


SECTION 4. SEPARABILITY CLAUSE. Any section or provision of this Ordinance is declared unconstitutional or invalid, the other portions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 5. REPEALING CLAUSE. All ordinances, rules and regulations, or parts, thereof, in conflict with, or inconsistent to the provisions of this ordinance are hereby repealed or modified accordingly.


SECTION 6. EFFECTIVITY CLAUSE. This Ordinance shall take effect fifteen (15) days after its publication.

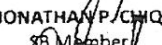
CARRIED UNANIMOUSLY.

ATTESTED:



RONNAN CHRISTIAN M. REPOSAR
 Vice-Mayor
 Presiding Officer

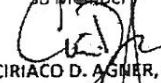
CERTIFIED CORRECT:



EDGARDO B. PEDROSA
 Municipal Secretary



JONATHAN P. CHIQUILLO
 SB Member


WILSON S. UY
 SB Member



GREGORIO E. DOLINA, JR.
 SB Member

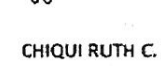

CIRIACO D. AGNER, JR.
 SB Member


REY ANTHONY Y. LEJARDE
 SB Member


MYRA V. WALDA
 SB Member


MAGDALENA M. TORRES
 SB Member


IMELDA B. PARADO
 SB Member


CHIQUI RUTH C. UY
 SB Member

APPROVED OCTOBER 15 2015.


REMEDIOS L. PETILLA

TWV Issue No. 22. March 12-18, 2017

- A. Act as the implementing arm of the Septage Management Board in the collection of septage and the operation of the Septage Treatment Facility.
- B. Conduct mass information education campaign.
- C. Enforce the provisions of this ordinance in coordination with government agencies and offices mandated by law to perform environmental, health and sanitation services.
- D. Receive complaints and take necessary action thereof.
- E. Conduct a survey of all properties and premises in coordination with Barangay Officials to determine if a septic tank is present; its design is compliant and is accessible for desludging and serve notices of non-compliance if found otherwise.
- F. Conduct study and recommend to the Septage Management Board appropriate applications and advancements of the septage management system.
- G. Conduct a periodic survey of every property every 3 years or as determined by the SMB to verify changes in septic tanks accessibility or changes in tank capacity requirements.
- H. Review on a regular basis the water/solid sample results from the treatment facility and make recommendations to the SMB for its appropriate action.
- I. Maintain pertinent records and provide periodic report to the SME.

Section 12. Monitoring and Evaluation. Close monitoring of all activities in the treatment facility shall be conducted by the Septage Management Board (SMB) of Palo in conjunction with the operations and maintenance plan that will be contained in the operational guidelines. Operation of the treatment facility shall be monitored in accordance with DOH and DENR/EMB prescribed monitoring and reporting schedule.

Section 13. Septage Fees.

There shall be collected the following fees:

- A. Septic Tank Desludging Fee (STDF) – for the operation and maintenance of the desludging service at 2 cubic meters.

Section 21. Effectivity. This ordinance shall take effect immediately after the required posting in conspicuous places in the municipality and the publication of the same in a newspaper of general circulation of the Province of Leyte, is satisfied.

Certified Correct:

EDGARDO P. PEDROSA
Municipal Secretary

Attested:

HON. RONNAN CHRISTIAN M. REPOSAR
Vice – Mayor
Presiding Officer

HON. JONATHAN P. CHIQUILLO
SB Member

HON. WILSON S. UY
SB Member

HON. CIRIACO D. AGNER, JR.,
SB Member

HON. MAGDALENA M. TORRES
SB Member

HON. IMELDA B. PARADO
SB Member

HON. MYRA V. WALDA
SB Member

HON. GREGORIO P. DOLINA, JR.,
SB Member

HON. REY ANTHONY F. LEJARDE
SB Member

HON. CHIQUI RUTH C. UY
SB Member

APPROVED: _____, 2017

HON. REMEDIOS L. PETILLA
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Palo

SANGGUNIANG RAYAN

CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that pursuant to Section 59, Chapter 3, Title Two, Book I, of the Local Government Code of 1991, the undersigned had caused the posting of copies of Municipal Ordinance No. 2017-02 entitled "An Ordinance Amending Municipal Ordinance No. 2016-01 Otherwise known as Septage Management System Ordinance (SMSO) in the municipality of Palo, Leyte enacted by the Sangguniang Bayan on February 14, 2017 and approved by the Local Chief Executive on March 3, 2017, copies of the said ordinances were actually posted on March 3, 2017, for a period of not less than three (3) weeks therefrom, in the following conspicuous places in the Municipality of Palo.

- 1) One copy in the bulletin board at the entrance of the Palo Mun. Hall
- 2) One copy in the bulletin board entrance at the Montejo Sports Complex
- 3) One copy in the bulletin board at the Office of the Market Supervisor

ISSUED this 3rd day of April 2017 at Palo, Leyte.

EDGARDO P. PEDROSA
Sanggunian Secretary

amp

- Referred to the Committee on Peace and Order. Also, the Secretary was requested to furnish the Licensing Department as well as the Chief of Police with a copy of the communication.
3. From the Local Chief Executive, in answer to the letter from the Secretary, dated January 31, 2017, Re: Municipal Ordinance No. 2016-06.
- After an initial discussion, the communication was referred to the Committees on Rules and Agriculture.

II. Business for Second Reading.

1. Draft Ordinance Granting Franchise to Stronghold Amusement 114, Inc., Represented by Mr. Vincent Lynbern P. Tacoy, President and CEO, to Establish, Operate and Maintain a Cockpit Arena in the Municipality of Palo, Leyte, Sponsor: Hons. Rey Anthony Y. Lejarde and Gregorio P. Dolina, Jr.
- Said draft has been considered during the last regular session. What was discussed in today's session were the marginal notes that were incorporated on the draft. The phrase on the title, "Represented by Mr. Vincent Lynbern P. Tacoy, President and CEO" was deleted. After this, Hon. Lejarde moved for the approval of the said draft on second reading. The motion was duly seconded by Hon. Chiquillo. Since there was no objection, the draft was declared Approved on Second Reading. The Secretary was requested to calendar the draft on third and final reading during the next regular session.

III. Business for Third and Final Reading.

1. Draft Ordinance Amending Municipal Ordinance No. 2016-01, Otherwise Known as Septage Management System Ordinance (SMSOI) in the Municipality of Palo, Leyte, Sponsor.
- Copies of the final draft were furnished each SB Member for their perusal. Considering that there was no more amendment that was registered, Hon. Agner, Jr. moved for its approval on Third and Final Reading. The motion was duly seconded by all SB Members. Since there was no objection, the final draft was declared Approved on Third and Final Reading, thus:

MUNICIPAL ORDINANCE NO. 2017-02

(see Annex "A" for the text)

IV. Committee Reports.

1. From the Committees on Barangay Affairs and Finance, Hon. Chiqui Ruth C. Uy reported regarding their review of the annual general fund budgets of Barangays Anahaway and Cabarasan Daku for Calendar Year 2017. She furnished each SB Member copies of their report after which she read its contents. Since there was no comment, the report was declared approved, on her motion. Again, Hon. Chiqui Ruth C. Uy moved for the passage of a resolution approving the annual general fund budgets of Barangays Anahaway and Cabarasan Daku for Calendar Year 2017, per review. The motion was duly seconded by Hons. Torres and Dolina, Jr. Since there was no objection, the motion was declared approved, thus:

MUNICIPAL RESOLUTION NO. 2017-11

APPROVING THE ANNUAL GENERAL FUND BUDGETS OF BARANGAYS ANAHAWAY AND CABARASAN DAKU FOR CALENDAR YEAR 2017, PER REVIEW.

Naldon

[Signature]

[Signature]

James *[Signature]* *[Signature]*

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