



Republic of the Philippines
Region IV-A (CALABARZON)
Province of Cavite
CITY OF GENERAL TRIAS
OFFICE OF THE SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 20-69 (GENERAL)

Authors : SP Member Isagani L. Culanding
Chair, Committee on Transportation and
Communication
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Chair, Committee on Commerce, Trade
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Chair, Committee on Environmental Protection,
Natural Resources and Ecology
SP Member Walter C. Martinez
Chair, Committee on Finance, Budget and
Appropriation
SP Member Alfredo S. Ching
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Sponsors : SP Member Jonas Glyn P. Labuguen
SP Member Gary A. Grepo
SP Member Clarissel J. Campana-Moral
SP Member Jowie S. Carampot
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SP Member Richard R. Parin
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SP Member Reienel R. Ferrer

PROHIBITING ALL FORMS OF OBSTRUCTIONS AND ILLEGAL STRUCTURES ALONG ALL PUBLIC ROADS AND SIDEWALKS WITHIN THE CITY OF GENERAL TRIAS; PROVIDING FOR THE CONDUCT OF REGULAR ROAD CLEARING OPERATIONS; AND APPROPRIATING FUNDS THEREFOR.

WHEREAS, Section 16 of Republic Act No. 7160 otherwise known as the Local Government Code of 1991 states that Local Government Units (LGUs) shall maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, pursuant to Section 17 (b) of the aforesaid Code mandates all provincial, city, municipal, and barangay governments to manage and maintain roads within their jurisdiction as a basic service and facility;

WHEREAS, to make all public roads and sidewalks safe and convenient for the use of pedestrians, improve traffic flow; and minimize illegal vendors, the Sangguniang Panlungsod enacted on 23 March 2017 City Ordinance No. 17-08 otherwise known as the Sidewalk Ordinance of General Trias;

WHEREAS, President Rodrigo Roa Duterte during his 2019 State of the Nation Address directed concerned national government agencies and LGUs to reclaim public roads being used for private ends, which is reiterated in the Department of the Interior and Local Government (DILG) Memorandum No. 2019-121 dated 29 July 2019;

WHEREAS, in order to sustain the efforts and accomplishments achieved during the conduct of road clearing operations, the DILG issued Memorandum Circular No. 2020-027 dated 07 February 2020 mandating LGUs to continue the implementation of the President's directive;

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WHEREAS, the City supports the directive of President Duterte and recognizes the need to continue its initiatives to free all public roads and sidewalks of all forms of obstructions and illegal structures for the safety and convenience of Gentriseños;

WHEREFORE, on motion of SP Member Isagani L. Culanding duly seconded by SP Member Florencio D. Ayos,

Be it ordained by the Sangguniang Palungsod, that:

SECTION 1. TITLE - This Ordinance shall be known as the "Road Clearing Ordinance of the City Of General Trias".

SECTION 2. DECLARATION OF POLICY - It shall be a policy of the City Government of General Trias to minimize and ultimately eradicate all forms of obstructions and illegal structures along public roads and sidewalks to lessen traffic and to continue the growth and development of the City for the welfare of the general public.

SECTION 3. DEFINITION OF TERMS -

- 1. NATIONAL ROADS** - refers to the roads that served as direct connections of the City of General Trias to other cities and other national primary roads,
- 2. PROVINCIAL ROADS** - refers to all roads constructed, owned, and maintained by the provincial government that connects national roads to barangays through rural areas,
- 3. CITY ROADS** - refers to the roads within Poblacion area that connect the provincial and national roads that provide Inter-Barangay connections to major City infrastructure without traversing provincial roads,
- 4. BARANGAY ROADS** - refers to other public roads within the barangay other than national, provincial and city roads within the City of General Trias,
- 5. SIDEWALKS** - a paved path for pedestrians at the side of a road.
- 6. ROAD CLEARING** - the removal of illegal or unauthorized road obstructions along the road right-of-way, which encompasses the entire width of the road carriageway (including travelway for motor vehicles and road shoulders) and sidewalk.
- 7. ROAD OBSTRUCTIONS** - are structures, materials, or activities within the road right-of-way that impede the free and clear passage of motor vehicles or pedestrians and/or pose danger or cause injury to motorist, pedestrians, or occupants of nearby structures, such as, but not limited to:

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- a. Vehicles parked in prohibited places as specified in Section 46 of Republic Act No. 4136 otherwise known as the Land Transportation and Traffic Code, or in sidewalks, paths, or alleys not intended for vehicular parking pursuant to Section 52 of the same Code, or at areas declared as No Parking Zone by the City Government;
 - b. Vehicular terminals except those designated by the City Government;
 - c. Vending sites for any kind of item;
 - d. House encroachments that obstruct the road right-of-way, protruding gates, conduct of household activities, and tents;
 - e. Store encroachments and indiscriminate signage and advertisements;
 - f. Obstructing LGU or barangay outpost, halls, markers, and directories;
 - g. Conduct of sports, sports facilities, and other related activities;
 - h. Drying of rice or other crops;
 - i. Construction materials including sand, gravel, cement, steel bars, logs, and the like;
 - j. Debris, waste materials, and other junked items;
 - k. Streetlights, telecommunications and other utility post or structures;
 - l. Other structures, materials, or activities (e.g. tents, stage, road blocks, barriers, etc.) identified by the City Government through the City Engineering Office as obstructions through the conduct of road inventory and inspection; and
 - m. Hazardous trees. These may be pruned or removed by the Task Force through the Local Government Unit in Accordance with the rules imposed by the Department of Environment and Natural Resources.
8. **ILLEGAL STRUCTURE** - any private or public structure of any material which was constructed without the necessary permits and does not comply with the standards set forth by law or ordinance.

SECTION 4. COVERAGE - The following roads shall be covered by the provisions of this Ordinance:

4.1 National Roads

- 4.1.1 Dasmarias-Trece Martires City-Naic Road (Governor's Drive covering stretch of San Francisco to Manggahan-Trece Martires City boundary),
- 4.1.2 Noveleta-Naic-Tagaytay Road (Covering stretch of Tejero's Convention to Tejero Bridge),
- 4.1.3 Kawit-Noveleta-General Trias Diversion Road (Centennial Road covering Bacao II-Noveleta boundary to Tejero Crossing), and

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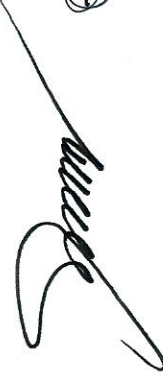






- 4.1.4 **Tejero-General Trias-Amadeo-Tagaytay Road:**
- a. General Trias Drive covering Tejero Crossing to Prinza Crossing),
 - b. Gov. Ferrer Drive, covering Prinza Crossing to Manggahan Crossing), and
 - c. Crisanto Delos Reyes Ave., Manggahan Crossing to Panungyanan-Amadeo boundary).
- 4.2 **Provincial Roads**
- 4.2.1 Noveleta-General Trias Road (Tiburcio Luna Road covering Bacao II-Noveleta boundary to Prinza Crossing), and
 - 4.2.2 General Trias-Elang-De Fuego (Arnaldo Highway covering Prinza Crossing to San Francisco Junction).
- 4.3 **City Roads**
- 4.3.1 Sotto St.,
 - 4.3.2 Mendoza St.,
 - 4.3.3 Mabini St.,
 - 4.3.4 San Gabriel St.,
 - 4.3.5 Diego Mojica St.,
 - 4.3.6 Arnaldo St.,
 - 4.3.7 Asercion St.
 - 4.3.8 1896th St.,
 - 4.3.9 Gen. Trias St.,
 - 4.3.10 Juan Luna St.,
 - 4.3.11 Capt. Deseo,
 - 4.3.12 Plaza Rizal,
 - 4.3.13 Training Center Road,
 - 4.3.14 San Juan I-Market Road,
 - 4.3.15 Gov. Hills-Gov. Drive Diversion Road,
 - 4.3.16 Antel-PEZA Bypass Road,
 - 4.3.17 San Juan II-Tejero Bypass Road,
 - 4.3.18 CavSU-Rosario Road,
 - 4.3.19 Pennsylvania Main Road,
 - 4.3.20 San Juan I-Pinagtipunan Road,
 - 4.3.21 Pasong Kalabaw (Vibora-Sta. Clara Road),
 - 4.3.22 NCIC Road,
 - 4.3.23 Tejero Crossing Bypass Road (Robinsons,
 - 4.3.24 Manggahan Crossing Q2-A Bypass Road, and
- 4.4 **Barangay Roads**
- 4.4.1 Bagong Kalsada, Pasong Kawayan II,
 - 4.4.2 Sampalukan, Pasong Kawayan II,
 - 4.4.3 Palindong, Pasong Kawayan I,
 - 4.4.4 Buenavista Road., Buenavista I and II,
 - 4.4.5 Ipilan Gaerlan to Ilang-Ilang St., Buenavista I, II, and III,
 - 4.4.6 Ilang-Ilang St., Buenavista I and II,
 - 4.4.7 Kastilaan, Buenavista II,
 - 4.4.8 Biclatan Barangay Road,
 - 4.4.9 Santusan, Manggahan,
 - 4.4.10 Tabuhan, Panungyanan,
 - 4.4.11 Panukang Gubat, Alingaro,
 - 4.4.12 Tirona, Santiago,

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- 4.4.13 Marulas, Santiago,
4.4.14 Carapiohan, Santiago,
4.4.15 De Fuego, San Francisco,
4.4.16 Inhinyero, San Francisco,
4.4.17 Kiko Rosa, San Francisco,
4.4.18 Kanutuhan, San Francisco,
4.4.19 Navarro,
4.4.20 J.P. Laurel, Panungyanan,
4.4.21 Veejay Subd. Road, San Juan I,
4.4.22 Pria Road, Pinagtipunan,
4.4.23 Tozawamura Road, Pinagtipunan,
4.4.24 Hospital Road, Pinagtipunan,
4.4.25 F. Dulce St., Pinagtipunan,
4.4.26 J. Gozo St., Pinagtipunan,
4.4.27 Tinungan, Manggahan,
4.4.28 Bacao Access Road, Bacao II,
4.4.29 BSMCI Road, Tapia,
4.4.30 Bagong Kalsada St., Pasong Camachile I and II,
4.4.31 Sulukan St., Pasong Camachile I,
4.4.32 Balikatan Plaza Road, Pinagtipunan,
4.4.33 Buenavista Farmlot, Manggahan,
4.4.34 Greenbreeze Subd., Biclatan,
4.4.35 Javalera Relocation Site Phase I, Javalera,
4.4.36 Javalera Relocation Site Phase II, Javalera,
4.4.37 Javalera Relocation Site Phase III, Javalera,
4.4.38 Javalera Relocation Site Phase IV, Javalera,
4.4.39 Holiday Homes, Biclatan,
4.4.40 Arnaldo St., Manggahan,
(Tsarina Grand Villas Phase I and II),
4.4.41 Bacao Access Road II,
4.4.42 Kiko Rosa Access Road,
4.4.43 Pamayanang Maliksi Access Road,
4.4.44 Santusan Road,
4.4.45 Doña Juana Lumunsad Road, and
4.4.46 Tozawamura Extension,
4.5 NIA Road
4.5.1 Open Canal Road, Pasong Camachile II.

SECTION 5. PROHIBITED ACTS - Except as provided for in Section 7 of this Ordinance, no individual person, company or organization whether private or public, is allowed to cause or put-up any of the obstructions defined under Section 3(7), and illegal structures in all public roads enumerated under Section 4.

SECTION 6. PENALTIES - The violators of this Ordinance shall be penalized as follows:

First Offense

Reprimand and Notice to Comply within five (5) calendar days from receipt thereof if the obstruction is a permanent structure, or:

Reprimand and Notice to Comply for immediate removal of obstruction, if movable.



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Second Offense 2,000.00, confiscation, dismantling/demolition or road obstruction/s and/or illegal structure/s, and cancellation of business permit in case the offender is a business establishment.

If the offender is an organization, partnership or corporation, the penalty provided for under this Ordinance shall be imposed upon the company, organization, partnership, or corporation itself.

Payment of the prescribed penalties stated above shall be made at the City Treasurer's Office.

SECTION 7. EXEMPTIONS - The following activities and/or structures are allowed on a temporary basis in all public roads and sidewalks within the City of General Trias:

- 7.1 Installation of temporary structures (e.g. tents, road blocks, etc.) during police check points or other similar activities to control a certain area and maintain public safety, provided that proper coordination is made with pertinent local and national government offices, and due notice is given to the public;
- 7.2 Installation of temporary structures (e.g. tents, stage, road blocks, barriers, etc.) during town fiesta celebrations, and events of the City Government, provided that proper coordination is made with pertinent local and national government offices, and due notice is given to the public;
- 7.3 Installation of temporary structures (e.g. tents, tables, etc.) used for funerals and other similar activities, provided that the owner/organizer shall secure a clearance from the barangay indicating the purpose, descriptions of the tents and its prescribed duration; and shall coordinate with the Barangay Officials to ensure the public safety and the smooth flow of traffic in the affected area;
- 7.4 Parked ambulances and public emergency vehicles; and
- 7.5 Temporary obstructions caused by the establishment of bicycle lanes.

SECTION 8. ROAD CLEARING OPERATIONS - The Public Order and Safety Task Force shall be referred as the Task Force, duly organized by the Local Chief Executive to conduct regular road clearing operations in all public roads and sidewalks within the City of General Trias.

Public roads cleared by the Task Force shall be turned over to the Barangay for maintenance through the issuance of a Certificate of Turnover.

Further, a monthly report on the accomplishments of the road clearing operations shall be submitted to the Local Chief Executive (LCE), the Sangguniang Panlungsod and the City Local Government Operations Officer (CLGOO).

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SECTION 9. REHABILITATION AND DISPLACEMENT STRATEGY - The City Government through the Task Force, shall ensure the rehabilitation and restoration for public use of cleared roads through efforts such as cleaning and flushing, installation of street lights, erection of appropriate signage, setting of appropriate speed limit, lands scaping and installation of street art, and other similar initiatives.

Displacement strategies such as, but not limited to relocation, and provision of alternative livelihood for vendors shall also be implemented for the benefit of those affected by the road clearing operations.

SECTION 10. ROLE OF THE BARANGAY - the Barangay in coordination with the Task Force shall be in charge of the conduct of road clearing operations in barangay roads and minor public-use streets within their jurisdiction. Further, it shall ensure that all cleared and turned over roads remain free from all forms of obstructions and illegal structures.

The barangay shall also submit to the Task Force a list of individuals and businesses who have violated the provisions of this Ordinance.

SECTION 11. PUBLIC INFORMATION, EDUCATION AND COMMUNICATION (PLEC) CAMPAIGN/CITY INFORMATION OFFICE (CIO) - The City Government shall conduct a comprehensive community-based multi-media educational program on road clearing to raise awareness and show community participation.

The campaign shall also encourage the participation of other government agencies and the private sector including NGOs, POs, business sector, environmental groups and other private entities in a multisectoral information campaign.

The City Information Officer (CIO) shall develop multi-media info graphics which will be posted in the LGU's Official website and Facebook pages. The CIO shall also spearhead the production and installation of physical signages through tarpaulin and billboards on the prohibited acts and shall be displayed in major thoroughfares and convergence areas in the city.

SECTION 12 GRIEVANCE AND FEEDBACK MECHANISM/OFFICE OF CITY ADMINISTRATOR/OFFICE OF THE CITY INFORMATION (CIO) - The City Government shall establish a systematic Grievance Mechanism to consolidate the issues and concerns of the stakeholders on the operationalization of this Ordinance. A physical desk shall be established in the Office of Administrator with a designated focal person.

The City Information Officer (CIO) will also develop a web-based system and the use of the official social media pages of the LGU for the lodging of complaints, issues and concerns on the implementation. A hotline number shall be established in the Office of the City Mayor to immediately address any complaint of the public.

SECTION 13. APPROPRIATION - The City Government shall appropriate funds for the implementation of this Ordinance. Thereafter, the funding needed for its continuous implementation shall be included in the Annual Budget of the City Government.

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SECTION 14. IMPLEMENTING RULES AND REGULATIONS - While the provisions of this Ordinance are operative and self-executory, an Implementing Rules and Regulation may be issued by the Local Chief Executive (LCE) as may be deemed necessary.

SECTION 15. SEPARABILITY CLAUSE - If for any reason or reasons, any part or provisions of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions which are not affected thereby shall continue to be in full force and effect.

SECTION 16. REPEALING CLAUSE - All ordinances, rules and regulations inconsistent with the provision thereof are hereby repealed.

SECTION 17. EFFECTIVITY - This Ordinance shall take effect fifteen days after its publication in a newspaper of general circulation and posting in three (3) conspicuous places in the city.

ORDAINED under THIRD READING on 04 NOVEMBER 2020.


JONAS GLYNN F. LABUGUEN
SP Member


GARY A. GREPO
SP Member


CLARISSSEL J. CAMPAÑA-MORAL
SP Member


JOWIE S. CARAMPOT
SP Member


KRISTINE JANE M. PERDITO-BARISON
SP Member


ISAGANI L. CULANDING
SP Member

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J-M VERGEL M. COLUMNA
SP Member~~

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WALTER C. MARTINEZ
SP Member~~


FLORENCIO D. AYOS
SP Member



VIVENCIO Q. LOZARES, JR.
SP Member

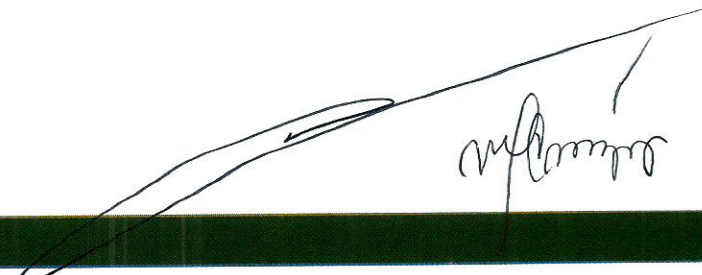

RICHARD R. PARIN
SP Member


HERNANDO M. GRANADOS
SP Member


ALFREDO S. CHING
SP Member/LNB President


REIENEL R. FERRER
SP Member/SKF President







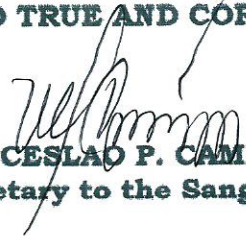
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CERTIFIED TRUE AND CORRECT:


WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

ATTESTED:


MAURITO C. SISON
City Vice Mayor/Presiding Officer

APPROVED:


ANTONIO A. FERRER
City Mayor


jnb/app/dga

