ORDINANCE NO. 09-089

AN ORDINANCE PRESCRIBING REGULATORY FEES FOR THE ISSUANCE OF TRAFFIC CLEARANCES, CERTIFICATIONS AND OTHER DOCUMENTS ISSUED BY THE MUNITLUPA TRAFFIC MANAGEMENT BUREAU (MTMB) AND FOR OTHER PURPOSES.

Sponsored by: Hon. Coun. Francis Ian T. Bagatsing
Co-sponsored: Hon. Coun. Allan Rey A. Camillon
 Hon. Coun. Ma. Luisa Babaran-Echavez, MD
 Hon. Coun. Margarita Amythyst Patdu-Labios, MD
 Hon. Coun. Melchor R. Teves
 Hon. Coun. Atty. Iclosiano M. dela Rea
 Hon. Coun. Marite Deang-Calalang, DMD
 Hon. Coun. Joselito V. Arevalo
 Hon. Coun. Vergel C. Ulanday
 Hon. Coun. Robert A. Abas
 Hon. Coun. Atty. Rey E. Bulay
 Hon. Coun. Renato R. So – ABC President

WHEREAS, Article 99(3)(i) of the Rules and Regulations Implementing the Local Government Code of 1991, provides that, “the Sangguniang Panlungsod shall enact ordinances granting xxx and xxx, upon such conditions and for such purposes intended to promote the general welfare of the inhabitants of the city and pursuant to this legislative authority shall:

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

WHEREAS, Section 153, of Republic Act 7160 otherwise known as the New Local Government Code of 1999, states that, “Service fees and charges - Local Government Units may impose and collect such reasonable fees and charges for service rendered”;

WHEREAS, the MUNITLUPA TRAFFIC MANAGEMENT BUREAU (MTMB) has already issuing certification, clearances and other documents to the public but they are not imposing any payment for the said services rendered;

WHEREAS, the MUNITLUPA TRAFFIC MANAGEMENT BUREAU (MTMB) is issuing numerous traffic clearances, certifications, permits, etc., to the applicants requesting for the following:

a) Traffic clearances for private individual to open business, like junkshop, motor shops, car wash shops, and other businesses operating along the main thoroughfares of the City of Muntinlupa.
b) Traffic Clearances for transport groups that applied for accreditation be submitted to the Sangguniang Panlungsod.
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c. Traffic Clearances for transport groups that applied for accreditation to be submitted to the Sangguniang Panlungsod.
d. Traffic Clearance for transport groups for accreditation to put up a terminal to be submitted to the Sangguniang Panlungsod.
e. Traffic Clearance for water service connection.
f. Certifications for drivers who secure personal records on apprehension (with or without record).
g. Traffic Clearances for private companies/ and individuals to conduct motorcade and provide motorcycle escorts, etc.
h. Traffic Clearances for excavation and installation.
i. Traffic Clearances for private transport companies to move equipment and / or load with excessive weight, width or height.

WHEREAS, in order to compensate for these services and resources used by MTMB, it is but proper to impose certain fees and/or amount of these activities with the end in view of helping the City Government’s revenue collection as hereunder enumerated;

NOW THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the 5th Sangguniang Panlungsod of Muntinlupa in Session assembled that:

SECTION 1. The Muntinlupa Traffic Management Bureau (MTMB) shall charge regulatory fees for every owner/operator of business, industrial, commercial establishments, and private entities building for issuance of any clearances, certificates, inspection and compliance monitoring. The said fees that will be imposed will generate funds that will supplement the operations and maintenance of the Muntinlupa Traffic Management Bureau (MTMB) programs and projects.

The Muntinlupa Traffic Management Bureau (MTMB) shall be a prerequisite for the issuance of accreditation from Sangguniang Panlungsod and business permit subject to the conditions and policies of the Business Permits and Licensing Office.

SECTION 2. Payment to the City Treasurer in accordance with the following schedule:

Traffic clearances to be issued for private business establishment before approval by BPLO:

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>FEES</th>
<th>DURATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Auto Repair Shop</td>
<td>100.00</td>
<td>One (1) year</td>
</tr>
<tr>
<td>2. Car Shop</td>
<td>100.00</td>
<td>One (1) year</td>
</tr>
<tr>
<td>3. Vulcanizing</td>
<td>100.00</td>
<td>One (1) year</td>
</tr>
<tr>
<td>4. Motorcycle Repair Shop</td>
<td>100.00</td>
<td>One (1) year</td>
</tr>
</tbody>
</table>
Sangguniang Panglungsod

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5. Transport Group | 100.00 | One (1) year
6. Tricycle/Repair Shop | 50.00 | One (1) year
7. Junk shop | 50.00 | One (1) year
8. and the likes | 50.00 | One (1) year

II. Traffic Clearance to be issued for transport groups to be submitted to Sangguniang Panglungsod.

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>FEES</th>
<th>DURATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Accreditation for PUJ Association</td>
<td>150.00</td>
<td>One (1) year</td>
</tr>
<tr>
<td>2. Accreditation for PUB Association</td>
<td>500.00</td>
<td>One (1) year</td>
</tr>
<tr>
<td>3. Application to put up Transport Terminal</td>
<td>1,000.00</td>
<td>One (1) year</td>
</tr>
<tr>
<td>4. Application to put up, Private Towing &amp; Impounding Business</td>
<td>150.00</td>
<td>One (1) year</td>
</tr>
<tr>
<td>5. Accreditation for Tricycles Association</td>
<td>100.00</td>
<td>One (1) year</td>
</tr>
<tr>
<td>6. and the likes</td>
<td>100.00</td>
<td>One (1) year</td>
</tr>
</tbody>
</table>

III. Traffic Clearance to be issued with motorcycle escort:

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>FEES</th>
<th>DURATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1) Motorcycle of private establishments</td>
<td>150.00</td>
<td>As required</td>
</tr>
<tr>
<td>2) And the likes</td>
<td>150.00</td>
<td>As required</td>
</tr>
</tbody>
</table>

IV. Certification for drivers:

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>FEES</th>
<th>DURATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Records on file (with or without records)</td>
<td>50.00</td>
<td>As required</td>
</tr>
<tr>
<td>2. and the likes</td>
<td>50.00</td>
<td>- DO -</td>
</tr>
</tbody>
</table>

V. Traffic Clearances to be issued for water service connection.

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>FEES</th>
<th>DURATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Water service connection (residential)</td>
<td>150.00</td>
<td>As required</td>
</tr>
<tr>
<td>2. And the likes</td>
<td>150.00</td>
<td>- DO -</td>
</tr>
</tbody>
</table>

VI. Traffic Clearance to be issued for installation/excavation.

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>FEES</th>
<th>DURATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Installation of electric post</td>
<td>150.00</td>
<td>As required</td>
</tr>
<tr>
<td>2. Installation of valves</td>
<td>150.00</td>
<td>- do-</td>
</tr>
<tr>
<td>3. Installation of pipes</td>
<td>150.00</td>
<td>- do-</td>
</tr>
<tr>
<td>4. Installation of cables</td>
<td>150.00</td>
<td>- do-</td>
</tr>
<tr>
<td>5. Excavations</td>
<td>150.00</td>
<td>- do-</td>
</tr>
<tr>
<td>6. Manholes</td>
<td>150.00</td>
<td>- do-</td>
</tr>
<tr>
<td>7. and the likes</td>
<td>150.00</td>
<td>- do-</td>
</tr>
</tbody>
</table>
VII. Traffic clearance for private transport groups to move equipment and/or load with excessive weight, width or height (In consonance with City Ordinance No. 04-022, Sec. 22, Sec. 92 – Muntinlupa Traffic Code).

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>FEES</th>
<th>DURATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Tractor Head with 10 wheeler trailer</td>
<td>100.00</td>
<td>Three months from the date of issuance</td>
</tr>
<tr>
<td>2. Tractor Head with 12 wheeler trailer</td>
<td>60.00</td>
<td>- do-</td>
</tr>
<tr>
<td>3. 10 wheeler transit mixer</td>
<td>60.00</td>
<td>- do-</td>
</tr>
<tr>
<td>4. 10 wheeler Water Truck</td>
<td>60.00</td>
<td>- do-</td>
</tr>
<tr>
<td>5. 10 Wheeler Dump Truck</td>
<td>60.0</td>
<td>- do-</td>
</tr>
<tr>
<td>6. and the likes</td>
<td>60.00</td>
<td>- do-</td>
</tr>
</tbody>
</table>

SECTION 3. Requirements for the issuance of certifications, clearances and other documents issued by the Muntinlupa Traffic Management Bureau (MTMB) are as follows:

(I) Requirements for traffic clearance to be issued for private business establishment before approval by BPLO:
   a) Letter request to Chief, MTMB re: purpose,
   b) ESC Clearance
   c) Barangay Clearance
   d) Community Tax Certificate of requester
   e) Sketch location of business.

(II) Traffic Clearance to be issued for transport groups to be submitted to Sangguniang Panglunsod.
   ✓ Letter request to Chief, MTMB re: purpose.
   ✓ Certification of Incorporation from SEC
   ✓ Constitution and By-Laws of the Association
   ✓ List of Unit Members.
   ✓ Barangay Clearance
   ✓ Community Tax Certificate of requester

III. Traffic Clearance to be issued with motorcycle escort:
   ➢ Letter request to Chief of MTMB

IV. Certification for drivers:
   ➢ Letter request to Chief of MTMB
V. TRAFFIC CLEARANCES TO BE ISSUED FOR WATER SERVICE CONNECTION.

- Letter request to Chief of MTMB
- Barangay Clearance
- Application from MAYNILAC Water Services with sketch of location
- Community Tax Certificate of requester

VI. TRAFFIC CLEARANCE TO BE ISSUED FOR INSTALLATION/EXCAVATION.

- Letter request to Chief of MTMB
- Certification of approval from Engineering Department Muntinlupa City
- Barangay Clearance
- Community Tax Certificate of requester
- Location plan

VII. TRAFFIC CLEARANCE FOR PRIVATE TRANSPORT GROUPS TO MOVE EQUIPMENT AND/OR LOAD WITH EXCESSIVE WEIGHT, WIDTH OR HEIGHT (IN CONSONANCE WITH CITY ORDINANCE NO. 04-022, SEC. 22, SEC. 92 – MUNTINLUPA TRAFFIC CODE).

- As prescribed in the Muntinlupa Traffic Code, Section 92 before approval of MTMB.

SECTION 4. All fees collected pursuant to this Ordinance shall be divided as follows:

a) The Fifty percent (50%) shall go to the trust fund of Muntinlupa Traffic Management Bureau (MTMB) and the remaining Fifty Percent (50%) shall go to the General Fund of the City Government.

b) All fees and charges that will accrue to the Muntinlupa Traffic Management Bureau (MTMB) Trust Fund will augment the funding of all programs and projects.

SECTION 5. REPEALING CLAUSE – All ordinances and resolutions or parts thereof which are inconsistent with the provisions hereof are hereby repealed or modified accordingly.

SECTION 6. SEPARABILITY CLAUSE – If, for any reason, any provision(s) of this Ordinance shall be held unconstitutional by competent authority, such judgment or action shall not affect or impair the other provisions.

SECTION 7. EFFECTIVITY – This ordinance shall take effect immediately after publication in a local newspaper of general circulation.
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ENACTED, by the 5th Sangguniang Panlungsod of Muntinlupa this 20th
day of April, 2009, on its 75th Regular Session.

CONCURRED:

DISTRICT I:

COUN. ALLAN REY A. CAMILON
Member

COUN. MA. LUISA BABARAN-ECHAVEZ, MD
Member

COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD
Member

COUN. MELCHOR R. TEVES
Member

COUN. ATTY. ICASIANO M. DELA REA
Member

COUN. MARITA DEANG-CALALANG, DMD
Member

DISTRICT II:

COUN. FRANCIS AN T. BAGATSING
Member

COUN. JOSELITO S. AREVALO
Member

COUN. MANUEL T. SEVILLA, JR.
Member

COUN. VERGEL C. ULANDAY
Member

COUN. ROBERT A. ABAS
Member
COUN. ATTY. REY E. BULAY  
Member

COUN. RENATO R. SO  
Sectoral Representative  
President  
Association of Barangay Captains

NO:

COUN. ALLEN F. AMPAYA  
Member

ABSTAIN:

COUN. ERMIE S. ESPELETA  
Member

ABSENT:

COUN. LUVI P. CONSTANTINO  
Member

COUN. ENGR. MARISSA COLE-RONGAVILLA  
Member

COUN. DANN HENRY G. TEVES  
Sectoral Representative  
President  
Federation of Sangguniang Kabataan

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

LEONORA M. MARCELO  
Legislative Staff Officer IV
ATTESTED:

ARTEMIO A. SIMUNDAC
Vice Mayor/Presiding Officer

APPROVED:

ALBINO L. SAP PEDRO
City Mayor

Date: ____________________