ORDINANCE NO. 11-026

AN ORDINANCE APPROVING THE LOCATIONAL CLEARANCE TO WI-
TRIBE TELECOMS FOR THEIR PROPOSED CELLSITE TOWER, TO BE
LOCATED AT ONE SUPREME BUILDING, NATIONAL ROAD, BARANGAY
POBLACION, MUNTINLUPA CITY.

Sponsored by:
Hon. Coun. Robert A. Abas
Hon. Coun. Atty. Raul R. Corro
Hon. Coun. Margarita Amythyst Patdu-Labios, MD
Hon. Coun. Bali Nieles
Hon. Coun. Alexander B. Diaz
Hon. Coun. Ringo A. Teves
Hon. Coun. Dan Hubert A. Barlis
Hon. Coun. Luvy P. Constantino
Hon. Coun. Engr. Neppal S. Santiago
Hon. Coun. Joselito V. Arevalo
Hon. Coun. Robert P. Baes
Hon. Coun. Elmer S. Espeleta
Hon. Coun. Rafael T. Sevilla
Hon. Coun. Vergel C. Ulanday
Hon. Coun. Adorado P. San Pedro

WHEREAS, the Executive Order No. 71 and Republic Act No. 7160,
otherwise known as the New Local Government Code of 1991, states that, “the
power of the Housing and Land Use Regulatory Board (HLURB) to grant
preliminary approval and subdivision plans of all subdivisions has been
transferred to the Local Government Units”;

WHEREAS, under the said New Local Government Code of 1991,
specifically Section 458 (2)(x), it states that, “the Sangguniang Panlungsod
has the power to process and approve land use and zoning within its
jurisdiction”;

WHEREAS, after evaluating the necessary documents submitted by WI-
TRIBE Telecoms, and based on the recommendation of the City Zoning
Administrator the application for Locational Clearance (LC), for its proposed cell
site tower, located at One Supreme Building, National Road, Barangay
Poblacion, Muntinlupa City, is hereby approved, subject to the terms and
conditions under Ordinance No. 02-047;

WHEREAS, City Ordinance No. 02-047 adopts the Zoning Guidelines and
Regulations for the City of Muntinlupa;

WHEREAS, Section 11 ( c ) (1) of the Comprehensive Land Use Plan
states that, “No cellular towers/cell site towers shall be erected on the ground or
top of any building within a distance of not less than five (5.0) meters from
the base of the cellular tower or building up to nearest boundary or any residential,
institutional, commercial, parks and recreation zones and the like.”
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WHEREAS, the proposed cell site tower is located at One Supreme Building, National Road, Barangay Poblacion, Muntinlupa City;

WHEREAS, the applicant/contractor complied with the requirements setforth under the provisions of Kautusang Panlungod Bilang 99-033 as amended by Kautusang Panlungod Bilang 10-114;

NOW THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED, by the 8th Sangguniang Panlungod in session assembled that:

SECTION 1. This ordinance hereby grants the request of WI-TRIBE Telecoms, for Locational Clearance (LC) for its project, “proposed cell site tower, located at One Supreme Building, National Road, Barangay Poblacion, Muntinlupa City.

SECTION 2. The type of installation is Bipo (Roof Top Mounted) with coordinates (Longitude) of 121° 5’ 56.22”; (Latitude): 14° 41’ 58.52’.

a) Proposed antennas Specifications of the project:

1. Link Antenna
   a. antenna type: Xian Putiaa/WTG06-177D
   b. assigned frequency: (Transmit) 17.7275 GHz; (receive): 18.7375 GHz
   c. power output: 0.03 watt
   d. antenna diameter: 0.60 meter
   e. antenna gain: 38.80 dBi
   f. antenna height above ground level (AGL): 28 meter

2. Wimax Access Point Antenna
   a. antenna type: Andrew APW225-X6015-ONW AP450
   b. Assigned frequency: (Transmit) 2535-2545 MHz (receive) 2565-2595 MHz
   c. Transmitted power: 10 wattle
   d. Antenna gain: 16.5 dBi
   e. Down tilt angle: 1/1/1°
   f. Antenna height above ground level: 29 meters

b) Relevant Exposure Limits

1. Occupational Limit: 50.00 W/m² for 2535 – 2545 MHz and 17.7275 GHz
2. Non-occupational limit: 10.00 w/m² for 2535 – 2545 MHz and 17.7275 GHz [Commission on International Commission on Non-Ionizing Radiation Protection (ICNIRP) Guidelines, 1998]
SECTION 3. No person shall be allowed to remain directly in front of the antenna at horizontal distances less than the calculated safe distances listed below. These horizontal distances are at the level of the antenna height above ground.

<table>
<thead>
<tr>
<th>Antenna Type</th>
<th>Distance in meter/s</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Occupational</td>
</tr>
<tr>
<td>Point to Point</td>
<td>0.60</td>
</tr>
<tr>
<td>Wimax</td>
<td>0.84</td>
</tr>
</tbody>
</table>

If one considers the specified antenna heights for the point to point and Wimax antenna, it is unlikely that members of the public will be exposed to levels exceeding the limits.

SECTION 4. The Final Approval shall be issued provided that the applicant shall also submit and comply with all the requirements set forth by the Zoning Office and the Sangguniang Panlungsod.

SECTION 7. The developer-applicant shall also comply with all the terms and conditions agreed upon and all legal requirements by the Zoning Office and by existing laws and ordinances.

ENACTED, by the 6th Sangguniang Panlungsod this 14th day of March, 2011, on its 28th Regular Session.

CONCURRED:

DISTRICT I:

COUN. ATTY. RAUL R. CORRO
Member

COUN. ATTY. PATRICIO L. BONCAYAO, JR.
Member

COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD
Member

COUN. BAL NIEVES
Member

COUN. ALEXANDER B. DIAZ
Member

COUN. RINGO J. TEVES
Member
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COUN. DAN HUBERTA BARLIS
Member

COUN. LUP. CONSTANTINO
Member

COUN. ROBERT A. ABAS
Member

COUN. JOSE LITO V. AREVALO
Member

COUN. ENGR. NEPTALI S. SANTOS
Member

COUN. MARCOS E. CAMACHO
Member

COUN. ROBERT P. BAES
Member

COUN. VERGEL C. ULANDAY
Member

COUN. ADORADO P. SAN PEDRO
Sectoral Representative
President
Association of Barangay Captains

ABSTAIN:
COUN. ALLEN F. AMPAYA
Member

ABSENT:
COUN. EULOGIO DS. DIOKO, II
Sectoral Representative
President
Federation of Sangguniang Kabataan

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

CECILIA C. LAZARTE
Secretary
ATTESTED:

ARTEMIO A. SIMUNDAC
Vice Mayor/Presiding Officer

APPROVED:

ALDRIN L. SAN PEDRO
City Mayor

Date: ____________________

Nory/6th SP