ORDINANCE NO. 17-050

AN ORDINANCE URGING ALL OPERATORS AND OWNERS OF ESTABLISHMENTS OF PAY PARKING AND THE LIKES, TO EXEMPT THE SENIOR CITIZENS AND PERSONS WITH DISABILITY IN THE PAYMENT OF PARKING FEES.

Sponsored by: Hon. Coun. Ringo A. Teves
Hon. Coun. Lucio B. Constantino
Hon. Coun. Bal Nieves
Hon. Coun. Stephanie G. Teves
Hon. Coun. Allan Rey A. Camilon
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Alexander Diaz
Hon. Coun. IveyRhiaArciaga-Tadefa
Hon. Coun. Christine May A. Abas
Hon. Coun. Marissa Cole-Rongavilla
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Victor L. Ulanday
Hon. Coun. Grace B. Gonzaga
Hon. Coun. Walter A. Arcilla – ABC

WHEREAS, it is a declared policy of the State to give priority for the needs of the xxx, elderly, xxx, and in consonance with the said constitutional principle is to motivate and encourage the senior citizens to contribute to nation building;

WHEREAS, Republic Act 7432, aims to establish a mechanism whereby the contribution of the senior citizens are maximized; to adopt measures whereby senior citizens are assisted and appreciated by the community as a whole; and to establish a program beneficial to the senior citizens, their families and the rest of the community that they serve;

WHEREAS, there are business establishments which charge parking fees for vehicle owners in exchange of convenient and sure parking for a specific time. The charging for parking vehicles is regardless of the age, gender and economic status of a vehicle owner driver;

WHEREAS, on November 9, 2016 the Committee on Veterans, Elderly, Retirees and Persons with Disability conducted a public hearing for the aforesaid request;

NOW, ORDAIN, AS IT IS HEREBY ORDAINED, by the 8th Sangguniang Panlungsod of Muntinlupa in Session assembled that:
Ordinance No. 17-050

SECTION 1. Title – this ordinance shall be known as "an ordinance on free parking for Senior Citizens and Persons with Disability"

SECTION 2. Coverage – This ordinance shall cover all business establishments of pay parking and the likes, operating within the jurisdiction of Muntinlupa City which charge parking fees in exchange for parking space/slots/areas at a specific time;

SECTION 3. Availment of parking fee exemption – The parking fee exemption for Senior Citizen and Persons with Disability shall be availed by a senior citizen and persons with disability driving a vehicle or on board a privately owned vehicle upon presentation of his/her valid senior citizen's and persons with disability Identification Card issued by any government agency/office.

SECTION 4. All business establishments operating pay parking and the likes within the jurisdiction of Muntinlupa City shall provide slots/areas as free parking for the Senior Citizen and persons with disability.

SECTION 5. Application of the Ordinance – This ordinance shall be applied to all private vehicles only, and not applicable to Public Utility Vehicles (PUV), such as: PUJ, Tricycle, Buses, Taxi and the likes.

SECTION 6. Penalty Clause – Any violation of any provision/sunder this Ordinance shall be punished by the following fine:

<table>
<thead>
<tr>
<th>Offense</th>
<th>Fine</th>
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<tr>
<td>First Offense</td>
<td>One Thousand Pesos (Php1,000.00)</td>
</tr>
<tr>
<td>Second Offense</td>
<td>Three Thousand Pesos (Php3,000.00)</td>
</tr>
<tr>
<td>Third Offense</td>
<td>Five Thousand Pesos (Php5,000.00), or revocation of Business Permit to operate</td>
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SECTION 7. Complaint/s for violations of this ordinance shall be made by filing a verified written complaint before the office of the Senior Citizen Affairs Office (OSCA) and Persons With Disability (PWD), which shall, not later than five (5) days from receipt thereof, send a notice of answer to the respondent and set the same for mandatory conference.

Should there be a failure of the parties to conciliate or amicably settle the controversy, the OSCA and PWD shall immediately consider the complaint submitted for discussion, unless both parties wish to submit their position paper.
SECTION 8. 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 hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 9. Repealing Clause. All previous ordinances inconsistent with this ordinance shall be deemed repealed or modified accordingly.

SECTION 10. Effectivity Clause – This ordinance shall take effect upon its approval and following its publication in a newspaper of general circulation.

ENACTED, by the 8th Sangguniang Panlungsod of Muntinlupa this 16th day of January 2017, this 22nd Regular Session.

CONCURRED:

DISTRICT I:

COUN. STEPHANIE G. TEVES  
Member

COUN. ALLAN REY A. CAMILON  
Member

COUN. LOUISITO A. ARCIAGA  
Member

COUN. IVEE RHIA A. TADEFA  
Member

DISTRICT II:

COUN. MA. DHESIREE G. AREVALO  
Member

COUN. MARISSA C. RONGAVILLA  
Member

COUN. CHRISTINE MAY A. ABAS  
Member

COUN. MARK LESTER M. BAES  
Member
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COUN. LUCIO B. CONSTANTINO
Member

COUN. RAFAEL T. SEVILLA
Member

COUN. GRACE B. GONZAGA
Member

COUN. VICTOR L. ULANDAY
Member

COUN. WALTER A. ARCILLA
Sectoral Representative
President
League of Barangay Captains

ABSENT:

CELSO C. DIOKO
City Vice-Mayor/Presiding Officer

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

CECILIA C. LAZARTE
Secretary

ATTESTED:

COUN. ATTY. PATRICIO L. BONCAYAO, JR.
Majority Floor Leader/Acting Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDI
City Mayor

Date: 24 JAN 2017