



Quezon City
16th City Council

73rd Regular Session

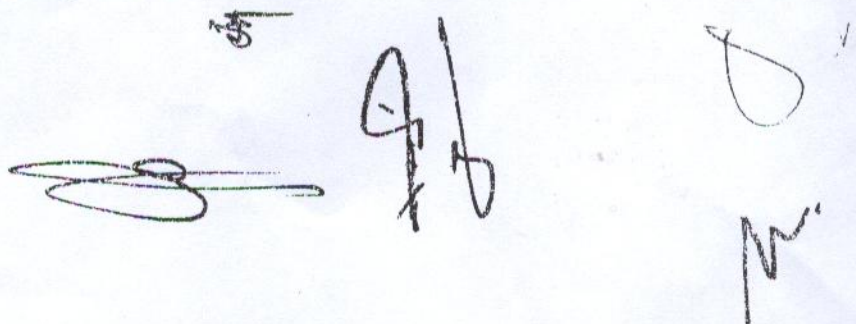
ORDINANCE NO. SP-1729, S-2006
(PO2006-122)

AN ORDINANCE PRESCRIBING ENVIRONMENTAL INSPECTION FEES FOR ALL INDUSTRIAL AND/OR COMMERCIAL ESTABLISHMENTS AND PRIVATE ENTITIES WHOSE ACTIVITIES ARE POTENTIAL SOURCES OF LAND, AIR AND WATER POLLUTION AND FOR OTHER PURPOSES.

introduced by Councilors RESTITUTO B. MALANGEN, ANTONIO E. INTON, JR., ERIC Z. MEDINA, RAMON P. MEDALLA, FRANCISCO A. CALALAY, JR., JORGE B. BANAL, JR., BAYANI V. HIPOL, BERNADETTE HERRERA-DY, JOSEPH P. JUICO, WINSTON "Winnie" T. CASTELO, VOLTAIRE GODOFREDO L. LIBAN III, DANTE M. DE GUZMAN and XYRUS L. LANOT.

WHEREAS, Section 458 (1) (vi) of the Local Government Code of 1991 provides that "the Sangguniang Panlungsod shall approve ordinances and pass resolutions necessary for an efficient and effective city government, and in this connection, shall "protect the environment and impose appropriate penalties for acts which endanger the environment and such other activities which result in pollution, acceleration of eutrophication of river and lakes, or of ecological imbalance";

WHEREAS, under the Local Government Code, cities may impose and collect such reasonable fees and charges on business and occupations;



WHEREAS, protection and safeguarding of the environment is a primary concern of the Quezon City government to ensure the rights of Quezon City constituents to a balanced and healthful ecology and the freedom of the people of Quezon City from all risks, dangers and hazards of pollution which development and progress imminently generate;

WHEREAS, the Quezon City government through the City Environment and Natural Resources Office deems it necessary and proper to impose environmental inspection fees for all industrial, commercial, manufacturing establishments and private entities whose activities are potential and actual sources of water, air and land pollution.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. Environmental Inspection Fees - Every owner/operator of business, industrial, commercial or agricultural establishments/building shall be charged an Environmental Fee for inspection and compliance monitoring. An Environmental Permit to Operate will only be issued after compliance with environmental requirements from DENR, LLDA, CENRO and other government agencies.

SECTION 2. All owners/operators of business, industrial, commercial or agricultural establishments should appoint/designate an Environmental Protection Officer duly accredited by CENRO for purposes of supervision and enforcement of existing rules and regulations for the protection of the environment and to promote general welfare upon payment of the City Treasurer of an annual fee in accordance with the following schedule:

I. All High-Risk Industries and Establishments

- 1. Fuel Depot & Fuel Storage Facilities P1,000.00
- 2. Gasoline service and LPG filling stations 500.00






- 3. All Big Scale Manufacturing Industries P1,500.00
- 4. Garbage Contractors/Terminal of Garbage Trucks Garbage Transfer Station 800.00
- 5. Sanitary Waste Landfills and other Waste Treatment or Disposal Site of Toxic Waste 1,500.00
- 6. Private Hospitals 800.00
- 7. Shopping Centers/Malls/Markets/Talipapa 800.00
- 8. Substation, Cell Site 300.00
- 9. Junkshops 300.00
- 10. Retailer of LPG (10 tanks and above) 200.00

II. All Industries/Establishments with Potential Source of Pollution (Water, Air, Odor, Noise, Smoke and Land Pollution)

- 1. Small-Scale Manufacturing Industries P500.00
- 2. Housing Development Projects such as Residential Subdivisions, Parks (Memorial Park included), Condominiums 800.00
- 3. High-Rise Building 800.00
- 4. Fast Food Chains/Restaurants 800.00
- 5. Terminal/Garage of Transport/Trucking Services 800.00
- 6. Medical Clinics with Lying-In Clinics 400.00
- 7. Hotels, Motels, Apartelles, Inns 1,000.00
- 8. Welding Shop/Auto Repair w/repainting shop, Refrigerator w/repainting shop, Furniture Shop/Sash Factory 400.00
- 9. Car Wash, Laundry Services, Funeral Services 400.00
- 10. Animal Farm/Piggery exceeding 25 heads 300.00
- 11. Manufacture's procedures, foundry shops, laboratories and warehouses 500.00
- 12. Amusement places such as KTV/Videoke, Golf Course operators, other similar establishments 500.00
- 13. Such other activities, projects as may be determined by CENRO or has been the subject of complaint/inspection 300.00



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III. EPO Accreditation

P 300.00

In the case where a single person, partnership or corporation conducts or operates two or more businesses on one place or establishment, the environmental inspection permit fee shall be imposed on the business with the highest rate.

SECTION 3. Any violation of this Ordinance shall be subject to the following penalties:

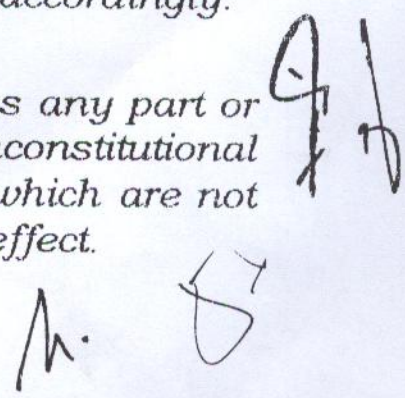
- 1. Failure to secure Environmental Permit to Operate P5,000.00
- 2. Refusal on Entry of Bonafide CENRO Inspectors 2,500.00
- 3. Failure to install Anti-Pollution Devices:
 - a. High-Risk Industries/Activities 5,000.00
 - b. Industries/Activities with Potential Pollution 3,000.00

If violation is committed by a firm, partnership, corporation or other juridical entity, the manager, managing partner, trustee, director or person-in-charged with the management of such firm, partnership, corporation or other juridical entity shall be held liable.

SECTION 4. All existing ordinances or parts thereof which are inconsistent with any provisions or part of this Ordinance are hereby repealed and modified accordingly.

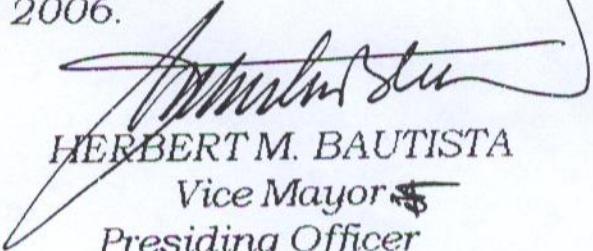
SECTION 5. If for any reason or reasons any part or provision of this Ordinance shall be held unconstitutional or invalid, other parts or provisions hereof which are not affected shall continue to be in full force and effect.



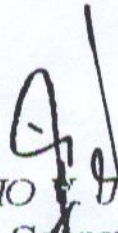


SECTION 6. This Ordinance shall take effect after fifteen (15) days following the completion of its publication in a newspaper of general circulation.

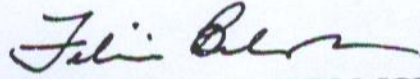
ENACTED: November 13, 2006.


HERBERT M. BAUTISTA
Vice Mayor
Presiding Officer

ATTESTED:

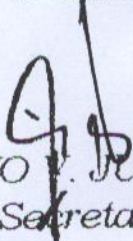

EUGENIO V. JURILLA
City Secretary

APPROVED: Dec. 23, 2006


FELICIANO R. BELMONTE, JR.
City Mayor

CERTIFICATION

This is to certify that this Ordinance which was APPROVED on Second Reading on November 13, 2006, was finally PASSED on Third/Final Reading by the City Council on November 20, 2006.


EUGENIO V. JURILLA
City Secretary