

QUEZON CITY COUNCIL

Quezon City
20th City Council

PO20CC-284

52nd Regular Session

ORDINANCE NO. SP- 2675, S-2018

AN ORDINANCE PROHIBITING ALL TYPES OF VEHICLES WITH SIX WHEELS AND ABOVE FROM ENTERING AND UTILIZING MAUBAN STREET WITHIN THE TERRITORIAL BOUNDARIES OF BARANGAY SAN JOSE, DISTRICT 1, QUEZON CITY AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

Introduced by Councilor ANTHONY PETER D. CRISOLOGO.

Co-Introduced by Councilors Lena Marie P. Juico, Elizabeth A. Delarmente, Victor V. Ferrer, Jr., Oliviere T. Belmonte, Alexis R. Herrera, Precious Hipolito Castelo, Voltaire Godofredo L. Liban III, Ramon P. Medalla, Ranulfo Z. Ludovica, Estrella C. Valmocina, Roderick M. Paulate, Allan Benedict S. Reyes, Gian Carlo G. Sotto, Franz S. Pumaren, Eufemio C. Lagumbay, Marvin C. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Ivy Xenia L. Lagman, Marra C. Suntay, Hero Clarence M. Bautista, Jose A. Visaya, Karl Edgar C. Castelo, Julianne Alyson Rae V. Medalla, Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Allan Butch T. Francisco, Marivic Co-Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto, Donato C. Matias, Eric Z. Medina and Ricardo B. Corpuz.

WHEREAS, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, prescribed that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental of its efficient and effective governance, and those essential for the promotion of the general welfare;

WHEREAS, the Sangguniang Barangay of Barangay San Jose passed Resolution No. 114, S-2014, entitled:

"A resolution prohibiting all types of vehicles with six wheels and above from entering and utilizing Mauban Street within the judicial boundaries of Barangay San Jose, District 1, of Quezon City as thoroughfare at any given time except for purposes of delivering and collecting A

goods and merchandise necessary for business of establishments operating in the community and livelihood requirements of the barangay residents and such other purposes requested and required by the barangay."

WHEREAS, the same Section of the Local Government Code further prescribed that in the promotion of general welfare, all local government units, among other things, shall promote health and safety of the inhabitants;

WHEREAS, the area of Mauban Street within the territorial boundaries of Barangay San Jose District 1, Quezon City is currently being utilized as thoroughfare of heavy vehicles, and six wheelers and above vehicles thus further contributing to the perennial traffic problem of the aforesaid area;

WHEREAS, constant complaints and clamor from Barangay residents as well as other concerned citizens against the imminent danger posed by heavy vehicles using Mauban Street of Barangay San Jose, District 1, Quezon City as thoroughfare to the students of both San Jose Elementary School and San Jose High School in particular and the Barangay constituents in general, needs to be addressed;

WHEREAS, the portion of Mauban Street from Cabatuan Street to D. Tuazon Street within the territorial boundaries of Barangay San Jose is not the only available access road for heavy vehicles with six wheels and above to utilize as thoroughfares in the vicinity;

WHEREAS, prohibition for heavy vehicles for the utilization of Mauban Street as thoroughfare shall not hamper transit of business nor cause any inconvenience to owners and drivers of such vehicles but merely alleviate the citizens particularly the children from the hazard posed by them;

WHEREAS, upon consultation with the Department of Public Order and Safety (DPOS), the aforesaid department interposes no objection and endorses the said proposal for review, approval, and ratification of the City Council.

NOW, THEREFORE,

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

QUEZON CITY PUBLIC LIBRARY
1st Floor Research

16

D

1

8

SECTION 1. PROHIBITION – All heavy vehicles and six wheeler vehicles and above are hereby prohibited from utilizing and entering Mauban Street within the territorial boundaries of District 1, Quezon City, as thoroughfare at any given time.

SECTION 2. EXCEPTION – The registered owner of the prohibited motor vehicle described in Section 1 may file for an application for exception with the local Barangay of San Jose, District 1, stating the grounds relied upon provided further that an exception shall only be granted by the local Barangay for a definite period not exceeding one (1) month, and that the grounds relied upon would unduly affect the business operations of the applicant.

The Barangay may likewise issue an exception to an applicant whose purpose is for the delivery and collection of goods and merchandise necessary for livelihood requirements of the Barangay residents and such other purposes requested and required by the Barangay.

SECTION 3. PENALTIES – Any person/s found violating the provisions of this Ordinance shall be penalized in accordance with Appendix VI of SP-1444, S-2004 also known as the Quezon City Traffic Management Code, as amended.

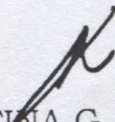
SECTION 4. INSTALLATION OF TRAFFIC SIGNAGE – The Department of Public Order and Safety (DPOS) of this City, as well as the Barangay shall insure the production and installation of the traffic signage to be conspicuously displayed in the area prior to the implementation of this Ordinance.

SECTION 5. IMPLEMENTING OFFICES – The Department of Public Order and Safety (DPOS) of this City, and the Barangay Public Safety Officer (BPSO) personnel of Barangay San Jose shall insure the strict implementation of this Ordinance.

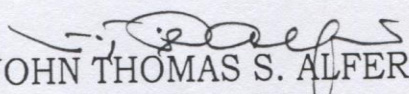
SECTION 6. REPEALING CLAUSE – All ordinances, rules and regulations, or parts thereof, in conflict with, or inconsistent with any of the provisions of this Ordinance are hereby repealed or amended accordingly. A

SECTION 7. EFFECTIVITY CLAUSE – This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation.

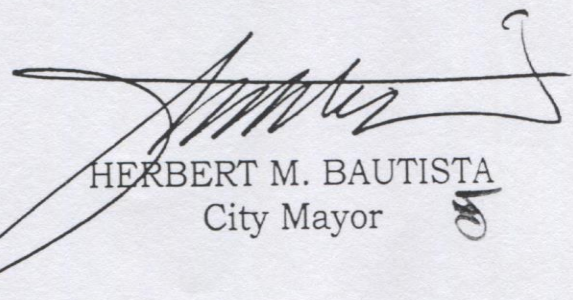
ENACTED: January 29, 2018.


MA. JOSEFINA G. BELMONTE
City Vice Mayor
Presiding Officer

ATTESTED:

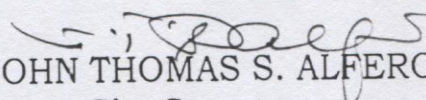

Atty. JOHN THOMAS S. ALFEROS III
City Secretary

APPROVED: 12 MAR 2018


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on January 29, 2018 and was PASSED on Third/Final Reading on February 12, 2018.


Atty. JOHN THOMAS S. ALFEROS III
City Secretary