SECTION 8. ZONING – The following shall be a condition precedent in the issuance of Zoning/Locational Clearance in accordance with the established Advertising Sign Precincts/Areas:

8.1 The City Planning Development Office (CPDO) shall issue zoning clearance in accordance with the established advertising sign precincts within the commercial and industrial zones to regulate the location of advertising signs and structures;

8.2 Thirty (30) days upon the approval of this Ordinance, the City Planning Development Office (CPDO) shall recommend the locations of the advertising sign precincts/areas within commercial and industrial zones for the approval of the mayor.

SECTION 9. ENFORCEMENT AND MAINTENANCE – The Department of Building Official shall classify all existing advertising sign structures based on the inventory inspection conducted to determine:

9.1 Advertising signs or sign structures posing imminent danger to life, health and property:

9.1.1 Advertising signs violating applicable laws, rules, and regulations and restrictions under this ordinance;

9.1.2 Advertising sign structures constructed within the easement of rivers, roads and right-of-way;

9.1.3 Advertising sign structures constructed without the necessary permit.

9.2 Signs and Signboards Structures shall be maintained in the safe and presentable condition. Upon evaluation of the City Building Official, when a sign or signboard structure becomes unsafe or shows extensive deterioration due to poor maintenance, the service provider/lot/building owner, upon the issuance of the Notice to Abate, shall immediately restore/repair the sign to a safe and satisfying condition. For non-compliance within fifteen (15) days after receipt of the

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after receipt of the notice, the City Building Official shall issue a Summary Order to dismantle the sign or signboard structure for a fee. The fee for dismantling shall be charged at the expense of the service provider;

9.3 All signs including its support, braces, guys and other anchors shall be kept in good and in proper state of preservation jointly by the owner of the Advertising sign or signboard structure and the advertising agency. In addition, the owner and the advertising agency shall perform the following:

9.3.1 Advertising Sign Structures shall be inspected after every occurrence of major typhoons and earthquakes. A Structural Stability Certification issued by a reputable and licensed civil/structural Engineer shall be submitted to the Department of Building Official (DBO);

9.3.2 Secure Annual Inspection Certificate from the Department of Building Official (DBO). The Annual Inspection Certificate shall be valid for one(1) calendar year from date of issue. Sign Permits shall be subjected for Renewal from the Department of Building Official Annually;

9.3.3 Tarpaulins and other advertising materials shall be automatically lowered upon announcement of a Typhoon Signal No. 1 (one) bulletin by the Philippine Astronomical Geophysical Atmospheric Science Agency (PAG-ASA) within the area of the advertising sign or signboard structure.

SECTION 10. SUMMARY PROCEDURE IN THE ABATEMENT AND DEMOLITION OF ADVERTISING SIGNS, SIGNBOARDS, AND BILLBOARDS – The determination, declaration and procedures for abatement/demolition of ruinous and dangerous Signs, Signboards and Billboards structures shall be in accordance with the provisions of the National Building Code of the Philippines, its Implementing Rules and Regulations, Additional Rules and Regulations and other related issuances of the Department of Public Works and Highways (DPWH).

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The Mayor is hereby authorized to Order the dismantling of all Signs, Signboards and Billboards Structures under his authority as mandated by Section 455 (3) (iv) of Republic Act No 7160, otherwise known as the Local Government Code of 1991, as amended, on the following terms:

10.1 Declaration from the Department of Building Official that the sign structure has no existing permit or unsafe, ruinous or a hazardous structure or non-conforming to this Ordinance:

10.1.1 A declaration from the Department of Building Official that the sign structure has no existing permit shall be final and non-appealable.

10.1.2 A declaration from the Department of Building Official that the sign structure is non-conforming to this Ordinance shall be appealable to the Office of the Mayor within ten (10) days from receipt of the Notice of Violation from the Office of the Building Official.

10.1.2.1 The owner challenging the Notice of Violation shall have to the burden to prove that the sign structure complies with the provisions of this Ordinance.

10.1.2.2 The findings of the Office of the Mayor shall be final and non-appealable.

10.1.2.3 In the event that the Office of the Mayor finds that no violation of this Ordinance was committed, it shall provide the necessary clearance for the owner/operator of the sign structure which shall be presented to the Office of the Building Official.

10.1.3 A declaration from the Department of Building Official that the sign structure is unsafe, ruinous or a hazardous structure shall be appealable to the Department of Public Works and Highways.

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10.1.3.1 Written notice or advice shall be served upon the service provider, lot or building owner of such finding or declaration, giving him at least fifteen (15) days within which to cause the repair of the ruinous or dangerous sign or signboard structure or any part or portion thereof.

10.1.3.2 Within the fifteen (15) day period, the service provider, lot/building owner may, if he so desires, appeal to the DPWH Secretary the finding or declaration of the Building Official and ask that a re-inspection or reinvestigation of the sign or signboard structure be made.

10.1.3.3. If the appeal is meritorious, the DPWH Secretary may designate a competent representative/s other than the Building Official to undertake the re-inspection or reinvestigation of the sign or signboard structure. The representative/s so designated shall make or complete his/their report within a period of thirty (30) days from the date of termination of re-inspection or re-investigation.

10.3.4. If after re-inspection, the finding is the same as the original one, the DPWH Secretary, thru the Building Official, shall notify the service provider, lot/building owner, giving him not more than fifteen (15) days from receipt of notice with affirmed findings to make the necessary repair of the ruinous or dangerous sign or signboard structure or any part or portion thereof.

10.2 Order for dismantling and/or demolition shall come from the Mayor or his authorized representative. The Department of Public Order and Safety or any other Department that may be deputized by the Mayor shall implement the said Order. The Quezon City Police District (QCPD) shall assist in the implementation of the said Order.

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10.2.1 The following steps shall be observed in the abatement/demolition of sign and signboard structures when there is a finding or declaration by the Building Official that the sign or signboard structure has no existing permit, when there is failure on the part of the owner to repair the unsafe, ruinous or a hazardous structure or when the structure is adjudged to be non-conforming to this Ordinance:

10.2.1.1 If the Building Official has determined that the sign or signboard structure must be demolished, the Order shall require that the service provider shall demolish the sign or signboard structure within fifteen (15) days from the date of receipt of the Order; that all required permits be secured therefor, and that the demolition be completed within such reasonable time as may be determined by the Building Official.

10.2.1.2 Upon failure of the service provider/owner to comply with the Order, the Building Official shall cause the structure to be dismantled or removed, partly or wholly, as the case may be, with all expenses thereof chargeable to the owner.

10.2.1.3 The sign structure as repaired or in case of dismantling, the materials gathered after the demolition of the sign or signboard structure shall be held by the OBO until full reimbursement of the cost of repair, dismantling and removal is made by the owner which, in no case, shall extend beyond thirty (30) days from the date of the completion of the repair, dismantling or removal.

After such period, said materials of the sign or signboard structure thus repaired, dismantled or removed shall be sold at any public auction to satisfy the claim of the OBO. Any amount in excess of the claim of the government realized from the sale of the sign or signboard structure and/or materials shall be delivered to the owner.

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