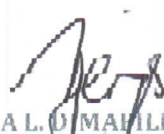
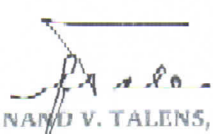


- SECTION 7. Water Classification and Use.** Pursuant to the provisions of R.A. No. 9275, the Municipality, in coordination with the Province, shall render its full support to and cooperation with the relevant and appropriate NGAs tasked with the classification of ground water sources and the classification and reclassification of water bodies within its territorial jurisdiction, to establish the present and future most beneficial use of waters.
- SECTION 8. Integrated Water Resource Management Plan Formulation.** In the observance of the Principle of Integration among diverse resource users, the WRC shall formulate a strategic water resource management plan for ecological inter-linkages between upland and coastal water ecosystems and watersheds.
- SECTION 9. Watershed Area Establishment.** Addressing concerns on the Municipality's watershed in the areas of preservation, protection and rehabilitation, the Municipality, in coordination with the Province and neighboring local government units, shall undertake the identification, zoning, legal description, mapping, and the passage of an appropriate ordinance to declare, set aside, maintain and develop water production areas as the Municipal Watershed Areas including those watersheds already established unless expressly delimited by law. Within one (1) year after the declaration, The Municipality, in close collaboration with DENR, the Province, barangay councils, PAMB and the NGOs, shall study and review each watershed as to their peculiarities, characteristics, features, and boundaries to serve as basis for planning, management and decision-making.
- SECTION 10. Protection of Public Water Infrastructure.** The Municipality recognizes all public water infrastructures as a primary service facility. The Municipality shall identify and inventory these infrastructures particularly the water support facilities of the watersheds, and ensure its protection and preservation including strict adherence to the provisions on quarry operation pursuant to Section 79 (a), General Terms and Conditions of Republic Act No. 7942.
- SECTION 11. Protection of Riverbanks, Foreshores, Easements, Greenbelts, and Right of Way.** As prescribed by law, the Municipality shall adopt adequate and necessary measures to establish clearance and greenbelts along riverbanks and seashore areas pursuant to P.D. No. 1067 and DAO No. 5, Series of 1997, which provides for easements on the banks of rivers, streams and shores of the sea throughout their entire length and within a zone of three (3) meters in urban areas, twenty (20) meters in agricultural areas, and forty (40) meters in forest areas along with their margins for public use. In addition, the Mayor, in coordination with the Governor, shall orchestrate the conduct of community-based forestry projects on these aforementioned areas. No person shall construct any building or improvement within 3 meters in the Municipality proper and 20 meters in agricultural areas - from the creek sides, river banks and similar waterways, or in violation of pertinent standards set forth by national law. Any natural or juridical person violating this provision shall be penalized with a maximum fine of P2,500.00 or imprisonment of one year or both at the discretion of the court.


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SECTION 12. Soil and Water Conservation

The Municipality shall tap assistance from the Province and relevant national agencies for the implementation of soil and water conservation techniques and community-based forestry projects to institute, improve and enhance soil and water conservation. Suppletory to this, revenue-generating initiatives alongside the implementation of soil and water conservation techniques shall be adopted to provide program sustainability.

Likewise, the Municipality shall promote and advocate the application of organic farming techniques among farmers and strictly enforce the laws governing the use of prohibited agricultural chemicals including its disposal along bodies of water.

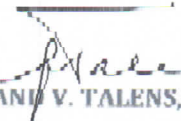
ARTICLE VII INTEGRATED SOLID WASTE MANAGEMENT

SECTION 1. **Policy Statement.** It is the policy of the Municipality to adopt a systematic, comprehensive and ecological solid waste management system which shall:

- a) Ensure the protection of public health and environment;
- b) Rationalize garbage collection and waste disposal system;
- c) Promote research and development programs for improved resource conservation and waste management using practical indigenous methods and techniques;
- d) Encourage resource conservation and recovery through reuse, recycling and recovery of wastes;
- e) Set guidelines and targets for solid waste volume reduction through source reduction and waste minimization measures such as composting, recycling, reuse and others;
- f) Encourage private sector participation in Solid Waste Management especially the business community, junk shop dealers, and individual households;
- g) Encourage cooperation and self regulation among solid waste generators through waste minimization and backyard composting practice;
- h) Enhance and promote the integrated program on waste management in every school curriculum towards increased awareness and action among the citizenry;
- i) Define specific responsibilities of the barangays and individual households in solid waste management particularly in the


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segregation, collection, treatment and disposal of generated solid waste;

- j) Change the traditional attitude and habits of the residents of the Municipality regarding the management of solid waste;
- k) Adopt environmentally-sound methods and techniques that shall encourage resource conservation and recovery and maximize its use;
- l) Implement collection, segregation, treatment and disposal of waste in accordance with the best environmental practice excluding incineration;
- m) Source budget and allocation including valuation of resource use to support the costs of protection, regulation and rehabilitation relative thereof;
- n) Integrate social amelioration programs for scavengers and garbage collectors through alternative employment, skills training, education and others; and
- o) Provide for effective enforcement of this Code by establishing a cooperative effort among nongovernment organizations, the private sector, the academe and other local government units.

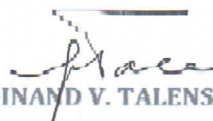
SECTION 2. **Scope of Powers.** In the exercise of the mandate of the LGU as provided for in RA 9003, the Municipality shall establish a comprehensive solid waste management system which shall cover all concerned agencies, major stakeholders and residents.

SECTION 3. **Integrated Solid Waste Management Framework.** The Municipality Solid Waste Management Board shall provide direction in the formulation, establishment and execution of an Integrated Waste Management Program consistent with the framework set by national agencies within one (1) year from the effectivity of this Code. The Program shall outline the basic and innovative provisions on integrated waste management including, but not limited to, the following:

- a) Source reduction of waste;
- b) Establishment of an integrated waste management system that shall include waste characterization, segregation, reduction or recycling treatment and disposal of generated waste;
- c) Regulation of waste generation, its treatment and control of waste pollution pursuant to the provisions of P.D. No 856;
- d) Institutionalization of structure and mechanisms with corresponding fund allocation including the promotion of research and innovations;


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- e) Identification and establishment of a Material Recovery Facility in every barangay or cluster of barangays and a Municipality sanitary landfill;
- f) Increase public awareness of the residents on wastes and its adverse effects on health through education, information and advocacy;
- g) The adoption of technologies for the treatment of waste water containing excess inorganic solids and/or other substances that are high in biological oxygen and/or capable of emitting unpleasant odor; and
- h) The inclusion of benefits and incentives program to encourage participation in responsible waste generation, control and reduction.

SECTION 4. **Mandatory Segregation.** All residents of the Municipality, including transient visitors and those who conduct business within the Municipality, shall segregate their solid wastes into three (3) kinds: biodegradable, recyclable/re-usable and hazardous/special wastes.

SECTION 5. **Collection of Biodegradable and Reusable Wastes.** The barangays shall collect biodegradable and reusable wastes. However, in residential areas where backyard composting is not possible, the barangays shall collect said biodegradable wastes for composting at the barangay composting center.

SECTION 6. **Collection of Residual and Non- Reusable Wastes.** The Municipality shall collect non-recyclable materials, such as but not limited to sando bags, candy wrappers, cigarette butts, junk food wrappers and those similar in nature, and special wastes. Whenever possible, residual and non-reusable wastes shall be collected at the barangay MRF.

SECTION 7. **Schedule of Waste Collection.** The Barangay Solid Waste Management Executive Officer shall prepare a schedule for collection of biodegradable and reusable wastes. He shall coordinate with the Municipal Solid Waste Management Executive Officer as regard the schedule of the collection of residual and non-recyclable wastes.

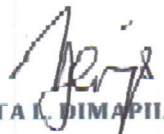
Public information should be conducted at least one week before the implementation of any changes in the collection schedule.

No solid waste shall be placed outside the house, apartment, building, commercial or industrial establishment before the scheduled time and date for collection for such type of waste. This shall be deemed an act of littering and punishable under this Code.

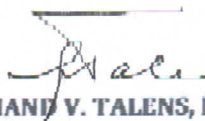
The designated Public Market solid waste segregation and collection area shall be used exclusively by those doing business in the public market.

SECTION 8. **Garbage Fees.** A garbage fee shall be collected pursuant to the provisions of the Municipal revenue code, incorporating therein the sharing scheme between the Municipality and barangays.

SECTION 9. **Establishment of the Material Recovery Facility.** There shall be at least one MRF in every barangay. It shall have a composting area for biodegradable wastes and ecology center for recyclable materials.


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SECTION 10. **Municipality Certification, Clearances and Permits**

No person or entity doing business, activity or any undertaking shall be granted a certification or any license without first undergoing a Solid Waste Management orientation to be conducted by the MSWMB designated personnel.

The Municipal Mayor shall have the authority to suspend, revoke or cancel any Certificate, license or permit issued by the Municipality should the concerned person violate the provisions of this Ordinance without prejudice to other actions against the violator under this Code and applicable laws.

The person or business whose certification, clearance, license or permit was revoked for any violation of this Code, may have the same re-issued, after a certificate of compliance from the Office of the Municipal Mayor and upon payment of the required fees.

Subject to the requirements of DENR and other concerned agencies, business establishments such as, but not limited to poultry (500 heads above), livestock (20 heads above), funeral parlor, cauldron and other aluminum industries, fish/crab processing, and all others similar in nature, a resolution from the Sangguniang Bayan favorably endorsing the project shall be required prior to its establishment or operation.

SECTION 11. **Incentives.** To strengthen enforcement of the SWM provisions of the Code, incentives shall be given to the barangay and the apprehending Eco-enforcers, to wit:

- a) Thirty percent (30%) of collected fees from a barangay shall go to that same barangay where apprehensions have been made;
- b) Thirty percent (30%) of collected fee from a violator shall go to the apprehending Eco-enforcer.
- c) Forty percent (40%) thereof shall be remitted to the Municipal Government and will be deposited in a special account for solid waste management.

ARTICLE VIII HAZARDOUS AND TOXIC MATERIALS

SECTION 1. **Policy Statement.** The Municipality shall encourage, initiate, provide direction and extend technical assistance towards the minimization and reduction in the use of hazardous and toxic materials in order to lessen their impact on public safety, health and the fragile environment.

SECTION 2. **Scope of Powers.** In the exercise of its inherent powers, the Municipality in close coordination with the Department of Environment and Natural Resources shall promote public safety and protect the environment through education awareness on the effects of toxic materials. The Municipality shall likewise undertake monitoring of establishments that are manufacturing and distributing chemical substances.

VIOLETA DIMAPILIS

GUALBERTO MAGNO

FERDINAND V. TALENS, MPA