



Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF ROXAS

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE JOURNAL OF THE 66th REGULAR SESSION OF THE 10th SANGGUNIANG BAYAN OF ROXAS, ORIENTAL MINDORO HELD ON 12 OCTOBER 2020, 12:45 P. M. AT THE SANGGUNIANG BAYAN SESSION HALL.

Present:

Vice Mayor Gualberto V. Magno	- Presiding Officer
Councilor Jerwin S. Dimapilis	- Member
Councilor Agustin L. Cusi	- Member
Councilor David D. De La Cruz	- Member
Councilor John John S. Yason	- Member
Councilor Robert S. Quiatchon	- Member
Councilor Lucille T. Bacay	- Member
Councilor Juan Rafael M. Talens	- Member
Councilor Ronel S. Sescar	- Member
Councilor Elmira May V. Tarac	- Member, SKMF President
Councilor Celso M. Dimapilis	- President, Liga ng Barangay

Absent: N O N E

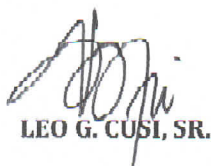
MUNICIPAL ORDINANCE NO. 23
Series of 2020

AN ORDINANCE REGULATING RECLAMATION/
BACKFILLING ON LOW LAND, RICEFIELD AND FISHPOND AND
PROHIBITING CONSTRUCTION OR INSTALLATION OF
STRUCTURES IN WATERWAYS, SWAMPS, ESTUARIES, LAKES,
RIVERS AND OTHER SIMILAR BODIES OF WATER WITHIN THE
TERRITORIAL JURISDICTION OF ROXAS AND PROVIDING
PENALTIES FOR VIOLATION THEREOF

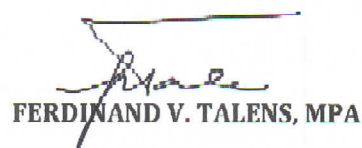
Author:

Councilor JERWIN S. DIMAPILIS

- SECTION 1. TITLE. This Ordinance shall be known as "AN ORDINANCE REGULATING RECLAMATION/BACKFILLING ON LOW LAND, RICEFIELD AND FISHPOND AND PROHIBITING CONSTRUCTION OR INSTALLATION OF STRUCTURES IN WATERWAYS, SWAMPS, ESTUARIES, LAKES, RIVERS AND OTHER SIMILAR BODIES OF WATER".
- SECTION 2. REGULATORY POLICY. It shall be prohibited for any person, natural or juridical, to construct or install structures of any nature in waterways, swamps, estuaries, lakes, rivers and other similar bodies of water and the reclamation/backfilling on low land, fishpond and ricefield shall be regulated within the territorial jurisdiction of Roxas.
- SECTION 3. DEFINITION OF TERMS. As used in this ordinance the following terms or phrases shall mean:


LEO G. CUSI, SR.


GUALBERTO V. MAGNO


FERDINAND V. TALENS, MPA

BACKFILLING – to refill with such material.

ESTUARY – the wide mouth of a river where it is met or invaded by the sea;

FISH POND – is a controlled pond, artificial lake, or reservoir that is stocked with fish and is used in aquaculture for fish farming, or is used for recreational fishing or for ornamental purposes.

NATURAL EMBANKMENT – a protecting or supporting bank created by the natural flow or activity of water;

OTHER SIMILAR BODIES OF WATER – pertain to springs, creeks, streams and other related nature made flowing waters.

RECLAMATION – the reclaiming of marshy or submerged areas or other wasteland for cultivation or other use.

RICEFIELD – an irrigated or flooded field where rice is grown or a piece of land cleared of trees and usually enclosed.

RIVER – a large natural stream of water flowing in a channel to the sea.

WATERWAYS – nature or man-made excavations intended to permit the flow of water freely;

SECTION 4. **MANDATORY SETBACK.** For purposes of construction or installation of structures, any person, natural or juridical, shall observe the required three (3) meters setback from the natural embankment of any waterways, swamps, estuaries, lakes, rivers and other similar bodies of water.

SECTION 5. **REGULATED RECLAMATION.** Reclamation/Backfilling of ricefield, fishpond, low land and low level areas along waterways, swamps, estuaries, lakes, rivers and other similar bodies may be permitted provided that such shall not extend beyond the natural embankment and the following clearances properly secured:

a) Clearance from Barangay;

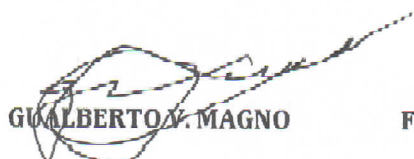
b) Inspection Fee from Zoning Officer

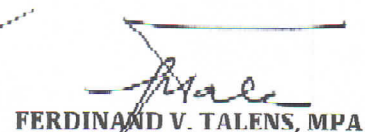
c) Clearance from the Municipal Engineering Office

1) Prior to an actual Reclamation Process, an applicant shall pay the backfilling/reclamation fee amounting to Two Pesos (Php2.00) per cubic meter of the area to be reclaimed, which will be computed by the Engineering Office and shall be paid to Municipal Treasurer's Office (MTO).

2) 50 cubic meter below is exempted to backfilling/reclamation fee but must secure clearance from the Barangay and Municipal Zoning Officer.


LEO G. CUSI, SR.


GUALBERTO V. MAGNO


FERDINAND V. TALENS, MPA

SECTION 6. PENALTIES. Any person, natural or juridical who reclaims and/or construct or install any structure in violation of any provision of this ordinance shall be dealt with according to the following penalties:

- a) Stoppage of work and a fine of TWO THOUSAND FIVE HUNDRED PESOS (₱2,500.00) and an imprisonment of not less than three (3) months and not more than six (6) months or both fine depending on the discretion of the court.

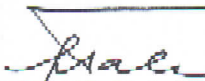
SECTION 7. AMENDATORY CLAUSE. Any Ordinance, rules and regulations, or parts thereof, whose provisions are in conflict with, or contrary to the provisions of this Ordinance are hereby repealed, amended and modified accordingly.

SECTION 8. EFFECTIVITY. This ordinance shall take effect upon approval and proper publication.

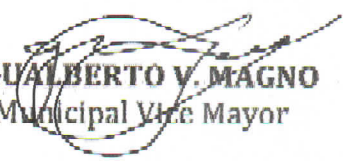
On motion of Councilor Jerwin S. Dimapilis duly seconded by Councilors Agustin L. Cusi and David D. De La Cruz this Ordinance is hereby ENACTED.

Adopted: 12 October 2020

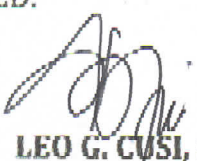
CERTIFIED CORRECT:


FERDINAND V. TALENS, MPA
Secretary to the Sangguniang Bayan

ATTESTED:


GUALBERTO V. MAGNO
Municipal Vice Mayor

APPROVED:


LEO G. CUSI, SR.
Municipal Mayor
Date Signed 11 2020

merz/10122020

Observed
11-19-20

92% (100%)
11-19-20