



Province of Pangasinan

OFFICE OF THE SANGGUNIANG PANLUNGSOD

Tel. Nos.: (075) 552-7105; (075) 551-2751

EXCERPT TAKEN FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN HELD ON DECEMBER 7, 2007.

PRESENT: HON. CIRILO B. RADO, CPA, L.I.B. - ACTING PRESIDING OFFICER
Hon. Joselito O. Fontelera - Member
Hon. Earl James C. Aquino - -do-
Hon. Ma. Angela A. Braganza - -do-
Hon. Constante R. Carasi, M.D. - -do-
Hon. Orlando "Ang Panday" R. Go - -do-
Hon. Oscar A. Boling, C.E. - -do-
Hon. Joseph T. Bacay - -do-
Hon. Filemon R. Bacala, Jr. - -do-
Hon. Ronald R. Bernas, Acting LBP - Ex-Officio Member
Hon. Gemarie C. Rabadon, SKP - Ex-Officio Member

ABSENT: HON. VICE MAYOR TEOFILO G. HUMILDE, JR. - On Official Business
Hon. Carolyn D. Sison - (O.B.) - Manila

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ORDINANCE NO. 2007-01

ADOPTING THE REVISED IMPLEMENTING RULES AND REGULATIONS OF THE NATIONAL BUILDING CODE OF THE PHILIPPINES (P.D. 1096) APPROVED ON OCTOBER 29, 2004 PROVIDING PENALTIES FOR VIOLATION THEREOF AND FOR OTHER PURPOSES.

EXPLANATORY NOTE

WHEREAS, it is the policy of the City Government to safeguard life, health, property and public welfare, consistent with the principle of sound environmental management and control; and to this end make it the purpose of this Code to provide for all buildings and structures, a framework of minimum standards and requirements to regulate and control their location, site and design, quality of materials construction, use occupancy and maintenance.

NOW, THEREFORE, Be it ordained by the Sangguniang Panlungsod in session assembled, That:

SECTION 1. TITLE OF ORDINANCE – This Ordinance shall be known as **AN ORDINANCE ADOPTING AND/OR LOCALIZING THE REVISED IMPLEMENTING RULES AND REGULATIONS OF THE NATIONAL BUILDING CODE OF THE PHILIPPINES (P.D. 1096)**.

SECTION 2. SCOPE OF APPLICATION – This Ordinance shall cover all the provisions of the Revised Implementing Rules and Regulations (IRR) of the National Building Code of the Philippines approved on October 29, 2004.

SECTION 3. PENAL PROVISIONS – It shall be unlawful for any person, firm or corporations, to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use, occupy, or maintain any building or structure or cause the same to be done contrary to or in violation of any provision of this Code.

Any person, firm or corporation who shall violate any of the provisions of this Code and/or commit any act hereby declared to be unlawful shall upon conviction, be punished by a fine of not more than five thousand (Php 5,000.00) pesos or by imprisonment of not more than one (1) year or both such fine and imprisonment. Provided, that in the case of a corporation, firm, partnership or association, the penalty shall be imposed upon its officer responsible for such violation and in case the guilty party is an alien, he shall be recommended for immediate deportation after payment of the fine and/or service of his sentence.

SECTION 4. SURCHARGE/PENALTY – Without prejudice to the provisions of the Preceding sections, the Building Official is hereby authorized to impose penalty or surcharge in the following cases in such amount and in the manner as hereunder fixed and determined:

- a.) For constructing, installing, repairing, altering or causing any change in the use or occupancy of any building or part thereof, or appurtenances thereto without any permit, there shall be imposed a surcharge of 100% of the building permit fee: Provided that when the work in the building or structure is started during the pendency of the final action or pending approval by the building official of the application for building permit the amount of the surcharge shall be according to the following:

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(Cont. Ord. No. 2007-01, enacted on 07 December 2007)

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- 1. Excavation for foundations 10%
- 2. Construction of foundation (Including pile driving and laying of reinforcing bars) 25%
- 3. Construction of superstructure up to 2 meters above established grade 50%
- 4. Construction of superstructure above 2 meters 100%

Provided further, that when the work on the building or structure is started with due notice and advice to the building official and after the lapse of thirty (30) days from the date of filing and acceptance of the application for building permit, no surcharge or penalty shall be imposed.


SECTION 5. EFFECTIVITY – This ordinance shall take effect in accordance with the provision of the Local Government Code of 1998.

Sponsor : **HON. ORLANDO "Ang Panday" R. GO**
Co-sponsor : **HON. MA. ANGELA A. BRAGANZA**

I **HEREBY CERTIFY** to the correctness of the foregoing ordinance which consist some two (2) pages including this page.


VIRGILIO O. MONTEMAYOR
Secretary

ATTESTED:


CIRILO B. RADO, CPA, LI.B.
(City Councilor)
Acting Presiding Officer


JOSELITO O. FONTELERA
Member


EARL JAMES C. AQUINO
Member



MA. ANGELA A. BRAGANZA
Member


CONSTANTE R. CARASI, M.D.
Member



ORLANDO "Ang Panday" R. GO
Member


OSCAR A. BOLING, C.E.
Member



JOSEPH T. BACAY
Member


FILEMON R. BACALA, JR.
Member


RONALD R. BERNAS, Acting LBP
Ex-Officio Member


GEMARTE C. RABADON, SKP
Ex-Officio Member

APPROVED:


HERNANI A. BRAGANZA
City Mayor