



OFFICE OF THE SANGGUNIAN BAYAN

Literal copy of **Municipal Ordinance No. 2023-21-142** approved by the Sangguniang Bayan of Palanan, Isabela in its **Regular Session on October 2, 2023** held at the Legislative Session Hall, this Municipality.

MUNICIPAL ORDINANCE NO. 2023-21-142

SPONSORED: HON. RHOENA O. COPRUZ, Sangguniang Bayan Member
HON. ROBERT B. NERI, Sangguniang Bayan Member
HON. MICHAEL D. RAMILO, Sangguniang Bayan Member
HON. RONNIE A. ATIENZA, Sangguniang Bayan Member
HON. RONALDO M. BERNARDO, Sangguniang Bayan Member

AN ORDINANCE PROVIDING FOR THE DEVELOPMENT OF PUBLIC GREEN SPACES IN THE MUNICIPALITY OF PALANAN, PROVINCE OF ISABELA AND FOR OTHER PURPOSES.

BE IT ORDAINED by the Sangguniang Bayan of Palanan, Isabela in a session duly assembled that:

SECTION 1. SHORT TITLE. This Ordinance shall be known as the **"Public Green Spaces Ordinance"**.

SECTION 2. DECLARATION OF POLICY. It is hereby declared the policy of the State to develop public green spaces in all barangays of the municipality to promote balanced and healthful ecology in accord with the rhythm and harmony of nature, improve ambient air quality, enhance the health and quality of life of the people, and cultivate a sense of community identity and camaraderie.

SECTION 3. SCOPE. This Ordinance shall cover all barangays in the Municipality of Palanan, Isabela.

SECTION 4. DECLARATION OF PUBLIC GREEN SPACES. Every barangay shall establish, develop and maintain public green spaces, including but not limited to permanent forest, tree parks, or watersheds with an aggregate size equivalent to at least two percent (2%) of its entire area within one (1) year from approval of this Ordinance. Provided, that the forest, park, or watershed may be located in one or more places within the Local Government Unit's (LGU's) respective jurisdiction; Provided, that, for purposes of this Ordinance, public green spaces shall refer to an open area of grass, trees, or other vegetation set apart for leisure, recreational, or aesthetic purposes for the general public.

SECTION 5. CREATION OF THE GREEN SPACES DEVELOPMENT COMMITTEE. A Green Spaces Development Committee, hereinafter referred to as the "Committee", is hereby created with the Local Chief Executive (LCE) as Chairman, Municipal Environment and Natural Resources Office (MENRO), Municipal Engineering Office (MEO), Department of Education (DepEd), Municipal Local Government Operations Officer (MLGOO) and Tourism Office as Members. The Committee shall initiate, coordinate and monitor all the activities of green space development.

The Committee shall tap any and/or all government agencies, corporations, and instrumentalities, non-governmental organizations, people's organizations and the barangay as local committees to provide resources and assistance in the implementation of this Ordinance.

The Committee shall have the power to promulgate the pertinent rules and regulations as may be necessary to fully implement the objectives and purposes of this Ordinance within a period not exceeding the following powers and functions:

- A. **The Municipal Engineering Office** shall:
 - i. Provide the necessary technical data with respect to the classification, location, condition, and length of all existing vacant public lots in barangays; and
 - ii. Provide the necessary tools, equipment, and manpower to effect the development of public green spaces.

EARL JOHN ANGELO S. BERNARDO
SB MEMBER

RONNIE A. ATIENZA
SB MEMBER

PACITA MONA Q. ATANACIO
SB MEMBER

MICHAEL D. RAMILO
SB MEMBER

ROBERT B. NERI
SB MEMBER

ANGELINA A. BERNARDO
LNB PRESIDENT

JUSTIN KEVIN S. BERNARDO
SK FEDERATION PRESIDENT

MICHAEL JOHN D. BERNARDO
SB MEMBER

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SB MEMBER

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SB MEMBER

RHOENAO D. CORPUZ
SB MEMBER

RONALDO M. BERNARDO
SB MEMBER

- B. **The Municipal Local Government Operations Officer (MLGOO)** shall:
 - i. Mobilize all LGUs to ensure prompt and effective implementation of this Ordinance in every barangay; and
 - ii. Effect the apprehension and prosecution of all persons violating the provisions of this Ordinance.
- C. **The Municipal Environment and Natural Resources Officer (MENRO)** shall:
 - i. Determine the suitable species of trees and provide seed or sapling to be planted in the green spaces, suited to the kind and condition of the area; and
 - ii. Provide for effective measures and ways for the optimum development of public green spaces and the health growth of tree and plants in the same.
- D. **The Tourism Office** shall:
 - i. Assist in the conceptualization, design and site evaluation of public green spaces in the barangays; and
 - ii. Provide effective measures and ways for the optimum maintenance of public green spaces.

SECTION 7. PROHIBITED ACTS. No cutting and destroying of trees and plants found in the public green spaces shall be permitted except when necessary for public safety in compliance with the relevant laws, rules, and regulations. Likewise, littering and destruction of structures in public spaces are strictly prohibited.

SECTION 8. PERSONS LIABLE AND PENALTIES. Any person who destroys or damage structures, and/or litters in the public green spaces shall be punished with a fine of Two Thousand Five Hundred Pesos (Php 2,500.00) or an imprisonment for a period not exceeding six (6) months or both, at the discretion of the court.

SECTION 9. IMPLEMENTING RULES AND REGULATIONS. The MEO, in consultation with the MLGOO, MENRO, and Tourism Office shall formulate the implementing rules and regulations of this Ordinance.

SECTION 10. APPROPRIATIONS. The fund needed for the implementation of this Ordinance shall be taken at least 0.5% of the National Tax Allocation Share under the 20% Development Fund of the Municipality, or as the need arises. Provided, that, funds for this purpose shall also be included the following year and every year thereafter for its maintenance.

SECTION 11. SEPARABILITY CLAUSE. If for any reason, any provision of this Ordinance is declared to unconstitutional or invalid, the other sections or provisions hereof which are not affected thereby shall continue to be in full force and effect.


SECTION 12. REPEALING CLAUSE. All laws, decrees, orders, rules and regulations or parts thereof which are inconsistent with or contrary to the provision of this Ordinance are hereby repealed, amended, or modified accordingly.

SECTION 13. EFFECTIVITY. This Ordinance shall take effect fifteen (15) days after its posting and publication.

ENACTED, October 2, 2023.

I HEREBY ATTEST that the foregoing ordinance, which was duly enacted by the Sangguniang Bayan of Palanan, Isabela during its **Regular Session**.


NELIA ALAMO-PLATA
Secretary to the Sangguniang Bayan

CERTIFIED TO BE DULY ENACTED:

ELIZABETH B. OCHOA
Municipal Vice Mayor & Presiding Officer

APPROVED:

ANGELO A. BERNARDO
Municipal Mayor
Date: 10-10-2023