

Republic of the Philippines
Province of Iloilo
Municipality of Tigbauan

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OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN, TIGBAUAN, ILOILO HELD AT THE CONFERENCE ROOM, TIGBAUAN MUNICIPAL BUILDING, TIGBAUAN, ILOILO ON OCTOBER 2, 2002 AT 9:15 A.M.

PRESENT:

HON. JESSIE G. TERRE,	Vice Mayor & Presiding
HON. AGATON O. TUMABOTABO,	Officer Councilor
HON. ROMEO T. LEDESM A,	Councilor
HON. REMEDIOS T. TORRATO,	r
HON. FERNANDO M. VALENCIA,	Councilor
HON. CECILIA T. GARRIDO,	r
HON. REXFEL G. TRIVILEGIO,	Councilor
HON. ALFONSITO E. ESTOCE,	r
HON. ORVILLIO TANGENTE,	Councilor
HON. JOSE DONEL TRASPORTO,	r

ABSENT:

HON. GEORGE T. TRIBUNAL,	Councilor (Sick Leave)
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Municipal Ordinance No. 2002-008

AN ORDINANCE REGULATING THE OPERATION OF BOARDING HOUSES IN THE MUNICIPALITY OF TIGBAUAN, PROVINCE OF ILOILO AND FOR OTHER PURPOSES RELATED THERETO.

SPONSORED BY:	HON. ALFONSITO E. ESTOCE, Chairman, Committee on Rules, Ordinances and Resolutions
CO-SPONSORED BY:	HON. REXFEL G. TRIVILEGIO
SECONDED BY:	HON. REMEDIOS T. TORRATO

WHEREAS, the Municipality of Tigbauan, Iloilo is now activating its potentialities gearing towards industrialization because of its economic growth;

WHEREAS, because of its expansion to development, various buildings were established including college, private secondary and elementary schools, Boarding Houses and cottages;

WHEREAS, there were boarders/bed spacers who were asking if the rate per board and lodging or space and other fees and charges by the boarding houses owners or operators, were regulated or not or if the safety measures on rue prevention were imposed;

WHEREAS, on August 28, 2002, a public hearing was conducted. This was attended or participated in by owners/operators of the boarding houses, boarders, students, barangay officials, and concerned persons. The rate per month of board and lodging and bed spacer was suggested and likewise approved by them. Other amendments were presented and was considered by the participants;

NOW, THEREFORE, BE IT ORDAINED by the Sangguniang Bayan of Tigbauan, Iloilo that:

Section I. SCOPE. This ordinance shall regulate the business and operation of boarding houses in the Municipality Of Tigbauan, Province Of Iloilo. Philippines as well as other structures, apartments or buildings operator as such.

Section 2. LICENSING. No person shall own, keep, maintain, operate or conduct any house or place for accommodation of boarders or bed spacers for compensation or rent without first having obtained a Mayor's Permit, Sanitary Permit, Fire Safety Inspection and paying such other required taxes, fees, and charges under Municipal Ordinance No. 99-002 or Revenue Code of the Municipality of Tigbauan, Province of Iloilo.

Section 3. DEFINITION OF TERMS. For the purpose of this ordinance, the following terms shall be taken to mean:

- 3.1 BOARDING HOUSE - any house or structure, apartment or building and the like where boarders are accepted or accommodated for a fee or consideration in money or its equivalent by the week or by the month and where meals are served to boarders or where they occupy space only for the purpose of this ordinance a boarding house includes any dormitory.
- 3.2 BOARDERS - any person who lives or is accommodated in a boarding house by paying for its board and bed (lodging) or renting the room for himself without board (food).
- 3.3 BEDSPACER - any person who lives or is accommodated in a boarding house by paying for a bedspace only and cooking and buying his own food or subsistence.
- 3.4 COMMISSION - Tigbauan Boarding House Commission.

Section 4. CLASSES OF BOARDING HOUSES. Boarding houses shall be classified as follows:

Class "A":

- a. Made of strong materials;
- b. Forty (40) sq. meters reception area with radio, television and telephone;
- c. Room accommodation measuring at least twenty (20) square meters;
- d. Accommodates three (3) or less persons in one room;
- e. Four (4) or more toilets and bathrooms;
- f. Sufficient water supply with storage tank;
- g. Adequate space for kitchen;
- h. Bedrooms are lighted with fluorescent lamp with at least two (2) convenient outlets with good ventilation.

Class "B"

- a. Made of strong materials;
- b. Reception area of at least thirty two (32) square meters with television and telephone;
- c. Room accommodation of at least twenty (20) square meters;
- d. Accommodation between four (4) to six (6) persons in one room;
- e. Three (3) toilets and bathrooms;
- f. Sufficient water supply;
- g. Adequate kitchen area; and
- h. Bedrooms are lighted with fluorescent lamp with at least two (2) convenient outlets with good ventilation.

Class "C"

- a. Made of strong materials;
- b. Double deck beds;
- c. Toilet and bathroom at a ratio of one (1) to ten (10) persons; and
- d. Well-ventilated rooms and with fluorescent bulbs per room.

Class "D"

All others falling below the standard set forth in Class "C".

Provided however, that boarding houses shall be equipped with fire extinguisher at a ratio of one (1) fire extinguisher for every twenty (20) persons or fraction thereof. The said fire extinguishers shall be placed in a strategic area of the boarding house.

Provided furthermore, that where a boarding house accommodate more than twenty (20) boarders, the house shall install a fire alarm system and shall have an adequate fire exit aside from the main **door**.

Provided finally, for purposes of identification, the owner/operator of the boarding house/dormitory shall put up a signboard which shall be placed conspicuously at the front of the house containing the following data:

- 1. Trade name or style
- 2. Class
- 3. Control number

accompanied by one of the parents or lawful guardian at the time of registration. Every owner of the boarding house shall keep and carefully preserve a well-bound Register of Boarders, which shall be open to the inspection of lawful authorities or members of the Commission or their duly designated representative.

Section 8. HOUSE RULES AND REGULATIONS. The owner or operator of boarding houses shall post in each room and reception room, in printed form, a house rules and regulations for the information and guidance of the boarders, which shall prohibit among others,

gambling, drinking intoxicating liquor, use of drugs, and other violations of laws, rules and regulations.

Section 9. DUTIES AND RESPONSIBILITIES OF THE OWNERS/OPERATORS. It shall be the duty and responsibility of the owner or operator of boarding house to maintain the cleanliness of the boarding houses and sanitation of its premises, undertake major and minor repairs whenever necessary to prevent danger to life or cause injuries to boarders and shall see to it that the facilities are all in good condition. It shall also be the duty of the owner/operator to provide and institute safety measures such as fire escape, locked doors, etc.

Further, except for legally married boarders, the owner/operator shall provide a separate rooms and leaving quarters, and also separate toilets or comfort rooms for male and female boarders.

Section 10. DUTIES AND RESPONSIBILITIES OF BOARDERS/BEDSPACERS. It shall be the duty and responsibility of the boarders/bed spacers to faithfully comply with the contract of accommodation or agreement, follow the house rules, regularly and promptly pay his/her bills or rent, and such other obligation that will promote harmony, good order and mutual respect.

Section 11. TIGBAUAN BOARDING HOUSE COMMISSION. There is hereby created an Oversight Body to be known as the Tigbauan Boarding House Commission to be composed of the following:

- a. CHAIRMAN - to be designated by the Municipal Mayor, subject to confirmation by the Sangguniang Bayan from among the ranks of non-governmental organizations (NGOs) or civic or religious organization;
- b. VICE-CHAIRMAN - the Municipal Engineer or his duly authorized representative;
- c. MEMBERS- Chief, Tigbauan Police Station or his duly authorized representative;
 Chief, Tigbauan Fire Police Station or his duly authorized representative;
 Municipal Health Officer or his duly authorized representative;
 ABC President or his duly authorized representative;
 SK Federation or his duly authorized representative;
 A representative from the student sector;
 A representative from the owner and operators of boarding house.

The SK Federation President shall recommend three (3) nominees each from the student sector and association of boarding houses to the Municipal Mayor who shall select and designate the representatives from both sector.

The Chairman, Vice-Chairman and members of the Commission shall serve without compensation; Provided, however, that they may be provided honorarium of One Hundred (P100.00) pesos each for every meeting actually attended. The Sangguniang Bayan shall appropriate an amount to cover for his honorarium.

Expenses of the Commission shall be provided as an annual budgetary allocation under the Office of the Municipal Mayor.

Section 12. FUNCTIONS AND DUTIES OF THE COMMISSION. The Commission in the exercise of its oversight functions shall have the following functions and duties:

- a. Formulate and issue, subject to the approval of the Sangguniang Bayan, rules and regulations, necessary for the efficient and effective implementation of any and all provisions of the ordinance;
- b. Meet regularly, but not often than twice a month, to take up matters relative to the

- implementation of this ordinance and promote harmonious relations between the boarding house owners/operator and boarder/bed spacer;
- c. Undertake either by themselves or through their representatives, ocular inspection of boarding houses to determine compliance with this ordinance and other related laws, rules and regulations for the purpose that the interests of all concerned are well protected;
 - d. Recommend from time to time to the Municipal Mayor and the Sangguniang Bayan such matters that will redound to the best interests of the boarding houses owners/operators, boarders/bed spacers, and the general public; and
 - e. Undertake such other program or action relative to the smooth implementation of this ordinance.

Section 13. UPDATING OF PHYSICAL FACILITIES. The boarding house owner/operator shall have six (6) months from the effectivity of this ordinance within which to upgrade and improve the physical facilities of his boarding house to conform with the requirements of this ordinance, the building code, the fire code and other allied laws, rules and regulations.

Provided however, that the owner/operator who improves and upgrades his/her boarding house facilities pursuant to this ordinance may petition the Sangguniang Bayan for local business tax exemption, through the Commission, except the payment of other taxes and regulatory fees.

Section 14. PROHIBITION. It shall be prohibited by this ordinance that boys and girls, regardless whether brothers and sisters, shall stay/live/sleep in one room.

Section 15. PENALTIES. Any person, owner, operator or keeper of boarding house who shall violate the provisions of this ordinance shall pay a fine of not less than Two Thousand Five Hundred (P2,500.00) pesos or an imprisonment from six (6) months to one (1) year or both such fine and imprisonment at the discretion of the Court, in addition, to the revocation of permit to operate and closure of the boarding house owners.

Section 16. SEPARABILITY CLAUSE — Should any provision of this Ordinance be declared illegal or unconstitutional and hence invalidated, the provision hereto which are not affected thereby shall remain effective and enforceable.

Section 17. EFFECTIVITY. This ordinance shall take effect 15 days upon approval and posting in 3 conspicuous public places.

ENACTED. October 2, 2002.

I HEREBY CERTIFY that the foregoing Municipal Ordinance was **approved** by the Sangguniang Bayan.

CERTIFIED CORRECT:

MARLENE T.

NAVA

S.B. Secretary

ATTESTED:

JESSIE G. TERRE

Vice Mayor & Presiding Officer

APPROVED:

MYRNA M. TORRES
Municipal Mayor