



Republic of the Philippines

City of Cebu

BARANGAY ERMITA

OFFICE OF THE BARANGAY SANGGUNIANG

Barangay Hall, Tel. No. 417-4636/ 412-0081, Kawit Street



12TH Barangay Sanggunian

Inaugural Regular Session

EXCERPTS FROM THE MINUTES OF THE BARANGAY REGULAR SESSION HELD BY THE
12TH BARANGAY SANGGUNIANG OF BARANGAY ERMITA, IN ITS SESSION HALL,
ERMITA BARANGAY HALL, CEBU CITY, LAST OCTOBER 04, 2022, AT 1:00 P.M.

Present:

HON. MARK RIZALDY V. MIRAL
HON. ANTONIETO P. FLORES
HON. DOMINGO JR. L. ANDO
HON. WILBERT T. FLORES
HON. EFE P. RUPINTA
HON. RYAN JAY M. ROSAS
HON. MARIA R. BUANGHUG
HON. ALJO B. TAMUNDO
HON. ALLIAH SINETH P. ABAPO

Barangay Captain
Barangay Councilor

-do-

-do-

-do-

-do-

-do-

-do-

-do-

Sangguniang Kabataan (SK) Chairperson

Chairman/Presiding
Member

-do-

-do-

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-do-

Absent: None

BARANGAY RESOLUTION NO. 2022-10-098

Series of 2022

WHEREAS, the Sangguniang Barangay of Ermita, Cebu City, duly assembled, on MASS MOTION, duly seconded by the same;

RSEOLVED, to approve the following ordinance:

BARANGAY ORDINANCE NO. 047-2022

Series of 2022

"AN ORDINANCE AMENDING BARANGAY ORDINANCE NO. 013-02, SERIES OF 2002, ENTITLED: "OMNIBUS BARANGAY ERMITA TAX ORDINANCE," BY IMPOSING NEW FEES OR CHARGES FOR THE ISSUANCE OF BARANGAY CLEARANCE, CERTIFICATION AND/OR PERMIT FOR BARANGAY SERVICE AND USE OF BARANGAY PROPERTY."

WHEREAS, twenty years (20) ago had past, since Barangay Ermita enacted its Barangay Ordinance No. 013-02, dated: April 13, 2002, otherwise known as, "Omnibus Barangay Ermita Tax Ordinance"; thus, it is imperative therefore, to revisit, review and update the same to ensure that revenues generated by Barangay Ermita is reflective and commensurate to the operational expenses of the Barangay Basic Services;

NOW, THEREFORE, the Sangguniang Barangay of Barangay Ermita, Cebu City, in a Regular Session duly assembled, hereby ordained that:

SECTION 01. SHORT TITLE - This Ordinance shall be known as, "Ordinance Imposing in CY 2023 New Fees or Charges for Issuance of Barangay Clearance, Certification and/or Permit and Use of Barangay Property."

SECTION 02. OBJECTIVE - This Ordinance seeks to raise additional revenues intended for the barangay development projects and for the proper and adequate maintenance of its barangay properties, equipment and facilities, through the imposition of authorized and updated taxes, fees and charges essential to the delivery of its basic services pursuant to the provision of Section 152 - Barangay's Scope of Taxing Power, of Republic Act 7160, otherwise known as, Local Government Code of 1991.

SECTION 03. DEFINITION OF TERMS - As used in this Ordinance the following shall mean:

1. **FEES** - shall refer to amounts charged to any person applying or requesting for issuance of barangay clearance, certificate and/or permit, or use of barangay properties;
2. **BUSINESS** - shall refer to any trade or commercial activity engaged as a means of livelihood or with view of profit;
3. **STORE** - shall refer to business establishment where goods or wares for sale are stored or displayed, and actually engage in the business of buying and selling such goods and wares;
4. **GROSS SALES or RECEIPTS** - shall refer to all monies and properties received in consideration of services rendered or articles sold, exchange or leased without deduction; the whole amount of the receipts of the business before the cost of production is deducted therefrom shall be used as basis for renewal of business permit or for issuance of any barangay clearance in connection thereto;

SECTION 04. BARANGAY CLEARANCES AND/OR CERTIFICATIONS - There is hereby imposed fees and/or charges, excluding the corresponding Documentary Stamp Tax (DST) for issuance of Barangay Clearance and/or Certification on the following:

A - Business Purpose:

A - 1 Sari-sari Store	-	P=	300.00
A - 2 Vendors Permit	-	P=	300.00
A - 3 Module/ Stall Owners of Carbon Market	-	P=	800.00

A - 4 Business Establishments:

A - 4.1 With Capital Gross Sales or Receipts or Investment of P= 10,001.00 to P= 500,000.00	-	P=	800.00
A - 4.2 With Capital Gross Sales or Receipts or Investment of P= 500,001.00 to P= 1,000,000.00	-	P=	1,200.00
A - 4.3 With Capital Gross Sales or Receipts or Investment of P= 1,000,001.00 to P= 2,000,000.00	-	P=	1,400.00
A - 4.4 With Capital Gross Sales or Receipts or Investment of P= 2,000,001.00 to P= 4,000,000.00	-	P=	1,700.00
A - 4.5 With Capital Gross Sales or Receipts or Investment of P= 4,000,001.00 to P= 8,000,000.00	-	P=	2,000.00
A - 4.6 With Capital Gross Sales or Receipts or Investment of P= 8,000,001.00 to P= 20,000,000.00	-	P=	2,300.00
A - 4.7 With Capital Gross Sales or Receipts or Investment of P= 20,000,001.00 to P= 40,000,000.00	-	P=	3,500.00
A - 4.8 With Capital Gross Sales or Receipts or Investment of P= 40,000,001.00 to P= 80,000,000.00	-	P=	4,000.00
A - 4.9 With Capital Gross Sales or Receipts or Investment of P= 80,000,001.00 to P= 100,000,000.00	-	P=	4,500.00
A - 4.10 With Capital Gross Sales or Receipts or Investment of above P= 100,000,000.00	-	P=	5,000.00

A - 5 Certification Fee for Building Permit: Construction or Renovation of any Establishment:

A - 5.1 Fee for Residential Purpose - P= 20.00 per Square Meter X Area per Floor;

A - 5.2 Fee for Commercial Purpose- P= 40.00 Per Square Meter X Area per Floor;

A - 6 Certification Fee for Water/ Electricity Connection of any Establishment:

A - 6.1 Fee for Residential Purpose - P= 100.00

A - 6.2 Fee for Commercial Purpose - P= 300.00

B – Certification Fees for Personal Use or Non-Business Purpose:

B – 1. Employment	-	P=	70.00
B – 2. Good Moral Character	-	P=	70.00
B – 3. Residency and Others	-	P=	100.00
B – 4. Foreign Travel	-	P=	200.00
B – 5. Exercise of Profession	-	P=	200.00
B – 6. Renewal of Professional License	-	P=	200.00
B – 7. Bail Bond	-	P=	500.00
B – 8. Certified True Copy	-	P=	50.00 Per Page

B – 9. Exempted on Fees:

- 1.) Good Moral Character for School
- 2.) Employment of First Time Job Seekers – R.A. No. 11261
- 3.) Burial Assistance
- 4.) Medical Assistance
- 5.) Financial Assistance
- 6.) Indigency/ No Income
- 7.) Senior Citizen/ Person-With-Disability (PWD)
- 8.) Fire, Calamity/ Disaster

SECTION 05. BARANGAY CLEARANCE/ PERMIT ON ACTIVITY/ UNDERTAKING – There is hereby imposed a fee and/or surcharge for issuance of Barangay Clearance/ Permit on any of the listed activities or undertakings below within the territorial jurisdiction of the Barangay separate from fees and charges for the consequential use of barangay properties, excluding Documentary Stamp Tax (DST), shall be as follows:

5.1 Fencing Clearance for Residential Property - P= 300.00 base rate plus 1.00 per linear meter;

5.2 Fencing Clearance for Commercial Property- P= 400.00 base rate plus 1.00 per linear meter;

5.3 Permit To Dig and/or Excavate Barangay Road and/or Street to install private drainage and/or private water piping and to restore to its original state the affected road/ street - P= 500.00 base rate plus P= 1.00 per linear meter;

5.4 Holding of Exhibits and/or Fun Fair Activities - P= 1,000.00 per week or fraction thereof;

5.5 Posting of Commercial Billboards, Signboards, Neon Signs and Outdoor Advertisements of whatever materials, whether permanent or temporary in nature of any sizes:

5.5.1 Commercial Billboards, Signs/ Advertisements - P= 30.00 per square foot;

5.5.2 Professional Billboards, Signs/ Advertisements - P= 15.00 per square foot;

SECTION 06. SERVICE CHARGE AND USE OF BARANGAY PROPERTIES, FACILITIES AND/OR

EQUIPMENT – There is hereby imposed fees and/or charges for Barangay Services and/or Use of Barangay Properties, Facilities and/or Equipment; provided, however, that the Barangay Property/ Equipment is available as follows:

6.1 Filing Fee - P= 100.00

6.2 Certificate To File Action - P= 100.00

6.3 Use of Barangay Property, Facility and/or Equipment, user shall pay the following rate:

6.3.1 Use of Mini Bus for one-day only to Northern Part of Cebu:

a. Mandaue	-	P= 2,000.00
b. Consolacion, Lilo-an, Lapu-lapu City	-	P= 2,500.00
c. Compostela, Danao	-	P= 3,000.00
d. Carmen	-	P= 3,500.00
e. Bantayan and nearby areas	-	P= 6,000.00

6.3.2 Use of Mini Bus for one-day to Southern Part of Cebu:

a. Talisay City	-	P= 2,000.00
b. Minglanilla	-	P= 2,500.00

c. Naga City, San Fernando	-	P= 3,000.00
d. Carcar	-	P= 3,500.00
e. Santander and nearby areas	-	P= 6,000.00

6.3.3 On overnight usage with additional payment of P= 1,500.00 nightly.

6.4 Use of Sports Complex/ Basketball Court:

6.4.1 For Barangay Residents:

Day-Time - P= 100.00 per hour or a fraction thereof;
Night-time - P= 300.00 per hour or a fraction thereof.

6.4.2 For Non- Residents:

Day Time - P= 200.00 per hour or a fraction thereof;
Night-Time - P= 400.00 per hour or a fraction thereof.

SECTION 07. PAYMENT OF FEES AND/OR CHARGES – Fees and/or Charges payable under this Ordinance shall be paid to the Barangay Treasurer, or its Authorized Representative, who shall issue the corresponding government Official Receipt (OR), showing among others, the nature of fee/s and/or charges collected.

SECTION 08. SURCHARGE AND INTEREST OF PAYMENT – In case of failure or refusal to pay fees, and/or charges mandated by this Ordinance, Barangay Ermita may issue a demand with **Cease-and-Desist Order** to prevent such activity or continuance thereof, and to impose the following surcharges, to wit: a.) After the Second (2nd) Quarter of the year the payer shall be subject to a surcharge of FIFTEEN PERSCENT (15%) and b.) TWENTY PERCENT (20%) surcharge after the Third (3rd) Quarter of the year of the amount due.

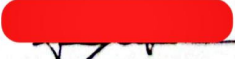
SECTION 09. PENAL PROVISION – Any person found guilty violating any of the provisions of this Ordinance shall be subject to a fine of Five Hundred Pesos (P= 500.00) and/or prevented to render a service or closure of the activity of such person.

SECTION 10. SEPARABILITY CLAUSE – For any reason, any part/ provision of this ordinance be declared unconstitutional or invalid, the other parts/ provisions hereof which are not affected shall continue to be in full force and effect.

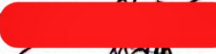
SECTION 11. REPEALING CLAUSE – All other Barangay Ermita Ordinances which are Inconsistent with this ordinance are hereby amended or repealed accordingly.


SECTION 12. EFFECTIVITY CLAUSE – This Ordinance shall take effect immediately upon its lawful approval.

I hereby certify to the correctness of the foregoing.


ERWIN D. PEÑAFORT
Barangay Secretary

ATTESTED BY:

Barangay Captain

HON. ANTONIO P. FLORES


HON. DOMINGO JR. L. ANDO


HON. WILBERT T. FLORES


HON. EFE P. RUPINTA

HON. RYAN JAY M. ROSAS

HON. MARIA R. BUANGHUG

HON. ANGELO B. TAMPUNDO

HON.  PO
SK Chairperson


Barangay Treasurer