

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN HELD AT THE SB SESSION ROOM, MUNICIPAL HALL ON TUESDAY, AUGUST 2, 2016

Present: Vice-Mayor William P. Cura, Presiding Officer  
Councilor Johnny M. Sales  
Councilor Ernesto M. Salting  
Councilor Alvin Dale M. Sibal  
Councilor Danilo L. Lugtu  
Councilor Reynaldo L. Pangilinan, Sr.  
Councilor Noel S. Rivera  
Councilor Ariel S. Alimurong  
Councilor Ernesto P. Go  
Councilor Jose M. Salting, Jr. President Liga ng mga Barangay

Absent : No one

**RESOLUTION NO. 022, SERIES OF 2016**

GRANTING EXEMPTION FROM SECTION 10.5 OF THE MARKET CODE TO CERTAIN MARKET OCCUPANTS IN THE WET SECTION BY ALLOWING THEM TO OCCUPY AND UTILIZE UP TO THREE (3) STALLS/TILES PER RECOMMENDATION OF THE PUBLIC MARKET COMMITTEE

WHEREAS, the wet section of the Bamban Public Market underwent a rehabilitation from February 9, 2016 to May 6, 2016 to improve its drainage system and dilapidated stalls/tiles and to install water service lines which would address the perennial sanitation problem and disorderliness in the public market;

WHEREAS, having been recently completed, the market occupants need to return to their respective stalls but only this time they are required to abide by the regulations under the Public Market Code. One such regulation under Section 10.5 thereof, is that "one nucleus family is allowed only a maximum of two (2) stalls";

WHEREAS, some market occupants have been occupying up to six ( 6 ) stalls which they claim to have acquired directly from the previous owners who gave up the stalls many years ago, most of these during the period after Mt. Pinatubo erupted in 1991 when the municipality became practically a ghost town for some time due to displacement of residents of barangays near the town proper which resulted to serious economic down turn;

WHEREAS, some of these vendors recently appealed to the Municipal Government to allow them retain the number of stalls that they presently occupy even if these are more than the maximum of two (2) that the Market Code allows ;

WHEREAS, the Honorable Mayor on his part, and presumably after discussing it with the Market Supervisor (or Public Market Committee) presented his recommendation and request dated August 1, 2016 to grant consideration to the affected market occupants by way of granting exemption from Section 10.5 of the Market Code, that is by allowing them additional stalls/tiles, subject to certain conditions;

WHEREAS, this Body, in as much as it would like to grant completely the appeal of the affected market occupants have no other recourse but to limit the privilege being granted so as to fairly distribute the occupancy of the market stalls and give equal opportunity to as many

qualified vendors as possible, get rid of illegal occupancy, re-organize the disorderly set up that cause obstructions in pathways, and to effectively maintain cleanliness in the public market premises for the convenience of both the market occupants and the buying public;

NOW THEREFORE, on motion of Councilor Alvin Dale M. Sibal, duly seconded:

BE IT RESOLVED, that acting favorably on the recommendation of the Honorable Mayor Jose Antonio T. Feliciano, as chairman of the Bamban Market Committee, and concurred upon by the SB Committee on Market and Slaughter house in its committee report of even date, the Sangguniang Bayan hereby grants exemption from Section 10.5 of the Bamban Public Market Code to certain Public Market occupants particularly in the wet section, by allowing them to occupy and utilize up to three (3) stalls/tiles at the maximum, instead of only two (2) as Section 10.5 of the Market Code allows. Specifically, the conditions for this grant of exemption are as follows:

- All actual occupants prior to the rehabilitation of the Public market wet section who occupy one( 1), two (2) or three (3) stalls will retain the same number of stalls ;
- All actual occupants prior to the rehabilitation of the Public market wet section who occupy four (4) or more stalls will be allowed to retain three (3 ) stalls only ; and
- All new applicants thereafter will have to abide by Section 10.5 of the Market Code

RESOLVED FURTHER, that the duly approved “2016 Wet Sectioning Plan” which is attached and made an integral part of this resolution shall serve as reference indicating the particular persons/market occupants who shall benefit from this grant of exemption and that this Body hereby leaves it up to the Bamban Market Committee the decision as to whom the resulting vacant stalls/tiles shall be awarded.

RESOLVED FURTHER, let copies of this resolution be forwarded to the Honorable Mayor Jose Antonio T. Feliciano as chairman of the Bamban Public Market Committee, Ms. Teresita Alimurong, Market Administrator, the President of the Bamban Public Market Vendors Association, and others concerned, for their information and appropriate action.

CARRIED UNANIMOUSLY.

Certified correct:

**MARLENE C. PANGILINAN**  
SB Secretary

ATTESTED:

**WILLIAM P. CURA**  
Municipal Vice-Mayor & Presiding Officer