



**Republic of the Philippines
CITY COUNCIL
City of Manila**

REGULAR SESSION NO. 31

11TH CITY COUNCIL

**Begun and held in the City Council on Monday,
the thirtieth day of September, Two Thousand Nineteen**

ORDINANCE NO. 8579

AN ORDINANCE AUTHORIZING ALC INDUSTRIAL AND COMMERCIAL DEVELOPMENT CORPORATION, REPRESENTED BY ITS PRESIDENT, MR. D. EDWARD CABANGON, TO OPERATE A WET AND DRY MARKET AT NEW PANADEROS STREET, STA. ANA, MANILA, UNDER CERTAIN TERMS AND CONDITIONS

PRINCIPAL AUTHORS:

HON. MANUEL M. ZARCAL

and

HON. JOEL R. CHUA
Majority Floor Leader

Be it ordained by the City Council of Manila, in session assembled, *THAT*:

SECTION 1. The ALC Industrial and Commercial Development Corporation represented by its President, Mr. D. Edward Cabangon, is hereby granted the authority to operate a wet and dry market at New Panaderos Street, Sta. Ana, Manila, subject to the following terms and conditions:

1. The grantee shall pay the franchise fee and other charges prescribed under Ordinance No. 8331 (The Omnibus Tax Code of the City of Manila 2013) and for this purpose, the books of the grantee reflecting its gross receipts shall be made available to the City Treasurer or his duly authorized representative(s) on request;
2. The City shall continue to have and exercise the power to impose all applicable permit and license fees and other service charges upon the grantee and the stallholders thereat in accordance with existing ordinances, rules and regulations;
3. The City shall likewise exercise the power granted it by law to regulate, inspect and supervise the operation of the market to assure compliance with the pertinent rules, ordinances and laws governing markets;
4. The grantee, in order to insure and maintain the income due to the City, shall have the authority to adopt such measures, impose such charges and penalties, and effect such collections due and necessary from the stallholders, conformably with the provision of existing laws and ordinances;
5. The grantee shall see to it that the administration of the market is done in the most efficient manner, with the end in view of faithfully carrying out all the terms and conditions of this grant;
6. The grantee shall abide with the specifications prescribed under the existing Market Code on public markets, as well as such rules and regulations as may be promulgated from time to time by competent government authorities;
7. The grantee shall post a continuing bond of Five Hundred Thousand Pesos (PhP. 500,000.00) in favor of the City, which penal sum shall be forfeited in favor of the latter upon failure of the former to do, perform and comply with any of the terms and conditions set forth herein; and
8. The operational expenses for the said wet and dry market including the maintenance and cleaning thereof shall be borne by the grantee.

SEC. 2. The authority granted herein shall be a period of fifteen (15) years from date of approval.


SEC. 3. Any violation of provisions of the Ordinance breach on the part of the grantee to comply with any of the terms and conditions set forth above shall be a ground for outright cancellation of the authority, revocation of the permit issued and closure of the market premises.

Any permit issued after the expiration of the fifteen (15) year period (term of franchise) shall be automatically null and void and of no legal force and effect.

SEC. 4. Effectivity Clause. – This Ordinance shall take effect upon its approval.

This Ordinance was finally enacted by the City Council of Manila on October 24, 2019.


PRESIDED BY:


ERNESTO C. ISIP, JR.
President Pro-Tempore and
Acting Presiding Officer
City Council, Manila


ATTESTED:


LUCH R. GEMPIS, JR.
City Government Department Head III
(Secretary to the City Council)

APPROVED BY HIS HONOR, THE MAYOR, ON NOV 13 2019


FRANCISCO "Isko Moreno" DOMAGOSA
Mayor
City of Manila

ATTESTED:


BERNARDITO C. ANG
City Government Department Head III
(Secretary to the Mayor)

RNF:rb/jvl/jok/cpl/agv/jrp