



Republic of the Philippines  
CITY COUNCIL  
City of Manila

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REGULAR SESSION NO. 87

12<sup>TH</sup> CITY COUNCIL

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Begun and held in the City Council on Tuesday,  
the fifteenth day of June, Two Thousand Twenty-Three

**ORDINANCE NO. 8997**

**AN ORDINANCE MANDATING ALL CONSTRUCTION AND CONSTRUCTION SUPPLIERS WITHIN THE CITY OF MANILA TO PLACE SAND, GRAVEL AND EXCAVATED DEBRIS IN BAGS OR PROPER CONTAINERS PREVENTING USAGE OF THE CITY STREETS AND SIDEWALKS FOR STORAGE/HOLDING AREAS THUS CAUSING EROSION AND OBSTRUCTION IN PUBLIC UTILITIES**

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## **EXPLANATORY NOTE**

Instead of the customary use of the public domain such as streets and sidewalks as temporary storage areas of sand, gravel and excavated soil and debris becoming an obstruction for the purpose in which these facilities are provided for use of the community, the proper storage is hereby directed.

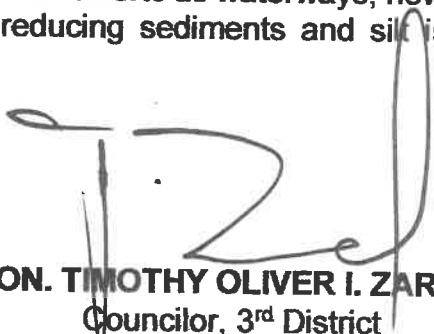
One factor causing silt, sediments sludge and residues through erosion in our drainages are consistently the reason of decreasing the efficiency of the drainage system by 30% to even 80% deeming most drainage system unusable.

Section 1102 Storage in Public Property, under Chapter 11 of the rules and regulations implementing Presidential Decree No. 1096 or the National Building Code of the Philippines provides that materials and equipment necessary for work to be done under a permit when placed or stored on public property shall not obstruct free and convenient approach to and use of any fire hydrant, fire or police alarm box, utility box, catch basin, or manhole and shall not interfere with any drainage of any street or alley gutter.

The Department of Public Works and Highways (DPWH) and Metropolitan Manila Development Authority (MMDA), together with the city, had been tasked to dredge the waterways and conduct de-clogging to prevent the frequent flooding in the busy streets of the City of Manila.

A report rendered by the DPWH states that Philippines has suffered several serious floods, causing financial loses to the government, the main reason for the flood was that many of the inland waterways are filled with sediments and trash due to upstream erosion and dumping of waste in the waterways leading to reduced water carrying capacity of the drainage system.

The complete solution to the flooding is to provide increased holding capacity of the flood water catch basins and widening to large pipes/culverts as waterways, however the effective maintenance to sustain efficiency by reducing sediments and silt is the present alternative solution.



**HON. TIMOTHY OLIVER I. ZARCAL**  
Councilor, 3<sup>rd</sup> District  
Manila

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

**SECTION 1.** This Ordinance shall be known as “AN ORDINANCE FOR THE PROPER HANDLING OF CONSTRUCTION DEBRIS, SAND AND GRAVEL IN ALL CONSTRUCTION PROJECTS WITHIN THE CITY OF MANILA”.

**SEC. 2. Basis.** - Large construction developments shall provide proper storage area such as containers or receptacles and repositories to prevent erosion of materials, in the absence of such, eroding supplies should be placed in nylon or similar bags to be properly contained. As stated in the Implementing Rules and Regulations of the National Building Code (Presidential Decree No. 1096), materials and equipment necessary for work to be done under a permit when placed, stored in public property shall not obstruct free and convenient approach to and use of any fire hydrant, fire or police alarm box, utility box, catch basin or manhole and shall not interfere with any drainage of any street or alley and gutter with safe and smooth flow of vehicular and pedestrian traffic.

**SEC. 3. Implementing Agencies.** - The Building Official/Engineering Department and other law enforcement agencies shall administer the implementation and full compliance to Section 2 by contractors or owners of structures where the construction activity or repair is being done.

**SEC. 4. Penalties.** - It shall be the duty of the implementing Departments stated in Section 3 to inspect immediate compliance with Section 2 that upon inspection, if found to be non-compliant shall constitute the following penalties:

First Offense:	Fine of Two Thousand Pesos	(PhP. 2,000.00)
Second Offense:	Fine of Three Thousand Pesos	(PhP. 3,000.00)
Third Offense:	Fine of Five Thousand Pesos and suspension of permit	(PhP. 5,000.00)

**SEC. 5. REPEALING CLAUSE.** - All laws, issuances, orders, rules the other regulations or parts thereof, which are consistent with this Ordinance, are hereby repealed and modified accordingly.

**SEC. 6. EFFECTIVITY CLAUSE.** - This Ordinance shall take effect thirty (30) days after its complete publication in a newspaper of general circulation in Metro Manila.

This Ordinance was finally enacted by the City Council of Manila on October 3, 2023.



