



REPUBLIC OF THE PHILIPPINES
PROVINCE OF CAVITE
MUNICIPALITY OF CARMONA

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 13TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF CARMONA, CAVITE HELD AT THE SANGGUNIANG BAYAN SESSION HALL ON 26 MARCH 2018

PRESENT:

HON. CESAR L. INES JR.

Municipal Vice Mayor

CESAR L. INES JR.

Municipal Vice Mayor and Presiding Officer

CESAR M. LOYOLA

SB Member

BERNIE A. ORTIZ

SB Member

UBERTO A. HUGO

SB Member

MABLE M. LONTOK

SB Member

MAXIMO A. ACBAY

SB Member

ALBERTO H. OCAMPO

SB Member

REBECCA L. REYES

SB Member

FERMIN M. LEVARDO

ABC President

MAXIMO A. ACBAY

DAHLIA A. LOYOLA

PRESENT:

HON.

HON.

HON.

HON.

HON.

HON.

HON.

HON.

ABSENT: NONE

MUNICIPAL ORDINANCE NO. 06-2018

MUNICIPAL ORDINANCE AMENDING ARTICLE II OF MUNICIPAL ORDINANCE NO. 007-06, OTHERWISE KNOWN AS THE "MUNICIPAL ENVIRONMENT CODE OF CARMONA, CAVITE" THEREBY REQUIRING CLEARANCE FROM THE MUNICIPAL ENVIRONMENT AND NATURAL RESOURCES OFFICE PRIOR TO THE APPROVAL OR ISSUANCE OF A BUSINESS OR MAYOR'S PERMIT

UBERTO A. HUGO

FERMIN M. LEVARDO

AN ORDINANCE
NO. 06-2018
ENVIRONMENTAL
PROTECTION

Sponsored by Hon. Cesar M. Loyola and Hon. Bernie A. Ortiz

EXPLANATORY NOTE

WHEREAS, on 13 December 2006, the Sangguniang Bayan of Carmona enacted Municipal Ordinance No. 007-06, otherwise known as the "Municipal Environment Code of Carmona, Cavite" for the protection, conservation, utilization and management of the environment;

WHEREAS, Article II of said Ordinance provides for the environmental requirements for the issuance of Development Permit and Business or Mayor's Permit;

WHEREAS, amendment thereof is deemed necessary in order to include the prohibition of certain types of projects, such as but not limited to Environmentally-Critical Projects (ECPs) as defined by the Department of Environment & Natural Resources - Environmental Management Bureau (DENR-EMB) Memorandum Circular 2014 005 providing the guidelines for the coverage screening and standardized requirements under the Philippine Environmental Impact Statement System (PEISS) amending relevant portions of MC 2007-02;

ROEL E. MANARIN
FERMIN M. LEVARDO

BERNIE A. ORTIZ
REBECCA L. REYES

CESAR M. LOYOLA
ALBERTO H. OCAMPO



REPUBLIC OF THE PHILIPPINES
PROVINCE OF CAVITE
MUNICIPALITY OF CARMONA

OFFICE OF THE SANGGUNIANG BAYAN

page 2 of 9, Mun. Ordinance No. 06-2018

MAXIMO A. ACBAY
DR. DAHLIA A. LOYOLA

WHEREAS, DILG-DTI-DICT Joint Memorandum Circular (JMC) No. 1, Series of 2016 provides the revised standards in processing business permits and licensing system in all cities and municipalities to comply with President Rodrigo Roa Duterte's pronouncement during his inaugural speech last June 30, 2016 and State of the Nation Address (SONA) on July 25, 2016 for all government agencies to reduce the requirements and processing of all government transactions;

AMABLE M. LONTOK
CESAR L. INES JR.

WHEREAS, in compliance with the said JMC No. 1 s of 2016, Municipal Mayor Dahlia A. Loyola issued the Executive Order No. 001 s of 2018, Reorganizing the Technical Working Group (TWG) on Streamlining Business Permits and Licensing System of Carmona, Cavite, and Executive Order No. 002 s of 2018, Reorganizing the Joint Inspection Team on Streamlining Business Permits and Licensing System of Carmona, Cavite;

HUGO
PAKINGAN

WHEREAS, after ample study and deliberation thereof, this Body finds the amendments in order and proper meriting its enactment;

HUP
MAF

SECTION 1. - Article II of Municipal Ordinance No. 007-06, otherwise known as the "Municipal Environment Code of Carmona, Cavite" is hereby amended to read as follows:

ROEL Z. NARIN
FERMIN M. JARDO
ORTIZ
REYES

"ARTICLE II. MENRO Clearance

developers, proponents, lessors/lessees, contractors/sub-contractors, business proprietors, business operators, and/or their authorized representative shall secure a clearance from the MENRO prior to a land development, building construction, and business operations to ensure that the environment is adequately protected from potential adverse impacts of the said activities.

The MENRO shall issue a clearance as a requirement prior to

clearance as a requirement prior to the issuance of a Development Permit by the Municipal Zoning Administrator, provided that the applicant complies with the requirements or conditions under this

EA. ORTIZ
BERCA L. REYES

The MENRO shall issue a clearance as a requirement prior to the issuance of a Development Permit by the Municipal Zoning Administrator, provided that the applicant complies with the requirements or conditions under this Ordinance.

Requirements, Validity, Scope, and Coverage. The issuance of the MENRO Clearance as a requirement for the Development Permit, Building/Occupancy Permit, and Business/Mayor's Permit is hereby regulated and guided by the following conditions:

CESAR M. LOYOLA
ALBERTO H. OCAMPO

SECTION 46. Requirements, Validity, Scope, and Coverage. The issuance of the MENRO Clearance as a requirement for the Development Permit, Building/Occupancy Permit, and Business/Mayor's Permit is hereby regulated and guided by the following conditions:



OFFICE OF THE SANGGUNIANG BAYAN

page 3 of 9 Mun. Ordinance No. 06-2018

page 3 of 9, Mun. Ordinance No. 06-2018

(1) The issuance of a Development Permit or Building/Occupancy submission of an Initial Environmental Examination (IEE) or Environmental Impact Assessment (EIA) and/or any appropriate environmental study, e.g. Engineering Geological and Geohazard Assessment Report (EGGAR), whichever is suitable for the type and nature of project and corresponding environmental permits such as Environmental Compliance Certificate (ECC) and Clearance from the Laguna Lake Development Authority (LLDA) among other environmental documents or permit/s or requirement/s.

It shall be the policy of the Municipal Government to require business proprietors to secure a Certificate of Non-Coverage (CNC) or Environmental Compliance Certificate (ECC) from the Department of Environment and Natural Resources - Environmental Management Bureau (DENR-EMB), Locational Clearance from the Deputized Zoning Administrator, Certificate of No Objection from the host barangay and Earthquake Hazard Assessment from the Philippine Institute of Volcanology and Seismology (PHIVOLCS) certifying the absence or distance to nearest ground rupture and highest earthquake intensity that may be experienced in the area, whichever is deemed necessary.

(2) No development, nor construction, nor business operation shall be allowed without passing through an assessment of environmental concerns and appropriate safeguards through the Municipal Environment and Natural Resources Office (MENRO).

The Resources Office (MENRO).

MENRO Clearance will only be issued once all environmental... given to new projects/business applications that have (a) minimal air emissions; (b) minimal wastewater discharges; (c) with minimal solid wastes, and (d) no or with manageable hazardous wastes. The guidelines for the issuance of MENRO Clearance and temporary clearance are as follows:

Clearance	REQUIREMENTS (whichever is applicable)		
	Types of Project/Business/Development		
	Low Risk	Medium Risk	High Risk
MENRO Clearance (For Development Permit, Building/Occupancy Permit, and/or Business Permit, whichever is applicable)	Complete requirements of: (Minimum) 1. Completely filled up Permit Application 2. Locational/Zoning Clearance 3. Receipt of payment of Environmental Protection Fee (EPF)	Complete requirements of: (Minimum) 1. Completely filled up Permit Application 2. Locational/Zoning Clearance 3. Receipt of payment of Environmental Protection Fee (EPF)	Complete requirements of: (Minimum) 1. Completely filled up Permit Application 2. Locational/Zoning Clearance 3. Receipt of payment of Environmental Protection Fee (EPF)

DR. DAHLI
 CESAR L. INES JR.
 MARVIC M. PAKINGAN
 LEVARDO


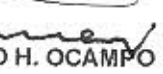
ROEL A. LEVAF
 BERNIE A. ORTIZ
 REBECCA V. REYES
 CESAR M. LOYOLA
 ALBERTO H. OCAMPO

YACBAY
 MAXIMO
 AMARILLO
 LONTOK
 HIIGO
 ANABING





REPUBLIC OF THE PHILIPPINES
 PROVINCE OF CAVITE
 MUNICIPALITY OF CARMONA
OFFICE OF THE SANGGUNIANG BAYAN



page 4 of 9, Mun. Ordinance No. 06-2018


CESAR M. LOYOLA

ALBERTO H. OCAMPO


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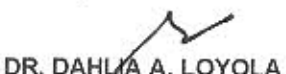
REBECCA L. REYES


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HUBERTO A. HUGO

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MAXIMO AVACBAY

DR. DAHLIA A. LOYOLA

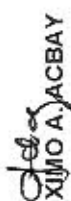
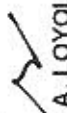
Non-issuance of any clearance	Not applicable	Expiration of initial Temporary Clearance without any improvement in pending requirements.	Expiration of initial Temporary Clearance without any improvement in pending requirements.
Temporary MENRO Clearance	With temporary Locational/ Zoning Clearance SUBJECT to the submission of Regular Locational/ Zoning Clearance	With temporary Locational/ Zoning Clearance SUBJECT to the submission of Regular Locational/ Zoning Clearance and/or Temporary Clearance for 3 months only SUBJECT to the submission of CNC or any other pending requirements.	With temporary Locational/ Zoning Clearance SUBJECT to the submission of Regular Locational/ Zoning Clearance and/or Temporary Clearance for 6 months only SUBJECT to the submission of ECC or any other pending requirements.
		<p>(Other Requirements as per assessment)</p> <ol style="list-style-type: none"> 4. Certificate of Non Coverage (CNC) 5. PHIVOLCS Earthquake Hazard Assessment (near identified fault line) i.e. Barangays Cabiliang Baybay, Mabuhay, Milagrosa and Lantic 6. DENR Tree Cutting Permit 	<p>(Other Requirements as per assessment)</p> <ol style="list-style-type: none"> 4. Environmental Compliance Certificate (ECC) 5. DENR/LLDA Accredited Pollution Control Officer (PCO) 6. LLDA Clearance 7. LLDA Discharge Permit (with water pollution control installation) 8. DENR Permit to Operate (with air pollution control installation) 9. DENR Hazardous Waste ID (if generates hazardous wastes) 10. NWRB Water Permit (with own deep well) 11. CWD Certification for Flow Meter Installation (with own deep well) 12. PHIVOLCS Earthquake Hazard Assessment (near identified fault line) 13. DENR Tree Cutting Permit 14. MGB EGGAR/GAR 15. Other applicable environmental requirements



REPUBLIC OF THE PHILIPPINES
PROVINCE OF CAVITE
MUNICIPALITY OF CARMONA

OFFICE OF THE SANGGUNIANG BAYAN

page 5 of 9, Mun. Ordinance No. 06-2018


MAXIMO A. JACOBAY

DR. DAHLIA A. LOYOLA

- (3) The Clearance issued is deemed valid if and only if the submitted requirements used as the basis for clearance issuance has no changes and/or updates. Any updates and/or changes made shall be reported immediately to MENRO and documents shall be submitted accordingly for revalidation and issuance or denial of the Clearance.

SECTION 47. Inspection, Notice of Violation (NOV), Cease and Desist Order (CDO), and Revocation/Denial of Clearance. The Municipal Zoning Administrator, Municipal Building Official, or Mayor, upon the recommendation of the MENRO, may revoke or cancel a respective permit should the permittee failed to comply with the requirements set forth and in the event that allowing the permittee to continue its operation may lead to adverse effect on the environment.

Disregard of the visitorial power of the MENRO/Joint Inspection Team or denial of access/entry in the course of inspection regardless of prior notice shall be considered sufficient ground to revoke or deny permit application/renewal.

It shall also be the policy of the Municipal Government to safeguard its people and environment by prohibiting certain types of projects known to have grave environmental impacts that will be detrimental to the current and future land use of the Municipality vis-à-vis its carrying capacity, thus, denial of issuance of Clearance is appropriate. As per DENR-EMB Memorandum Circular No. 2014-005, Guidelines for Coverage Screening and Standardized Requirements under the Philippine Environmental Impact Statement System (PEISS) amending relevant portions of MC 2007-02, below are the Environmentally-Critical Projects (ECPs) as well as other types of projects with detrimental effects to the environment that will be prohibited in the Municipality:

	Project Types	Parameters	
1.	Heavy and Other Processing/ Manufacturing Industries		
a	Non-Ferrous Metal Industries	Annual production rate	≥ 30,000 MT
b	Iron and Steel Mills	Annual production rate	≥ 30,000 MT
c	Petroleum and Petrochemical Industries		
(1)	Petrochemical or petroleum-based projects	Annual production rate	≥ 30,000 MT
(2)	Refineries	Annual production rate	≥ 30,000 barrels
(3)	Recycling of oil and other petroleum-based chemicals	Daily production rate	≥ 10 MT
d	Smelting plants	Annual production rate	≥ 15,000 MT
2.	Resource Extractive Industries		
a	Mining and Quarrying Projects		
(1)	Coal mining	Annual extraction rate	≥ 70,000 MT


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