



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 723-2175

ORDINANCE NO. 19 S. 2013

AN ORDINANCE GRANTING FRANCHISE TO MRS. MELINDA C.
SORIANO TO OPERATE A TALIPAPA IN BARANGAY
TABANGAO AMBULONG, BATANGAS CITY

SPONSOR : COUN. AILEEN GRACE A. MONTALBO
CO-SPONSORS : COUN. GLENN M. ALDOVER
COUN. ARMANDO C. LAZARTE
COUN. SERGIE REX M. ATIENZA
COUN. PRUDENCIO A. CEPILLO

WHEREAS, under R.A. 7160, otherwise known as the Local Government Code of 1991, a local government unit has been vested with the power to grant franchise and impose a tax on business enjoying a franchise at the rate not exceeding fifty percent (50%) of one percent (1%) of the gross annual receipt for the preceding calendar year based on the incoming receipt, or realized, with its territorial jurisdiction;

WHEREAS, the City Government enacted an ordinance providing for the conditions for the grant of a franchise to establish, construct, operate Barangay markets or talipapa;

WHEREAS, the establishment of satellite or public market or talipapa is one of the basic services and facilities that could be provided in the Barangay;

NOW THEREFORE, BE IT ENACTED AS IT IS HEREBY ENACTED BY THE SANGGUNIANG PANLUNGSOD OF BATANGAS, BY VIRTUE OF THE POWER VESTED IN IT BY LAW, IN SESSION ASSEMBLED, THAT:

SECTION 1. The herein named is hereby granted a separate and individual franchise to maintain and operate a talipapa (Tabangao, Ambulong) in Batangas City for a period of five (5) years renewable for another five(5) years, to wit:

The franchise herein granted, being mere privilege, may be withdrawn at any time by the City Government for violation of the provisions of the Batangas City Revenue Code and other applicable laws, city ordinance rules and regulation. The City Mayor is hereby authorized to sign and issue the Franchise.

SECTION 2. Franchise shall be levied a franchise fee of Ten Thousand Pesos (P10,000.00) and an Annual Franchise tax at the rate of fifty percent (50%) of one percent (1%)



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Continuation of Ordinance No. 19 S. 2013

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of gross annual receipt for the preceding calendar year. The franchise fee shall be paid upon award of the franchise or renewal thereof while the franchise tax shall be paid annually together with the regulatory fees.


SECTION 3. Failure to pay the franchise fee or franchise tax or regulatory fees and/or comply with the conditions provided for by laws, city ordinances, rules and regulations shall be a ground for the revocation of the franchise/permit to operate and closure of the public market or talipapa, subject to payment of surcharges and penalties provided under the Batangas City Revenue Code.

SECTION 4. If any provisions or part of this ordinance is declared invalid, other provisions shall continue to be in full force and effect.

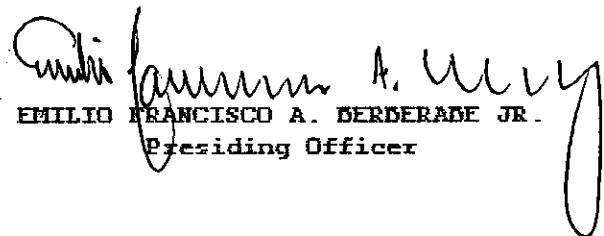
SECTION 5. Let copy of this Ordinance be furnished the City Administrator, City Legal Officer, City Treasurer and City Market Administrator.

SECTION 6. This ordinance shall take effect immediately upon its approval.


ENACTED, by the Sangguniang Panlungsod of Batangas City this 25th day of November, 2013.


ATTY. OLIVA D. TELEGATUS
Secretary
Sangguniang Panlungsod

ATTESTED:


EMILIO FRANCISCO A. BERDERADE JR.
Presiding Officer

APPROVED:


EDUARDO B. DIMACUNA
City Mayor

Date Approved: Dec. 3, 2013