



Republic of the Philippines  
BATANGAS CITY

Office of the Sangguniang Panlungsod  
Tel. No. 723-2175

ORDINANCE NO. 12 S. 2019

AN ORDINANCE CREATING THE BATANGAS CITY BIKEWAYS COUNCIL (BCBC), ESTABLISHING THE INFRASTRUCTURE IN RELATION THERETO AND PROVIDING FOR RIGHTS, DUTIES AND OBLIGATION OF BICYCLE COMMUTERS AND FOR OTHER PURPOSES

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**WHEREAS**, consistent with Constitutional Provisions and with that of RA 7160, otherwise known as the Local Government Code of 1991, specifically Section 16 (General Welfare Clause), the Batangas City Government has given the health of its constituents, its top most priority concern;

**WHEREAS**, deteriorating air quality is mainly caused by burning of fossil fuel from stationary and mobile sources;

**WHEREAS**, the ever increasing number of vehicles on the road has contributed immensely to the worsening air quality in the country, particularly, our city;

**WHEREAS**, it is expected that carbon footprints will further increase since more vehicles that pollute the air will be on the road as a result of aggressive and creative marketing of vehicle assemblers and importers, thus resulting into the creation of mindset of consumerism unmindful of hazardous emissions;

**WHEREAS**, there is a need to promote the use of non-motorized transportation, specially biking as an alternative healthy and environmentally sound mode of transportation;



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NOW THEREFORE, BE IT ORDAINED, by the Sangguniang Panlungsod in session duly assembled that:

**SECTION 1. TITLE.** - This Ordinance shall be known as "BATANGAS CITY BICYCLE ORDINANCE OF 2019".

**SECTION 2. BASIS OF ORDINANCE.** - This Ordinance is hereby enacted pursuant to Section 16. General Welfare as provided for in Republic Act 7160, otherwise known as the Local Government Code of 1991.

**SECTION 3. DEFINITION OF TERMS** - For purposes of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein:

**a) Bicycle** - shall refer to any light vehicle composed of two wheels held in a frame one behind the other, propelled by pedals and steered with handlebars attached to the front wheel and having a seat height of 25 inches or greater when the seat is in the lowest possible position, it includes the popularly used; mountain bike, fixie bike, road bike, tandem bike, foldable bike and among others in the City of Batangas.

**b) Bicycle Parking Facility** - means a stand or a rack constructed so as to enable the user to secure by locking the frame and one wheel of each bicycle by the use of parked therein; either U locks and cable locks.

**c) Secured Bicycle Parking Area** - bicycle parking area is convenient, safe, clean and well-lighted, near building entrances, and out of pedestrian paths;

**d) Batangas City Bikeways Council (BCBC)** - refers to the council in charge of implementing policies, rules and regulations in accordance with this Ordinance.

**e) Bicycle Commuter** - a person who rides or travels by bicycle.



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f) **Safety Gear** - is protective clothing or equipment designed to protect the wearer's body from injury.

**Helmet** - is a form of protective gear worn to protect the head from injuries.

**Gloves** - protect the skin of the palms of your hand when you fall on pavement.

**Knee pad** - are protective gear worn on knees to protect them against impact injury from falling to the ground or hitting an obstacle or to provide padding for extended kneeling.

**Elbow pad** - protective padded gear worn on the elbows to protect them against injury during a fall or strike.

**Eye protector** - protects the eyes from various hazards including harmful rays, intense light, dust, heat etc.

g) **Central Business District** - is the commercial and business center of a city.

**SECTION 4. SCOPE.** - This Ordinance shall take effect within the territorial jurisdiction of Batangas City.

**SECTION 5. CREATION OF BATANGAS CITY BIKEWAYS COUNCIL** - There is hereby created the BATANGAS CITY BIKEWAYS COUNCIL under which the following powers and functions shall be exercised:

a. To plan, supervise and manage the construction and maintenance of the bikeway network projects.



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- b. To establish provision of safe and strategic parking facilities, road signage and maps, including the planting of trees in designated areas of the network.
- c. To plan and conduct activities to promote Batangas City as a Bike Capital of the Philippines.
- d. To disseminate information on sustainable transportation to make the public better understand the aims behind the Batangas City Bikeways Project.
- e. To promote bicycle as alternative mode of transportation with the end in view of setting a Carless Day every April and November to coincide with the celebration of Earth Day and Clean Air Month. The specific areas chosen by the BCBC shall be subject to the approval of the City Mayor and the TDRO.
- f. To conduct bike patrol to maintain safety and security along bike lanes.
- g. To perform such other responsibilities as may be prescribed by law or ordinance.

**SECTION 6. PURPOSE AND OBJECTIVES-** The purposes and objectives of this ordinance are as follows:

- a) To put up or designate safe parking areas for registered bicycles in the City of Batangas that will provide comfort to all bicycle users;
- b) To introduce an environment-friendly legislation and program that could also promote a healthy lifestyle as it encourages regular exercise;



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- c) To promote the use of bicycles as means of transportation;
- d) To prevent theft and vandalism of bicycles and address the problem of traffic congestion in the city's business district; and
- e) Registration of bicycle are required pursuant to Section 51 of Batangas City Revenue Code of 2009.

**SECTION 7. COMPOSITION OF THE BATANGAS CITY BIKEWAYS COUNCIL**

The Batangas City Bikeways Council shall be composed of the following:

Chairman: City Mayor

Vice Chairman: Sangguniang Panlungsod Committee Chairman on Youth and Sports

Members:

- 1) City Health Officer
- 2) TDRO Officer
- 3) City Engineer Officer
- 4) City Planning and Development Officer
- 5) City Council for Youth Affairs Representative
- 6) Philippine Chamber of Commerce and Industry Representative
- 7) Representatives from different Bikers Associations
- 8) Representatives from the Civil Society Organizations
- 9) Representatives from different Youth Organizations
- 10) Philippine National Police



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**SECTION 8. RIGHTS, DUTIES AND OBLIGATIONS OF BICYCLE COMMUTERS / RIDERS .** - The following shall be the rights, duties and obligations of cyclist.

- a.) Ride on any public road or street provided that it has been designated as a bikeway except on highways or where signs prohibiting bikes have been posted.
- b.) Person riding a bicycle on designated bikeways shall be granted all rights and shall be subject to all duties applicable to drivers of motorized vehicles except those which by nature are inapplicable.
- c.) All bicycle commuters / riders shall at all time wear appropriate safety gears when riding.
- d.) Cyclist when riding shall equip their bicycle with reflective materials visible from both side, white front headlight and a red reflective light at the rear.
- e.) A cyclist shall not carry anything on the bicycle unless it is in a basket, bag, rack or trailer designed for that purpose.

**SECTION 9. SCOPE OF REGULATIONS.** - All of the city's business districts shall have bicycle parking facilities with safely anchored and lockable bicycle rack and iron hook system in feasible areas to be determined by the Transportation Development and Regulatory Office (TDRO) in coordination with the Batangas City Police Office.

**SECTION 10. LOCATION AND DESIGN STANDARDS OF PARKING FACILITIES INCLUDING THE BICYCLE RACKS.**

Bicycle parking facilities shall enable the user to secure the bicycle by locking the frame and one wheel parked therein.



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The bicycle parking facilities that shall be designated and installed by the City Government of Batangas in public and city owned spaces particularly in the central business districts shall be governed by the following design standards and requirements:

10. a) Bicycle parking facilities should be located in close proximity to the buildings' entrances and in highly visible well-lighted areas to minimize theft and vandalism;

10. b) If required bicycle parking facilities are not visible from the street or main building entrance, a sign must be posted at the main building entrance indicating the location of the parking. Where bicycle parking facilities are not clearly visible to approaching cyclists and motorists, signs shall be posted to direct them to the facilities;

10. c) Bicycle rack and iron hook to be installed shall be securely anchored to the lot surface so they cannot be easily removed and shall be of sufficient strength to resist vandalism and theft;

10. d) Bicycle parking facilities shall not impede pedestrian or vehicular circulation, and should be harmonious with their environment both in color and design. Parking facilities should be incorporated whenever possible into building design or street furniture;

10. e) Racks and iron hooks must not be placed close enough to a wall or other obstruction so as to make use difficult. An aisle or other space shall be provided to bicycles to enter and leave the parking facility;

10. f) The bike rack should allow the bicycle to be supported upright by its frame in two places and should allow the frame and one or both wheels to be secured. The frame shall support a bicycle in a stable position without damage to frame, wheels, or



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components. Racks must be easily usable with chain and padlock, U-locks, and cable locks. These high security locks are increasingly popular due to increasing bicycle theft levels and the rising price of new bicycles. Racks should support the bikes in a stable upright position so that a bike, if bumped, will not fall or roll down;

**10. g)** Bike parking facilities within car parking areas shall be separated by a physical barrier to protect bicycles and from damage by cars or vehicles, such as curbs, wheel stops, poles or other similar features. Bicycle parking spaces are to be clearly marked as such and shall be separated from car parking by some form of physical barrier designed to protect bikes from being hit by a car or vehicle;

**10. h)** Bicycle parking facilities should be designed to accommodate a range of bicycle shapes and sizes and facilitate easy locking without interfering with adjacent bike;

**10. i)** Outdoor bicycle parking facilities shall be surfaced in the same manner as the car or vehicle parking area and shall be equally level. Lighting and other security design features shall be provided in these parking facilities equivalent to that provided in the facilities for car parking spaces. A safe parking location is one in which activity around the bicycles is easily observable. Bike racks and iron hooks located in remote locations such as alleys or behind landscaping gives thieves time to work.

**SECTION 11. RESPONSIBILITY OF BICYCLE PARKING FACILITIES**

**USER.** - In this Ordinance, the bicycle users are encouraged to be equipped with chain and padlock, U-lock and cable locks as the City Government of Batangas shall designate and install parking facilities with safety anchored and lockable bicycle rack. The Batangas City Government shall not be liable for any damage or loss. It is the users' responsibility to make sure that their bicycles are secured properly.





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**SECTION 12. IMPLEMENTING AGENCY-** For purposes of this ordinance the following are hereby designated:

The Transportation Development and Regulatory Office (TDRO) in coordination with the Batangas City Police Office shall, within thirty (30) days from approval of this Ordinance, recommend to the Sangguniang Panlungsod the bicycle rack and iron hook system design and the designated parking spaces/areas for bicycles at the central Business Districts of the city, subject to the final approval by the Sanggunian.

**12.1** The City Engineers' Office shall be responsible for monitoring and ensuring the implementation of this ordinance. In particular, city engineers shall:

**12.1 a.** Conduct periodic ocular inspection of all buildings, establishments and structures specified in Section 10 of this Ordinance to ensure that the provisions of this law is being implemented;

**12.1 b.** Ensure that all building plans within the designated areas for bike facilities prior to and as a condition to their approval and granting of building permits must include secure parking space and facilities for bicycles;

**SECTION 13. IMPLEMENTING RULES AND REGULATIONS**

The Batangas City Bikeways Council (BCBC), headed by the City Mayor, is given the power to issue and promulgate rules and regulations necessary for the proper or effective implementation of this ordinance.

**SECTION 14. ADMINISTRATIVE FINE.** - Violation of this ordinance may be settled by paying an administrative fine in the Office of the City Treasurer in the amount of Php 3,000 in case of other persons, which amount shall be part of general fund of the City.



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**SECTION 15. PENALTY CLAUSE.** - Any person who shall directly or indirectly violates this ordinance shall suffer a fine of not less that Php 3,000 nor more than Php 5,000 or an imprisonment of not less than five (5) days nor more than thirty (30) days at the discretion of the honorable court.

**SECTION 16. APPROPRIATION.** - The funding for the administration and enforcement of this ordinance shall be taken from or charged against the existing appropriation for Local Development Fund as may be approved by the City Mayor.

**SECTION 17. SEPARABILITY CLAUSE.** - Any provision or portion of this ordinance found to be violative of the constitution or invalid shall not impair the other provisions or parts thereof which shall continue to be in full force and effect.

**SECTION 18. REPEALING CLAUSE.** - Ordinances, rules and regulations or parts thereof, which are inconsistent or in conflict with the provisions of this ordinance, are hereby repealed or modified accordingly.

**SECTION 19. EFFECTIVITY.** - This Ordinance shall take effect immediately upon its approval and publication in local newspapers of general circulation within the City of Batangas.

**ENACTED** by the Sangguniang Panlungsod this 11<sup>th</sup> day of June, 2019.



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ATTY. OLIVA D. TELEGATOS

Secretary

Sangguniang Panlungsod

ATTESTED:

ANGELITO "DONDON" A. DIMACUHA  
Acting Presiding Officer

APPROVED:

BEVERLEY ROSE B. DIMACUHA  
City Mayor

Date Approved: JUN. 27 2019