



Republic of the Philippines
PROVINCE OF BUKIDNON
Municipality of San Fernando

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 7TH REGULAR SESSION OF THE 15TH SANGGUNIANG BAYAN OF SAN FERNANDO, BUKIDNON HELD AT THE MUNICIPAL SESSION HALL ON TUESDAY AUGUST 23, 2022.

Present:

HON. LEVI C. EDMA	-----	Municipal Vice Mayor/Presiding Officer
HON. JEASER MAE M. YEKE	-----	Municipal Councilor
HON. RICHIE D. RABAGO	-----	Municipal Councilor
HON. LEVI S. EDMA JR.	-----	Municipal Councilor
HON. RICHARD V. TABOCLAON	-----	Municipal Councilor
HON. BENJIE B. GONZAGA	-----	Municipal Councilor
HON. JUAN A. SAMBALUD	-----	Municipal Councilor
HON. DANTE C. DY	-----	Municipal Councilor
HON. LOY JANE A. SAMOYA	-----	SK Federation President
HON. FLODELIZA M. YEKE	-----	ABC President

Absent:

HON. FERNANDO P. GRAFIL	-----	Municipal Councilor
HON. DONIE L. PAYARON	-----	Mun. IP Representative

ORDINANCE NO. 11-2022 (15TH SB)
7th Regular Session

AN ORDINANCE FOR THE REVISION OF MUNICIPAL ORDINANCE NO. 781-2019, ENTITLED: AN ORDINANCE REGULATING THE OPERATION OF THE MUNICIPAL GYMNASIUM IN THE MUNICIPALITY OF SAN FERNANDO, PRESCRIBING FEES AND CHARGES AND IMPOSING THE PENALTIES THEREOF

Introduced by: Richie D. Rabago
Municipal Councilor/Chairman, Committee on Rules
Municipality of San Fernando

EXPLANATORY NOTE

WHEREAS, upon proper scrutiny and analysis, certain revisions has been made to the existing Ordinance in Regulating the Operation of the Municipal Gymnasium, which is beneficial to LGU and National agencies of this municipality granting free use of the said facility considering the general provisions and prohibited acts stated therein. In addition, the imposition of fees is in consonance with the Revised Revenue Tax of this municipality.

WHEREAS, the management of the municipal gymnasium shall be under the General Services Office (GSO) which shall be responsible for the supervision, administration, and control over the operation of the building and its facilities and personnel thereof.

NOW THEREFORE, on motion of Hon. Richie D. Rabago, duly seconded by Hon. Richard V. Taboclaon with the unanimous accord of all SB members present, assembled in session;

BE IT ORDAINED, by the Sangguniang Bayan, Municipality of San Fernando, Bukidnon, this 23RD day of August, in the Year of the Lord, Two Thousand Twenty Two, that:

SECTION 1. TITLE. This Ordinance shall be known as REVISED ORDINANCE REGULATING THE OPERATION OF THE MUNICIPAL GYMNASIUM IN THE MUNICIPALITY OF SAN FERNANDO, PRESCRIBING FEES AND CHARGES AND IMPOSING THE PENALTIES THEREOF

SECTION 2. SCOPE. This Ordinance of Municipal Gymnasium of the Municipality of San Fernando shall serve as the general and comprehensive guide in the governance, use, maintenance, administration and management of the existing public enterprises established by the Municipal Government and those that may hereafter be established & properly designated as such by the Sangguniang Bayan.

SECTION 3. DEFINITION OF TERMS. The following terms shall be defined as follows:

- a. **Gymnasium**- refers herein as the municipal gymnasium of San Fernando, Bukidnon;
- b. **Helium Balloon**- balloons that filled with helium gas
- c. **Chewing Gum**- a type of soft candy designed to be chewed without being swallowed;
- d. **Event Organizer**- refers to a person or persons responsible for the arrangement and planning for a certain event or program;
- e. **Pilferage**- the act of stealing something.
- f. **General Services Office (GSO)**- is a department designated by the LGU-San Fernando responsible for the supervision, administration, and control over the operation of the building and its facilities and personnel;
- g. **Local Government Unit (LGU)**- Local Government of San Fernando.

SECTION 4. MANAGEMENT SUPERVISION AND CONTROL. The management of the municipal gymnasium shall be under the General Services Office (GSO) who shall be responsible for the supervision, administration, and control over the operation of the building and its facilities and personnel thereof.

GENERAL RULES AND REGULATIONS

SECTION 5. RULES AND REGULATIONS. The following are the rules and regulations in using the municipal gymnasium:

- a. The use of San Fernando Municipal Gymnasium shall be open to all;
- b. Any person or institution who desires to use the municipal gymnasium & facilities therein for special events shall apply to the General Services Office (GSO), with prior written approval request from the office of the Municipal Mayor for proper scheduling;
- c. Upon approval of its application, the person concern of the activity or program shall pay the necessary fees & charges which are being imposed under this Ordinance and payment shall be made to the Municipal Treasurers' Office (MTO) and shall execute an agreement with the municipal government for proper use of the building and its facilities;



- d. Any person who uses the gymnasium, its facilities or certain items, and incurs damages or loses some items thereof, shall be held liable and responsible and shall replace or pay the same the corresponding amount of the items damaged;
- e. Tables and chairs and any other such items belonging to the Gymnasium shall not be brought outside except with proper permission from the Municipal Mayor or his representative;
- f. Helium balloons are not allowed inside the premises;
- g. Hanging, displaying of any advertisements materials or promotional decals within and outside the municipal gymnasium requires prior approval from the General Services Office (GSO);
- h. Event organizers must provide additional security when necessary. Expenses for this purpose is exclusive from the gymnasium fee;
- i. The municipal government of San Fernando and its functionaries shall not be held responsible for the loss of any personal properties or injuries sustained by individuals or groups occurring during the use of the gymnasium except for injuries sustained when the event is under the supervision and control of the Local Government Unit of San Fernando;
- j. Observance of proper waste disposal is being imposed;
- k. Only the authorized or trained personnel shall be responsible to turn on and off the lights, air conditioners, and other facilities within the municipal gymnasium;
- l. All areas inside and within the perimeters of the municipal gymnasium shall be a "NON-SMOKING" area;
- m. There shall be no open fire or pyrotechnics be allowed or permitted in the stage;

SECTION 6. USE OF STAGE. The use of stage and its facilities shall comply with the following regulations:

- a. Props and other materials needed in the production must not be dragged on stage unless it is provided with wheels;
- b. Carpentry works for props and decorations must not be done on stage, except when permitted by the management;
- c. No decorations, backdrops or application of materials that will damage or deface the wall shall be allowed;
- d. Eating and drinking at the stage is strictly prohibited, except when permitted by the management;

SECTION 7. PLAYING FLOOR. The following regulations shall be observed in the playing floor:

- a. Foods and drinks are not allowed, except when permitted by the management;
- b. In the event that the gymnasium shall be used for cultural shows, exhibitions, big gatherings, conferences, graduation ceremonies, concerts, beauty pageants, and other similar activities which require setting up of tables and chairs, a standard mat shall be placed over the floor;
- c. Throwing of any objects to the floor or to the other spectators or performers is strictly prohibited;
- d. Hard-soled shoes or shoes with spiked heels or any footwear that may cause damage to the floor is strictly prohibited.



SECTION 8. LIGHTS AND SOUNDS. The lights and sounds shall be used only when operated by the authorized and trained personnel. Eating and drinking inside the control booth is strictly prohibited.

SECTION 9. SPORTS EQUIPMENT AND FACILITIES. All the sports equipment and accessories which shall include but not limited to electronic scoreboards, digital controls and shot clocks provided for basketball games shall be operated by the authorized and trained personnel only. Proper handling of these equipment is encouraged at all times.

SECTION 10. IMPOSITION OF FEES AND CHARGES. The following shall be the fees and charges:

A. SPORTS

Rates

Ball games (Basketball/badminton/volleyballs and the like)

No air conditioned

300/hours

Ball games (Basketball/badminton/volleyballs and the like)

with air conditioned

600/hours

B. VISUAL ARTS/CULTURAL SHOWS

Beauty Pageants

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

Kiddie King and Queen

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

Dance Sports

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

Concerts

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

Variety Shows

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

C. OTHER SPECIAL GATHERINGS AND EVENTS

Graduation Ceremony

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

JS Promenade

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

Graduation Ball

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

Wedding Ceremonies

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

Birthday Celebration

3, 000 for the 1st 4hours & 500.00 for the succeeding hours

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Family Gatherings/Reunions	3, 000 for the 1 st 4hours & 500.00 for the succeeding hours
Religious Gatherings	2, 000 for the 1 st 4hours & 500.00 for the succeeding hours
Other Usage	3, 000 for the 1 st 4hours & 500.00 for the succeeding hours

SECTION 11. TIME OF PAYMENT. Payment of appropriate fees and charges shall be paid to the Office of the Municipal Treasurer before the actual use.

SECTION 12. WAIVER OF FEES AND CHARGES. The use of the municipal gymnasium by the government agencies of this municipality shall not be subjected to the fees and charges imposed upon this Code. Such waiver of fees and charges shall be subject to the approval of the Municipal Gymnasium Supervisor.

SECTION 13. SELLERS/VENDORS. Sellers or vendors selling any kind of merchandise within and outside the premises of the municipal gymnasium shall not be allowed, however, such sellers or vendors temporarily using the roads, streets, sidewalks, alleys and patios shall secure prior permit from the Municipal Mayor and shall pay a fee of P30.00 for every square meter or a fraction thereof, per month or a fraction hereof, *provided*, they shall adhere to the rules and regulations stipulated under this Ordinance.

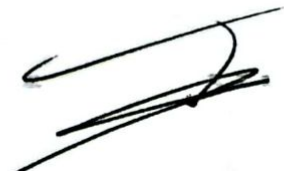
SECTION 14. LIBRENG KASALAN NG BAYAN. The "Libreng Kasalan ng Bayan in the Municipality of San Fernando" which shall be held at the Municipal Gymnasium shall not also be subjected to the fees and charges imposed upon this Ordinance.

SECTION 15. ADMINISTRATIVE PROVISIONS. The Local Government Unit of San Fernando shall assign five (5) trained personnel who shall be in-charge in the operation of the municipal gymnasium. The municipal gymnasium supervisor shall be the Head of the General Services Office (GSO), two (2) utility workers and two (2) electrician/operator.

SECTION 16. CLEANLINESS AND SANITATION. The Municipal Gymnasium Caretaker shall be responsible for the maintenance of the building and shall see to it that the gymnasium is always clean and in sanitary condition, including the aisles , floors, walls, toilets and equipments as well as the tract of land immediately surrounding the municipal gymnasium.

SECTION 17. DISPOSAL OF GARBAGE. The municipal gymnasium shall be provided with large receptacles of the fly & rat proof type for the collection of all garbage and rubbish in the gymnasium and its premises. An adequate number of garbage cans shall be placed at strategic places for the garbage and rubbish of gymnasium users. All garbage receptacles must be properly covered and labeled separating biodegradable and non- biodegradable materials.

SECTION 18. ELECTRICIAN/OPERATOR. The Electrician/operator shall be responsible for the operation of lights, sound system, and all the equipments attached and/or installed inside the municipal gymnasium.



SECTION 19. GYMNASIUM SUPERVISOR. The gymnasium supervisor shall ensure the orderly operation of the gymnasium, including the parking area. It shall establish a system for the safety and preventive maintenance of the equipment and facilities therein. It shall recommend to the Municipal Chief Executive other plans and programs for the sustainability of its services and financial viability of the facility. It shall also recommend other safety measures during the activities held inside the premises of the municipal gymnasium.

SECTION 20. PROHIBITED ACTS. It shall be unlawful for any person to do the following acts:

- a. Carrying of firearms, explosives & other deadly weapon inside the building, except police officer on duty or any uniformed personnel on duty;
- b. Using the municipal gymnasium & its premises as dwelling place or shelter except during emergency cases, provided that the Municipal Mayor approves the same for such purpose;
- c. Hawking, peddling or selling of merchandise within the premises of the gymnasium during any activity without a permit;
- d. Gambling in any form inside the premises of the gymnasium;
- e. Chewing gums inside the premises, hence no vendors outside the municipal gymnasium shall be selling as such;
- f. Drinking alcoholic beverages and use of prohibited drugs within and outside the premises.
- g. Vandalism within the premises;
- h. Pilferage;
- i. Spitting inside the premises.

SECTION 21. PENAL CLAUSE. Any person who violates any provision of this Code shall be punished by a fine of not less than Five Hundred Pesos (P500.00), but not more than Two thousand Pesos (P2,000) or an imprisonment for not more than six months or both at the discretion of the Court.

Notwithstanding, Any lost and damages of unauthorized use of any equipment inside the premises shall be the responsibility of the permittee and shall pay the corresponding cost/value of the damage or lost item, subject to the evaluation of the General Services Office (GSO).

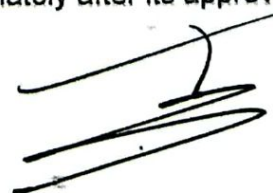
FINAL PROVISIONS

Section 22. Repealing Clause. All other ordinances, resolutions, memoranda, orders and other issuances inconsistent with the provisions of this Ordinance are hereby repealed and modified accordingly.

Section 23. Separability Clause. If for certain reasons some provisions of this Ordinance are found to be invalid or unconstitutional, all other provisions hereof not affected thereby shall remain in full force and effect.

Section 24. Effectivity Clause. This Ordinance shall take effect immediately after its approval.

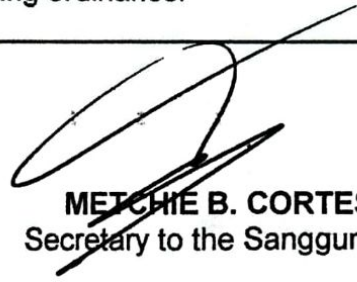
ENACTED.



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Approved unanimously.

I HEREBY CERTIFY to the correctness of the foregoing ordinance.



METCHIE B. CORTES
Secretary to the Sanggunian

ATTESTED:



LEVI C. EDMA
Municipal Vice Mayor / Presiding Officer

APPROVED:



ROGELIO C. YENE
Municipal Mayor
Date Approved: 03012023

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