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Republic of the Philippines
Province of Cagayan
TUGUEGARAO CITY

NINTH (9th) CITY COUNCIL

COMMITTEE REPORT - 114 - 2025
May 26, 2025

Submitted by:

COMMITTEE OF THE WHOLE

PRESENT: (January 8, 2025)

HON. BIENVENIDO C. DE GUZMAN	-	Chairperson
HON. MARK ANGELO B. DAYAG	-	Member
HON. RONALDO S. ORTIZ	-	Member
HON. MARY MARJORIE P. MARTIN-CHAN	-	Member (via zoom)
HON. IMOGEN CLAIRE M. CALLANGAN	-	Member (via zoom)
HON. JUDE T. BAYONA	-	Member
HON. KARINA S. GAUANI- VIERNES	-	Member (via zoom)
HON. ARNEL T. ARUGAY	-	Member
HON. GRACE B. ARAGO	-	Member (via zoom)
HON. TIRSO V. MANGADA	-	Member
HON. MARC ALDOUS C. BACCAY	-	Member
HON. RESTITUTO C. RAMIREZ	-	Member
HON. CERENE PEARL T. QUILANG	-	Member

PRESENT: (March 11, 2025)

HON. BIENVENIDO C. DE GUZMAN	-	Chairperson
HON. MARIA ROSARIO B. SORIANO	-	Member (via zoom)
HON. RONALDO S. ORTIZ	-	Member
HON. IMOGEN CLAIRE M. CALLANGAN	-	Member (via zoom)
HON. JUDE T. BAYONA	-	Member
HON. KARINA S. GAUANI- VIERNES	-	Member (via zoom)
HON. GRACE B. ARAGO	-	Member (via zoom)
HON. TIRSO V. MANGADA	-	Member
HON. MARC ALDOUS C. BACCAY	-	Member
HON. RESTITUTO C. RAMIREZ	-	Member

PRESENT: (March 18, 2025)

HON. BIENVENIDO C. DE GUZMAN	-	Member
HON. MARK ANGELO B. DAYAG	-	Member
HON. MARIA ROSARIO B. SORIANO	-	Member (via zoom)
HON. RONALDO S. ORTIZ	-	Member
HON. IMOGEN CLAIRE M. CALLANGAN	-	Member (via zoom)
HON. JUDE T. BAYONA	-	Member
HON. KARINA S. GAUANI- VIERNES	-	Member (via zoom)
HON. ARNEL T. ARUGAY	-	Member
HON. TIRSO V. MANGADA	-	Member

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|----------------------------|---|-------------------|
| HON. MARC ALDOUS C. BACCAY | - | Member |
| HON. RESTITUTO C. RAMIREZ | - | Member (via zoom) |

PRESENT: (March 20, 2025)

- | | | |
|-----------------------------------|---|-------------------|
| HON. BIENVENIDO C. DE GUZMAN | - | Member |
| HON. MARIA ROSARIO B. SORIANO | - | Member (via zoom) |
| HON. RONALDO S. ORTIZ | - | Member |
| HON. MARY MARJORIE P. MARTIN-CHAN | - | Member (via zoom) |
| HON. IMOGEN CLAIRE M. CALLANGAN | - | Member (via zoom) |
| HON. JUDE T. BAYONA | - | Member |
| HON. KARINA S. GAUANI- VIERNES | - | Member (via zoom) |
| HON. GRACE B. ARAGO | - | Member |
| HON. TIRSO V. MANGADA | - | Member |
| HON. MARC ALDOUS C. BACCAY | - | Member |
| HON. RESTITUTO C. RAMIREZ | - | Member |

PRESENT: (May 26, 2024)

- | | | |
|---------------------------------|---|-------------------|
| HON. BIENVENIDO C. DE GUZMAN II | - | Chairman |
| HON. MARK ANGELO B. DAYAG | - | Member |
| HON. RONALDO S. ORTIZ | - | Member |
| HON. IMOGEN CLAIRE M. CALLANGAN | - | Member (via zoom) |
| HON. GILBERT LABANG | - | Member |
| HON. JUDE T. BAYONA | - | Member |
| HON. KARINA S. GAUANI-VIERNES | - | Member (via zoom) |
| HON. TIRSO S. MANGADA | - | Member |

RESOURCE PERSONS:

- | | | |
|---------------------------|---|---|
| ENGR. WENCESLAO ARAO | - | City Engineer |
| MS. CHONA Q. SEDANO | - | City Planning and Development Coordinator |
| MS. MARVIE Q. ALVAREZ | - | City Assessor |
| MS. ANGELINA T. SOMERA | - | City Accountant |
| MS. LUTHGARDA T. BINGCANG | - | City Budget Officer |
| MS. EVELYN L. CANAPI | - | CTO Representative |

COMMITTEE REPORT NO. 114-2025

SUBJECT:

Indorsement of the City Mayor, Hon. Maila Rosario S. Ting- Que, on the report of the Technical Working Group on Transport Terminal Application regarding the application of Mr. Loyon.

FOR THE PRESIDING OFFICER:

The Committee of the Whole met and deliberated on the subject matter.

FINDINGS:

1. The establishment, maintenance and operation of Public/ Private Terminals within the Tuguegarao City is regulated by City Ordinance No. 45- 2017, otherwise known as “An Ordinance Regulating the Establishment, Operation and Maintenance of Public/ Private Transport Terminals Within the Territorial Jurisdiction of Tuguegarao City, Cagayan and

Providing Penalties Thereof”, which was amended by City Ordinance No. 48-08-2019 and City Ordinance No. 25- 2019.

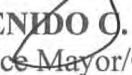
2. On September 30, 2024, the City Mayor, Hon. Maila Rosario Ting- Que has indorsed to the Ninth City Council the report of the Technical Working Group (TWG) on Transport Terminal Applications regarding the application of Mr. Vito Loyon, for their information and appropriate action.
3. The TWG on Transport Terminal Applications has found the applicant, Mr. Loyon to be compliant with all the requirements set forth in City Ordinance No. 48-08-2019 and has favorably recommended for the indorsement of the said terminal application.
4. The applicant has submitted the following:
 - a. Security Plan;
 - b. Zoning Certification;
 - c. Certificate of Business Registration issued by the Department of Trade and Industry;
 - d. Barangay Clearance;
 - e. Certificate of Tax Clearance;
 - f. Fire Safety Inspection Certificate;
 - g. Building Permit;
 - h. Site Development Plan and Design;
 - i. Tax Declaration;
 - j. Transfer Certificate of Title;
 - k. Contract of Lease;
 - l. Mayor’s Permit; and
 - m. Sanitary Permit;
5. The Committee of the Whole has conducted a confirmatory site inspection, final evaluation and assessment on the location of the said terminal and its documentary requirements and finds the same to be in compliance with the requirements set forth in City Ordinance No. 48-08-2019;
6. The applicant has intended the said terminal for the operation of public utility vehicles, specifically for the operation of a van terminal.

RECOMMENDATIONS:


After a thorough discussion and finding that the applicant has complied with the requisite documentary requirements and finding further the same to be in order and beneficial to the city government, the Committee recommends the passage of an Ordinance Granting authority to Mr. Vito Loyon, to operate V8 Terminal Modal System, which caters to public utility vehicles not falling under the first two categories stated in City Ordinance No. 45- 2017, subject to the following:

- a. Franchise period of five (5) years subject to renewal;
- b. Payment of franchise fee, which shall be Two Pesos (P2.00) per square meter, subject to the computation of the City Treasurer; and
- c. Compliance with all the requirements set forth in City Ordinance No. 45-2017, City Ordinance 25- 2019 and City Ordinance No. 48-08-2019.

Respectfully submitted:


HON. BIENVENIDO C. DE GUZMAN II
City Vice Mayor/Chairman



HON. MARK ANGELO B. DAYAG
Member



HON. MARIA ROSARIO B. SORIANO
Member



HON. RONALD S. ORTIZ
Member


HON. MARY MARJORIE P. MARTIN-CHAN
Member



HON. IMOGEN CLAIRE M. CALLANGAN
Member



HON. GILBERT S. LABANG
Member


HON. JUDE T. BAYONA
Member


HON. KARINA S. GAUANI
Member


HON. ARNEL T. ARUGAY
Member


HON. GRACE B. ARAGO
Member


HON. TIRSO V. MANGADA
Member


HON. MARC ALDOUS C. BACCAY
Member


HON. RESTITUTO C. RAMIREZ
Member

HON. CERENE PEARL T. QUILANG
Member

CITY ORDINANCE NO. _____

AN ORDINANCE GRANTING AUTHORITY TO MR. VITO LOYON TO OPERATE V8 TERMINAL MODAL SYSTEM WHICH CATERS TO PUBLIC UTILITY VEHICLES NOT FALLING UNDER THE FIRST TWO CATEGORIES STATED IN CITY ORDINANCE NO. 48-08-2019 LOCATED IN LIBAG NORTE, TUGUEGARAO CITY

WHEREAS, Paragraph 3 of Section 458 of the Local Government Code provides that "the Sangguniang Panlungsod shall enact ordinances granting franchises to public conveyances and authorizing the issuance of permits for their operation upon such conditions and for such purposes intended to promote the general welfare of the inhabitants of the City and pursuant to Legislative Authority";

WHEREAS, Section 4 of City Ordinance No. 48-08-2019, otherwise known as "Ordinance Amending City Ordinance No. 25-2019, Particularly Sections 4.1 and 4.2, titled "An Ordinance Regulating the Establishment, Operation and Maintenance of Public/Private Transport Terminals Within the Territorial Jurisdiction of Tuguegarao City, Cagayan and Providing Penalties Thereof" provides that: 1. Public/Private Transport Terminals may be established, operated and maintained by the City Government or any private individual, partnership, cooperative or corporation subject to compliance with existing laws (Article 12, Sections 10-11 of the 1987 Philippine Constitution) and other laws, rules and regulations upon authorization of the Sangguniang Panlungsod;

WHEREAS, Section 5 of City Ordinance No. 48-08-2019, also provides that: 1. The authority or franchisee to operate a public/private transport terminal shall be granted by way of an Ordinance enacted by the Sangguniang Panlungsod of Tuguegarao City. No public/private transport terminal shall be established, operated and maintained without any authority granted by the Sangguniang Panlungsod of Tuguegarao City;

WHEREAS, Mr. Vito Loyon has filed for an application to operate V8 Terminal Modal System and has submitted all the documentary requirements under City Ordinance No. 48-08-2019, relative to the said application;

WHEREAS, upon evaluations and ocular inspection made by the Technical Working Group (TWG) and the confirmatory inspection, final evaluation and assessment made by the members of the Committee of the Whole, the application of V8 Terminal Modal System, through its proprietor, Mr. Vito Loyon, is compliant with City Ordinance No. 48-08-2019;

WHEREAS, the applicant must pass the standards set by Land Transportation Franchising and Regulatory Board (LTFRB) which shall have the authority to inspect the site and its facilities to determine its compliance;

WHEREAS, upon recommendation of the Committee of the Whole and with the concurrence of the members of the Sangguniang Panlungsod, that an appropriate Ordinance be enacted granting legislative franchise to V8 Terminal Modal System, to establish, operate and maintain a public transport terminal which caters at least three (3) modes of transportation/trimodal for public utility vehicles going to and coming from the northern and other parts of Tuguegarao City.

NOW, THEREFORE, be it **ORDAINED** by the Sangguniang Panlungsod of Tuguegarao City, in session assembled, to enact the following:

SECTION 1. TITLE: This ordinance shall be known as "AN ORDINANCE GRANTING AUTHORITY TO V8 TERMINAL MODAL SYSTEM TO OPERATE V8 TERMINAL MODAL SYSTEM WHICH CATERS TO PUBLIC UTILITY VEHICLES NOT FALLING UNDER THE FIRST TWO CATEGORIES STATED IN CITY ORDINANCE NO. 48-08-2019."

SECTION 2. COMPLIANCE TO REQUIREMENTS. The applicant complied with the documentary requirements to operate a terminal for public utility vehicles not falling under the first two categories pursuant to LTFRB Memorandum Circular No. 2017-030 and other pertinent national issuances, and was able to meet the requirements provided under Section 7, Item 8 of City Ordinance No. 48—08-2019 which include and not limited to the following:

1. Site development plan and design of the proposed public transport terminal showing compliance to the requirements and standards prescribed in this Ordinance
2. Duly accomplished and verified Application Form
3. Barangay Certificate/Clearance
4. Community Tax Certificate
5. Certification of Incorporation issued by the Securities and Exchange Commission
6. Locational Clearance
7. Real Property Tax Clearance
8. Certified True Copy of Land Title, Tax Declaration or any Evidence of Ownership
9. Memorandum of Agreement (MOA) entered into by the owner of the lot and lessor/operator
10. Building Permit
11. A fleet operations management guide or manual which provides among others the procedures or methods of dispatching, safety and security guides or plans, and other requirements necessary in the operation of private/public transport terminals.

SECTION 3. DEFINITION OF TERMS. For the purpose of this Ordinance, the following words shall be construed and defined as follows:

1. Public Transport Terminal - as used in City Ordinance No. 48-08-2019, shall refer to any structure or facility primarily for the purpose of loading and unloading of passengers and cargoes by Public Utility Vehicles (PUVs).
2. Garage/Parking - as used in City Ordinance No. 48-08-2019, shall refer to an off-street area where public utility vehicles are stored or parked while not in operation and where repair or maintenance is done.
3. LTFRB - Land Transportation Franchising Regulatory Board
4. LTO- Land Transportation Office
5. Operator - refers to the owner/lessor of any real property of agent and/or any other person or entity acting in behalf of the said owner/lessor duly authorized by the Sangguniang Panlungsod of Tuguegarao City to establish, maintain and operate a public transport terminal in accordance with City Ordinance No. 48-08-2019.
6. Public Utility Vehicles (PUVs) - refer to all public utility vehicles like vans, jeepneys, buses, mini buses and other conveyances for hire.
7. Passing-Through Public Utility Vehicles - refer to public utility vehicles playing the routes between points of origin and destination.
8. Terminal - refers to an off-street area where passengers board and alight usually located at the start and at the end of the route.

SECTION 4. FEES AND CHARGES. a. Franchise Fee - The franchise fee shall be Twenty Pesos (P20.00) per square meter per annum.

b. Mayor's Permit Fee and other charges shall be collected pursuant to the Local Revenue Code of Tuguegarao City.

SECTION 5. DURATION OF THE FRANCHISE. The authority or franchise to operate public/private transport terminals shall remain valid for a period of FIVE (5) years from the

issuance thereof and may be renewable for the same period upon compliance with the requirements of the law, rules, regulations and Ordinance.

SECTION 6. NON-MANDATORY USE OF TERMINAL. Pursuant to the provisions of LTFRB Memorandum Circular 2008-13 and City Ordinance No. 48-08-2019 which both provides for voluntary and not mandatory use of terminal by other transport services operating within Tuguegarao City, public utility vehicles may have the choice of terminal they may use provided the same is granted with similar franchise.

SECTION 7. CANCELLATION OF FRANCHISE. (a) The legislative franchise of V8 Transport Terminal is only a privilege and does not create any vested right. The franchise or authority shall be cancelled for non-compliance of the basic requirements as provided by the LTFRB guidelines, Joint DILGDOTR Memorandum Circular, Ordinance and other guidelines. (b) The applicant shall execute an Affidavit of Undertaking upon receipt of the Ordinance to comply with the other requirements such as the operational manual within a period of six (6) months reckoning from the date of the approval of the Ordinance. (c). The legislative franchise shall also be cancelled and/or revoked upon clear violations of the guidelines provided by LTFRB Memorandum Circular No. 2017-030 and City Ordinance No. 48-08-2019. (d) The legislative franchise shall be revoked/cancelled if the terminal is used for illegal or unlawful purpose or when it is not used for the purpose it is intended.

SECTION 8. The Technical Working Group (TWG) is hereby directed to conduct subsequent site inspection and to submit its Progressive Report to the august Body every two (2) months as to compliance of the applicant with the aforesaid lacking requirements.

SECTION 9. REPEALING CLAUSE. Any Ordinance, executive order, or rules and regulations or part thereof which is inconsistent with this Ordinance is hereby repealed accordingly.

SECTION 10. SEPARABILITY CLAUSE. If for any reason, any portion or provision of this Ordinance is declared unconstitutional or invalid, other sections or provisions thereof which are not affected shall continue to be in full force and effect.

SECTION 11. EFFECTIVITY. This Ordinance shall take effect ten (10) after the posting thereof in conspicuous places within the City.