

[**VALENZUELA CITY ORDINANCE NO. 202 SERIES OF 2015, May 04, 2015**]

SANGGUNIANG PANLUNGSOD

**** Excerpts from the Minutes of the 75th Regular Session of the 6th City Council of Valenzuela held on May 04, 2015 at 2:32 P.M. at the City Council's Session Hall, 3rd Floor, Legislative Building, Valenzuela City Hall, Karuhatan, Valenzuela City, Metropolitan Manila**

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF A REGULATED PARKING SYSTEM FOR TRUCKS AND THE LIKES WITHIN VALENZUELA CITY, IMPOSING PENALTIES AND AUTHORIZING THE USE OF WHEEL CLAMPS FOR VIOLATION THEREOF AND FOR OTHER PURPOSES.

Authored by: Coun. KRISTIAN ROME T. SY, Coun. LORENA NATIVIDAD-BORJA, Coun. ANTONIO R. ESPIRITU, Coun. LAILANIE P. NOLASCO, Coun. ROVIN ANDREW M. FELICIANO, Coun. CORAZON A. CORTEZ, Coun. KIMBERLY ANN D.V. GALANG, Coun. CRISSHA M. PINEDA, Coun. MARLON PAULO C. ALEJANDRINO, Coun. JENNIFER PINGREE-ESPLANA, and Coun. RAMON L. ENCARNACION.

WHEREAS, pursuant to Republic Act No. 7160, otherwise known as the "Local Government Code of 1991", the City Council of Valenzuela is empowered to designate and regulate the use of public places/facilities for the benefit and welfare of the general public;

WHEREAS, indiscriminate parking along the roads in the City causes obstruction of the right of way and has contributed immensely to the heavy flow of traffic;

WHEREAS, in order to curb said obstruction and to improve flow of traffic, thus ensuring public safety and welfare, there is a need to enact an ordinance that would regulate parking, prohibit indiscriminate parking and penalize would be violators;

NOW, THEREFORE, be it **ORDAINED** by the Sangguniang Panlungsod of Valenzuela City in a session duly assembled that:

SECTION 1. TITLE - This Ordinance shall be known as, "THE WHEEL CLAMP ORDINANCE FOR TRUCKS AND THE LIKES."

SECTION 2. DEFINITION. For purposes of this section, **trucks** shall be construed to mean;

- a.) Vehicles with Gross Capacity Weight of more than Four Thousand Five Hundred (4,500) Kilograms.
- b.) Vehicles with more than four (4) wheels and
- c.) Vehicles with description similar to a truck.
- d.) All other vehicles analogous to those above-mentioned.

SECTION 3. PARKING PROHIBITED IN SPECIFIED PLACES. - No driver shall park a vehicle or permit it to remain idly parked, whether attended or unattended within Valenzuela City or in any of the following places:

- a.) Within an intersection.
- b.) On a crosswalk.
- c.) Within six meters of the intersection of curb lines.
- d.) Within four meters of the driveway entrance to and fire station.
- e.) Within four meters of a fire hydrant.
- f.) In front of a private driveway.
- g.) On the roadway side of any vehicle stopped or parked at the curb or edge of the highway.
- h.) At any place where official signs have been erected prohibiting parking.
- i.) Or any other places specified or prohibited for parking.

SECTION 4. AUTHORITY TO USE WHEEL CLAMPS. - The use of wheel clamps or tire locks to immobilize illegally parked and unattended vehicles in the specified areas in violation of this Ordinance is hereby authorized: Provided, that wheel clamps or tire locks shall be used on illegally parked trucks and the likes: Provided further, all other vehicles illegally parked shall be towed by the Traffic Management Division whether attended or unattended vehicles in the specified areas in violation of this Ordinance is hereby authorized.

SECTION 5. INSTALLATION OF WHEEL CLAMPS. - The wheel clamp or tire lock is a metal gadget or immobilizing device duly registered, authorized and bearing the seal of the City of Valenzuela that is placed on the left portion of the right tire of the trucks and the likes and shall be installed only by authorized personnel of Valenzuela City upon prior orders by the City Mayor or his duly authorized officer.

SECTION 6. WAIVER OF DAMAGES. -The City Government shall not be held responsible for any damage to the vehicle caused by any movement or attempted movement of the vehicle by the owner/driver while the wheel is clamped. A notice of immobilization shall be placed on the driver's side windshield of the trucks and the likes.

SECTION 7. PAYMENT OF ADMINISTRATIVE PENALTY. - Prior to the release/removal of the said clamping device, the owner/driver shall be liable to pay an administrative penalty of **Five Thousand Pesos (P5,000.00)**. For purposes of implementation of this Section, the Office of the City Treasurer shall designate and assign an Accountable Officer to receive and collect payments of Administrative Penalty during weekends and holidays.

The owner/driver of the clamped vehicle shall be given a maximum period of twenty four (24) hours within which to settle the administrative penalty. Otherwise, the said truck and the likes shall be towed and impounded in the City External Services