



Republic of the Philippines
Province of Iloilo
MUNICIPALITY OF OTON
OFFICE OF THE SANGGUNIANG BAYAN



EXCERPT from the Minutes of Session of the Sangguniang Bayan ng Oton, Iloilo recorded during its Regular Session held at the SB Session Hall on November 13, 2025 at 9:00 the morning.

<p>PRESENT:</p> <p>Vice Mayor Jose Neil Portugalete Olivares Hon. Annie Rose Dajay Paro Hon. Dennis Quillo Geroche Hon. Jimmy Robles Olivares Hon. Dell Cartago Hosillos Hon. Evaristo Miguel Ledesma Flores, Jr. Hon. Ma. Lorna Tumambo Geonigo Hon. Josephus Ambrosius Renuatus Talamera Escanlar Hon. Rodolfo Zurita Alconga, Jr. Hon. Paul Mediavilla Buenafe</p> <p>ON OFFICIAL BUSINESS: Hon. Hyacinth Celiz Gardose</p> <p>ABSENT: None.</p>	<p>Vice Mayor and Presiding Officer SB Member SB Member SB Member SB Member SB Member SB Member SB Member SB Member SB Member (LNB Representative) SB Member (PPSK Representative) (On Travel)</p>
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ORDINANCE NO. 2025 – 497

**AN ORDINANCE REGULATING THE MANAGEMENT OF
ABANDONED OR OBSTRUCTING VEHICLES, ESTABLISHING AN
IMPOUNDING AREA, CREATING A TRAFFIC UNIT UNDER THE
MDRRMO, AND FOR OTHER PURPOSES.**

AS REQUESTED by the Local Chief Executive, **ON MOTION** of Hon. Dennis Q. Geroche, chair Committee on Public Utilities and Facilities and duly seconded by Hon. Evaristo Miguel Ledesma Flores, Jr.

BE IT BE ORDAINED by the Sangguniang Bayan of Oton in Session Assembled that:

SECTION 1. SHORT TITLE. This Ordinance shall be known as the “Abandoned and Obstructing Vehicle Management Ordinance of Oton.

SECTION 2. DECLARATION OF POLICY.

A. By virtue of Sections 16 and 447, RA 7160, it is hereby declared the policy of the Municipality of Oton to ensure the free flow of traffic, maintain public order and safety, and prevent road obstructions caused by abandoned or illegally parked vehicles. This Ordinance shall provide for the systematic towing and impounding of such vehicles, the creation of necessary facilities and equipment, and the establishment of an operational unit under the MDRRMO for its effective implementation.

B. It is also the policy of this LGU that sidewalks, curbs and gutters shall be enjoyed by the general public and not owned by adjoining private lot owners or businesses as governed by Municipal Ordinance No.2016-291 “An Ordinance prescribing the rules and regulations in the use of sidewalks and instilling discipline therein”.

SECTION 3. DEFINITION OF TERMS. For purposes of this Ordinance, the following terms shall mean:

Public Road- refers to any road; barangay, provincial, municipal or national roads including alleys of roads or alleys in plaza and parks or open spaces.

a) **Abandoned Vehicle** – Any motor or manually operated vehicle including machineries left unattended on public roads, sidewalks or any municipal property for more than 24 hours without authorization or valid reason ; damaged or junked-vehicles

b) **Motor vehicle and manually operated vehicle-** a vehicle powered by an engine or motor, designed for transporting passengers or goods on roads, such as cars, trucks, and motorcycles . In contrast, a manually operated vehicle is propelled and controlled solely by human effort without an engine, including bicycles, hand carts, and wheelbarrows. While motor vehicles rely on mechanical power for movement, manually operated vehicles depend entirely on human physical effort for propulsion and control.

c) **Obstructing Vehicle** – Any motor vehicle parked or stalled in such a way as to blocked pedestrian walkways, driveways, intersections, shoulders of roads fire hydrants, or cause obstruction to traffic flow.



d) **Impounding Area** – a designated secured location owned or leased by the Municipality where towed vehicles shall be temporarily stored.

e) **Towing of abandoned and obstructing vehicle**- refers to the removal and transportation of vehicle by authorized personnel, such as traffic or law enforcement authorities.

f) **Towing vehicle**- is a vehicle that is specifically designed or equipped to pull or haul another vehicle usually a disabled, illegally parked or obstructing one.

g) **Traffic Unit** – a unit under the MDRRMO responsible for road clearing, traffic coordination, and enforcement of this Ordinance.

h) **Emergency Cases**- cases on imminent danger to life or property during a state of calamity, or when time is of the essence arising from natural or man-made calamities or other causes where immediate action is necessary to prevent damage to or loss of life or property, or to restore vital public services, infrastructure facilities and other public utilities

i) **Fees and charges**- shall refer to towing and impounding fees and charges to cover operational costs, such as fuel and lubricants, towage-yardage and labor for towing and impounding of light, medium and heavy vehicles:

1. **Light vehicles** - with engine displacement up to 1600cc.
2. **Medium vehicles** - with engine displacement of 1601cc to 2800cc.
3. **Heavy vehicles** - with engine displacement of 2801cc and above.

j. **Machineries and/ or heavy equipment** - motor or manual machineries like tractors, harvesters, trailers, commercial machineries such as mixers and the like.

k. **Towing areas** - designated place or area for the removal of vehicles that obstructs traffic or violates parking regulation which include shoulder of roads; intersection; driveways; pedestrian walkways, driveways, intersections, fire hydrants, or cause obstruction to traffic flow.

l. **Manual Vehicle / Machineries** - any manually operated vehicle or machineries such as carts, kalesa, manual Trisikad, mobile kiosk, and trailer.

SECTION 4. REGULATORY CLAUSE. It shall be unlawful for any person to leave abandoned or obstructing vehicle in any sidewalk or public road.

EXCEPT during LGU sanctioned events, municipal and barangay fiestas, festivals, activities or during Private organization sanctioned activities with permit or approval of the Mayor; those Authorized TCH/ Tri-sikad/ in the assigned terminals;

SECTION 5. TOWING AREAS. The LGU through the MDRRMO-Traffic Unit shall identify towing areas and install towing signages to include the - Surrounding of public market; plaza and municipal hall; except if there is a designated parking area installed;

- For barangay roads as determined by the Sangguniang Barangay.

SECTION 6. AUTHORITY TO TOW AND IMPOUND.

The Municipality, through its designated Traffic Unit under the MDRRMO, shall have the authority to:

- a) tow and impound any abandoned or obstructing vehicle on ~~municipal~~ public roads and public places; for Barangay, the Punong Barangay, and in cases of Private roads/ subdivision, the HOA or private owners/administrators, may submit request for towing to the Office of the Mayor / MDRRMO.
- b) coordinate with the local PNP and barangay officials during towing operations;
- c) issue notices or warning as necessary before towing, except in emergency cases where immediate towing is warranted.
- d.) post notices and signages of towing areas.

SECTION 7. ESTABLISHMENT OF A MUNICIPAL IMPOUNDING AREA.

There shall be established a **Municipal Impounding Area** to be located in Municipal Government-owned land at Brgy. Alegre, Oton (FORMERLY COVID CENTER) or in a leased secured location, under the supervision of the MDRRMO. The area must be fenced, gated and adequately guarded.

SECTION 8. PROCUREMENT OF TOWING VEHICLE AND EQUIPMENT.

The Municipal Government shall allocate funds for the procurement of at least one (1) towing vehicle and necessary towing accessories. The procurement shall be subject to the provisions of Republic Act No. 9184 (Government Procurement Reform Act) and other relevant rules and regulations.

SECTION 9. CREATION OF TRAFFIC UNIT UNDER THE MDRRMO.

There shall be created a Traffic Unit under the direct supervision of the MDRRMO Head. It shall be composed of regular plantilla personnel and or contractual/ job order personnel who will carry out the implementation of this Ordinance, including:

- a) Implementation of Traffic and transportation laws, regulations and ordinances, and to enforce penal laws for traffic violations as provided.
- b) Monitoring of illegally parked and abandoned vehicles;
- c) Towing and recovery operations;
- d) Coordination with traffic/ transportation enforcement agencies such as LTO, LTFRB, HI-WAY PATROL GROUP, PNP, BFP on the implementation of national laws, circulars and orders.
- e) Maintenance and security of the impounding area;
- f) Record-keeping and report submission.

SECTION 10. QUALIFICATIONS OF CONTRACTUAL/ JOB ORDER PERSONNEL.

The following shall be the minimum qualifications for personnel to be hired under the contract of service for the Traffic Unit:

Traffic Enforcement Officer / Towing Personnel:

- Must be at least 21 years old and a Filipino citizen;
- High school graduate of Senior High School (preferably with relevant TESDA training);
- Physically fit and with no derogatory record;
- Must have a valid Professional Driver's License (for towing driver);
- Preferably with background in basic traffic management or emergency response;
- Willing to undergo orientation and training under the MDRRMO.

All contracts of service of traffic personnel shall be hired under a five – month renewable contract, subject to performance evaluation by the MDRRMO head and approval by the Local Chief Executive and subject to availability of funds.

The MDRRMO head/traffic head shall designate the impounding custodian/document processor from its traffic personnel.

SECTION 11. IMPOSABLE FEES AND CHARGES. The following shall be the fees and charges for the implementation of this ordinance.

Towing fee:

- a. for light vehicles- Php1, 200.00
- b. for medium vehicles- Php1, 700.00
- c. for heavy vehicles/ machineries/heavy equipment- Php2, 500.00
- d. manual vehicles - P 500.00 and P300.00 for Trisikad and carts.

Impounding Fee: Php75.00. per day/ **starting on the day of impoundment.**

For repeat violations Towing Fee - Php2, 000.00 in addition to the regular towing fee imposed.

Payment of Fees and Charges shall be made to the Municipal **Treasurer's Office** which shall issue an official receipt. Collected fees and charges shall **form** part of the General Fund and the 50% shall be for the Special account of Traffic Management Unit for their operation expenses such as but not limited to its PPEs and traffic equipment.

SECTION 12. PENALTIES. Persons violating this Ordinance shall be subject to:

- A. Fine of Php1, 500.00 or imprisonment of one (1) day for the first offense.
- B. Fine of Php2, 000.00 or imprisonment of two (2) days for the second offense.
- C. Fine of Php2, 500.00 or imprisonment of three (3) days for the third offense or both fine and imprisonment at the discretion of the court. The penalties herein provided do not include the fees and charges provided under Section 11 hereof.
- d. Fine of P800.00 for manual vehicle.

Upon apprehension, a Citation Ticket shall be imposed to violators of this ordinance

Unclaimed vehicles after 60 days from date of impoundment shall be subject to auction, following due process and public notice, to recover expenses.

SECTION 13. APPROPRIATIONS. An initial minimum budget of Php2,500,000.00 (FROM GENERAL FUND / 70% Disaster Risk Reduction Fund of the DRRMO, if allowable) shall be allocated for the implementation of this Ordinance, to include but not limited to expenses for vehicle procurement, personnel hiring, installation of signages, PPEs, conduct of trainings and seminars and/ or establishment/ renovation of the vehicle impounding area.

SECTION 14. IMPLEMENTING RULES AND REGULATIONS.

The MDRRMO, in coordination with Municipal Legal Office and the Office of the Mayor, shall draft the Implementing Rules and Regulations (IRR), of this Ordinance within 30 days from approval.

SECTION 15. MONITORING AND EVALUATION- the MDRRMO shall be responsible in the conduct of monitoring and evaluation of the Traffic Unit personnel, fund utilization and shall be included in the IRR.

SECTION 16. SEPARABILITY CLAUSE. If any provision of this Ordinance is declared invalid or unconstitutional, the remaining provisions not affected shall continue in full force and effect.

SECTION 17. REPEALING CLAUSE. All Ordinances, or parts thereof inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 18. EFFECTIVITY. Based on Section 511 of the Local Government Code, this Ordinance with penal sanctions shall take effect either on the day following its publication, or at the end of three (3) consecutive weeks period of posting, whichever occurs later.

SECTION 19. COPIES. Copies of this Ordinance shall be furnish to the office of the Mayor, MBO, MTO, Acctg., MPDC, HRMO, MDRRMO, Oton PNP, Oton BFP, CSOs, Liga ng mga Brgy. Association, 37 Barangays, Legal Officer, and Sangguniang Panlalawigan for information, guidance and review, respectively.

UNANIMOUSLY APPROVED.

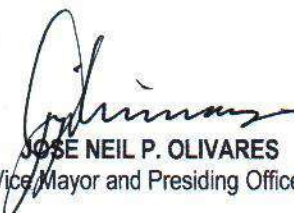
I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ATTY. ANNE FRANCISCA D. TRIBUNAL
 LLBO III / OIC-Secretary to the Sanggunian

Concurred:


JIMMY R. OLIVARES
 Chair - Committee on Rules and Privileges

Attested:


JOSE NEIL P. OLIVARES
 Vice Mayor and Presiding Officer

Approved:


SOFRONIC L. FUSIN, JR.
 Municipal Mayor

Date Approved: DEC 10 2025

Date Posted: DEC 10 2025