



Republic of the Philippines
SANGGUNIANG BAYAN
Taytay, Rizal

DO No. 2210-022

ORDINANCE NO. 765 series of 2023

**AN ORDINANCE INCENTIVIZING LOT OWNERS WITH IDLE LAND BY
INSTITUTIONALIZING AN URBAN GARDENING INCENTIVES PROGRAM
AS A MECHANISM FOR PROMOTING AND ENCOURAGING THE
PRACTICE OF URBAN GARDENING WITHIN THE MUNICIPALITY OF
TAYTAY, RIZAL**

Introduced & Authored by: Coun. John Tobit E. Cruz

WHEREAS, Executive Order No. 26 s, 2011 provides that poverty reduction, resource conservation and protection, productivity enhancement, climate change mitigation and adaptation, are among the priority programs of the government;

WHEREAS, Section 2 of Republic Act No. 9729 known as the “Climate Change Act of 2009” provides that it shall be the policy of the State to enjoin the participation of national and local governments, businesses, nongovernment organizations, local communities and the public to the prevent and reduce the adverse impacts of climate change and, at the same time, maximize the benefits of climate change;

WHEREAS, Article II, Section 16 of the Philippine Constitution provides that the State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature;

WHEREAS, Section 16 of the Local Government Code of the Philippines provides that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

WHEREAS, multiple resolutions were made to temporarily use a portion of lots of the residents for the urban gardening program due to the pandemic;

NOW THEREFORE, BE IT ORDAINED, as it is hereby ordained, by the 12th Sangguniang Bayan of Taytay, Rizal, in session duly assembled, that:

Section 1. Short Title – This Ordinance shall be known as “Urban Gardening Incentives Program of Taytay, Rizal”.

Section 2. Definition of Terms – For the purpose of this Ordinance, the following terms shall be understood as follows:

1. “Idle Land” refers to vacant, uncultivated, untilled, unimproved, or unproductive land for any purpose it may serve.
2. “Incentive” refers to something that incites or has a tendency to incite to determination or action.
3. “Lot Owners” refers to any individual, firm, or entity that is legally entitled to a lot.

4. "Produce" refers to agricultural products and especially fresh fruits and vegetables as distinguished from grain and other staple crops.
5. "Small-Scale Farmers" refer to producers who practice farming through small-scale production.
6. "Urban Gardening" refers to the practice of cultivating a variety of kinds and species of plants in an urban environment.

Section 3. Eligibility - The following sub-sections are required to be compiled with by the lot owners for the acquisition of the Urban Gardening Incentives.

(a) Eligible entities who can apply for Urban Gardening Incentives

Any lot owners who are residents of the Municipality of Taytay, Rizal, and whose available lot/s is/are free from any liabilities, issues, and/or encumbrances. This may include residents from Private Subdivisions subject to the approval of the subdivision's homeowners' association.

(b) Eligible entities to utilize the idle land

Homeowner's associations, agriculture cooperatives, and other community-based organizations that are legally registered and accredited by the municipal government of Taytay may use available idle land, ensuring the contribution of each organization in maintaining agricultural productivity.

Section 4. Application - To avail of the Urban Gardening Incentives, eligible lot owners and urban gardeners are hereby required to submit the following documents to the Municipal Agricultural Office:

(a) For Lot Owners

1. Copy of Land Title and/or Tax Declaration
2. Copy of Updated Tax Receipt
3. Duly Accomplished Urban Gardening Incentives Program Form
4. Signed Affidavit of Consent

(b) For Urban Gardeners

1. Copy of Municipal Accreditation Certificate
2. Duly Accomplished Urban Gardening Incentives Program Form
3. List of persons who will be authorized to maintain the urban garden

A Memorandum of Agreement (MOA) shall be executed to express an agreement between parties concerned namely, lot owners, small-scale farmers, accredited civil society organizations, and local government representatives containing the general provisions, whereas clauses, and penalties to be implemented related to this Ordinance. The MOA is subject to revision upon approval by the Committee.

Section 5. Crops that may be planted - Individuals and registered organizations will only be allowed to plant the following crops in at least half of the idle land being used:

- | | |
|-----------------------|----------------------------|
| 1. Ampalaya | 10. Patola |
| 2. Anti-Dengue Plants | 11. Petsay |
| 3. Basil | 12. Pipino |
| 4. Kamatis | 13. Saluyot |
| 5. Kamote | 14. Sili (Labuyo/Panigang) |
| 6. Litsugas | 15. Sitao |
| 7. Malunggay | 16. Talong |
| 8. Mustasa | 17. Upland Kangkong |
| 9. Okra | 18. Upo |

Section 6. Lot Owners Incentives - Lot owners who are willing to commit their idle land for the purpose of practicing urban gardening are eligible for the Urban Gardening Incentives. They shall be qualified to receive the following incentives and recognition:

1. Lessor's permit discount
2. Access and discounts to fresh produce
3. Certificate of appreciation from the Municipal Government of Taytay
4. Support in ensuring clearance and proper maintenance of idle land/s
5. Other possible incentives that may be identified by the Municipal Committees on Urban Gardening Promotion, upon the approval of the Sangguniang Bayan.

Section 7. Creation of Municipal Council on Urban Gardening Promotion - The Municipal Council on Urban Gardening Promotion is hereby created. The Committee shall be composed of representatives from the following offices and departments:

Chairperson - Municipal Mayor
Co-Chairperson - Department Head of Agriculture Office

Members:

Chairperson of Committee on Agriculture, Fisheries, and Aquatic Resource
Department Head of Municipal Environment and Natural Resources Office
Department Head of Assessor's Office
Department Head of Planning and Development Coordinator
Chairperson of Committee on Barangay Affairs
Chairperson of Committee on Cooperatives and Livelihoods
Chairperson of Committee on Education
Chairperson of Committee on Natural Resources and Environmental Protection
Chairperson of Municipal Agriculture and Fisheries Council
Representative of any accredited Civil Society Organizations

The Council shall be organized upon the effectivity of this Ordinance

Section 8. Duties and Responsibilities of the Council - In pursuit of this Ordinance, the Municipal Council on Urban Gardening Promotion shall have the following powers and functions:

- a. Conduct a meeting at least once every quarter;
- b. Responsible for coordinating with the lot owners, small-scale-farmers, accredited civil society organizations, cooperatives, homeowners' association, and other related individuals and organizations concerning the implementation of this Ordinance;
- c. Coordinate with the Assessor's Office and Agriculture Office which shall work hand-in-hand in searching for available idle lands;
- d. Encourage and promote the practice of urban gardening, particularly among locals who have available vacant idle lots;
- e. Oversee the management of lands in which urban gardening is being practiced;
- f. Facilitate the distribution of produce to beneficiaries and local vendors in local markets within Taytay, Rizal;
- g. Formulate a framework strategy to serve as a basis for a program for urban gardening, planning, research and development, and monitoring activities;
- h. Spearhead research studies that would help in the development of urban gardening;
- i. Support local research and development projects and programs with financial and technical assistance in vulnerable communities and areas;
- j. Exercise policy coordination to ensure that such framework strategy would support the planning, implementation, and monitoring of urban gardening;
- k. Organize and conduct Information, Education, and Communication (IEC) Campaigns and capacity buildings to provide locals and organizations with the necessary knowledge and skills for urban gardening; and

1. Engage with concerned sectors and organizations that could provide assistance and recommendations on matters relevant to urban gardening.

Section 9. Repealing Clause - All ordinances contrary to or inconsistent with this Ordinance are hereby repealed or modified accordingly.

Section 10. Separability Clause - If any provision or part hereof is held invalid or unconstitutional, the remainder of the law or the provision not otherwise affected shall remain valid and subsisting.

Section 11. Effectivity Clause - This Ordinance shall take effect ten (10) days following posting in all municipal Transparency Boards.

ENACTED, this 4th day of January, 2023, 3:04 PM at the Sangguniang Bayan Session Hall, Municipality of Taytay, Province of Rizal.

I HEREBY CERTIFY, to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Bayan of Taytay on second reading on December 22, 2022 and was passed on third and final reading on January 4, 2023, during the 26th Regular Session held on the 4th day of January, 2023.



ATTY. STANLEE D. CALMA
Secretary to the Sanggunian

ATTESTED AND CERTIFIED TO BE DULY
ADOPTED BY HER HONOR



HON. SOPHIA PRISCILLA L. CABRAL
Municipal Vice Mayor / Presiding Officer

APPROVED BY HIS HONOR
DATE 02 MAR 2023



HON. ALLAN MARTINE S. DE LEON
Municipal Mayor

