



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Ordinance No. 12
Series of 2016

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR MARIA BELEN ANDAYA-EUSEBIO TO NEGOTIATE WITH PERLITA SANTOS FLORES AND HEIRS OF EDITHA R. SANTOS FOR THE ACQUISITION OF THREE HUNDRED SIXTY SIX (366) SQUARE METERS OF LAND LOCATED AT BARANGAY STA. CRUZ, PASIG CITY, COVERED AND EMBRACED BY TCT NO. PT-85450 REGISTERED IN THE NAME OF PERLITA SANTOS FLORES AND EDITHA R. SANTOS TO BE USED FOR THE CONSTRUCTION OF A MEDIUM RISE HOUSING BUILDING IN CALLEJON 2, BARANGAY STA. CRUZ, OR INITIATE EXPROPRIATION PROCEEDINGS, IF NEGOTIATION FAILS.

Authored by: Councilor Reynaldo R. San Buenaventura III
Co-Authored by: Councilors Richard C. Eusebio, Augustin Alexee C. Santiago, Ferdinand A. Avis, Gregorio P. Rupisan Jr., Rhichie Gerard T. Brown, Orlando R. Benito, Charmie Q. Benavides, Rosalio D. Martires, Wilfredo F. Sityar and Liga President Celestino U. Chua

WHEREAS, there is an urgent need for the City Government of Pasig to construct a medium rise housing building in Callejon 2, Barangay Sta. Cruz for the benefit of the residents and community of Barangay Sta. Cruz;

WHEREAS, under Section 19 of the Republic Act No. 7160 or the Local Government Code of the Philippines, "a local government unit may, through its chief executive, and acting pursuant to an ordinance, exercise the power of eminent domain for public use, or purpose or welfare for the benefit of the poor and the landless, upon payment of just compensation, pursuant to the provisions of the Constitution and pertinent laws;

BE IT ORDAINED, by the Sangguniang Panlungsod of Pasig in session assembled that:

NOW THEREFORE, BE IT ORDAINED by the Sangguniang Panlungsod that:

Section 1. The City Mayor is hereby authorized to negotiate and/or initiate expropriation proceedings pursuant to Section 19 of Republic Act No. 7160 otherwise known as the Local Government Code of 1991, for the acquisition for public use of a parcel of land covered by the Transfer Certificate of Title No. PT-85450 under the name of Perlita Santos Flores and Editha R. Santos, technically described as follows:



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(Lot 6-A, of the subd. plan (LRC) Psd-298090, approved as a non-subd. projects being a portion of Lot 6, Psu-100601, LRC Rec. No. N-42846). Situated in the Bo of San Nicolas. Mp of Pasig, Metro Manila, Is. of Luzon. Bounded on the N., points 2 to 3 by Property of Maximo Tech; on the E., points 3 to 4 by Lot 6-F on the W., points 1 to 2 by property of Engracia Tuazon Lozada (Before) Teofista vda. de Raymundo (now). Beginning at a point marked "1" on plan, being N. 59 deg. 43'E., 414.11 m. from BLIM 2. MB of Pasig. thence N. 3 deg. 58' E., 29.74 m. to point 2; thence S. 87 deg. 59' E., 12.42 m. to point 3; thence (OVER) S. 4 deg. 44' W., 30.26 m. to point 4; thence 85 deg. 33' W., 12.01 m. to the point of beginning; containing an area of THREE HUNDRED SIXTY SIX (366) SQUARE METERS, more or less. All points referred to are indicated on the plan & are marked on the ground as follows: pts. 2 by Old PLS & the rest by PS cy1. Conc. Mons., 15x60cm. bearings true; date of the original survey, July 14-26, 1955., & that of the subd. survey. Executed by Delfin G. Santana, Geodetic Engineer on June 15 & 22, 1980.

Section 2. The City Mayor and the City Treasurer are hereby authorized to deposit in court fifteen percent (15%) of the fair market value of the property sought to be expropriated based on the current tax declaration or so much amount as may be necessary to be determined by the proper court or by the City Appraisal Committee in the case of negotiated sale, chargeable against the LAND AND LAND IMPROVEMENTS capital outlay budget for the year 2016 in the office of the City Mayor, subject to COA auditing and accounting rules and regulations;

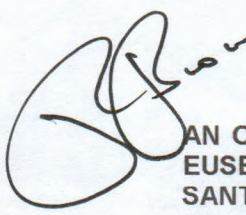
Section 3. The City Mayor is further authorized to pay just compensation for the actual parcel of land affected by the project, in accordance with the recommendation of the City Appraisal Committee, subject to existing COA auditing and accounting rules and regulations;



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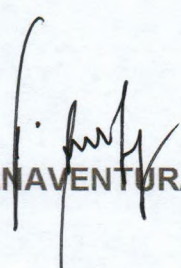
Section 4. The City Mayor is authorized to engage the services of a duly licensed and qualified contractor for the design and construction of a **Medium Rise Housing Building** in Callejon 2, Barangay Sta. Cruz;


Section 5. Separability Clause. In the event any of the provisions of this Ordinance is declared void or unenforceable by final judgment of a court of competent jurisdiction, the other provisions unaffected thereby shall remain in full force and effect;

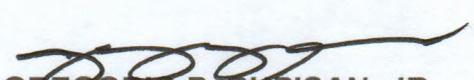
Section 6. Repealing Clause. All issuances of the city or parts thereof which are inconsistent with any of the provisions of this Ordinance are hereby repealed and modified accordingly.

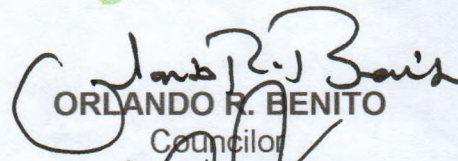
APPROVED, this 16th day of June 2016 at Pasig City.

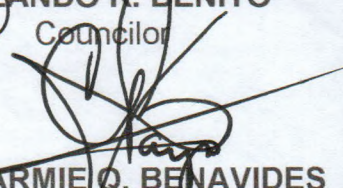

CHRISTIAN G. SIA
Councilor


REYNALDO R. SAN BUENAVENTURA III
Councilor


AUGUSTIN ALEXEE C. SANTIAGO
Councilor


GREGORIO P. RUPISAN, JR.
Councilor


ORLANDO R. BENITO
Councilor


CHARMIE Q. BENAVIDES
Councilor


ROSALIO D. MARTIRES
Councilor


WILFREDO F. SITYAR
Councilor



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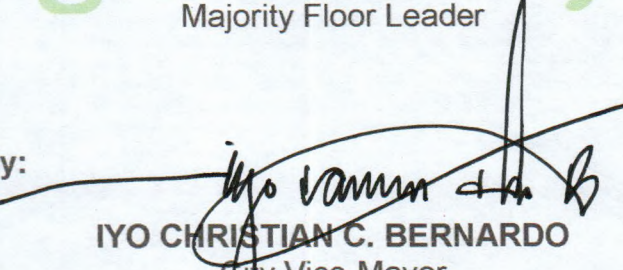

RHICHIE GERARD T. BROWN
Councilor


CELESTINO U. CHUA
Liga President

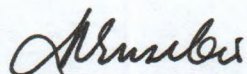

FERDINAND A. AVIS
Councilor
Minority Floor Leader


RICHARD C. EUSEBIO
Councilor
Majority Floor Leader

Attested by:



IYO CHRISTIAN C. BERNARDO
City Vice-Mayor
Presiding Officer

APPROVED:


MARIA BELEN A. EUSEBIO
City Mayor

Attested by:


LOIDA U. VILLANUEVA
Acting City Councilor Secretary


Clandis R. B. B. B.

