



Republic of the Philippines  
**SANGGUNIANG PANLUNGSOD**  
City Government of Pasig

Ordinance No. 28  
Series of 2018

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR ROBERT C. EUSEBIO TO ENTER INTO NEGOTIATION WITH STA. LUCIA REALTY & DEVELOPMENT INC. FOR THE ACQUISITION OF A LOT WITH A TOTAL AREA OF FOUR THOUSAND FIFTY EIGHT (4,058) SQ. M., MORE OR LESS LOCATED AT BARANGAY PALATIW, PASIG CITY, REGISTERED IN THE NAME OF STA. LUCIA REALTY AND DEVELOPMENT INC. DESCRIBED UNDER TAX DECLARATION NOS. E-015-01308, E-015-01309, E-015-01310, E-015-01311, E-015-01312, E-015-01313, AND E-015-01314 TO BE USED FOR THE CONSTRUCTION OF A TRANSPORTATION AND MOTORPOOL/ IMPOUNDING AREA AND TO EXPROPRIATE THE SAME IF NEGOTIATION FAILS.

Authored By: Councilor Wilfredo F. Sityar  
Co-Authored By: Councilors Rodrigo B. Asilo, Ferdinand A. Avis, Regino S. Balderrama, Orlando R. Benito, Rhichie Gerard T. Brown, Mario C. Concepcion, Jr., Rosalio D. Martires, Corazon M. Raymundo, Gregorio P. Rupisan, Jr., Alejandro E. Santiago, Victor Ma. Regis N. Sotto, and LIGA Pres. Celestino U. Chua

**WHEREAS**, Section 16 of R.A. 7160 under the general welfare clause 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**, Section 19 of the same law provides that 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. *Provided*, however, that the power of eminent domain may not be exercised unless a valid and definite offer has been previously made to the owner, and such offer was not accepted. *Provided*, further, that the local government unit may immediately take possession of the property upon the filing of the expropriation proceedings and upon making a deposit with the proper court of at least fifteen percent (15%) of the fair market value of the property based on the current tax declaration of the property to be expropriated. *Provided*, finally, that, the amount to be paid for the expropriated property shall be determined by the proper court, based on the fair market value at the time of the taking of the property;

**WHEREAS**, Section 455 (a) (2) of the same law provides that the City Mayor, as Chief Executive of the City Government, shall exercise such powers and perform such duties and functions as provided by this Code and other laws; enforce all laws and ordinances relative to the governance of the city in the exercise of the appropriate corporate powers provided for under Section 22 of the same, implement all approved policies, programs, projects, services and activities of the city.



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**WHEREAS**, the City Government of Pasig has previously constructed a government motorpool and impounding area utilized as a property depot and repository of government owned equipment and service vehicles and impounding area for confiscated public utility vehicles and other items, however, due to lack of storage facilities, the area is no longer enough to accommodate the additional number of stored items and impounded vehicles.

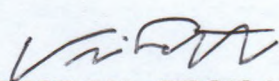
**NOW, THEREFORE**, be it ORDAINED that:

**SECTION 1.** The Honorable City Mayor is hereby authorized to negotiate with Sta. Lucia Realty & Development Inc. for the acquisition of a lot with a total area of Four Thousand Fifty Eight (4,058) square meters, more or less, registered in the name of Sta. Lucia Realty and Development Inc., described under Tax Declaration Nos. E-015-01308, E-015-01309, E-015-01310, E-015-01311, E-015-01312, E-015-01313, and E-015-01314 to be utilized transportation and motorpool/impounding area.


**SECTION 2.** In case negotiations with the owner/s of the lot fail, the City Mayor is hereby authorized to file expropriation proceedings to acquire and compensate the subject property.

**SECTION 3.** That the amount to be used for the payment of just compensation shall be taken from the Land Capital Outlay provided in the CY 2018 Budget of the City of Pasig.

**APPROVED**, this 14th day of **June 2018** at Pasig City.

  
VICTOR MA. REGIS N. SOTTO  
Councilor

  
RODRIGO B. ASILO  
Councilor

  
GREGORIO P. RUPISAN JR.  
Councilor

  
MARIO C. CONCEPCION, JR.  
Councilor



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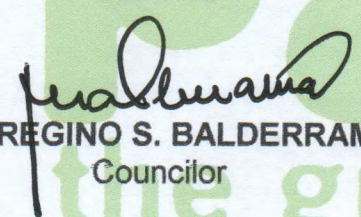
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RHICHIE GERARD T. BROWN  
Councilor

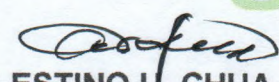
  
ORLANDO R. BENITO  
Councilor

  
ALEJANDRO E. SANTIAGO  
Councilor

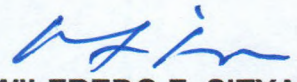
CORAZON M. RAYMUNDO  
Councilor

  
REGINO S. BALDERRAMA  
Councilor

  
ROSALIO D. MARTIRES  
Councilor

  
CELESTINO U. CHUA  
LIGA President

FERDINAND A. AVIS  
Councilor  
Minority Floor Leader

  
WILFREDO F. SITYAR  
Councilor  
Majority Floor Leader



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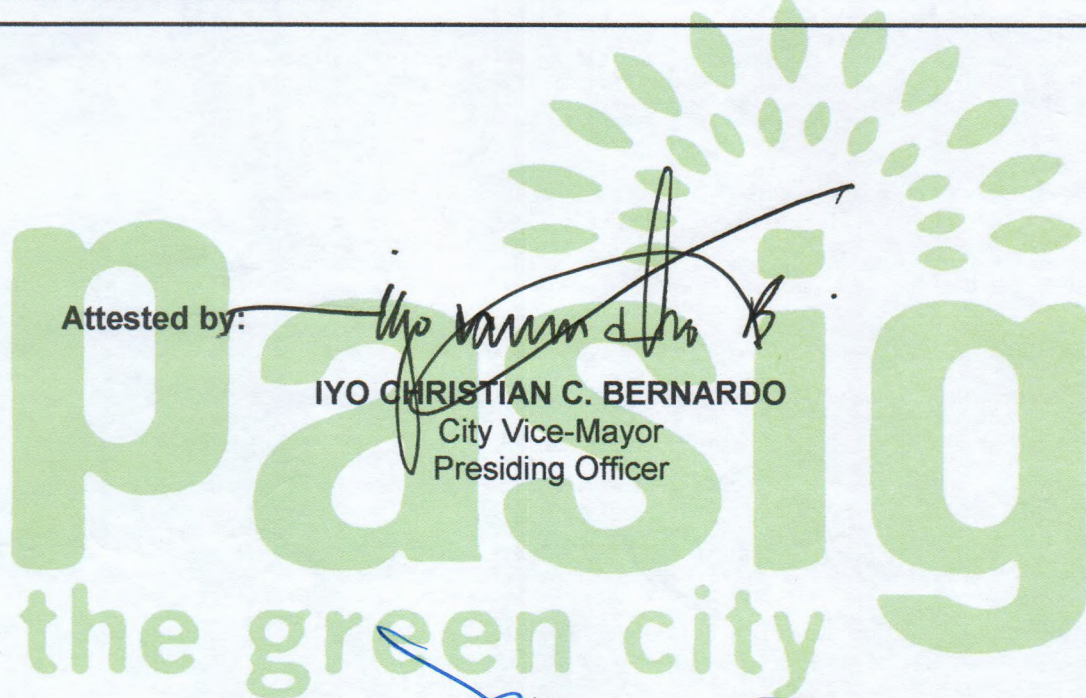
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Attested by:

IYO CHRISTIAN C. BERNARDO  
City Vice-Mayor  
Presiding Officer



APPROVED:

ROBERT C. EUSEBIO  
City Mayor

Lands P. J. Benit  
City Benita

Attested by:

REYNALDO R. SAN BUENAVENTURA III  
Acting City Council Secretary