



Republic of the Philippines
SANGGUNIANG PANGLUNGSOD
City Government of Pasig

Ordinance No. 03
Series of 2019

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR VICTOR MA. REGIS N. SOTTO TO ENTER INTO NEGOTIATION WITH MR. JOSE P. DELA PAZ FOR THE ACQUISITION OF A PORTION OF A PARCEL OF LAND WITH AN AREA OF THREE HUNDRED NINE SQUARE METERS AND EIGHTY DECIMETERS (309.80) UNDER TRANSFER CERTIFICATE OF TITLE NO. 36023 AND TAX DECLARATION NO. E-015-00483 LOCATED IN BARANGAY PALATIW TO BE USED AS ROAD RIGHT OF WAY FOR THE BENEFIT OF ITS RESIDENTS AND TO EXPROPRIATE THE SAME IF NEGOTIATION FAILS.

Authored By: Councilors Reynaldo R. San Buenaventura III and Orlando R. Benito

Co-Authored By: Councilors Rodrigo B. Asilo, Ferdinand A. Avis, Regino S. Balderrama, Rhichie Gerard T. Brown, Mario C. Concepcion, Rosalio D. Martires, Corazon M. Raymundo, Gregorio P. Rupisan, Jr., Wilfredo F. Sityar, LIGA Pres. Rigor J. Enriquez and SK Federation President Georgia Lynne P. Clemente

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 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 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 and 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.



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Ordinance No. 03
Series of 2019

-page 2-

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[Signature]
NOW, THEREFORE, be it ORDAINED that:

Section 1. The Honorable City Mayor is hereby authorized to negotiate with Mr. Jose P. Dela Paz for the acquisition of a portion of a parcel of land with an area of Three Hundred Nine Square Meters and Eighty Decimeters (309.80) under Transfer Certificate of Title No. 36023 and Tax Declaration No. E-015-00483 located in Barangay Palatiw to be used as road right of way for the benefit of its residents and to expropriate the same if negotiation fails.

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 for the Land Capital Outlay provided in the CY 2019 Budget of the City of Pasig.

APPROVED, this 8th day of **July 2019** at Pasig City

[Signature]
FERDINAND A. AVIS
Councilor

[Signature]
MARIO C. CONCEPCION, JR.
Councilor

[Signature]
GREGORIO P. RUPISAN JR.
Councilor

[Signature]
ORLANDO R. BENITO
Councilor

[Signature]
REGINO S. BALDERRAMA
Councilor

[Signature]
RODRIGO B. ASILO
Councilor



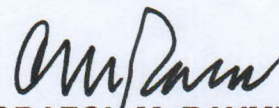
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City Government of Pasig

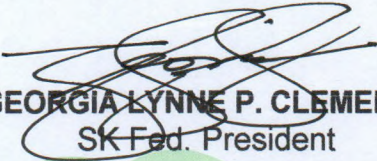
Ordinance No. 03
Series of 2019

-page 3-

AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR VICTOR MA. REGIS N. SOTTO TO ENTER INTO NEGOTIATION WITH MR. JOSE P. DELA PAZ FOR THE ACQUISITION OF A PORTION OF A PARCEL OF LAND WITH AN AREA OF THREE HUNDRED NINE SQUARE METERS AND EIGHTY DECIMETERS (309.80) UNDER TRANSFER CERTIFICATE OF TITLE NO. 36023 AND TAX DECLARATION NO. E-015-00483 LOCATED IN BARANGAY PALATIW TO BE USED AS ROAD RIGHT OF WAY FOR THE BENEFIT OF ITS RESIDENTS AND TO EXPROPRIATE THE SAME IF NEGOTIATION FAILS.


RIGOR J. ENRIQUEZ
LIGA President



CORAZON M. RAYMUNDO
Councilor

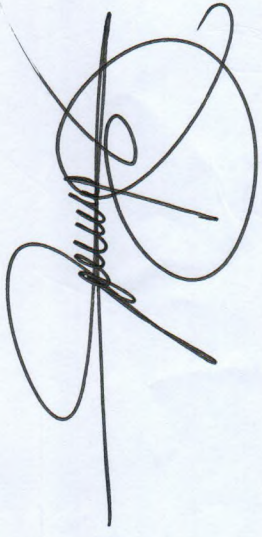

GEORGIA LYNNE P. CLEMENTE
SK Fed. President


WILFREDO F. SITYAR
Councilor

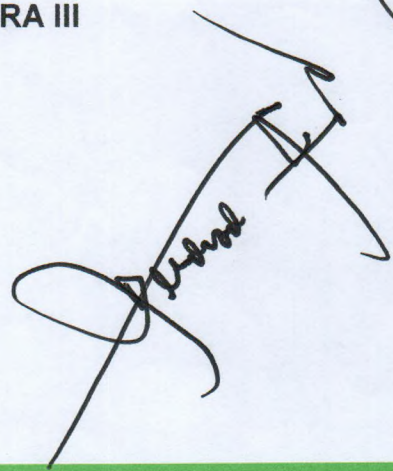

ROSALIO D. MARTIRES
Councilor

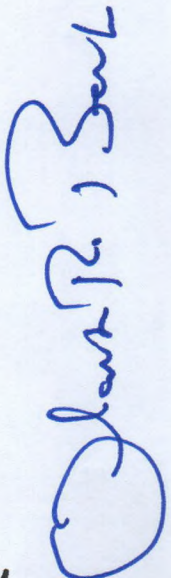

RHICJIE GERARD T. BROWN
Councilor
Minority Floor Leader

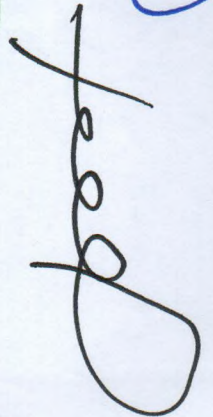

REYNALDO R. SAN BUENAVENTURA III
Councilor
Majority Floor Leader















Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Ordinance No. 03
Series of 2019

-page 4-

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Attested by:

[Handwritten signature]
IYO CHRISTIAN C. BERNARDO
City Vice-Mayor
Presiding Officer

APPROVED:

[Handwritten signature]
VICTOR MA. REGIS N. SOTTO
City Mayor

Attested by:

[Handwritten signature]
LOIDA U. VILLANUEVA
Acting City Council Secretary

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