



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
19th City Council

PO19CC-475

70th Regular Session

ORDINANCE NO. SP- 2436, S-2015

AN ORDINANCE AUTHORIZING THE QUEZON CITY MAYOR, HONORABLE HERBERT M. BAUTISTA, TO ACQUIRE THROUGH EXPROPRIATION TWO (2) PARCELS OF LAND LOCATED IN KAINGIN BUKID, BARANGAY APOLONIO SAMSON, QUEZON CITY, PARTICULARLY DESCRIBED AS LOT 4606-C-2, (LRC) PSD-95856, COVERED BY TRANSFER CERTIFICATE OF TITLE (TCT) NO. RT-46950 (135618), REGISTERED UNDER THE NAME OF CRESENCIO PO YE YE, CONTAINING AN AREA OF ONE THOUSAND THREE HUNDRED NINETY NINE (1,399) SQUARE METERS, MORE OR LESS, AND LOT 4606-B-5, (LRC) PSD-97405, COVERED BY TRANSFER CERTIFICATE OF TITLE (TCT) NO. RT-123481 (137457), REGISTERED UNDER THE NAME OF CHAN YEC AN, CONTAINING AN AREA OF ONE THOUSAND TWO HUNDRED NINETY EIGHT (1,298) SQUARE METERS, MORE OR LESS, BEING PART OF A DEVELOPMENT PROPOSAL TO CONVERT THE TWENTY FOUR THOUSAND SIX HUNDRED THREE (24,603) SQUARE METERS AREA (12 CONTIGUOUS LOTS) IN KAINGIN BUKID, INTO A SOCIALIZED HOUSING PROJECT FOR THE BENEFIT OF THE OCCUPANT INFORMAL SETTLER FAMILIES (ISFs).

Introduced by Councilor MARIVIC CO-PILAR.

*Co-Introduced by Councilors Candy A. Medina,
Diorella Maria G. Sotto, Rogelio "Roger" P.
Juan, Melencio "Bobby" T. Castelo, Jr. and
Donato C. Matias.*

WHEREAS, an enormous fire broke out last January 1, 2015 in Kaingin Bukid, Barangay Apolonio Samson area that razed and burned the houses therein and greatly displaced more than two thousand (2,000) families who are indigent and informal settlers;

Q

WHEREAS, these families, whose dwellings were burned to the ground and left almost uninhabitable, relied and depended mostly on the assistance provided by the Local Government of Quezon City. The Quezon City Government immediately responded and provided the necessities and needed commodities to the fire victims;

WHEREAS, the Quezon City Council passed Resolution No. SP-6200, Series of 2015 where the City gives authority to the Honorable Herbert M. Bautista to negotiate with the landowners of the affected area for the acquisition of the land;

WHEREAS, the intent in acquiring the properties by the Local Government of Quezon City is for the socialized housing program that it will be implementing in the said area;

WHEREAS, the area intended for development and implementation of the socialized housing program covers Twenty Four Thousand Six Hundred Three Square Meters (24,603 sq.m.) The total area of land is comprised of twelve (12) parcel of lands;

WHEREAS, of the twelve (12) parcels of land, ten (10) parcels are privately owned. The remaining two (2) parcels of land are already owned by the Local Government of Quezon City;

WHEREAS, in the attempt by the City through its Honorable City Mayor to acquire the said ten (10) parcels of land, eight (8) of the ten (10) land owners agreed to sell to the City their land. The remaining two (2) land owners offered no response which is tantamount to denial of the City's offer to buy and the owner's refusal to sell;

g

WHEREAS, these two lots are the following, to wit:

1. Lot No. 4606-C-2 registered under TCT No. RT-46950 (135618) in the name of Cresencio Po Ye Ye; and
2. Lot No. 4606-B-5 registered under TCT No. RT-123481 (137457) in the name of Chan Yec An

WHEREAS, the master development plan of the socialized housing project would require the acquisition of said lots mentioned in the immediately preceding paragraph;

WHEREAS, the beneficiaries of the socialized housing project in the said area are the on-site Informal Settlers who shall undergo the process of selection, screening and pre-qualification by a Beneficiary Selection Committee to be created for the said purpose;

WHEREAS, the Honorable City Mayor, Herbert M. Bautista, shall represent the City in all the transaction and sign in its behalf documents that would follow and be necessary after the enactment and passage of this expropriation ordinance, pursuant to the Local Government Code of 1991.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

Section 1. In the exercise of its power of eminent domain vested by law upon the Local Government of Quezon City, it is hereby passed and enacted that the two (2) parcels of land, namely described in TCT No. RT-46950 (135618) in the name of Cresencio Po Ye Ye; and TCT No. RT-123481 (137457) in the name of Chan Yec An, are hereby acquired through expropriation in favor of Quezon City Government for the public purpose of establishing and implementing the socialized housing project of the city government.


9



Section 2. The just compensation for the two (2) parcels of land acquired is to be computed, determined, allocated, appropriated, and thereafter to be paid to the landowners of said lots.

Section 3. This Ordinance shall take effect upon its approval.

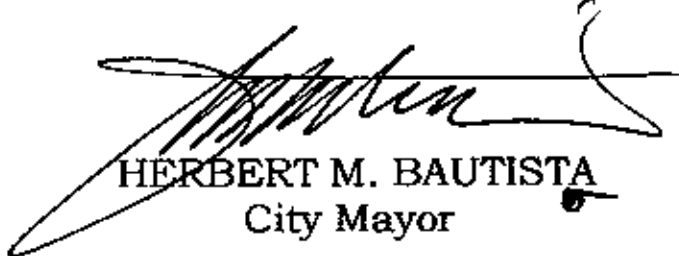
ENACTED: September 1, 2015.


MA. JOSEFINA G. BELMONTE
Vice Mayor
Presiding Officer

ATTESTED:



Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III

APPROVED: 12 OCT 2015


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on September 1, 2015 and was PASSED on Third/Final Reading on September 7, 2015.


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III