



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
21st City Council

PO21CC-223

25th Regular Session

ORDINANCE NO. SP-2941, S-2020

AN ORDINANCE WITHDRAWING FROM PUBLIC USE THE SIX HUNDRED FORTY-FOUR (644) SQUARE METER PORTION OF THE LOT COVERED BY TRANSFER CERTIFICATE OF TITLE NO. RT-9985 UNDER THE NAME OF THE QUEZON CITY GOVERNMENT SITUATED AT ROAD LOT 25, BSD-10781, BARANGAY BUNGAD, QUEZON CITY, SUBJECT TO THE RULES AND REGULATIONS.

*Introduced by Councilors WINSTON "Winnie" T. CASTELO,
FRANZ S. PUMAREN and VICTOR V. FERRER, JR.*

WHEREAS, the Quezon City Government is the registered owner of a parcel of land covered by Transfer Certificate of Title No. RT-9985 issued under its name which the City obtained, together with other lots, from the National Housing Authority via a Deed of Donation and Acceptance dated 05 July 2012;

WHEREAS, at the time that the aforementioned parcel of lot was donated by the National Housing Authority to the Quezon City Government in 2012, for the use of the Quezon City Government as a Road Lot, a 644-square meter portion of the same (hereafter, the "LOT") was never used as a public road and the City never derived economic benefit from any portion thereof as it was readily and entirely occupied by informal settlers from whom no real property taxes and other revenues had ever been collected to date;

WHEREAS, in recognition of the foregoing and in line with its authority to create sources of revenue and to obtain economic benefit from land that has never become productive and economically feasible, the Council has determined that the LOT will have substantially greater economic value for the City if it is formally withdrawn from public use and reclassified as commercial for taxation purposes;

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WHEREAS, it has likewise been determined that the formal withdrawal from public use of the LOT will not violate the minimum required area for open spaces in the City;

WHEREAS, it has also been determined that the formal withdrawal of the LOT from public use and its reclassification as commercial for taxation purposes will not involve the closure of an existing public road or open public space that is currently being used by the City;

WHEREAS, the City Planning and Development Department, the City General Services Department and the City Legal Office interposed no objection to the formal withdrawal of the LOT from public use as well as its reclassification for taxation purposes;

NOW, THEREFORE,

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

SECTION 1. The Six Hundred Forty-Four (644) Square Meters portion of the lot covered by Transfer Certificate of Title No. RT-9985 under the name of the Quezon City Government situated at Barangay Bungad, Quezon City (hereafter, the "LOT"), more particularly described below:

TECHNICAL DESCRIPTION

Lot 1

A parcel of land (Lot 1 of the consolidation-subdivision plan, being a portion of Road Lot 25, Lot K and Lot L (Creek), all of plan Bsd-10781. L.R.C. Record No.), situated in the Barangay of Diliman, Quezon City, Island of Luzon. Bounded on the SE., along line 1 to 2 by Lot 4 Block W-20; on the SW., along line 2 to 3 by Road Lot 2 (Road); along lines 3 to 4 by Lot 4 (APRK STRIP); on the SW., NW., W., & NE., along lines 4 to 8 by Creek; on the NE., points 8 to 9 by Lot 5 (APEK STRIP); and along lines 9 to 1 by Lot 3 (Road)



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Beginning at a point marked "1" on plan, being N. 42 deg 26'W., 1572.23 m. from BLLM No. 7, Cad. 267, Caloocan Cadastre;

- Thence S. 13 deg. 49'W., 39.23 m. to point 2;
- Thence N. 77 deg. 22'W., 3.54 m. to point 3;
- Thence N. 77 deg. 22'W., 5.58 m. to point 4;
- Thence N. 77 deg. 22'W., 6.55 m. to point 5;
- Thence N. 13 deg. 30'E., 29.05 m. to point 6;
- Thence N. 05 deg. 29'W., 11.44 m. to point 7;
- Thence S. 74 deg. 58'E., 8.91 m. to point 8;
- Thence S. 78 deg. 07'E., 8.91 m. to point 9;
- Thence N. 71 deg. 28'E., 4.01 m. to point of

containing an area of Six Hundred Forty-Four (644) Square Meters more or less.

All points referred to area as indicated on the plan and are marked on the ground by Old P.S. Cyl. Conc. Mons 15 x 60 cms., bearing true date of original survey and that of the subdivision survey, executed by James R. Encisa, Geodetic Engineer, is hereby formally withdrawn from public use and reclassified as commercial for local taxation purposes.

SECTION 2. All City ordinances, resolutions, implementing rules and regulations, and executive orders, or parts thereof, which are inconsistent with the provisions of this Ordinance are hereby repealed and /or modified accordingly.

SECTION 3. If, for any causes or reason, any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions thereof which are not affected thereby shall continue to be in full force and effect.

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SECTION 4. This Ordinance shall take effect immediately upon its approval.

ENACTED: March 9, 2020.



DIORELLA MARIA G. SOTTO-ANTONIO
City Councilor
Acting Presiding Officer

ATTESTED:



Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

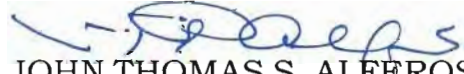
APPROVED: 01 JUN 2020



MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on March 9, 2020 and was PASSED on Third/Final Reading on May 11, 2020.



Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

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