



Republika ng Pilipinas
Lungsod Quezon
SANGGUNIANG PANLUNGSOD
(City Council)

PO2000-45

67th Regular Session

ORDINANCE NO. SP- 946 S-2000

AN ORDINANCE PROVIDING FOR THE OPENING TO THE PUBLIC OF SUBDIVISION ROADS WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY, AND INSTITUTING A SYSTEM FOR THE IDENTIFICATION AND REGULATION THEREOF

Introduced by Councilors MICHAEL F. PLANAS, JORGE L. BANAL, JULIAN M.L. COSETENG, WINSTON "Winnie" T. CASTELO, RAMON G. MATHAY, ERIC Z. MEDINA, MA. FRESCA M. BIGLANGAWA, GODOFREDO T. LIBAN II, ELIZABETH A. DELARMENTE, WILMA AMORANTO-SARINO, NANETTE CASTELO DAZA, MARCEL C. RILLO, FERNANDO V. AVANZADO, BAYANI V. HIPOL and MARCIANO P. MEDALLA

Sponsored by Councilor Eufemio C. Lagumbay

WHEREAS, police power is conferred upon the local government units (LGU) under Section 16 of the Local Government Code, which provides for the General Welfare Clause, to wit: "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 governance, and those which are essential to the promotion of the general welfare, xxx,"

WHEREAS, it is the policy of the State to afford its inhabitants the requirements of decent human settlements and to provide them with ample opportunities for improving their quality of life;

WHEREAS, the worsening traffic problem demands that every member of society should join in the effort to provide a solution to this problem and be ready to sacrifice personal convenience and comfort for the common good;

WHEREAS, there is a great need to respect the road-right-of-way of existing property owners in the area where subdivisions are erected;

WHEREAS, the exercise of the police power of the State is necessary in implementing an effective, judicious and just solution to this problem;

WHEREAS, the police power of a municipal corporation is broad and is commensurate with, but not to exceed the duty to provide for the real needs of the health, safety, comfort and convenience of the members of the community as consistently as may be with private rights;

WHEREAS, the Constitution guarantees substantive due process and upholds the right to private property and such can only be taken upon payment of just compensation,