



Republika ng Pilipinas
Lungsod Quezon
SANGGUNIANG PANLUNGSOD
(City Council)

PR99-59

33rd Regular Session

RESOLUTION NO. ~~SP-1225~~ 7S-99

A RESOLUTION AUTHORIZING THE CITY MAYOR, HON. ISMAEL A. MATHAY, JR., TO NEGOTIATE WITH THE OWNER AND/OR TO INITIATE AN EXPROPRIATION PROCEEDINGS FOR THE ACQUISITION OF A PARCEL OF LAND WITH AN AREA OF ELEVEN THOUSAND SIX HUNDRED TWENTY (11,620) SQUARE METERS SITUATED ALONG LUZON AVENUE, BARANGAY CULIAT, QUEZON CITY, IDENTIFIED AS LOT 797-B-1-D, COVERED BY TRANSFER CERTIFICATE OF TITLE NUMBERED 3508 OF THE REGISTRY OF DEEDS OF QUEZON CITY, ISSUED IN THE NAME OF FELICITAS S. SILAYAN, TO BE AWARDED AT COST TO THE QUALIFIED ACTUAL OCCUPANTS THEREIN THRU THE COMMUNITY MORTGAGE PROGRAM OF THE NATIONAL HOME MORTGAGE AND FINANCE CORPORATION.

Introduced by Councilors WINSTON "Winnie" T. CASTELO,
GODOFREDO T. LIBAN II, ERIC Z. MEDINA, ENRICO S.
SERRANO, MA. FRESCA M. BIGLANG-AWA and
MARCIANO P. MEDALLA.

WHEREAS, a parcel of land with an aggregate area of Eleven Thousand Six Hundred Twenty (11,620) square meters situated in Barangay Culiat, Quezon City and covered by Transfer Certificate of Title Numbered 3508, and registered in the name of Felicitas S. Silayan, has been tenanted and occupied for many years by the families belonging to SIGAW NG PAGKAKAISA, PUROK-3, INC. (SIPAG);

WHEREAS, the tenants thereat have offered to purchase the said property thru the People's Bureau (Urban Poor Office), Quezon City, in which even the Office of Councilor Winston "Winnie" T. Castelo intervened thru an official letter dated January 9, 1999, but the owner decided not to sell the property;

WHEREAS, all efforts of the tenants to acquire the said parcel of land by negotiated purchase having failed, the officers and members of the association are left with no alternative but to seek the assistance of the Quezon City government or the City Council for its expropriation;

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WHEREAS, Section 19 of R.A. 7160, otherwise known as the Local Government Code of 1991, expressly 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;

WHEREAS, the land particularly identified above is declared and identified as one of the AREA FOR PRIORITY DEVELOPMENT (APD No. 65) under the Urban Land Reform Law, thereby giving or granting security of tenure to residents of land, as such, without any intention, however, of ignoring the constitutional right of the property owner for just compensation;

NOW, THEREFORE,


BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN SESSION ASSEMBLED, to authorize, as it does hereby authorize, the City Mayor, Hon. Ismael A. Mathay, Jr., to negotiate with the owner and/or initiate an expropriation proceedings for the acquisition of a parcel of land with an area of Eleven Thousand Six Hundred Twenty (11,620) Square Meters, situated along Luzon Avenue, Barangay Culiati, Quezon City, identified as Lot 797-B-1-D, covered by Transfer Certificate of Title Numbered 3508 of the Registry of Deeds of Quezon City, issued in the name of Felicitas S. Silayan, to be awarded at cost to the qualified actual occupants therein thru the Community Mortgage Program of the National Home Mortgage and Finance Corporation.

ADOPTED : June 8, 1999



MARCEL C. RILLO
City Councilor
Acting Presiding Officer

ATTESTED:



EUGENIO V. JURILLA
City Council Secretary

