



Republika ng Pilipinas
Lungsod Quezon
SANGGUNIANG PANLUNGSOD
(City Council)

PR99-261

43rd Regular Session

RESOLUTION NO. ~~SP- 15 01~~ S-99

A RESOLUTION AUTHORIZING THE CITY MAYOR OF QUEZON CITY TO AWARD AND SELL TO MRS. NENITA COSTIN-DIAZ, A PORTION OF CITY GOVERNMENT LOT LOCATED AT NO. 37 BATINO STREET, BARANGAY PROJECT 3, QUEZON CITY, IDENTIFIED AS LOT 2-C-20 WITH A TOTAL AREA OF ONE HUNDRED THIRTY TWO (132) SQUARE METERS WITH TAX DECLARATION NUMBER C-022-01354.

Introduced by Councilors JORGE L. BANAL, JULIAN M.L. COSETENG, FERNANDO V. AVANZADO, EUFEMIO C. LAGUMBAY, MICHAEL F. PLANAS and ANTHONY C. CASTELO.

Co-Introduced by Councilors Godofredo T. Liban II, Vincent P. Crisologo, Ramon G. Mathay, Eric Z. Medina, Nanette Castelo Daza, Elizabeth A. Delarmente, Marciano P. Medalla, Marcel C. Rillo, Alma F. Montilla and Bayani V. Hipol.

WHEREAS, there is a parcel of land owned by the Quezon City government identified as Lot 2-C-20 with an area of One Hundred Thirty Two (132) square meters, being a part of the lot under Tax Declaration No. C-002-01354 with a total area of Four Thousand One Hundred Fifteen (4,115) square meters, more or less;

WHEREAS, the aforecited One Hundred Thirty Two (132) square meter lot has been occupied by the family of Mrs. Nenita Costin-Diaz since 1984;

WHEREAS, said lot 2-C-20 is no longer needed by the City government and it is just and proper for the same to be sold to the legitimate and qualified occupant at a reasonable price;

WHEREAS, the subject lot had been actually awarded to the brother of Mrs. Costin, Mr. Bartolome Costin, but the contract to sell was approved only in 1984, three (3) years after said Bartolome Costin died in 1981, and that despite his death, the family paid the selling price nine months after the Contract to Sell was approved.

WHEREAS, the father of the deceased had requested the City Attorney of Quezon City to substitute the name of the original awardee in view of his demise, with the name of his sister, Nenita-Costin Diaz, the instant claimant-petitioner;

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WHEREAS, the City Legal Officer had opined that what is needed is the actual award of the subject lot to Mrs. Costin Diaz not the substitution, "since the Contract to Sell was null and void".

WHEREAS, City Administrator Manuel L. Alba, Chairman of the Quezon City Committee on Awards, wrote to the City Secretary on January 11, 1999, to recommend that "the award be first approved by the City Council before the Committee on Awards makes its final determination of the purchase price" referring to four lots which include the lot being applied for by Mrs. Diaz.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN SESSION ASSEMBLED, to authorize, as it does hereby authorize, the Honorable City Mayor of Quezon City to award and sell to Mrs. Nenita Costin-Diaz, a portion of the City government property located at No. 37, Batino Street, Barangay Project 3, Quezon City, identified as Lot 2 C 20, consisting of One Hundred Thirty Two (132) square meters with Tax Declaration No. C 002-01354.

RESOLVED, FURTHER, to urge the Quezon City Awards Committee to consider, in determining the purchase price, that, stripped of technicalities, subject lot had already been awarded to the Costin family, the actual occupants of the lot for years, through Mr. Batolome Costin, the only boy in the family, whose death overlooked the approval of the Contract to Sell in 1981, and that actual payment was made by the Costin family in good faith nine months after the Contract to Sell was approved.

ADOPTED: November 18, 1999.

Connie Angeles
CONNIE S. ANGELES
Vice Mayor
Presiding Officer

ATTESTED:

Eugenio V. Jurilla
EUGENIO V. JURILLA
City Council Secretary

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