QUEZON CITY COUNCIL
Quezon City
19th City Council

PO19CC-468

65th Regular Session

ORDINANCE NO. SP-2425, S-2015

AN ORDINANCE AUTHORIZING THE CITY MAYOR, HONORABLE HERBERT M. BAUTISTA, TO ACQUIRE THROUGH NEGOTIATION, OR INITIATE EXPROPRIATION PROCEEDINGS ON PARCELS OF LAND LOCATED AT BARANGAY DIOQUINO-ZOBEL, QUEZON CITY, CONTAINING A GROSS AREA OF TWO THOUSAND EIGHTEEN SQUARE METERS (2,018 SQ.M.) REGISTERED UNDER THE NAMES OF CLARO B. LIZARDO AND SOLOMON A. LIZARDO, COVERED BY TRANSFER CERTIFICATE OF TITLE (TCT) NUMBERS RT-90166 AND 90167, RESPECTIVELY, TO BE UTILIZED AS SOCIALIZED HOUSING PROJECTS FOR THE BENEFIT OF THE BONAFIDE OCCUPANTS/MEMBERS OF THE LIZARDO COMPOUND AND THE LIZARDO NEIGHBORHOOD ASSOCIATION, BARANGAY DIOQUINO-ZOBEL, INC. (LINA-BDZ,INC.).

Introduced by Councilor GIAN CARLO G. SOTTO.
Co-Introduced by Councilors Allan Benedict S. Reyes, Franz S. Pumaren, Eufemio C. Lagumbay, Jose Mario Don S. De Leon, Jaime F. Borres, Anthony Peter D. Crisologo, Ricardo T. Belmonte, Jr., Dorothy A. Delarmente, Lena Marie P. Juico, Victor V. Ferrer, Jr., Alexis R. Herrera, Voltaire Godofredo L. Liban III, Roderick M. Paulate, Ranulfo Z. Ludovica, Ramon P. Medalla, Estrella C. Valmocina, Jesus Manuel C. Suntay, Marvin C. Rillo, Vincent DG. Belmonte, Raquel S. Malañgen, Jessica Castelo Daza, Bayani V. Hipol, Jose A. Visaya, Julienne Alyson Rae V. Medalla, Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Allan Butch T. Francisco, Karl Edgar C. Castelo, Candy A. Medina, Diorella Maria G. Sotto, Marivic Co-Pilar, Rogelio "Roger" P. Juan, Melencio "Bobby" T. Castelo, Jr., Donato C. Matias and Ricardo B. Corpuz.

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WHEREAS, there are parcels of land located at Barangay Dioquino-Zobel, Quezon City, presently occupied for a long time (more than 40 years) by the members of the Lizardo Neighborhood Association, Barangay Dioquino-Zobel Inc. (LINA-BDZ, INC.) of the said barangay;

WHEREAS, the said parcels of land are registered in the name of Claro B. Lizardo and Solomon A. Lizardo, under TCT Nos. RT-90166 and RT-90167, respectively, containing a gross area of 2,018 square meters;

WHEREAS, under Resolution No. 105, S-2015 of Barangay Dioquino-Zobel, the Honorable City Mayor Herbert M. Bautista was requested to intercede with the owner of Lizardo property in said Barangay for the expropriation of the same for a socialized housing project in the said barangay;

WHEREAS, Section 19 of R.A. No. 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 provision of the Constitution and pertinent laws.

NOW, THEREFORE,

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

SECTION 1. The City Mayor, Honorable Herbert M. Bautista, is hereby authorized to negotiate for the acquisition of parcels of land located at Barangay Dioquino-Zobel, Quezon City, registered under the name of Claro B. Lizardo and Solomon A. Lizardo, covered by Transfer Certificates of Title (TCT) Number RT-90166 and RT-90167 respectively, containing an area of Two Thousand Eighteen (2,018) square meters;

SECTION 2. That in case the said property cannot be acquired by the City Government through negotiation, the City Mayor is hereby authorized to initiate an expropriation proceedings for the acquisition of the said property.

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SECTION 3. The land being requested to be acquired by the City Government through negotiation or expropriation shall be for the benefit of members of the Lizardo Neighborhood Association, Barangay Dioquino Zobel, Inc. (LINA-BDZ, INC.), through the Community Mortgage Program or through any other Socialized Housing Program of the City Government.

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

ENACTED: June 22, 2015.

MA. JOSEFINA G. BELMONTE
Vice Mayor
Presiding Officer

ATTESTED:

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

APPROVED: 30 JUL 2015

HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on June 22, 2015 and was PASSED on Third/Final Reading on June 29, 2015.

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

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LAW RESEARCH