5th Special Session

ORDINANCE NO. SP- 780, S-99

AN ORDINANCE GRANTING A FRANCHISE TO EDGARDO D. DEL ROSARIO TO OPERATE A WET AND DRY MARKET FACILITY AT # 300 KANLAON STREET CORNER DEL MONTE AVENUE, BARANGAY MAHARLIKA, FIRST DISTRICT OF QUEZON CITY.

Introduced by Councilors JULIAN M.L. COSETENG, WILMA AMORANTO-SARINO, VINCENT P. CRISOLOGO, ANTONIO L. SIOSON, ELIZABETH A. DELARMENTE, GEORGE M. CANSECO and ROMMEL R. ABESAMIS.

Co-Introduced by Councilors Ma. Fresca M. Biglang-awa, Godofredo T. Liban II, Marciano P. Medalla, Eric Z. Medina, Jorge L. Banal, Marcel C. Rillo, Bayani V. Hipol and Alma F. Montilla.

WHEREAS, one of the more important institutions in a city is a market that shall serve the needs of the city's inhabitants and at the same time be the center of commercial activity;

WHEREAS, in the vicinity of Del Monte Avenue, no public market exists and that the marketing needs of the inhabitants in the area are serviced by a private market, that is A. Bonifacio Market, located at A. Bonifacio Avenue, corner Apo Street Barangay N.S. Amoranto;

WHEREAS, it has been learned that the operation of the said private market will soon cease as a result of the owner's failure to renew its lease contract set to expire at the end of the current year;

WHEREAS, the applicant, Mr. Edgardo D. Del Rosario, is proposing to construct a market facility on a one thousand and one hundred (1,100) square meter lot owned by him located at Kanlaon Street, corner Del Monte Avenue;

WHEREAS, the proximity of the proposed applicant's market to the soon-to-cease operation of the A. Bonifacio Market ensures the continuity of providing for the marketing needs of the inhabitants in the said area;

WHEREAS, the applicant, Mr. Del Rosario, undertakes to construct a larger, more modern and more complete wet-and-dry market place with ample parking spaces for the convenience of the marketing public;

WHEREAS, in a letter addressed to the Chairman of the Committee on Markets and Slaughterhouses, the Punong Barangay of Barangay Maharlika, Punong Barangay Rogelio P. Pineda, Sr., endorsed the construction of the applicant's market in anticipation of the closure of A. Bonifacio Market which will prove to inconvenience the residents of the said area and the resulting loss of income to the barangay in terms of business permits and taxes;

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WHEREAS, pursuant to the provisions of Republic Act. No. 7160, otherwise known as the Local Government Code of 1991, among the powers and duties of the Sangguniang Panlungsod, are as follows;

"SECTION 458. Powers, Duties, Functions and Compensation.

(3) Subject to the provisions of Book II of this Code, enact ordinances granting franchises and authorizing the issuance of permits or licenses, upon such conditions and for other purposes intended to promote the general welfare of the inhabitants of the City and pursuant to this legislative authority shall;

(vii) Upon approval by the majority vote of all the members of the Sanggunian Panlungsod, grant a franchise to any person, partnership, corporation, or cooperative to do business within the City; establish, construct, operate and maintain ferries, wharves, **markets or slaughterhouses**." (emphasis mine)

NOW, THEREFORE,

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

SECTION 1. A franchise is hereby granted to Mr. Edgardo D. Del Rosario to operate a market facility at #300 Kanlaon Street corner Del Monte Avenue in Barangay Maharlika, First District of Quezon City, for a term of twenty five (25) years from the date of approval thereof, unless sooner revoked for cause.

SECTION 2. The operation of the market facility shall be in accordance with pertinent laws, ordinances, and other issuances and guidelines applicable thereto.

SECTION 3. This Ordinance shall take effect upon its approval.

ENACTED : May 6, 1999.

CONNIE S. ANGELES
Vice Mayor
Presiding Officer

ATTESTED:

EUGENIO V. JURILLA
City Council Secretary

APPROVED: _____

ISMAEL A. MATHAY, JR.
City Mayor

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