RESOLUTION NO. 228-93-33

RESOLUTION ADOPTING, IN FULL OR IN PART, AS THEY ARE APPLICABLE OR PERTINENT OR RELEVANT, THE GENERAL GUIDELINES, RULES, REGULATIONS, AND STANDARDS BEING IMPLEMENTED BY THE HOUSING AND LAND USE REGULATORY BOARD (HLURB) IN THE PROCESSING AND APPROVAL OF SUBDIVISION PLANS, CONTAINED IN SIX (6) VOLUMES ENTITLED "PROCESSING AND APPROVAL OF SUBDIVISION PLANS" AND FOR OTHER PURPOSES.

WHEREAS, in relation to Section 447(a-2-x) of R.A. No. 7160, Exec. Order No. 71 was issued by the President on March 23, 1993, devolving to cities and municipalities certain powers of the HLURB, to wit:

"SEC. 1. Cities and municipalities shall hereinafter assume the powers of the Housing and Land Use Regulatory Board (HLURB) over the following:

(a) Approval of preliminary as well as final subdivision schemes and development plans of all subdivisions, residential, commercial, industrial and for other purposes of the public and private sectors, in accordance with the provisions of P.D. No. 957, as amended, and its implementing standards, rules and regulations concerning approval of subdivision plans;

(b) Approval of preliminary and final subdivision schemes and development plans of all economic and socialized housing projects, as well as individual or group building and occupancy permits covered by P.D. 220 and its implementing standards, rules and regulations;

(c) Evaluation and resolution of opposition against the issuance of development permits for any of the said projects, in accordance with the said laws and the Rules of Procedure promulgated by the HLURB incident thereto;

(d) Monitoring the nature and progress of land development projects it has approved, as well as housing construction in the case of house and lot packages, to ensure their faithfulness to the approved plans and specifications thereof, and, imposition of appropriate measures to enforce compliance therewith.

In the exercise of such responsibilities, the city or municipality concerned shall be guided by the work program approved by the Board upon evaluation of the developers' financial, technical and administrative capabilities.

Moreover, the city or municipality concerned may call on the Board for assistance in the imposition of administrative sanctions and the Department of Justice (DOJ) in the institution of the criminal proceedings against violators.

(e) Assessment and collection of fees incident to the foregoing."
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WHEREAS, prior to the transfer to cities and municipalities of the powers immediately above-mentioned, the MLAB had been implementing certain general guidelines, rules, regulations, and standards governing the processing and approval of subdivision plans which are contained in six (6) volumes of circularized, entitled "Processing and Approval of Subdivision Plans", as follows: Vol. I, General Guidelines; Vol. II, Presidential Decree No. 937; Vol. III, "Pambansa" Big. 200; Vol. IV, Commercial and Industrial Subdivision; Vol. V, Farmlot Subdivision; and Vol. VI, Memorial Park;

WHEREAS, pending its promulgation of a Comprehensive Subdivision Ordinance, it is urgent and imperative for the Sangguniang Bayan to have set of general guidelines, rules, regulations, and standards to serve as organic parameters of its newly-acquired powers of processing and approving subdivision plans: N.M., therefore, on motion of Knowald S. C. B. Herrera and seconded unanimously by all the other Members present, BE IT, AS IT IS RESOLVED

RESOLVED by the Sangguniang Bayan of Bacoor, Province of Cavite, in regular session assembled, to ADOPT, as it hereby does ADOPT, in so far as they are applicable or pertinent or relevant, the General Guidelines, rules, regulations, and Standards therein being implemented by the MLAB in the processing and approval of subdivision plans, contained in six (6) volumes entitled "Processing and Approval of Subdivision Plans", marked as "Annex A" to "Annex F", and appended hereto and made an integral part hereof;

RESOLVED, FURTHERMORE, to authorize the collection by the Municipal Treasurer of processing and approval fees equivalent to 20.30 per square meter of the total area of saleable lots from the owners or developers of subdivision projects applied for under P.D. No. 937, and 20.25 per square meter of the total area of saleable lots from the owners or developers of subdivision projects applied for under P.D. Big. 200;

RESOLVED, FURTHERMORE, to furnish with copies of this Resolution the Honorable Municipal Mayor, the Honorable Presiding Officer and Members of the Provincial Board of Cavite, the Municipal Treasurer and others concerned, for their respective consideration and approval, and information and guidance.

APPROVED UNANIMOUSLY.

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I hereby certify to the truth and correctness of the above-quoted Resolution.

ATTESTED:

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Secretary to the Sanggunian

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Presiding Officer

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Municipal Mayor