RESOLUTION NO. 39 S-1999

RESOLUTION CONFIRMING THAT THE MUNICIPALITY OF BACOOR, CAVITE HAS NO PROPOSED PROJECT FOR ANY PUBLIC PURPOSE OR ANY OTHER USE FOR THE PARCEL OF LAND FORMED BY ACCRETION TO TCT NO. 102271 OF THE REGISTER OF DEEDS OF CAVITE ISSUED IN THE NAME OF JUANA G. RAMOS.

WHEREAS, on August 10, 1995, the landowner, Juana G. Ramos, filed a petition with the Office of the Honorable Presiding Officer of the Sanggunian Bayan, Municipality of Bacoor, Cavite, requesting for a certification that the Municipality of Bacoor has no proposed project for any public purpose or any other use for that piece of land formed by accretion (the “Accretion”) on the parcel of land registered in the name of Juana G. Ramos as evidenced by Transfer Certificate of Title (TCT) No. 102271 of the Register of Deeds of Cavite, such certification being a requirement for the approval of her petition to have the Accretion titled and registered in her name;

WHEREAS, on August 11, 1995, the Hon. Daniel D. Formaran, Barangay Captain of Barangay Gawaran, where the Accretion is found, issued a certification confirming that the land comprising the Accretion is not needed by Barangay Gawaran for any public purpose and, accordingly, Barangay Gawaran interposes no objection to the Accretion being titled and registered in the name of Juana G. Ramos;

WHEREAS, at the hearing of her petition before the Sanggunian Bayan, Juana G. Ramos presented evidence from technical and legal experts confirming that the Accretion was formed through the action of the Zapote River which is adjacent to and constitutes the boundary of the land covered by TCT No. 102271;

WHEREAS, the then Sanggunian Bayan referred the matter to the Municipal Engineer to conduct an ocular inspection of the Accretion after which the Municipal Engineer rendered the following on October 11, 1995;

1. the subject is unimproved except for some newly planted tress;
2. slopes are very steep with tress and wild grass;
3. width of Zapote River is +/-2.0 during the time of the inspection;
4. the depth of the river is shallow which makes it unnavigable;
5. area is fenced by barbed wires of +/-1.5 m. height;
6. monuments of the lot are not yet located; and
7. no right of way exists within the subject lot adjoining the lot owned by Mrs. J. Ramos.

WHEREAS, the then Municipal Engineer recommended, which recommendation was approved by the then Presiding Officer of the Sanggunian Bayan, to endorse the matter to the Department of Public Works and Highways;

WHEREAS, on July 6, 1999, Engr. Jaime A. Martinez, District Engineer of Cavite, issued a Certification confirming that the Government has no proposed project envisioned for friar land covered by Fls.04-00114-D, containing an area of 3,671 square meters, which comprises the Accretion being applied for titling and registration by Juana G. Ramos, thereby removing all obstacle to the petition of Juana G. Ramos to have the Accretion titled and registered in her name;

NOW, THEREFORE, BE IT, AS IT IS HEREBY:
RESOLVED. That the Sanggunian Bayan of Bacoor, Province of Cavite, in a regular session assembled on December 14, 1999, at which session a quorum was present and acting throughout, upon motion made by Councillor ROGELIO M. CORTEZ, unanimously seconded by all the members present, confirm, as it hereby confirms, that there is no proposed project for any public purpose or any other use envisioned for the land which comprises the Accretion being applied for titling and registration by Juana G. Ramos, and that the Municipality of Bacoor interposes no objection to the same being titled and registered in the name of JUANA G. RAMOS;

RESOLVED, FURTHER, That the Municipal Mayor, HON. JESSIE B. CASTILLO, be, as he is hereby authorized, to issue a Certification or any other instrument or document to this effect and do any and all things that may be necessary or appropriate in connection herewith; and

RESOLVED, FINALLY, That copies of this Resolution be furnished to JUANA G. RAMOS and other concerned agencies for their information and guidance.

APPROVED UNANIMOUSLY this 14th day of December, 1999.

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

HON. GERTRUDES M. OCAMPO
HON. EDRALIN G. GAWARAN
HON. SATURNINO F. ENRIQUEZ, JR.
HON. ROGELIO M. CORTEZ
HON. AVELINO B. SOLIS

HON. CESARIO R. DEL ROSARIO, JR.
HON. LORENZO P. NOLASCO
(Absent)
HON. ROBERTO R. JAVIER
HON. JOSEFINO T. BAÑAS
HON. HUBERT V. GERVACIO

Attested by:

EDWIN E. MALVAR
Presiding Officer/Vice Mayor

Approved by:

JESSIE B. CASTILLO
Municipal Mayor