MUNICIPAL RESOLUTION NO. 103-5-2009

A RESOLUTION AUTHORIZING THE MUNICIPAL MAYOR TO MAKE AN OFFER TO BUY THE 1,618 SQUARE METER LOT LOCATED AT PANAPAÑ, BACOOR, CAVITE COVERED BY TCT NO. T-264028 PURSUANT TO SECTION 19 OF REPUBLIC ACT NO. 7160.

Sponsored by Hon. Rolando S. Remulla, Avelino B. Solis, Hubert V. Gervacio, Reynaldo M. Fabian, Normita D. Celestino, Miguel N. Bautista, Avelino S. De Castro, Bayani M. De Leon, and Catherine Sarino.

WHEREAS, Aguinaldo Highway is one of the major thoroughfares of Bacoor, Cavite.

WHEREAS, due to the great number of vehicles using it, traffic is tied up for hours everyday on Aguinaldo Highway especially within the vicinity of SM City-Bacoor resulting in loss of income to various businesses located in the said area and undue hardship to the public in general.

WHEREAS, studies conducted by the municipal government in consultation with various national government agencies have shown that part of the solution to the above-mentioned problem is the widening of the intersection located at the corner of Aguinaldo Highway and Tirona Highway.

WHEREAS, a survey conducted by the municipal government of the area mentioned above showed that a privately-owned lot covered by TCT No. T-264028 with an area of 1,618 square meter, more or less, located along the corner of Aguinaldo Highway and Tirona Highway is most suitable for the road widening project mentioned above.

WHEREAS, Section 19 of Republic Act 7160 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: Provided however, that the power of eminent domain may not be exercised unless a valid and definite offer has been previously made to the owner, and such offer was not accepted: Provided further that the local government unit may immediately take possession of the property upon filing of the expropriation proceedings and upon making a deposit with the proper court of at least fifteen percent (15%) of the fair market value of the property based on the current tax declaration of the property to be expropriated: Provided finally, that, the amount to be paid for the expropriated property shall be determined by the proper court, based on the fair market value at the time of the taking of the property.”

NOW THEREFORE, be it RESOLVED AS IT IS HEREBY RESOLVED in special session assembled to authorize the Municipal Mayor, Hon. Strike B. Revilla to make a valid and definite offer to purchase the 1,618-square meter lot located at Panapaan, Bacoor, Cavite covered by TCT No. T-264028 from its registered owner.

Address: Evangelista St., Barangay Tagay Dugat, Bacoor, Cavite
Telephone No.: (046) 434-0716
Republic of the Philippines
Province of Cavite
MUNICIPALITY OF BACOOR
Office of the Sangguniang Bayan

RESOLVED FURTHER that the amount to be offered by the Municipal Mayor for the purchase of the said property must not exceed its fair market value based on its current tax declaration.

RESOLVED FINALLY, to furnish all government agencies concerned with copies of this Resolution.

PASSED AND ADOPTED unanimously this 6th day of August 2009 during the 16th special session of the Sangguniang Bayan in Bacoor, Cavite.

I hereby certify that the foregoing Resolution was unanimously passed and adopted by the Sangguniang Bayan on 06 August 2009 and that the foregoing is accurate and correct.

Certified by:

HON. ROSETTE M. FERNANDO
Municipal Vice-Mayor/Presiding Officer

Attested by:

ATTY. KHALID A. ATEGA JR.
Secretary to the Sangguniang Bayan

Approved by:

HON. STRIKE B. REVILLA
Municipal Mayor

BAGONG BACOOR!
Tapat sa Serbisyo, Nagkakaisa sa Pagbabago...

Address: Evangelista St., Barangay Tobing Dagat, Bacoor, Cavite
Telefax No.: (046) 434-6716