Republic of the Philippines
Province of Cavite
MUNICIPALITY OF BACOOR
Office of the Sangguniang Bayan

MUNICIPAL RESOLUTION NO. 43
Series of 2010

A RESOLUTION GRANTING THE APPLICATION FOR
DEVELOPMENT PERMIT UNDER PD 957 TO AVIDA LAND
CORPORATION FOR ITS AVIDA SETTINGS CAVITE PHASE 2
PROJECT LOCATED AT MOLINO IV, BACOOR, CAVITE.

WHEREAS, an application for Development Permit was filed by Avida
Land Corporation, for its subdivision project herein described as:

Name of Project : Avida Settings Cavite Phase 2
Location : Molino IV, Bacoor, Cavite
Total Land Area : 140,219 square meters
TCT Number : TCT No. 1278116
Project Classification : PD 957

WHEREAS, the Committee on Housing and Land Utilization through
its Chairman, Hon. Bayani M. De Leon, after reviewing and evaluating the
pertinent documents submitted to the Sangguniang Bayan, recommends the
issuance of a Development Permit to Avida Land Corporation in accordance
with the plans and specifications hereto attached and made an integral part
hereof, for the project known as Avida Settings Cavite Phase 2 located at
Molino IV, Bacoor, Cavite, subject to the prescribed guidelines and regulations
under PD 957 and other government agencies;

WHEREAS, the developer manifested before the Sangguniang Bayan
that Avida Land Corporation is the registered owner of the property subject of
the application for the above-mentioned development permit, that its title over
the same is free from any legal infirmity, that it has not received any order
issued by any court in the Philippines restraining it from proceeding with the
development of the above-mentioned project, that no tenant shall be adversely
affected by the said development, and that the said corporation has complied—and
will continue to comply—with all the requirements for such a
development project set under prevailing laws and under the various policies
of the national government and its various instrumentalities;

WHEREFORE, on motion of Honorable Councilor Bayani M. De Leon
unanimously seconded by all members present, in its ———th regular session
assembled, BE IT RESOLVED AS IT IS HEREBY RESOLVED by the
Sangguniang Bayan of Bacoor, Province of Cavite, to grant a Development
Permit to Avida Land Corporation for the project known as “Avida Settings
Cavite Phase 2” covering the herein described property, PROVIDED that;

1. The developer should have paid the corresponding Municipal Fees
equivalent to the areas affected by its development before the permit is
issued;

2. The developer shall hold the municipal government, and all of its
elected and appointed officials, free and harmless from any and all
claims, demand, account or action arising out of any infirmity in its
Republic of the Philippines  
Province of Cavite  
MUNICIPALITY OF BACOOR  
Office of the Sangguniang Bayan

title/s to the above-mentioned property or to any person or tenant caused by the development or construction of the above-mentioned project;

3. Non-compliance with the requirements of Provincial Ordinance No. 2003-005, Municipal Resolution No. 35-S-96 and Municipal Ordinance No. 9-S-99 of the Sangguniang Bayan of Bacoor as well as with any of the conditions provided herein, or any misrepresentation committed by the developer in connection with its application for development permit, shall be deemed sufficient grounds for the revocation of any permit which may hereafter be issued in favor of the developer by virtue of this resolution;

4. The developer must devote at least thirty percent (30%) of the total lot area for roads and other open recreational spaces in accordance with PD 957;

5. The developer must devote and develop a parcel of land within the above-described development project where a materials recovery facility (MRF) will be placed in accordance with the Republic Act No. 9003 also known as the “Ecological Solid Waste Management Act of 2000” within three (3) years after the issuance of the above-mentioned development permit;

6. The Developer shall construct, within the development project subject of this resolution, a “floodwater retention pond” based on the design approved by the Japan International Cooperation Agency (JICA) pursuant to the Flood Mitigation Project of the municipal government;

7. The developer shall require all its employees or the employees of its contractors or suppliers- who will be reporting for work within the territorial jurisdiction of Bacoor, Cavite to obtain Work Permits from the Office of the Municipal Mayor;

8. The developer shall provide the municipal government through the Business Permits and Licensing Office (BPLO), with a list of the names and addresses of the various contractors/suppliers who will work on the above-mentioned development project for purposes of assessing the proper Business Permit Fees that the municipal government should charge to the said contractors/suppliers. Moreover, the developer should pay a business permit for the operation of any utility (water, telephone, cable television, etc.) to be operated by the developer within the development project subject of this Resolution.

9. The developer shall plant at least one hundred (100) trees within the territorial jurisdiction of Bacoor, Cavite for every one (1) hectare of the area consisting the development project subject of this Resolution. Provided, that the type of trees, the manner and schedule of the planting of such trees, and the exact location where the said trees shall be planted by the developer shall be subject to the prior approval of the Municipal Mayor. Provided, further, that the cost of planting and maintaining the said trees which shall include but shall not be limited

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Republic of the Philippines
Province of Cavite
MUNICIPALITY OF BACOOR
Office of the Sangguniang Bayan

10. The developer shall comply with other conditions that maybe set forth by the Office of the Municipal Mayor in the Development Permit in accordance with law.

RESOLVED FURTHER, that copies of this Resolution be furnished to all concerned offices.

ADOPTED on March 8, 2010 at Bacoor, Cavite by the Sangguniang Bayan of Bacoor.

I hereby certify that the foregoing are true and correct based on my personal knowledge and existing records.

Certified by:

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

Prepared by:

ATTY. KHALID A. ATEGA JR.
Sangguniang Bayan Secretary

Approved by:

HON. STRIKE B. REVILLA
Municipal Mayor

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