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

MUNICIPAL RESOLUTION NO. 42M

A RESOLUTION GRANTING THE APPLICATION FOR DEVELOPMENT PERMIT UNDER BP 220 TO HOUSEHOLD DEVELOPMENT CORPORATION FOR ITS LESSANDRA BACOOR PHASE 5 SUBDIVISION PROJECT LOCATED AT SALINAS II, BACOOR, CAVITE.

Sponsored by Hon. Bayani M. de Leon

WHEREAS, an application for Development Permit was filed by Household Development Corp. for its subdivision project herein described as:

Name of Project: Lessandra Bacoor Phase 5
Location: Salinas II, Bacoor, Cavite
Total Land Area: 51,161.00 square meters
Net Developable Area: 44,370.00 square meters
Excluded Area: 6,791.00 square meters
TCT Number: T-9655; T-1323733, T-1323729, T-64506,
Project Classification: BP 220

WHEREAS, the Committee on Housing and Land Utilization through its Vice-Chairman, Hon. Bayani M. De Leon, after conducting an ocular inspection of the said project and after review and evaluation of the pertinent documents submitted herewith, recommends the issuance of a Development Permit to Household Development Corp. in accordance with the plans and specification hereto attached and made an integral part hereof, for the project known as Lessandra Bacoor Phase 5 located at Salinas II, Bacoor, Cavite, subject to the prescribed guidelines and regulations under BP 220 and other government agencies;

WHEREAS, the developer manifested before the Sangguniang Bayan that Household Development Corp. 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 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;

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WHEREFORE, on motion of Honorable Councilor Bayani M. De Leon
unanimously seconded by all members present in its 32nd 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 Household Development Corp. for the project known as “Lessandra
Bacoor Phase 5” covering the herein described property, PROVIDED that;

1. The Developer manifests that Household Development Corp. is
the registered owner of the property subject of the above-mentioned
application for a 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;

2. The Developer hereby undertakes to pay all corresponding
government fees and taxes equivalent to the area/s covered by its application
for a development permit before such permit is issued;

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

4. The developer undertakes that its non-compliance with the
requirements of Provincial Ordinance No. 2003-005 (entitled: “An ordinance
Requiring All Subdivision Developers Doing Business In The Province Of Cavite To
Provide Slope Protection, A One-Meter Path Walk And Two-Meter Plant Strip, To Be
Placed At The Edge Of The Property Line Of The Three-Meter Easement Before
Commencing Construction Of Any Housing Unit, And Providing Penalties For
Violation Thereof.”) Municipal Resolution No. 82-S-95 (entitled: “Resolution
Increasing The Payment Of Development Permit Fee From Its Present Rate Of P0.50
Per Square Meter To P10.00 Per Square Meter In Accordance With The General
Guidelines, Rules, Regulations, And Standards Being Implemented By The Housing
And Land Use Regulatory Board In The Processing And Approval Of Subdivision
Plan.”), Resolution No. 32-S-2011 (entitled: “Resolution Regarding The Ownership Of
Subdivision To Plant Trees On Both Side Of The Roads Of Their Subdivision
Including The Open Space Near The Security Gate For Each Lot That Has Been
Granted To The Owner Or Developer”), Municipal Ordinance No. 9-S-99
(entitled: “An Ordinance Requiring Subdivision Owners Or Developers To Identify
Specific Plan For Parks And Playground Space And To Construct The Necessary
Amenities For Their Subdivision Project In The Municipality And For Other
Purposes”), Municipal Ordinance No. 4-S-2011 (entitled: “An Ordinance
Mandating The Establishment Of A Water Impounding System In All Land
Development Projects In Bacoor, Cavite”) and Municipal Ordinance No. 5-S-2011
(entitled: “An Ordinance Requiring The Installation Of A “Grease And Used Oil
Waste Disposal System” In All Business Establishments Operating In Bacoor,
Cavite”) and other pertinent ordinances or resolutions approved by the

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Sangguniang Bayan of Bacoor, or any misrepresentation committed by the Developer in connection with its application for a Development Permit, shall be deemed sufficient grounds for the revocation of any development permit or non-issuance of an Occupancy Permit in its favor;

5. The Developer undertakes to devote at least thirty percent (30%) of the total lot area for roads and other open recreational spaces in accordance with RA 7279;

6. The Developer undertakes to 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 Republic Act 9003 also known as the “Ecological Solid Waste Management Act of 2000” within one (1) year after the issuance of the above-mentioned development permit. The said MRF shall have an area equivalent to 5% of the 30% open spaces for recreational facilities provided under RA 7279;

7. For every hectare comprising the residential subdivision project subject of the application for a Development Permit, the Developer shall construct a multi-purpose hall building, classroom building, daycare center, or health center at any place within the municipality of Bacoor, the size, design, and location of which building shall be identified and approved by the Municipal Mayor. The said multi-purpose hall building, classroom building, daycare center or health center shall then be donated by the developer to the municipality within six (6) months after its completion to enable the municipal government to effectively meet the needs of prospective residents of the said residential subdivision project. Provided: that in case the said multi-purpose hall building, classroom building, daycare center or health center to be donated to the Municipal Government is located within the subdivision project, the homeowners of the said subdivision shall be given preference in using the same. Provided further: that the Municipal Government shall be allowed by the Developer and by the homeowners’ association to use the said facility to be donated during special public occasions or during a public emergency. Provided lastly: that the use, operation, and management of the said facility shall be subject to a Memorandum of Agreement between the Municipal Government, the Developer, and the homeowners’ association of the subdivision wherein the facility to be donated is located;

8. The Developer undertakes to pay a one-half percent (0.5%) tax on the assessed value of lands that it owns with an assessed value in excess of Fifty Thousand Pesos (P50,000.00), pursuant to Republic Act No. 7279 subject to the applicable ordinance to be passed by the Sangguniang Bayan.

9. The Developer hereby undertakes to require all its employees—or the employees of its contractors of 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;

10. The Developer undertakes to 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 hereby undertakes to secure a business permit for the operation of any utility (water, cable TV, etc.) to be operated by the Developer—or its affiliates—within its development project;

11. The Developer hereby undertakes to 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 the above-mentioned application within one (1) year from the date of approval of the Development Permit. Provided: that the type of trees, the manner and schedule of planting of such trees, and the exact location where such trees shall be planted by the Developer shall be subject to the prior approval of the Mayor. Provided further, that types of trees to be planted by the Developer shall be subject to the recommendation of the Department of Environment and Natural Resources (DENR). Provided further, that the cost of planting and maintaining the said trees, which shall include but shall not be limited to the watering and fertilizing of the said trees, shall be borne exclusively by the Developer for the entire duration of one (1) year following its planting;

12. The Developer undertakes to design its subdivision project in such a way that its entrance/exit gates are at least ten (10) meters away from the edge of the nearest national, provincial, or municipal road so that motor vehicles entering or exiting the said subdivision shall not impede the orderly flow of traffic;

13. The Developer undertakes to design the roads inside its development project in such a way that they may be interconnected with the road network of the Municipal Government and with that of adjoining residential subdivisions, if any;

14. The Developer undertakes to designate certain roads within its residential subdivision project to become part of the Municipal Government's "Solidarity Route" project as provided under Municipal Ordinance No. 21-S-2009 ("An Ordinance Creating A Traffic Congestion Scheme To Be Known As The "Solidarity Route" In The Municipality of Bacoor, Cavite) to help ease traffic on main thoroughfares within the municipality during certain periods of the day;

15. The Developer undertakes to comply with Section 18 of Republic Act No. 7275, or the "Revised Housing and Urban Development Act" of 1995, or proposed subdivision projects shall be required to develop an area for socialized housing equivalent to at least twenty percent (20%) of the total subdivision area or total subdivision project cost, at the option of the developer, within the same city or municipality, whenever feasible, and in accordance with the standards set by the Housing and Land Use Regulatory Board and other existing laws;

16. The Developer undertakes to install closed circuit television cameras at the entrance or exit gates of its residential subdivision project within one (1) year after the approval of its Development Permit in compliance with
the Municipal Government’s crime prevention program pursuant to Municipal Ordinance No. 18-S-2009 which was passed by the Sangguniang Bayan on 22 October 2009 (entitled: “An Ordinance Requiring Business Establishments And Residential Subdivisions Operating In Bacoor, Cavite To Install Closed Circuit TV Cameras.”);

17. The Developer undertakes to require any security agency that it will hire to guard the residential subdivision to register with the Office of the Municipal Mayor and to pay the corresponding Business Permit Fee before it can operate;

18. The Developer undertakes to complete the perimeter fence of the residential subdivision covered by its application for a Development Permit within one (1) year from the date of approval of the said permit to ensure the security of homeowners from criminal elements; and

19. The Developer shall comply with all the foregoing and with other conditions that may be set forth by the Municipal Mayor in accordance with law. Otherwise, the Municipal Government shall not approve the Developer’s application for a Development Permit and/or shall not grant the Developer an Occupancy Permit.

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

ADOPTED UNANIMOUSLY by the Sangguniang Bayan this 14th day of March 2011 at Bacoor, Cavite.

I hereby certify that the foregoing Resolution is true and correct.

Certified by:

HON. EDWIN G. GAWARAN
Acting Vice Mayor/Acting Presiding Officer

Attested by:

ATTY. KHALID A. ATEGA, JR.
Secretary to the Sanggunian

Certified by:

On Leave
ROSETTE MIRANDA FERNANDO
Municipal Vice Mayor/Presiding Officer

Approved by:

HON. STRIKE B. REVILLA
Municipal Mayor