Republic of the Philippines
CITY OF BACOOR
Province of Cavite

OFFICE OF THE SANGGUNIANG PANLUNGSOD

PRESENT:

HON. CATHERINE S. EVARISTO City Vice Mayor/Presiding Officer

DISTRICT I:

HON. AVELINO B. SOLIS
HON. EDWIN G. GAWARAN
HON. MIGUEL N. BAUTISTA
HON. ROWENA BAUTISTA-MENDIOLA
HON. REYNALDO M. FABIAN
HON. VENUS D. DE CASTRO

COUNCILOR

DISTRICT II:

HON. REYNALDO M. PALABRICA
HON. HERNANDO C. GUTIERREZ
HON. GAUDENCIO P. NOLASCO
HON. BAYANI M. DE LEON
HON. LEANDRO A. DE LEON
HON. ROBERTO R. JAVIER

COUNCILOR

HON. VICTORIO L. GUERRERO Councilor ABC-Pres.

CITY RESOLUTION NO. 2013-063
SERIES OF 2013

A RESOLUTION CLARIFYING CITY RESOLUTION NO. 2013-76 DECLARING NEW BETTER LANDSCAPE SUBDIVISION AS AN "OPEN COMMUNITY" FOR THE EXCAVATION/WATER PIPELINE INSTALLATION BY MAYNILAD WATER SERVICES INC.

Sponsored by:


WHEREAS, the Sangguniang Panlungsod passed City Resolution No. 2013-76-S-2013 on 27 May 2013 declaring New Better Landscape Subdivision in Brgy. Molino I, Bacoor City, Cavite as an "open community" for the purpose of facilitating the excavation of its road system for the installation of water pipelines by Maynilad Water Services Inc.

Approved by:

City Mayor
WHEREAS, on 20 November 2013, the Sangguniang Panlungsod received a letter from the officers of the homeowners association of New Better Landscape Subdivision requesting the “inclusion” of the following information in the above-mentioned Resolution No. 2013-76:

a) The said subdivision is not a “regular” subdivision as it does not have a developer;

b) The said subdivision was originally “a tract of raw land” that was “gradually improved through the collective efforts” of the members of its homeowners association;

c) Majority of the residents of the said subdivision has no proof of ownership of the lots they are occupying; and

d) Maynilad Water Services Inc. should restore and cement back the roads that they have excavated.

WHEREAS, the Sangguniang Panlungsod deliberated on the said request and unanimously decided to issue this Resolution to clarify some of the contents of Resolution No. 2013-76:

NOW THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLEVEd, by the Sangguniang Panlungsod in regular session duly assembled that the declaration of New Better Landscape Subdivision located at Brgy. Molino 1 as an “open community” in City Resolution No. 2013-76 for purposes of facilitating the installation of water pipelines within the said subdivision by Maynilad Water Services Inc. means that:

a) The said subdivision does not have a real estate developer since it was developed by the residents themselves hence its declaration as an “open community” which term pertains to a residential subdivision that does not have a developer or has already been abandoned by such developer;

b) The declaration of the said subdivision as an “open community” also took the contested nature of the ownership of the lots located within New Better Landscape subdivision into account which means that various proofs of ownership other than certificates of title (such as, but not limited to, tax declaration receipts and certification of ownership from the homeowners association) may be used by its residents in applying for water connection with Maynilad Water Services Inc.; and

c) Part of the conditions of the franchise granted by the government to the Metropolitan Water Sewerage System (MWSS) which was delegated to Maynilad Water Services Inc. by way of a concession agreement is the responsibility of repairing roads that have been previously excavated in relation to the latter’s pipe-laying operations.
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RESOLVED FURTHER, the declaration of New Better Landscape Subdivision as an "open community" as well as City Resolution No. 2013-76 remains valid despite the foregoing clarifications.

RESOLVED LASTLY, to furnish the homeowners association of New Better Landscape Subdivision, the Maynilad Water Services Inc., the City Planning and Development Office, and other government offices concerned with copies of this resolution.

UNANIMOUSLY ADOPTED by the Sangguniang Panlungsod of the City of Bacoor this 25th day of November 2013.

CERTIFIED CORRECT:

HON. CATHARINE S. EVARISTO
City Vice Mayor/Presiding Officer

ATTESTED BY:

ATTY. KHALID A. ATEGA JR.
Sangguniang Panlungsod Secretary

APPROVED BY:

HON. STRIKE B. REVILLA
City Mayor