

**[VALENZUELA CITY ORDINANCE NO. 121 Series
of 2014, March 14, 2014]**

SANGGUNIANG PANLUNGSOD

**** Excerpts from the minutes of the 31st Regular Session of the
6th City Council of Valenzuela held on March 24, 2014 at 2:14
P.M. at the City Council's Session Hall, 3rd Floor, Legislative
Building, Valenzuela City Hall, Karuhatan, Valenzuela City, Metro
Manila**

**AN ORDINANCE AUTHORIZING THE HONORABLE CITY MAYOR TO
ACQUIRE BY PURCHASE OR EXPROPRIATION SEVERAL PARCEL
OF LAND COVERED BY TRANSFER CERTIFICATE OF TITLE NO. V-
80847 FOR THE PROPOSED VALENZUELA CITY GOVERNMENT
OFFICES AND/OR FACILITIES/PUBLIC PURPOSES LOCATED AT
MACARTHUR HIGHWAY, BARANGAY MALINTA, VALENZUELA
CITY AND APPROPRIATING FUNDS FOR THE JUST
COMPENSATION THEREFOR.**

Authored by: Councilor **ANTONIO R. ESPIRITU**, Councilor **ROVIN ANDREW M.
FELICIANO**,
Councilor **CORAZON A. CORTEZ**, Councilor **MARLON PAULO C. ALEJANDRINO**,
Councilor **JENNIFER PINGREE-ESPLANA**, Councilor **LORENA NATIVIDAD-
BORJA**,
Councilor **LAILANIE P. NOLASCO**, Councilor **KIMBERLY ANN D.V. GALANG**,
Councilor **CRISSHA M. PINEDA** and Councilor **RAMON L. ENCARNACION**

WHEREAS, Section 16 of the Local Government Code of 1991 empowers every local government unit, including the City Government of Valenzuela, to exercise powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those essential to the promotion of the general welfare which among other things, includes the preservation of comfort and convenience of its inhabitants;

WHEREAS, the City Government has evaluated several sites in which to locate the proposed government offices/ facilities and infrastructure and the best and suitable site evaluated consists of:

LOT OWNER	TITLE/AREA	LOCATION	MARKET VALUE PER TAX DECLARATION	PURPOSE
1. Jose L. Santos,	TCT NO. V- 80847	MacArthur Highway,	C-016-13707 Commercial	Proposed Valenzuela

married to Teresita Gonzales, Augusto S. Estrada , married to Adele V. Estrada, Remedies S. Camara , married to Leopoldo S. Camara, Ramon S. Estrada , married to Baby Katty G. Estrada, Gloria Vergel De Dios , married to Jose Vergel de Dios, Virginia Syjuco , widow, Nella Fandiño , married to Romeo Fandiño, Blanquita Gonzales , married to Renato Gonzales, Roman L. Santos , married to Leonora B. Quesada, Augusto Benedicto L. Santos , married to Ma. Linda Syjuco, Juliana Sison , married to Alexander Sison, Erlinda Gozon , married to Benjamin Gozon and Bella Barrera , married to Oscar Barrera, and/or other persons	2,738 square meters portion only (total area -12,738 sq. m.)	Barangay Malinta	Lot @P2,000.00 Par square meters	City Government Offices/ Facilities
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claiming the same.				
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WHEREAS, the City Government of Valenzuela shall faithfully comply with the provision of our Constitution, applicable provisions of law and such other rules and regulations consistent with the observance and compliance with the due process requirements of law and by way of issuances of proper notice to the respective registered owners with offer to buy the aforestated properties;

WHEREAS, the Local Government Code of 1991 expressly grants the local government unit the exercise of the power of eminent domain and the right to purchase and expropriate private property for public use;

WHEREAS, Section 19 of the Local Government Code states, to wit:

Section 19. Eminent Domain – 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 provisions 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 or the property upon the 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."

WHEREAS, there is a need to enact an ordinance authorizing the City Mayor to acquire by purchase or expropriation, the property described below for public use specifically for proposed government offices/facilities and Infrastructure:

LOT OWNER	TITLE/AREA	LOCATION	MARKET VALUE PER TAX DECLARATION	PURPOSE
1. Jose L. Santos, married to Teresita Gonzales, Augusto S. Estrada, married to Adele V. Estrada, Remedies S. Camara, married to	TCT NO. V-80847 2,738 square meters portion only (total area -12,738 sq. m.)	MacArthur Highway, Barangay Malinta	C-016-13707 Commercial Lot @P2,000.00 Par square meters	Proposed Valenzuela City Government Offices/ Facilities