

ORDINANCE NO. 8233

AN ORDINANCE AUTHORIZING THE CITY OF MANILA, THROUGH MAYOR ALFREDO S. LIM, TO FILE AN APPLICATION WITH THE PHILIPPINE RECLAMATION AUTHORITY TO RECLAIM CERTAIN PORTIONS OF MANILA BAY, AND FOR OTHER PURPOSES

Be it ordained by the City Council of Manila, in session, assembled, THAT:

SECTION 1. Basis of the Local Government Unit to Reclaim. – It is provided by law that, *“Infrastructure facilities intended to service the needs of the residents of the province and which are funded out of provincial funds including, but not limited to, provincial roads and bridges; inter-municipal waterworks, drainage and sewerage, flood control, and irrigation systems, reclamation projects; and similar facilities”* [Section 17 (b) (3) (vii), Republic Act 7160 otherwise known as the Local Government Code of 1991] and all the services and facilities of the municipality and province enumerated in Section 17 (b) (4), of the same Act.

Moreover, *“All reclamation on any portion of the City waters shall be undertaken in accordance with the provisions of existing laws; PROVIDED, HOWEVER, That before any reclamation work may be started, the consent of the City Mayor and an appropriate ordinance from the City Council must first be secured”* [Section 2 (G) 2nd Paragraph, Ordinance No. 8107].

SEC. 2. Authority to file an Application. – The City through Mayor Alfredo S. Lim, is hereby authorized by the City Council to file an application with the Philippine Reclamation Authority (PRA) to reclaim certain portions of Manila Bay.

SEC. 3. Area Subject of Reclamation. – The area starts from the City’s original southern coastline border of Manila and Pasay City in accordance with the 1949 Revised Charter of Manila with established boundary points prescribed in Section 5 (1) beginning at a point near the south bank of the Estero de Maytubig at the line of low water on the shore of Manila Bay, as technically described in Section 5 of Republic Act 409, as amended, Section 2 (A) of Ordinance No. 8107 and Section 4 of Ordinance No. 8051.

SEC. 4. Separability Clause. – If, for any reason or reasons, any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof, which are not affected thereby, shall continue to be in full force and effect.

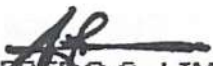
SEC. 5. Amendatory Clause. – All ordinances, including Ordinance No. 7777, and rules and regulations inconsistent with this Ordinance are hereby amended accordingly.

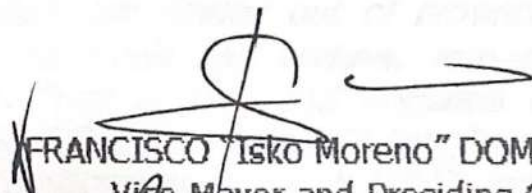
Sec. 6. Effectivity Clause. - This Ordinance shall take effect upon its approval.

Enacted by the City Council of Manila at its regular session today, May 24, 2011.

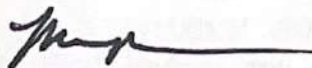
Approved by His Honor, the Mayor, on JUNE 6, 2011

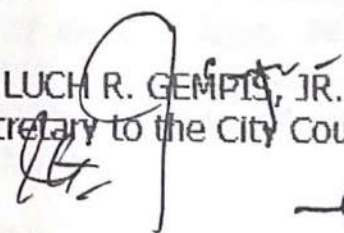
APPROVED:


ALFREDO S. LIM
Mayor
City of Manila


FRANCISCO "Isko Moreno" DOMAGOSO
Vice-Mayor and Presiding Officer
City Council, Manila

ATTESTED:


RAFAELITO M. GARAYBLAS
Secretary to the Mayor


LUCH R. GEMPIS, JR.
Secretary to the City Council

PRINCIPAL AUTHORS: HON. JOEL R. CHUA and HON. ERNESTO C. ISIP, JR.,
Acting Majority Floor Leader

OMR:mqm/acl/jhb/rmd/jok