



Republic of the Philippines
CITY COUNCIL
City of Manila

REGULAR SESSION NO. 92

10TH CITY COUNCIL

Begun and held in the City Council on Thursday,
the twentieth day of July, Two Thousand Seventeen

ORDINANCE NO. 8525

AN ORDINANCE AUTHORIZING THE CITY MAYOR TO INITIATE THE EXPROPRIATION PROCEEDINGS OVER THE PROPERTY LOCATED AT 673 TO 687 BARCELONA STREET, BINONDO, MANILA

PRINCIPAL AUTHORS: HON. ARLENE MAILE I. ATIENZA, HON. MA. ASUNCION G. FUGOSO, HON. MANUEL M. ZARCAL, HON. TERRENCE F. ALIBARBAR, HON. MARY GRACE R. CHUA, HON. BERNARDITO C. ANG, HON. ERNESTO G. DIONISIO, HON. KRYSTLE MARIE C. BACANI, HON. ANTONIO G. CAPISTRANO, HON. BIMBO EDUARDO V. QUINTOS XVI, HON. RUBEN F. BUENAVENTURA, HON. RAMON M. ROBLES, HON. RODOLFO N. LACSAMANA, HON. EDWARD M. TAN, HON. MOISES T. LIM, HON. JESUS M. FAJARDO, HON. NIÑO M. DELA CRUZ, HON. PETER M. ONG, HON. RICARDO A. ISIP, JR., HON. IRWIN C. TIENG, HON. ROBERTO R. ORTEGA, JR., HON. LARIS T. BORROMEO, HON. JOEY S. HIZON III, HON. ANNA KATRINA P. YUPANGCO, HON. CHRISTIAN PAUL L. UY, HON. ELIZABETH Z. RIVERA, HON. CARLOS C. CASTAÑEDA, HON. JOEL M. PAR and HON. CASIMIRO C. SISON, Majority Floor Leader

PREAMBLE

WHEREAS, the event that transpired from the ambiguity of the legal ownership of the property located at 673 to 687 Barcelona Street, Binondo, Manila, and the unlawful attempt to demolish the structures in the said property have led to the jeopardization of the lives and households of the twenty-six (26) underprivileged families that have been living there;

WHEREAS, in pursuance of the mandate to provide the best possible quality of life to our constituents, it is in the best interest of the City of Manila to take responsibility of the legal facets of the aforesaid property;

WHEREAS, in doing so, the twenty-six (26) underprivileged families will be assured of their rightful access to a better life;

WHEREAS, through the exercise of power of eminent domain, the affected private property shall be acquired by the local government unit through expropriation proceedings;

WHEREFORE, on motion of Kagawad Geoffrey Angelo F. Trinidad duly seconded by Kagawads Rebecca dela Cruz, Eduardo Herrera, Joenel Hung and Rolando Dollosa of Barangay 273, Zone 25, Chairwoman Mary Ann L. Arboleda indorsed to the City Council of Manila their Barangay Resolution No. 08-2017 with prayer for expropriation of the property located at 673 to 687 Barcelona Street, Binondo, Manila, containing an area of Five Hundred Seventy Three Square Meters and Five Square Decimeters (573.5 Sq.M.), more or less, with a Market Value of NINE MILLION THREE HUNDRED SEVENTY-ONE THOUSAND THREE HUNDRED SIXTY PESOS (PhP. 9,371,360.00), as reflected in the tax declaration of Real Property in the current year: NOW, THEREFORE,

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

SECTION 1. The power of Eminent Domain is exercised, thus, Expropriation Proceedings is authorized in the acquisition of the lot located at 673 to 687 Barcelona Street, Binondo, Manila, to protect the interest of twenty-six (26) families and households living thereat, inasmuch as the owner, Isabel Bibby Vda. De Padilla refused to negotiate with the association involved.


SEC. 2. Authority is hereby granted to the City Mayor to initiate the expropriation proceedings over the property located at 673 to 687 Barcelona Street, Binondo, Manila, containing an area of Five Hundred Seventy-Three Square Meters and Five Square Decimeters (573.5 Sq.M.).

SEC. 3. The amount of Nine Million Three Hundred Seventy-One Thousand Three Hundred Sixty Pesos (PhP. 9,371,360.00), is hereby authorized to be charged against the yearly program budget of the Urban Settlements Office, specifically, vis-à-vis the Fifty Million Pesos (PhP. 50,000,000.00), yearly appropriation provided to the Urban Settlements Office for the said purpose.

SEC. 4. Effectivity Clause. – This Ordinance shall take effect upon its approval.

This Ordinance was finally enacted by the City Council of Manila on September 26, 2017.

PRESIDED BY:


MARIA SHEILAH "Honey" LACIÑA-PANGAN, MD, FPDS
Vice-Mayor and Presiding Officer
City Council, Manila

ATTESTED:


LUCH R. GEMPIS, JR.
City Government Department Head III
(Secretary to the City Council) 

DEEMED APPROVED BY HIS HONOR, THE MAYOR, ON FEB 28 2018

JOSEPH EJERCITO ESTRADA
Mayor
City of Manila

ATTESTED:

EDWARD S. SERAPIO
City Government Department Head III
(Secretary to the Mayor)

RNF: jhb/acl/rmd/kjm/jmt



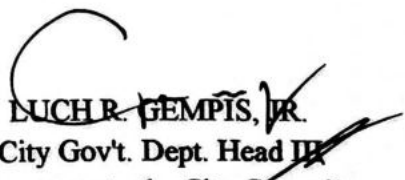
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CERTIFICATION

This is to certify that CITY ORDINANCE NO. 8525, "AN ORDINANCE AUTHORIZING THE CITY MAYOR TO INITIATE THE EXPROPRIATION PROCEEDINGS OVER THE PROPERTY LOCATED AT 673 TO 687 BARCELONA STREET, BINONDO, MANILA." was enacted by the City Council of Manila during its regular session on September 26, 2017. The same was forwarded to and received by the Office of the Honorable Mayor on October 4, 2017.

The said Ordinance was returned to this office without action on February 28, 2018 by the Local Chief Executive, thus Ordinance No. 8525 should have been DEEMED APPROVED as if the Local Chief Executive had signed it, pursuant to the Section 54 pa. (b) of R.A. 7160, otherwise known as the Local Government Code of 1991.

Issued this 3rd day of September 2019, in the City of Manila.


LUCH R. GEMPIS, JR.
City Gov't. Dept. Head III
Secretary to the City Council