



**Republic of the Philippines
CITY COUNCIL
City of Manila**

REGULAR SESSION NO. 39

11TH CITY COUNCIL

**Begun and held in the City Council on Thursday,
the fifth day of September, Two Thousand Nineteen**

ORDINANCE NO. 8593

AN ORDINANCE PROVIDING FOR THE PERMANENT CLOSURE AND WITHDRAWAL FROM PUBLIC USE OF A PORTION OF ARROCEROS STREET, ERMITA, MANILA, BOUNDED IN THE EAST BY LRT CENTRAL STATION, IN THE WEST BY THE METROPOLITAN THEATER, IN THE NORTH BY THE RIVERSIDE DRIVE AND IN THE SOUTH BY DOCTOR BASA STREET, WITH AN AGGREGATE AREA OF ONE THOUSAND ONE HUNDRED FORTY-FOUR SQUARE METERS AND THIRTY-FOUR SQUARE DECIMETERS (1,144.34 SQ. M.), MORE OR LESS, TO BE CONVERTED AND DEVELOPED AS PART OF THE ARROCEROS TREE PARK FOR THE PURPOSE OF ENHANCING THE ECOLOGICAL ENVIRONMENT WITHIN THE CITY PURSUANT TO SECTION 16 OF THE LOCAL GOVERNMENT CODE OF 1991

PRINCIPAL AUTHORS: HON. JOEL M. PAR, HON. SALVADOR PHILIP H. LACUNA, HON. PRISCILLA MARIE T. ABANTE-BARQUIA, HON. LEILANI MARIE H. LACUNA, HON. JOEL R. CHUA, Majority Floor Leader, HON. IRMA C. ALFONSO-JUSON, HON. TERRENCE F. ALIBARBAR, HON. LARIS T. BORROMEO, HON. MA. THERESA F. BUENAVENTURA-QUIMPO, HON. LOUISITO N. CHUA, HON. PAMELA "FA" G. FUGOSO-PASCUAL, HON. JOEY S. HIZON III, HON. MACARIO M. LACSON, HON. MOISES T. LIM, HON. NUMERO G. LIM, HON. JOHANNA MAUREEN C. NIETO-RODRIGUEZ, HON. ERICK IAN O. NIEVA, HON. WARDEE P. QUINTOS XIV, HON. SCIENCE A. REYES, HON. ROMA PAULA S. ROBLES-DALUZ, HON. DARWIN B. SIA, HON. EDWARD M. TAN, HON. JOEL "JTV" VILLANUEVA, HON. MANUEL M. ZARCAL and HON. ERNESTO C. ISIP, JR., President Pro-Tempore

PREAMBLE

WHEREAS, in 1993, the City of Manila designated and developed the property located at Arroceros Street, Ermita, Manila, across the street from the Metropolitan Theater and the Mehan Garden, and beside the Pasig River, as a forest park in accordance with the Memorandum of Agreement entered into by then Mayor Alfredo S. Lim and the Winner Foundation, Inc., for the purpose of beautifying and enhancing the ecological environment within the city;

WHEREAS, as a matter of policy of the City Government of Manila, to protect and conserve the integrity of the last environmental frontier of the city, and to establish and develop permanent forests, tree parks or watersheds within the City, Draft Ordinance No. 7981, principally authored by Hon. Joel M. Par, Hon. Salvador Philip H. Lacuna, Hon. Priscilla Marie T. Abante-Barquia, Hon. Leilani Marie H. Lacuna, Hon. Ernesto C. Isip, Jr., Hon. Wardee P. Quintos XIV, Hon. Manuel M. Zarcal, Hon. Joel R. Chua, Majority Floor Leader, and all the members of the Majority Bloc, was filed last August 23, 2019: "Declaring a parcel of land, commonly known as the Arroceros Forest Park, as a permanent Tree Park pursuant to Republic Act No. 5752, to be known as the Arroceros Tree Park, and appropriating funds thereof";

WHEREAS, Section 16, General Welfare of R.A. 7160, otherwise known as the Local Government Code of 1991 provides, that: *"Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants"*. NOW, THEREFORE,

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

SECTION 1. Declaration as Part of Arroceros Tree Park. – A portion of Arroceros Street, Ermita, Manila, bounded in the East by LRT Central Station, in the West by the Metropolitan Theater, in the North by the Riverside Drive and in South by Dr. Basa Street, with an aggregate area of One Thousand One Hundred Forty-Four Square Meters and Thirty-Four Square Decimeters (1,144.34 Sq. M.), more or less, is hereby permanently closed and withdrawn from public use to be converted and developed as part of the Arroceros Tree Park for the purpose of enhancing the ecological environment within the city pursuant to Section 16 of the Local Government Code of 1991.

SEC. 2. Scope. – The subject portion of Arroceros Street shall have the following technical description:

Bounded on the NE., points 1-2, by Riverside Drive, on the SW., points 9-10 by Dr. Basa Street, on the SE., points 2-9, by LRT Central Station and on the NW., points 10-15 and 15-1, by the Metropolitan Theater.


SEC. 3. Attachment. – With the exception of the portion of Arroceros Street occupied by LRT Central Station, as evidenced by attached copy of Transfer Certificate of Title No. 167114, the technical description attached hereto of the subject portion of the same to be withdrawn from public use, as submitted by the Department of Engineering and Public Works of the City of Manila, is hereby made an integral part of this Ordinance.

SEC. 4. Separability Clause. – Should any provision of this Ordinance be declared invalid or unconstitutional, any provision not affected thereby shall remain valid and enforceable.

SEC. 5. Effectivity Clause. – This Ordinance, upon approval, shall take effect after fifteen (15) days from publication in a newspaper of general circulation pursuant to Section 59 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.

This Ordinance was finally enacted by the City Council of Manila on November 25, 2019.

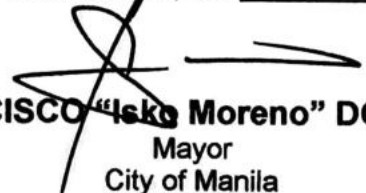
PRESIDED BY:


MARIA SHEILAH "Honey" LACUNA-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)

APPROVED BY HIS HONOR, THE MAYOR, ON 17 DEC 2019


FRANCISCO "Isko Moreno" DOMAGOSO
Mayor
City of Manila

ATTESTED:


BERNARDINO C. ANG
City Government Department Head III
(Secretary to the Mayor)

RNF: jhb/acl/rmd/jmt/jrp