



PAMAHALAANG BAYAN NG TAYTAY TANGGAPAN NG SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 11TH REGULAR SESSION OF THE 11th
SANGGUNIANG BAYAN, TAYTAY, RIZAL, HELD ON SEPTEMBER 17, 2019, AT
THE HAMAKA HALL, MUNICIPAL BUILDING, TAYTAY, RIZAL

PRESENT:

Hon. Michell B. Bermundo	-	Vice Mayor/Presiding Officer
Hon. Sophia Priscilla L. Cabral	-	Councilor
Hon. Ma. Jeca B. Villanueva	-	“
Hon. Patrick John P. Alcantara	-	“
Hon. Joanne Marie P. Calderon	-	“
Hon. Ceferino R. Resurreccion Jr.	-	“
Hon. Kyle Georic Y. Gacula	-	“
Hon. Ma. Elaine T. Leonardo	-	“
Hon. Philip Jeison J. Cruz	-	“
Hon. Frank Luster L. Santos	-	LnB President
Hon. Jannah Roa D.P. Dazo	-	SK Federation President

Authored & Sponsored by: Coun. Ceferino R. Resurreccion, Jr.
Vice Mayor Michell B. Bermundo
Coun. Sophia Priscilla L. Cabral
Coun. Ma. Jeca B. Villanueva
Coun. Patrick John P. Alcantara
Coun. Joanne Marie P. Calderon
Coun. Kyle Georic Y. Gacula
Coun. Ma. Elaine T. Leonardo
Coun. Philip Jeison J. Cruz
LnB Pres. Frank Luster L. Santos
SK Fed. Pres. Jannah Roa D.P. Dazo

ORDINANCE NO. 2 series of 2019

**AN ORDINANCE AUTHORIZING THE USE OF THE POWER OF
EMINENT DOMAIN OF THE MUNICIPALITY OF TAYTAY THROUGH
THE LOCAL CHIEF EXECUTIVE HON. GEORGE RICARDO R. GACULA II
TO EXPROPRIATE PROPERTIES LOCATED AT BUBUNSURAN, BARANGAY
SAN ISIDRO, TAYTAY, RIZAL WITH THE TOTAL AREA OF FIVE THOUSAND
ONE HUNDRED SEVENTY NINE SQUARE METER (5,179 SQ. M.) FOR THE
CONSTRUCTION OF THE TAYTAY MUNICIPAL GOVERNMENT ANNEX
AND EVENT CENTER AND APPROPRIATING FUNDS THEREFORE**

WHEREAS, the Local Government Code grants the exercise of power of eminent domain for public use to a local government unit, through its local chief executive, upon payment of just compensation;

WHEREAS, the Municipality of Taytay, Rizal has been trying to acquire two parcels of land located at Bubunsuran, San Isidro, Taytay, Rizal covered by TCT No. 604409 and Tax Declaration No. 18-TY-001-12538 registered under the name of Spouses Dominador and Marcela V. Cruz with an area of 4,895 and 284 square meters, respectively, for the construction of the Taytay Municipal Government Annex and Events Center which is for public use, purpose and welfare;

WHEREAS, the amount to be paid for the expropriated property shall be determined base on the fair market value at the time of acquiring the property, as provided for by law;

WHEREAS, the municipality, in order to acquire the property has to adopt an ordinance so that it may exercise its power of eminent domain through expropriation;

WHEREAS, the Local Chief Executive or his duly authorize representative may, upon filing of the expropriation proceedings, 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, in order to move for the immediate possession of the properties;

WHEREAS, the Municipality has expressed its desire to purchase the subject properties to the registered owner but the latter refused or failed to respond to the said offer;

NOW THEREFORE, BE IT ORDAINED by the Sangguniang Bayan of the Municipality of Taytay, Rizal in a session duly assembled that:

SECTION 1. The Municipality of Taytay, Rizal through its local chief executive, is hereby authorized to expropriate two parcels of land in Bubunsuran, San Isidro, Taytay, Rizal covered under TCT No. 604409 and Tax Declaration No. 18-TY-001-12538 registered under the name of Spouses Dominador and Marcela V. Cruz with an area of 4,895 and 284 square meters, respectively, for the construction of the Taytay Municipal Government Annex and Events Center for public use or purpose or welfare;

SECTION 2. The Local Chief Executive of Municipality of Taytay, Rizal is further authorized to sign all legal papers and documents for the preparation and filing of the expropriation case;

SECTION 3. The amount necessary for the filing of the expropriation case as well as the initial deposit in order to immediately take possession of the properties subject of expropriation and the amount to be paid to the property owners, to be determined by the court as just compensation are hereby appropriated from the general fund of the municipality or from other lawful sources.

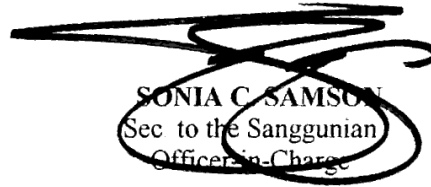
SECTION 4. Repealing clause All other provisions of existing ordinances, resolutions and executive issuances inconsistent with this Ordinance are hereby repealed, amended, or modified accordingly.

SECTION 5. Effectivity. This Ordinance shall take effect upon its approval

ENACTED this 17th day of September 2019 at the HAMAKA Hall, New Municipal Building of the Municipality of Taytay, Rizal




I HEREBY CERTIFY, to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Bayan of Taytay on second reading on September 17, 2019 and was passed on third and final reading on September 17, 2019 during the 11th Regular Session held on the 17th day of September, 2019



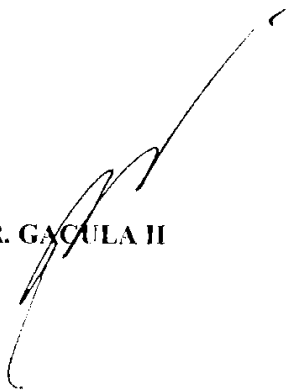
SONIA C. SAMSON
Sec to the Sanggunian
Officer-in-Charge

ATTESTED AND CERTIFIED TO BE DULY
ADOPTED BY HER HONOR



HON. MICHELL B. BERMUNDO
Municipal Vice Mayor/Presiding Officer

APPROVED BY HIS HONOR
THE MUNICIPAL MAYOR



HON. GEORGE RICARDO R. GACULA II
Municipal Mayor