





Republic of the Philippines
Tangapan ng Sangguniang Panlungsod
2/F City Hall Bldg., J. Miranda Ave., Con. Peq., Naga City
☎ 472-79-19 • 473-20-51
ORDINANCE NO. 2017-084
VVVVVVVVVVVVVVVVVVVVVVVVVVVVVV



AN ORDINANCE EXERCISING THE POWER OF EMINENT DOMAIN OVER A PARCEL OF LAND COVERED BY TAX DECLARATION NO. 0802002209108, REGISTERED IN THE NAME OF EMELINE NAVERA, ET.AL., COVERING AN AREA OF 2,144 SQUARE METERS LOCATED IN BARANGAY SAN FELIPE, NAGA CITY, AND AUTHORIZING THE CITY MAYOR TO FILE THE INITIATORY COMPLAINT OR PLEADING IN COURT, AND FURTHER APPROPRIATING THE AMOUNT OF SIX HUNDRED FORTY THREE THOUSAND TWO HUNDRED PESOS (P643,200.00) TO COVER THE PAYMENT FOR JUST COMPENSATION, CHARGEABLE AGAINST THE FUND ALLOCATED UNDER ORDINANCE NO. 2016-015 FOR THE PROPOSED CONSTRUCTION OF CALAUAG-SAN FELIPE CIRCUMFERENTIAL ROAD:-

Sponsor: Hon. Vidal P. Castillo 


Be it ordained by the Sangguniang Panlungsod of the City of Naga, that:

SECTION 1. - Exercise of Eminent Domain. Prior efforts to acquire the parcels of land subject hereof having been rejected by the owner as to the price offered which is deemed as non-acceptance of the city's valid and definite offer to buy, the City of Naga hereby exercises its power of eminent domain over a parcel of land covered by Tax Declaration No. 0802002209108, registered in the name of Emeline Navera, et.al., covering an area of 2,144 square meters located in Barangay San Felipe, Naga City; 

SECTION 2. Purpose. - The power of eminent domain is being exercised over the subject property for the proposed Calauag-San Felipe Circumferential Road;

SECTION 3. Authority. The City Mayor is hereby authorized to sign and file the initiatory complaint/pleading in the proper court and to represent the city in all the stages of the proceedings thereon, to make stipulations and/or admissions of facts in the pre-trial, to enter into a compromise or amicable settlement, to submit to alternatives modes of dispute resolution, and to perform such acts and things as may be necessary to carry out the foregoing authority.

In case of a settlement or compromise agreement, the same shall be subject to the ratification of the Sangguniang Panlungsod.

 **SECTION 4.** - The amount of the amount of Six Hundred Forty Three Thousand Two Hundred Pesos (P643,200.00) is hereby appropriated to cover the payment for just compensation, chargeable against Economic Development under the Local Development Fund (LDF) specifically Item No. 2 thereof (CLUPA Matiway-San Felipe Road);

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SECTION 5. Effectivity. This ordinance shall take effect immediately upon its approval.

ENACTED: November 21, 2017

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

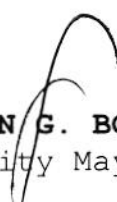


GIL A. DE LA TORRE
Secretary to the
Sangguniang Panlungsod



NELSON S. LEGACION
City Vice Mayor
& Presiding Officer

APPROVED:



JOHN G. BONGAT
City Mayor

11/27/17