



AN ORDINANCE EXERCISING THE POWER OF EMINENT DOMAIN OVER THREE PARCELS OF LAND, MEASURING SEVEN THOUSAND ONE HUNDRED THIRTEEN SQUARE METERS (7,113 SQ.M.), MORE OR LESS, REGISTERED IN THE NAME OF THE HEIRS OF CARMELITA ANG, LOCATED IN BARANGAY BALATAS, NAGA CITY AND COVERED UNDER TCT NOS. 086-2010002124, 086-2010002126 AND 086-2010002125 OF THE REGISTER OF DEEDS OF NAGA CITY FOR THE PURPOSE OF THE CITY GOVERNMENT OF NAGA'S SOCIALIZED HOUSING PROGRAM AND OTHER PUBLIC PURPOSE, APPROPRIATING THE AMOUNT OF THREE MILLION FIVE HUNDRED FIFTY SIX THOUSAND FIVE HUNDRED PESOS (P3,556,500.00) TO COVER THE PAYMENT FOR JUST COMPENSATION THEREOF, CHARGEABLE AGAINST THE URBAN SETTLEMENT UNDER THE LOCAL DEVELOPMENT FUND, AND AUTHORIZING THE CITY MAYOR TO FILE THE NECESSARY EXPROPRIATION PROCEEDINGS IN COURT AND THE CITY LEGAL OFFICER TO APPEAR IN THE PRE-TRIAL THEREOF AND ENTER INTO COMPROMISE AGREEMENT THEREIN WITH THE CONCURRENCE OF THE SANGGUNIANG PANLUNGSOD:-

Author: Hon. Mila S.D. Raquid-Arroyo *[Signature]*

Be it ordained by the Sangguniang Panlungsod 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 property subject hereof for public purpose, the City of Naga hereby exercises its power of eminent domain over that parcels of land, measuring Seven Thousand One Hundred Thirteen Square Meters (7,113 sq.m.), more or less, registered in the name of the Heirs of Carmelita Ang, located in Barangay Balatas, Naga City and covered under TCT Nos. 086-2010002124, 086-2010002126 and 086-2010002125 of the Register of Deeds of Naga City;

SECTION 2. Purpose. - The power of eminent domain is being exercised over the subject properties so that it may be used in the establishment and construction of a new Naga City Hospital, Balatas High School, and as expansion zone of the city's socialized housing site, which are for public use or purpose or for the general welfare of the people of Naga City.

SECTION 3. Authority. The City Mayor is hereby authorized to sign and file the necessary complaint for expropriation in the proper court and, by himself or his duly authorized representative, to represent the City Government of Naga 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.

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

SECTION 4.- The amount of Three Million Five Hundred Fifty Six Thousand Five Hundred Pesos (P3,556,500.00) chargeable against the Urban Settlement under the Local Development Fund is hereby appropriated to cover the acquisition cost and for the purpose of effecting the immediate possession of the subject properties.

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

ENACTED: September 15, 2020

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.


GIL A. DE LA TORRE

Secretary to the
Sangguniang Panlungsod


CECILIA B. VELUZ-DE ASIS

City Vice Mayor &
Presiding Officer

APPROVED:


NELSON S. LEGACION

City Mayor

10/1/2020