

ORDINANCE NO. 2020-124  
VVVVVVVVVVVVVVVVVVVVVVVVVVVV

AN ORDINANCE EXERCISING THE POWER OF EMINENT DOMAIN OVER A PARCEL OF LAND, MEASURING SIX HUNDRED TWENTY THREE (623) SQUARE METERS, MORE OR LESS, COVERED BY CERTIFICATE OF TITLE NO. 24949 REGISTERED IN THE NAME OF CATHERINE A. TAN, LOCATED IN BARANGAY SAN FELIPE, NAGA CITY, FOR THE PURPOSE OF THE CITY GOVERNMENT OF NAGA'S PROPOSED ACCESS ROAD FOR THE VILLA MARIA HOMEOWNERS ASSOCIATION, INC., APPROPRIATING THE AMOUNT OF SIX HUNDRED TWENTY THREE THOUSAND PESOS (P623,000.00) TO PAY THE JUST COMPENSATION FOR THE SUBJECT PROPERTY, CHARGEABLE AGAINST THE KAANTABAY SA KAUSWAGAN FUND, SUBJECT TO THE FINAL DETERMINATION OF THE AMOUNT NECESSARY AS JUST COMPENSATION THEREFOR, 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 SANGGUNIAN PANLUNGSOD:-

Sponsor: Hon. Mila S.D. Raquid-Arroyo

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

**SECTION 1.** - Exercise of Eminent Domain. Prior efforts to acquire the parcel of land subject hereof having no response from the landowner up to the present, despite the lapse of the Ten (10)-day period, the City of Naga hereby exercises its power of eminent domain over a parcel of land, measuring Six Hundred Twenty Three (623) square meters, more or less, which is a portion of a parcel of land registered in the name of Catherine A. Tan, located at Barangay San Felipe, Naga City and covered under Transfer Certificate of Title No. 24949 of the Register of Deeds of Naga City;

**SECTION 2. Purpose.** - The power of eminent domain is being exercised over the subject property for the purpose of the City Government of Naga's proposed access road for road right-of-way for the villa Maria Homeowners Association, Inc., which is 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.

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

ORDINANCE NO. 2020-124  
Series 2 0 2 0

Page - t w o -

**SECTION 4.-** The amount of Six Hundred Twenty Three Thousand Pesos (P623,000.00) is hereby appropriated to pay the just compensation for the subject property, chargeable against the Kaantabay sa Kauswagan Fund;

**SECTION 5.-** For the purpose of effecting immediate possession of the property upon filing of the expropriation proceeding, the amount equivalent to 15% of the fair market value thereof as determined by the City Assessor is hereby authorized to be immediately released to be deposited to the court as initial just compensation.

**SECTION 6.** Effectivity. This ordinance shall take effect immediately upon its approval.

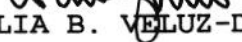
ENACTED: December 22, 2020

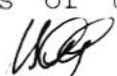
xxx

xxx

xxx

**WE HEREBY CERTIFY** to the correctness of the foregoing ordinance.

  
**CECILIA B. VELUZ-DE ASIS**  
City Vice Mayor &  
Presiding Officer

  
**GIL A. DE LA TORRE**  
Secretary to the  
Sangguniang Panlungsod

APPROVED:

  
**NELSON S. LEGACION**  
City Mayor

