



CITY ORDINANCE NO. 421

November 30, 2006

AN ORDINANCE DECLARING CERTAIN PORTIONS OF ROAD LOTS 5-A AND 5-B, COMPRISING ROAD LOT 5 (RIZAL STREET), MEASURING 250 SQUARE METERS EACH RESPECTIVELY, SITUATED IN THE RECLAMATION AREA, BACOLOD CITY, INTO PATRIMONIAL PROPERTY TO REGULATE THE AIRSPACE THEREOF.

WHEREAS, developments in the City of Bacolod, particularly in the Reclamation Area require the use of airspace, and by converting certain portions of roadlots therein into patrimonial property, dominion is not lost, and any use of its airspace for lawful purposes to redound to the benefit of the constituents of Bacolod City shall be encouraged.

NOW THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG PANLUNGSOD IN SESSION:

Section 1. Certain portions of Road Lots 5-A and 5-B, comprising Road Lot 5, PSD-151615, Bacolod Cadastre (Rizal Street) in the Reclamation Area, Bacolod City, and measuring two hundred fifty (250) square meters each respectively are hereby declared and converted into patrimonial property for purposes of regulating the airspace above it, the land portions of which are specifically described as follows:

ROAD LOT 5-A

Beginning at a point marked "1" on plan being N 45 13' W, 311.95 m. from BLLM No. 2, Bacolod Cadastre, thence N 67 50' W, 0.00 m. to pt. 2; N 22 10' E, 25.00 m. to pt. 3; S 67 50' E, 10.00 m. to pt. 4; S 22 10' W, 25.00 m. to pt. 1; point of beginning; containing an area of TWO HUNDRED FIFTY (250) Square Meters;

ROAD LOT 5-B

Beginning at a point marked "1" on plan being N 37 38' W, 233.54 m. from BLLM No. 2, Bacolod Cadastre, thence N 67 50' W, 10.00 m. to pt. 2; N 22 10' E, 25.00 m. to pt. 3; S 67 50' E to pt. 4; S 22 10' W, 25.00 m. to pt. 1; point of beginning; containing an area of TWO HUNDRED FIFTY (250) Square Meters.

Section 2. In the event that the airspace of the road lots subject matter of this Ordinance are allowed to be used for any lawful purpose and for which income is derived therefrom in accordance with law, the proceeds thereof shall be deposited in a Special Trust Fund created and maintained pursuant to this Ordinance. Provided however, that any contract allowing the use of said airspace shall be subject to the authorization and ratification of the Sangguniang Panlungsod

Section 3 The Special Trust Fund shall be utilized for mandated programs or projects of the City of Bacolod, to be determined by the City Mayor and concurred by the Sangguniang Panlungsod. Provided however, that no amount from the Fund shall be used for personnel services or job orders.

Section 4 All ordinances, resolutions, and executive orders and other issuances which are inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.

Section 5. This Ordinance shall take effect upon its passage and approval hereof

CARRIED BY THE VOTE OF

Affirmative:

Councilors: Ana Marie V. Palermo, Lyndon P. Caña, Jocelle Batapastigue, Homer Q. Bais, Dindo C. Ramos, Catalino T. Alisbo, Reynold I. Iledan, Arturo V. Parreño

Negative: None.


Official Travel: Councilors Napoleon A. Cordova, Elmer T. Sy and Al Victor A. Espino.

Official Leave: Councilor Marx Louie S. de la Rosa.


Author: Floor Leader Ana Marie V. Palermo.

Passed: November 30, 2006 (126th Regular Session)


Comments: Passed.
Councilors Greg G. Gasataya and Jude Thaddeus A. Sayson were out of the session hall when this ordinance was passed.


RENEQUITO S. NOVERO
Vice Mayor
Presiding Officer

ATTESTED:


ATTY. NILO T. ALEJANDRINO
Secretary to the Sanggunian

APPROVED: December 27, 2006


EVELIO R. LEONARDIA
City Mayor

SANGGUNIANG PANLUNGSOD
Bacolod City
OFFICE OF THE
DATE: 12/27/06 TIME: 10:10 AM
RECEIVED BY: 