



Republic of the Philippines  
Province of Ilocos Norte  
**MUNICIPALITY OF SAN NICOLAS**



## OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE SPECIAL SESSION OF THE 10<sup>TH</sup> SANGGUNIANG BAYAN OF SAN NICOLAS, ILOCOS NORTE HELD AT THE MUNICIPAL SESSION HALL ON THE 15<sup>TH</sup> DAY OF AUGUST, 2018 AT 2:50 O'CLOCK IN THE AFTERNOON.

**PRESENT:**

Hon. Edistio P. Valdez	Vice-Mayor/Presiding Officer;
Hon. Angel Miguel L. Hernando	Member;
Hon. Ariel B. Villa	Member;
Hon. Efren C. Butay	Member;
Hon. Norberto S. Dadiz, Jr.	Member;
Hon. Manuel D. Coloma, Sr.	Member;
Hon. Orlando B. Badua	Member;
Hon. Jessie Julito P. Pumaras, Sr.	Member;
Hon. Juanito P. Ulep, Jr.	Member/Liga ng mga Barangay President;
Hon. Inno Ma. Angelo Paulo O. Hernando	Member/PPSK President.

**ABSENT:**

Hon. Domingo C. Ambrocio, Jr.	Member (On Official-Business).
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### “MUNICIPAL ORDINANCE NO. 2018-21

**AN ORDINANCE EMPOWERING THE LOCAL GOVERNMENT OF THE MUNICIPALITY OF SAN NICOLAS, PROVINCE OF ILOCOS NORTE THROUGH ITS LOCAL CHIEF EXECUTIVE, HONORABLE MAYOR ALFREDO P. VALDEZ, JR., M.D., TO EXERCISE ALL POWERS NECESSARY TO IMPLEMENT MUNICIPAL ORDINANCE NO. 2018-07 AND THE APPLICABLE AND RELEVANT PROVISIONS OF MUNICIPAL ORDINANCE NO. 2018-16.**

**WHEREAS**, the Sangguniang Bayan unanimously ordained Municipal Ordinance No. 2018-07 decreeing the Municipality to expropriate the following lots situated in Sitio Ngayao, Brgy. 20, San Pablo, San Nicolas, Ilocos Norte:

1. **Lot No. 21252** and **Lot No. 21254**: both declared in the name of Alfredo Agustin
2. **Lot No. 21246**: declared in the name of Victoria Cristobal
3. **Lot No. 21247**: declared in the name of Mateo Salvador

**WHEREAS**, the aforesaid properties shall be affected by the proposed construction of a Small Water Impounding Project in Sitio Ngayao, Brgy. 20, San Pablo, San Nicolas, Ilocos Norte with the coordination of and funding from the National Tobacco Administration (NTA);

**WHEREAS**, the said lot owners and/or their heirs, who are in actual and physical possession and at the same time tillers and cultivators thereof, were notified on several occasions either orally and in writing of the Municipality's desire to purchase their respective realties, but somehow expressed their adamant rejection to the offer;

**WHEREAS**, despite the efforts of the Municipality to settle the issue extra-judicially, the said lot owners/heirs refusal has constraint said LGU to seek the aid of the Courts of Justice in the exercise of Its right of eminent domain so as to protect and serve the public interest, good and welfare;

**WHEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED**, to empower and authorize the Local Government of the Municipality of San Nicolas, Province of Ilocos Norte through its Local Chief Executive, Hon. Mayor Alfredo P. Valdez, Jr. to exercise all powers requisite and necessary to implement MO No. 2018-07 entitled “An Ordinance to Expropriate Lot No. 21252 with an area of 4,691 square meters and Lot No. 21254 with an area of 4,852 square meters owned by Mr. Alfredo Agustin; Lot No. 21246 with a total area of 11,973 owned by Ms. Victoria Cristobal; and Lot No. 21247 with a total area of 5,276 square meters owned by the heirs of Mr. Mateo Salvador to be affected by

the proposed construction of a Small Water Impounding Project (SWIP) at Brgy. 20, San Pablo, San Nicolas, Ilocos Norte and the applicable and relevant provisions of MO No. 2018-16 entitled, "An Ordinance Reverting the amount of One Million Six Hundred Eighty Four Thousand Two Hundred Forty Eight Pesos and Fifty Nine Centavos (P1,684,248.59) from the personal services savings of vacant positions from January to May 2018 and appropriating the same for the implementation of various programs, projects, and activities of the Municipality of San Nicolas, Ilocos Norte such as, but not limited to the filing of the appropriate complaint/s for expropriation against the above cited lots of the said owners and/or their heirs, transferees, cultivators, tillers, actual possessors and occupants and to represent the Municipality in any and all proceedings thereof and to testify on its behalf:

**SECTION 1. Title.** An Ordinance Empowering the Local Government of the Municipality of San Nicolas, Province of Ilocos Norte through its Local Chief Executive, Hon. Mayor Alfredo P. Valdez, Jr. to exercise all powers necessary to implement Municipal Ordinance No. 2018-07, and the applicable and relevant provisions of Municipal Ordinance No. 2018-16.

**SECTION 2. Purpose.** To authorize the Municipality's Local Chief Executive to exercise all powers to implement MO No. 2018-07 such as but not limited to the filing of the appropriate complaint or complaints against the said lot owners and/or their heirs, transferees, cultivators, tillers, actual possessors and occupants and to represent the Municipality in any and all proceedings thereof, and to testify on its behalf;

**SECTION 4. Repealing Clause.** All ordinances, issuances, enactments, rules and regulations, or part thereof, in conflict with, or inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.


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

**"UNANIMOUSLY APPROVED.**

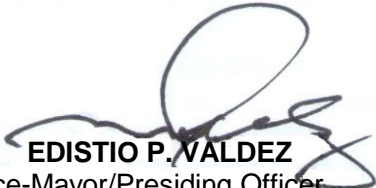
Voting on the foregoing ordinance was as follows:

- AYES : Members Hernando, A., Villa, Butay, Dadiz, Jr., Coloma, Sr., Badua, Pumaras, Sr., Ulep, Jr. and Hernando, I.
- NAYS : None.
- ABSTAINED : None.

I hereby certify to the correctness of the foregoing ordinance.

  
**ENRIQUE P. ULEP, JR.**  
 Secretary to the Sangguniang Bayan

**ATTESTED:**

  
**EDISTIO P. VALDEZ**  
 Vice-Mayor/Presiding Officer

**APPROVED:**

  
**ALFREDO P. VALDEZ, JR., M.D.**  
 Municipal Mayor

Approved on: August 17, 2018