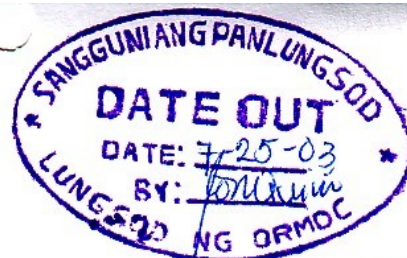
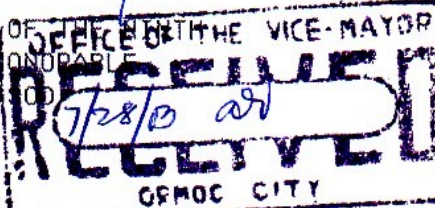




REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE THE VICE-MAYOR
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON JULY 24, 2003



PRESENT:

Hon. Nepomuceno P. Aparis I, City Councilor, Majority Floor Leader
Acting Presiding Officer
Hon. Jose S. Serafica, City Councilor, Minority Floor Leader
Hon. Ruvinieu E. Mendola, City Councilor, Assist. Maj. Floor Leader
Hon. Demosthenes F. Tugonon, City Councilor
Hon. Eduardo P. Tan, City Councilor
Hon. Rafael C. Omega, Jr. City Councilor
Hon. Fernando P. Parrilla, City Councilor
Hon. Jovencio A. Laurente, City Councilor
Hon. Fe. S. Lladoc, City Councilor
Hon. Emeterio Y. Larrazabal, Jr., Ex-Officio City Councilor,
Chapter President, Liga ng mga Barangay ng Ormoc
Hon. Cheryl L. Alfar, Ex-Officio City Councilor,
SK Federation President

ABSENT:

Hon. Celso P. Adolfo, (Acting City Mayor), Vice Mayor &
Presiding Officer
Hon. Gregorio A. Yrastorza, Jr. (D.B. - U.S.A.) City Councilor,
Assist. Minority Floor Leader

RESOLUTION NO. 2003-122

A RESOLUTION AUTHORIZING THE CITY ENGINEER, THIS CITY, TO
CUT THREE (3) BIG TREES PLANTED WITHIN THE CITY'S MINI-
FOREST BASED ON THE OPINION OF THE CITY
PROSECUTOR/ACTING CITY LEGAL OFFICER, ATTY. ALBERTO L.
CONOPIO, AND THE SUPERVISING ENVIRONMENTAL MANAGEMENT
SPECIALIST, ENGR. JULIANA P. FLORES, RESPECTIVELY,
PROVIDED THAT A PERMIT TO CUT IS GRANTED BY THE DENR-
CENRO, ALBUERA, LEYTE.

WHEREAS, this Sanggunian is in receipt of 6th Indorsement dated 10
July 2003 from Engr. Juliana P. Flores, Supervising Environment
Management Specialist, Environment and Natural Resources Division,
Office of the City Mayor, this city re: letter of Mr. Sixto T. Pongos
requesting for the removal of three (3) trees planted near his property;

WHEREAS, ocular inspection conducted by Engr. Juliana P. Flores on
July 2, 2003 revealed that:

- There are three (3) trees planted in the mini-forest, a property
owned by the city government which is 0.3 - 1.7 meters from a
commercial building owned by Mr. Sixto T. Pongos.
- Said trees are commonly called Mahogany Trees.
- Although Mahogany trees are deep-rooted in the early years of its
growth, the roots has the tendency to grow not far from the surface
upon reaching maturity (10 yrs. or more) thereby may cause damage
to pathways and other structures, in this case, the boundary wall
of Mr. Sixto T. Pongos.

d) Said trees when very old are susceptible to wind or falling.

WHEREAS, the City Prosecutor/Acting City Legal Officer through a letter dated 11 June 2003 has stated that "Section 3 of P.D. No. 953 prohibits the cutting of planted trees on plaza or parks and provides penalties thereof. However, there is an exception, and that is if the cutting, destroying, damaging or injuring is necessary for public safety";

WHEREAS, in as much as these trees are planted near the property of Mr. Pongos, this would pose a danger to the buildings erected on his property, however, cutting of trees cannot be done unless a Permit to Cut is granted by the DENR-CENRO, Albueria, Leyte;

WHEREAS, this august Body believes that the same be acted upon for reasons of public safety;

WHEREFORE, foregoing premises considered, on motion of City Councilor Eduardo P. Tan, Chairman, Committee on Environmental & Natural Resources, jointly seconded by City Councilors Jovencio A. Laurente and Fe S. Lladoc; be it

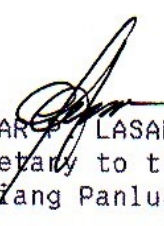
RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution AUTHORIZING THE CITY ENGINEER, THIS CITY, TO CUT THREE (3) BIG TREES PLANTED WITHIN THE CITY'S MINI-FOREST BASED ON THE OPINION OF THE CITY PROSECUTOR/ACTING CITY LEGAL OFFICER, ATTY. ALBERTO L. CONOPIO, AND THE SUPERVISING ENVIRONMENTAL MANAGEMENT SPECIALIST, ENGR. JULIANA P. FLORES, RESPECTIVELY, PROVIDED THAT A PERMIT TO CUT IS GRANTED BY THE DENR-CENRO, ALBUERA, LEYTE;

ADOPTED, July 24, 2003.

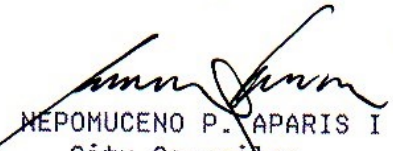
RESOLVED, FURTHER, to furnish copies of this resolution each to His Honor, the City Mayor; the Regional Director, DENR, Tacloban City; the CENRO-Officer, Albueria, Leyte; the City Administrator, the City Legal Officer, the City Engineer, the City Planning & Development Coordinator, the Supervising Environmental Management Specialist, Engr. Juliana P. Flores, and others concerned, -all in Ormoc City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.


OSCAR P. LASAM
Secretary to the
Sangguniang Panlungsod

ATTESTED:


NEPOMUCENO P. APARIS I
City Councilor
Majority Floor Leader
(Acting Presiding Officer)