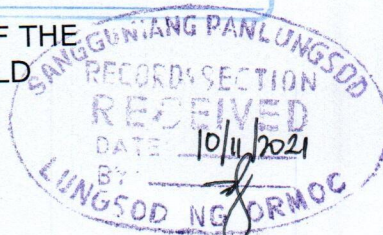


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,
ORMOC CITY HALL BUILDING
ON OCTOBER 05, 2021



PRESENT:

Leo Carmelo L. Locsin, Jr.
Benjamin S. Pongos, Jr.,
Roiland H. Villasencio,
Tomas R. Serafica,
Nolito M. Quilang,
Eusebio Gerardo S. Penserga,
Jasper M. Lucero,
Peter M. Rodriguez,
Vincent L. Rama,
Gregorio G. Yrastorza III,
Lalaine A. Marcos,
Esteban V. Laurente,

City Vice Mayor & Presiding Officer
SP Member, Majority Floor Leader
SP Member, 1st Asst. Majority Floor Leader
SP Member, Presiding Officer "Pro Tempore"
SP Member, 2nd Asst. Majority Floor Leader

SP Member
SP Member
SP Member
SP Member
SP Member
SP Member

Joan Marbie C. Simbajon,

Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

Ex-Officio SP Member, Chapter President,
Liga ng mga Barangay ng Ormoc

Ex-Officio SP Member, Chapter President,
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

RESOLUTION NO. 2021-283

**A RESOLUTION GRANTING APPROVAL TO THE
APPLICATION FOR PRELIMINARY SUBDIVISION AND
DEVELOPMENT PLAN (PSDP) AND DEVELOPMENT
PERMIT (DP) UNDER ECONOMIC AND SOCIALIZED
HOUSING (BP 220) FOR THE PROPOSED BRIA HOMES
ORMOC SUBDIVISION PROJECT AT BRGY. MABINI,
ORMOC CITY.**

WHEREAS, this Fifteenth Sangguniang Panlungsod was in receipt of an Indorsement dated September 23, 2021 from the Office of the City Mayor for the application of Preliminary Subdivision Plan and Development Plan (PSDP) and Development Permit (DP) under Economic and Socialized Housing (BP 220) for the proposed BRIA Homes Ormoc Subdivision Project at Brgy. Mabini, Ormoc City. Further requesting that this matter be treated as EXTREMELY URGENT. A copy of the Application is hereto attached as "ANNEX A" and made an integral part hereof;

WHEREAS, Paragraph 2 (x) Section 458 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, empowers this Sanggunian, subject to the national law, to process and approve subdivision plans for residential, commercial or industrial purposes;

WHEREAS, to recall, in a Sangguniang Panlungsod (SP) Resolution No. 2020-366 dated November 3, 2020, the said Resolution denied the application for Preliminary Subdivision Plan and Development Plan (PSDP) of BRIA Homes as the project area is classified as Parks and Open Spaces pursuant to the 2000 Comprehensive Land Use Plan and the 2002 Comprehensive Zoning Ordinance of Ormoc City, a copy of the Resolution is hereto attached as "ANNEX B" and made an integral part hereof;

WHEREAS, the Local Zoning Board of Assessment Appeals (LZBAA), acting on the application of BRIA Homes for variance/exception, the LZBAA issued a Resolution dated March 25, 2021 granting exemption and allowed residential use on the project area based on four (4) points, namely: 1. The exception will not adversely affect the public health, safety, and welfare of the community; 2. The project supports economic-based activities; 3. The exception will not adversely affect the appropriate use of adjoining properties in the same district; 4. The exception will not alter the essential character and general purpose of the district. A copy of the LZBAA Resolution is hereto attached as "ANNEX C" and made an integral part hereof;

WHEREAS, in a Communication dated June 15, 2021, the Department of Environment and Natural Resources-Environmental Management Bureau (DENR-EMB) granted BRIA Homes with the Environmental Compliance Certificate (ECC), a copy of the Communication is hereto attached as "ANNEX D";

WHEREAS, in a Geohazard Certification dated September 1, 2020, the Department of Environment and Natural Resources-Mines and Geosciences Bureau (DENR-MGB) certified that the proposed site is classified as having low landslide susceptibility with a small portion of the site as high landslide susceptibility, a copy of the Communication is hereto attached as "ANNEX E";

WHEREAS, in an Earthquake and Hazard Assessment dated August 10, 2020, the Department of Science and Technology-Institute of Volcanology and Seismology (DOST-IVS) certified that the project area both safe against ground rupture and liquefaction, a copy of the Communication is hereto attached as "ANNEX F";

WHEREAS, in a Certification dated August 28, 2020, the City Disaster Risk Reduction and Management Office (CDRRMO) certified that the proposed housing project has been assessed to be relatively safe and suitable for housing purposes with low susceptibility from flooding and landslide hazards, a copy of the Certification is hereto attached as "ANNEX G";

WHEREAS, in a Certification dated September 1, 2020, the Ormoc Waterworks System Administration (ORWASA) granted BRIA Homes for the drilling of a water well, a copy of the Certification is hereto attached as "ANNEX H";

WHEREAS, in a Communication dated September 14, 2021, the Environment and Natural Resources (ENRO) has forwarded to the Office of the City Administrator that the proposed water treatment facility has met the prescribed minimum requirements, a copy of the Communication is hereto attached as "ANNEX I";

WHEREAS, in a Communication dated September 30, 2021, the City Planning and Development Office (CPDO) evaluated the project and assessed that it has complied and submitted the necessary documentary requirements in accordance with the provisions of Batas Pambansa (BP) 220 and Executive Order (EO) 648, therefore, recommending for the approval of the Preliminary Subdivision Development Plan (PSDP) and Development Permit (DP) of BRIA Homes Ormoc, a copy of the Communication is hereto attached as "ANNEX J";

WHEREAS, this august Body deems it proper to approve the application for PSDP and DP of BRIA Homes after finding the same to be in order, the project being compliant with the prescribed standards and requirements set by the applicable law, ordinance, rules and regulations and finally, this Sanggunian deems the application to be in order and the same has complied with the legal standards and requirements fixed by law;

WHEREFORE, on motion of SP Member Benjamin S. Pongos, Jr. Chairman, Committee on Zoning, Housing and Land Use, severally seconded by SP Members Roiland H. Villasencio, Vincent L. Rama, Lalaine A. Marcos, Joan Marbie C. Simbajon, Tomas R. Serafica, Gregorio G. Yrastorza III and Esteban V. Laurente; be it

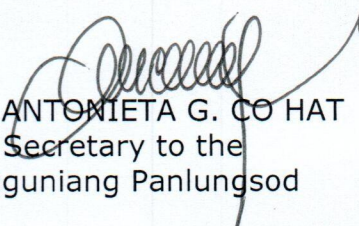
RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION GRANTING APPROVAL TO THE APPLICATION OF PRELIMINARY SUBDIVISION AND DEVELOPMENT PLAN (PSDP) AND DEVELOPMENT PERMIT (DP) UNDER ECONOMIC AND SOCIALIZED HOUSING (BP 220) OF FOR THE PROPOSED BRIA HOMES ORMOC SUBDIVISION PROJECT AT BRGY. MABINI, ORMOC CITY;

ADOPTED, October 05, 2021.


RESOLVED FURTHER, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez; the City Administrator, Mr. Vincent L. Emnas; the City Legal Officer, Atty. Josephine Mejia-Romero; City Planning and Development Coordinator, Engr. Raoul E. Cam; BRIA Homes; the Sangguniang Barangay of Mabini; the City Local Government Operations Officer-DILG; and other offices concerned for their information and guidance;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above resolution.


MARIA ANTONIETA G. CO HAT
Secretary to the
Sangguniang Panlungsod

ATTESTED:


LEO CARMELO L. LOCSIN, JR.
City Vice Mayor & Presiding Officer