

REVISED MEMORANDUM OF AGREEMENT
(Use of 2,196 sq. m. lot at Magay Street for the
Sewerage Treatment Facility of the ZCWD)

KNOW ALL MEN BY THESE PRESENTS:

This **AGREEMENT** is made and entered into by and between the following Parties:

The **CITY OF ZAMBOANGA**, a municipal corporation organized and existing under and by virtue of the laws of the Republic of the Philippines (Commonwealth Act No. 39, as amended), with principal office and place of business at City Hall, Zamboanga City, represented in this Act by **Hon. MARIA ISABELLE G. CLIMACO**, in her official capacity as City Mayor and duly authorized to enter into and sign this Agreement by virtue of Sangguniang Panlungsod of Zamboanga Resolution No. 627 dated July 26, 2016, hereinafter referred to as the "**CITY**";

-- and --

The **ZAMBOANGA CITY WATER DISTRICT**, a government owned and controlled corporation, created and existing by virtue of Presidential Decree No. 198, as amended, with principal office and place of business at Pilar Street, Zamboanga City, represented in this instance by its **Mr. LEONARDO REY D. VASQUEZ**, in his official capacity as its General Manager, and duly authorized to enter into and sign this Agreement by virtue of ZCWD Board Resolution No. 091 Series Of 2016 dated July 7, 2016 and hereinafter referred to as the "**ZCWD**".

WITNESSETH THAT:

WHEREAS, the Zamboanga City Water District (ZCWD) proposed the establishment of a Sewerage Treatment Facility (STF) located at the original site of the Material Recovery Facility (MRF) at Magay Street, Barangay Zone IV, City of Zamboanga. The proposed facility covers a total area of ONE THOUSAND EIGHT HUNDRED SQUARE METERS (1,800 sq. m.), more or less;

WHEREAS, in compliance with R.A. 9275, otherwise known as "The Philippine Clear Water Act of 2004", and other appurtenant environmental laws, the CITY is partnering with the ZCWD for the establishment of a Sewerage Treatment Facility (STF) at the aforementioned location;

WHEREAS, the ZCWD is responsible for water services in the City of Zamboanga as authorized under P.D. No. 198 and has the expertise and technical know-how to undertake the development of said sewerage treatment facility and had agreed to undertake such development;

WHEREAS, the proposed area for the STF is outside of the Port Zone Delineation of the Philippine Ports Authority (PPA); and per letter dated January 28, 2014 of Engr. Liberto C. Dela Rosa, Port Manager of PMO-Zamboanga and addressed to the City Legal Officer, as the proposed site is adjacent to the PPA, the latter **interposes no objection** on the development of the said project, with the request that the conduct of the detailed

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