

OFFICE OF THE SANGGUNIANG PANLUNGSOD

EXCERPT TAKEN FROM THE JOURNAL OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN HELD ON DECEMBER 15, 2015.

PRESENT: **Hon. Earl James C. Aquino** - City Vice Mayor/Presiding Officer
Hon. Jose Antonio Miguel Y. Perez - Presiding Officer Pro-Tempore
Hon. Joseph T. Bacay - Majority Floor Leader
Hon. Oscar A. Boling - Minority Floor Leader
Hon. Jan Marianne R. Fontelera - Member
Hon. Margielou Orange D. Humilde - Member
Hon. Rany S. De Leon - Member
Hon. Rufina J. Gabriel - Member
Hon. Perlito V. Rabago - Member
Hon. Fatima Ann S. Isla - Member
Hon. Orlando R. Go - Member
Hon. Salvador C. Camba, LBP - Ex-Officio Member

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ORDINANCE NO. 2015-14

ORDINANCE RECLASSIFYING THREE (3) PARCELS OF LAND OWNED BY AUGUSTO U. BRAGANZA COVERED UNDER TRANSFER CERTIFICATE OF TITLE NOS. 15664, 15665, 15634 CONTAINING AN AREA OF 2.5106 HECTARES SITUATED AT BRGY. POBLACION, THIS CITY FROM AGRICULTURAL/RESIDENTIAL USE TO COMMERCIAL USE

WHEREAS, a request for the reclassification of three parcels of land covered under TCT Nos. 15664, 15665 and 15634 situated at Brgy. Poblacion, this city from agricultural/residential use to commercial use was submitted to this august body for consideration;

WHEREAS, a Public Hearing for the purpose was conducted on June 23, 2015 where residents in the area and representatives of concern agencies interposes NO objection to the proposed reclassification;

WHEREAS, the Provincial Agrarian Reform Office duly issued a certification dated November 16, 2015 that said properties are not covered under the Comprehensive Agrarian Reform Program and/or PD 27;

WHEREAS, R.A. 7160 (Local Government Code of 1991) ART. 99 of its Implementing Rules and Regulations – Powers, Duties, and Function of the Sangguniang Panlungsod:

(2) Generate and maximize the use of resources and revenues for the development plans, program objectives and priorities of the city as provided in Section 18 of the Code, with particular attention to agro-industrial development and citywide growth and progress, and relative there to shall:

(viii) Reclassify agricultural lands within the jurisdiction of the City subject to the provision of Rule VII of these rules:

WHEREAS, Section 20 of R.A. 7160 (Local Government Code of 1991) states:

Handwritten signatures and initials are present at the bottom of the page, including a large signature on the left and several smaller ones on the right.



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(Cont. Ord. No. 2015-14, enacted on 15th day of December, 2015)

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Section 20. Reclassification of Lands – (a) A city or municipality may, through an ordinance passed by the sanggunian after conducting public hearings for the purpose, authorize the reclassification of agricultural lands and provide for the manner of their utilization or disposition in the following cases: (1) when the land ceases to be economically feasible and sound for agriculture purposes as determined by the Department of Agriculture or (2) where the land shall have substantially greater economic value for residential, commercial or industrial purposes as determined by the sanggunian concerned: Provided, that such reclassification shall be limited to the following percentage of the total agricultural land area at the time of the passage of the ordinance;

WHEREAS, Memorandum Circular No. 54, prescribed the guidelines governing Section 20 of RA 7160 authorizing cities and municipalities to reclassify agricultural lands into non-agricultural uses;

WHEREAS, the subject reclassification meets all the provisions of Rule VII of the Implementing Rules and Regulations of R.A. 7160 and Memorandum Circular 54;

NOW, THEREFORE, on motion of Councilor Rufina J. Gabriel, duly seconded by Councilor Joseph T. Bacay

Be it ordained by the Sangguniang Panlungsod in session assembled, That:

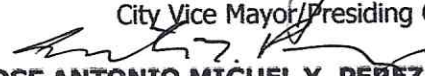
SECTION 1. The property owned by AUGUSTO U. BRAGANZA covered by Transfer Certificate of Title Nos. 15664, 15665 and 15634 containing an aggregate area of 2.5106 hectares situated at Brgy. Poblacion, this city are hereby reclassified from Agricultural/Residential use to Commercial use.

SECTION 2. This ordinance shall take effect upon approval.

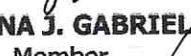
I **HEREBY CERTIFY** to the correctness of the foregoing ordinance consisting of two (2) pages including this page.

ATTESTED:


EARL JAMES C. AQUINO
City Vice Mayor/Presiding Officer


JOSE ANTONIO MIGUEL Y. PEREZ
Presiding Officer Pro-Tempore


JAN MARIONNE R. FONTELERA
Member


RUFINA J. GABRIEL
Member


ORLANDO R. GO
Member


JOSEPH T. BACAY
Majority Floor Leader


MARGIELOU ORANGE D. HUMILDE
Member

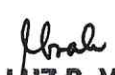

PERLITO V. RABAGO
Member


SALVADOR C. CAMBA, LBP
Ex-Officio Member

APPROVED BY:


ARTHUR F. CELESTE
City Mayor

01/22/16
Date


LUZ B. VALE
Secretary


OSCAR A. BOLING
Minority Floor Leader


RANY S. DE LEON
Member


FATIMA ANN S. ISLA
Member