



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 AUGUST 22, 2016.

PRESENT:

Vice Mayor Jose Antonio Miguel Y. Perez

- Councilor Apolonia G. Bacay
- Councilor Rufina J. Gabriel
- Councilor Margielou Orange Humilde-Verzosa, DPA
- Councilor Joselito O. Fontelera
- Councilor Carolyn D. Sison
- Councilor Alfred Felix E. de Castro
- Councilor Rany S. de Leon
- Councilor Perlito V. Rabago
- Councilor Cirilo B. Radoc
- Councilor Froebel A. Ranoy

- **Presiding Officer**
- Presiding Officer Pro-Tempore
- Majority Floor Leader
- Minority Floor Leader
- Member
- Member
- Member
- Member
- Member
- Member
- Member

ABSENT:

LBP Salvador C. Camba

- On official travel

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ORDINANCE NO. 2016-05

ORDINANCE RECLASSIFYING A PARCEL OF LAND OWNED BY DR. ERWIN RABAGO AND ZOSIMA P. AVELINO COVERED UNDER TRANSFER CERTIFICATE OF TITLE NO. 31149 CONTAINING AN AREA OF TWO THOUSAND ONE HUNDRED SEVENTY THREE SQUARE METERS (2,173 SQ.M.) SITUATED AT BRGY. TANGCARANG, THIS CITY FROM AGRICULTURAL/RESIDENTIAL USE TO SPECIAL USE

WHEREAS, a request for the reclassification of a parcel of land covered under TCT No. 31149 situated at Brgy. Tangcarang, this city containing an area of Two Thousand One Hundred Seventy Three square meters (2,173 sq.m.), from agricultural/residential use to special use was submitted to this august body for consideration;

WHEREAS, a Public Hearing for the purpose was conducted on August 19, 2016 at Brgy. Tangcarang;

WHEREAS, the Office of the City Agriculturist of the City of Alaminos duly issued a certification dated 25 January, 2016 that said property is not feasible and sound for agricultural purposes;

WHEREAS, the Provincial Agrarian Reform Office of the Province of Pangasinan duly issued a certification dated January 28, 2016 certifying that the said parcel of land is not covered by the Comprehensive Agrarian Reform Program;

WHEREAS, the Office of the City Assessor, during the Public Hearing, informed the body that the subject land shall have substantially greater economic value for residential, commercial or industrial purposes;

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:

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(Cont. Ord. No. 2016-05, enacted on 22nd day of August, 2016)

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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 Perlito V. Rabago

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

SECTION 1. The property owned by DR. ERWIN RABAGO AND ZOSIMA P. AVELINO covered by Transfer Certificate of Title No. 31149 containing an area of 2,173 sq.m. situated at Brgy. Tangarang, this city is hereby reclassified from Agricultural/Residential use to Special use.

SECTION 2. This ordinance shall take effect upon compliance with the statutory provisions.

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

Luiz B. Vale
LUZ B. VALE
Secretary

ATTESTED: *Jose Antonio Miguel Y. Perez*
JOSE ANTONIO MIGUEL Y. PEREZ
City Vice Mayor/Presiding Officer

Apolonia G. Bacay
APOLONIA G. BACAY
Presiding Officer Pro-Tempore

Rufina J. Gabriel
RUFINA J. GABRIEL
Majority Floor Leader

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Josecito O. Fontelera
JOSELITO O. FONTELERA
Member

Carolyn D. Sison
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Member

Alfred Felix E. De Castro
ALFRED FELIX E. DE CASTRO
Member

Rany S. De Leon
RANY S. DE LEON
Member

Perlito V. Rabago
PERLITO V. RABAGO
Member

Cirilo B. Radoc
CIRILO B. RADOC
Member

Froebel A. Ranoy
FROEBEL A. RANOY
Member

APPROVED BY: *Arthur F. Celeste*
ARTHUR F. CELESTE
City Mayor
10/06/16
Date