



EXCERPT TAKEN FROM THE JOURNAL OF THE SPECIAL SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN HELD ON DECEMBER 17, 2021

PRESENT:

- | | |
|------------------------------------------------|---------------------------------|
| Vice Mayor Jose Antonio Miguel Y. Perez | - Presiding Officer |
| Councilor Apolonia G. Bacay | - Presiding Officer Pro-Tempore |
| Councilor Alfred Felix E. de Castro | - Majority Floor Leader |
| Councilor Cirilo B. Radoc | - Minority Floor Leader |
| Councilor Carolyn D. Sison | - Member |
| Councilor Michelle S. Segundera | - Member |
| Councilor Joselito O. Fontelera | - Member |
| Councilor Verna S. D. Rabago | - Member |
| Councilor Oscar A. Boling, Sr. | - Member |
| Councilor Froebel A. Ranoy | - Member |
| Councilor Dahlia M. de Leon | - Member |
| LBP Raul B. Bacay | - Ex-Officio Member |
| PPSKP Lovely V. Bernabe | - Ex-Officio Member |

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ORDINANCE NO. 2021-36

RECLASSIFYING A PORTION OF LAND OWNED BY CLIFFORD FLORENDO CONTAINING AN AREA OF ONE THOUSAND SQUARE METERS (1,000 SQ. M.) SITUATED AT BRGY. BOLANEY, THIS CITY, FROM AGRICULTURAL USE TO COMMERCIAL USE PRIMARILY FOR THE ESTABLISHMENT OF A GASOLINE STATION

WHEREAS, a request for the reclassification of a portion of land owned by Clifford Florendo was submitted to the august body for consideration on September 27, 2021, containing an area of one thousand square meters (1,000 sq.m.), covered by Tax Declaration No. 2018-09-02088 situated at Barangay Bolaney, this city, from agricultural use to commercial use;

WHEREAS, Section 20 of Republic Act No. 7160 otherwise known as the "Local Government Code of 1991," states:

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 xxx;

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;

(Handwritten signatures and initials)



(Cont. Ord. No. 2021-36, enacted on 17th day of December, 2021)

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WHEREAS, ART. 99 of the Implementing Rules and Regulations of Republic Act 7160, otherwise known as the "Local Government Code of 1991," provides that *the Sangguniang Panlungsod, as the legislative body of the city, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the city and its inhabitants xxx and shall:*

(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 thereto shall:

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

WHEREAS, the City of Alaminos, Pangasinan is currently the center of commerce, trade and tourism in Western Pangasinan and thus requires additional lands for urban expansion to accommodate the increase in population and other socio-economic activities;

WHEREAS, since the subject portion of land is classified as unirrigated rice land, it is imperative that once reclassified to commercial use it shall have substantially greater economic value;

WHEREAS, in compliance with the provisions of Section 20 of Republic Act 7160, a Public Hearing for the purpose was conducted on November 19, 2021 at the Brgy. Hall, Brgy. Bolaney, Alaminos City, Pangasinan;

WHEREAS, the representatives of the City Assessor and City Zoning Officer of the City of Alaminos informed the body during the Public Hearing that said properties are outside the Network of Protected Areas for Agricultural and Agro-Industrial Development in the City and is still within the allowable limit of ten percent of the total agricultural land as provided for in the City Comprehensive Land Use Plan;

WHEREAS, the subject reclassification meets all the provisions of Rule VII of the Implementing Rules and Regulations of Republic Act No.7160 and Memorandum Circular No. 54, series of 1993;

NOW, THEREFORE, on motion of Councilor Joselito O. Fontelera, duly seconded by Councilor Froebel A. Ranoy, Councilor Carolyn D. Sison, Councilor Verna S. D. Rabago and Councilor Dahlia M. de Leon,

BE IT ORDAINED BY THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN, IN SESSION ASSEMBLED, that:

SECTION 1. GENARAL POLICY- The portion of land owned by CLIFFORD FLORENDO containing an area of one thousand square meters (1,000 sq.m.), situated at Brgy. Bolaney, this city, shall be converted from agricultural use to commercial use primarily for the establishment of a gasoline refilling station.

SECTION 2. EFFECTIVITY- This ordinance shall take effect upon approval.

SO ORDAINED/ENACTED....

(Handwritten signatures of councilors and officials)



(Cont. Ord. No. 2021-36, enacted on 17th day of December, 2021)

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I HEREBY CERTIFY to the correctness of the foregoing ordinance consisting of three (3) pages including this page.

Chal
LUZ B. VALE
 Secretary

ATTESTED:

[Signature]
JOSE ANTONIO MIGUEL Y. PEREZ
 City Vice Mayor/Presiding Officer

[Signature]
APOLONIA G. BACAY
 Presiding Officer Pro-Tempore

[Signature]
ALFRED FELIX E. DE CASTRO
 Majority Floor Leader

[Signature]
CIRILO B. RADO
 Minority Floor Leader

[Signature]
CAROLYN D. SISON
 Member

[Signature]
MICHELLE S. SEGUNDERA
 Member

[Signature]
JOSELITO D. FONTELERA
 Member

[Signature]
VERNA S. D. RABAGO
 Member

[Signature]
OSCAR A. BOLING, SR.
 Member

[Signature]
FROEBEL A. RANOY
 Member

[Signature]
DAHLIA M. DE LEON
 Member

[Signature]
RAUL B. BACAY, LBP
 Ex-Officio Member

[Signature]
LOVERLY V. BERNABE, PPSKP
 Ex-Officio Member

APPROVED BY:

[Signature]
ARTH BRYAN C. CELESTE
 City Mayor

01/31/22
 Date