



SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 19th REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MONCADA, TARLAC HELD ON THE 25th DAY OF NOVEMBER 2019 AT THE SB SESSION HALL, LEGISLATIVE BUILDING

PRESENT:

HON. JAIME O. DUQUE	.. VICE MAYOR/PRESIDING OFFICER
HON. CLEOFE D. FAVIS	.. MEMBER
HON. ALBERTO C. MARZAN, JR., MD	.. MEMBER
HON. RUBEN V. GAMBOA, JR	.. MEMBER
HON. THELMAFLOR A. ESPEJO	.. MEMBER
HON. GEORGE MICHAEL P. AGUILAR	.. MEMBER
HON. JANIUS M. YASAY	.. MEMBER
HON. CELESTE A. AYSON	.. MEMBER
HON. EZEKIEL C. RIVERA	.. SKF PRESIDENT

ABSENT:

HON. RODOLFO C. ESPEJO, JR.	.. MEMBER (<i>Official Leave</i>)
HON. GEORGE R. CUCHAPIN, MD	.. LnB PRESIDENT (<i>Official Business</i>)

MUNICIPAL ORDINANCE NO. 11 Series of 2019

ORDINANCE RECLASSIFYING PARCELS OF LAND LOCATED AT BARANGAYS CALAMAY AND SAN ROQUE, THIS MUNICIPALITY, OWNED BY RDF FEED, LIVESTOCK & FOODS, INC. WITH AN AGGREGATE LAND AREA OF ONE HUNDRED ONE THOUSAND EIGHT HUNDRED SIXTY-NINE (101,869) SQUARE METERS FROM AGRICULTURAL TO AGRO-INDUSTRIAL/INDUSTRIAL USE

Authored by: Coun. Ruben V. Gamboa, Jr.
Committee on Agriculture, Natural Resources and Land Utilization

WHEREAS, Section 447(a) (2) (vii) of Republic Act 7160 otherwise known as the Local Government Code of 1991 authorizes the Sangguniang Bayan to reclassify lands within its territorial jurisdictions;

WHEREAS, section 20 of the same code provides that the Sangguniang Bayan through an ordinance may authorize the reclassification of lands and provide for the manner of its utilization or disposition where the land shall have substantially greater economic value for residential, commercial, or industrial purposes;

WHEREAS, the land to be reclassified is owned by RDF FEED, LIVESTOCK & FOODS, INC. with an aggregate land area of One Hundred One Thousand Eight Hundred Sixty-Nine (101,869 sq.m.) square meters covered under the following Transfer Certificate of Title Numbers:

- 1) Brgy. San Roque: 68,028 square meters
TCT # 043-2019012523 – 68,028 sq.m.
- 2) Brgy. Calamay: 33,841 square meters
TCT # 043-2019008488 – 8,338 sq.m.
TCT # 043-2019008475 – 8,338 sq.m.
TCT # 043-2019007037 – 17,165 sq.m.



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WHEREAS, the necessary documents were submitted by the applicant which satisfy the requirements as provided for under Article 38 of the Rules and Regulations implementing the Local Government Code of 1991 (RA 7160), to wit:

1. Letter of Application in the name of the owner of the land addressed to the Sangguniang Bayan
2. Secretary's Certificate for the company's authorized representatives
3. Photocopies of the Owner's Duplicate Copy of four (4) Transfer Certificate of Title (TCT) registered under RDF Feed, Livestock and Foods, Inc
4. Certified True Copies of the four (4) TCTs
5. Tax Clearance for the year 2019
6. Tax Declarations
7. Locational Plan / Vicinity Map
8. Detailed description/study of the proposed project
9. Sworn Certificate of Commitment regarding implementation of the project within three (3) years
10. Certification of Non-Irrigation from National Irrigation Administration
11. Certification of Non-Coverage from Department of Agrarian Reform
12. Barangay Resolutions approving the project (Brgys Calamay and San Roque)
13. Certificate of Non-Tenancy
14. Environmental Compliance Certificate from the DENR
15. Zoning Certificate from the Office of the Zoning Administrator

NOW, THEREFORE, on motion by Coun. Ruben V. Gamboa, Jr. duly seconded by Coun. Janius M. Yasay;

BE IT ENACTED by the Sangguniang Bayan of Moncada, Tarlac in session duly assembled, that:

SECTION 1. That the parcels of land situated at Barangays Calamay and San Roque containing an aggregate area of One Hundred One Thousand Eight Hundred Sixty-Nine (101,869 sq.m.) square meters, more or less, are hereby reclassified from **AGRICULTURAL** to **AGRO-INDUSTRIAL/INDUSTRIAL** use.

SECTION 2. That the applicant/owner shall be responsible for the relocation and just compensation of the tenants, should there be any on subject properties as provided for under pertinent laws and other rules and regulations.

SECTION 3. That the reclassification of the above-described property from **AGRICULTURAL** TO **AGRO-INDUSTRIAL/INDUSTRIAL** use shall strictly comply with the existing rules and regulations under RA 7160, particularly the required permits and all other forms of taxes, fees and charges that the Municipality of Moncada shall impose.

SECTION 4. Any law, ordinance, or issuance inconsistent with any provision hereof is hereby repealed or modified accordingly, provided it is not contrary to the Comprehensive Land Use Plan of the Municipality of Moncada.

SECTION 5. This Ordinance shall take effect upon its approval.

ENACTED, November 25, 2019 at Moncada, Tarlac.



Republic of the Philippines
MUNICIPALITY OF MONCADA
Province of Tarlac

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I hereby certify that the above-quoted Ordinance was passed on Third and Final Reading on the above-mentioned date and place.

VICTOR SANDINO S. MOLINA
Secretary to the Sanggunian

**ATTESTED AND CERTIFIED
TO BE DULY ENACTED:**

JAIME O. DUQUE
Vice-Mayor & Presiding Officer

APPROVED by Her Honor, the Mayor, this 2nd day of December 2019.

ESTELITA M. AQUINO
Municipal Mayor