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**SANGGUNIANG
BAYAN**



MONCADA, TARLAC

EXCERPT FROM THE MINUTES OF THE 30th REGULAR SESSION OF THE 11th SANGGUNIANG BAYAN OF MONCADA, TARLAC FOR CY 2023 HELD ON THE 11th DAY OF SEPTEMBER 2023 AT THE SB SESSION HALL, NEW SB-ABC-SK BUILDING.

PRESENT:

HON. RAMON BENITO M. AQUINO	..VICE MAYOR / PRESIDING OFFICER
HON. JANIUS M. YASAY	..MEMBER
HON. ALBERTO C. MARZAN, JR., MD	..MEMBER
HON. THELMAFLOR A. ESPEJO	..MEMBER
HON. CELESTE A. AYSON	..MEMBER
HON. GEORGE MICHAEL P. AGUILAR	..MEMBER
HON. CONSTANTE NESTOR A. FAVIS	..MEMBER
HON. DEAN MICHAEL V. DUQUE	..MEMBER
HON. GEORGE R. CUCHAPIN, MD	..LnB PRESIDENT

ABSENT:

HON. RODOLFO C. ESPEJO, JR.	..MEMBER (Official Leave)
HON. EZEKIEL C. RIVERA	..SKF PRESIDENT (Official Leave)

MUNICIPAL ORDINANCE NO. 18
Series of 2023

RECLASSIFYING A PARCEL OF LAND LOCATED AT BARANGAY CAMPOSANTO 1 NORTE, THIS MUNICIPALITY, OWNED BY THE MUNICIPAL GOVERNMENT OF MONCADA, TARLAC, WITH AN AGGREGATE LAND AREA OF TWELVE THOUSAND EIGHT HUNDRED TWENTY-EIGHT (12,828) SQUARE METERS FROM AGRICULTURAL TO COMMERCIAL USE

Principal Sponsor: Coun. Celeste A. Ayson
Chairperson, Committee on Land Use

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 reclassify lands and provide for the manner of their 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 the Municipal Government of Moncada, Tarlac, represented by its Local Chief Executive, Honorable Mayor Estelita M. Aquino, with an aggregate land area of twelve



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thousand eight hundred twenty-eight (12,828) square meters located at Barangay Camposanto 1 Norte, this municipality, covered under Transfer Certificate of Title No. 043-2020009114;

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

1. Endorsement from Mayor Estelita M. Aquino addressed to the Sangguniang Bayan
2. Certified Copy of Transfer Certificate of Title
3. Tax Declaration
4. Barangay Resolution Allowing the Construction of Mun. Cemetery III
5. Social Acceptability from the community
6. Zoning Certificate
7. Locational Plan / Vicinity Map
8. Subdivision Plan and Site Development Plan
9. Project Description

NOW, THEREFORE, on motion by Coun. Celeste A. Ayson, duly seconded;

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

SECTION 1. That the twelve thousand eight hundred twenty-eight (12,828) square meter portion of land situated at Barangay Camposanto 1 Norte covered under Transfer Certificate of Title No. 043-2020009114, is hereby reclassified from **AGRICULTURAL** to **COMMERCIAL** use.

SEC. 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.

SEC. 3. That the reclassification of the above-described property from **AGRICULTURAL TO COMMERCIAL** use shall strictly comply with the existing rules and regulations under RA 7160, particularly the required permits and clearances that the national government and the LGU of Moncada shall impose pursuant to





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laws, rules and regulations and the provisions of the Zoning Ordinance of Moncada.

SEC. 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 and Zoning Ordinance of the Municipality of Moncada.

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

ENACTED, this 11th day of September, 2023 at Moncada, Tarlac.

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I HEREBY CERTIFY to the correctness of the foregoing Ordinance which was enacted on Third and Final Reading by the 11th Sangguniang Bayan of Moncada during its Regular Session held on the aforementioned date and place.

VICTOR SANDINO S. MOLINA
Secretary, Sangguniang Bayan

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

RAMON BENITO M. AQUINO
Vice Mayor & Presiding Officer

APPROVED BY THE MAYOR, THIS 12th DAY OF Sept., 2023.

ESTELITA M. AQUINO
Municipal Mayor

