



OFFICE
of the
**SANGGUNIANG
BAYAN**
MONCADA, TARLAC

EXCERPT FROM THE MINUTES OF THE 12TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MONCADA, TARLAC FOR CY 2021 HELD ON THE 22ND DAY OF MARCH 2021 AT THE SB SESSION HALL, LEGISLATIVE BUILDING

PRESENT:

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

ABSENT:

HON. THELMAFLOR A. ESPEJO	.. MEMBER (On Quarantine)
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MUNICIPAL ORDINANCE NO. 05
Series of 2021

Sponsored by: COUN. RUBEN V. GAMBOA, JR.

AN ORDINANCE RECLASSIFYING A PARCEL OF LAND LOCATED AT BARANGAY ABLANG-SAPANG, THIS MUNICIPALITY, OWNED BY MOONLIGHT ECO FARM CORPORATION WITH AN AGGREGATE LAND AREA OF FORTY THOUSAND (40,000) SQUARE METERS FROM AGRICULTURAL TO AGRO-INDUSTRIAL

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 MOONLIGHT ECO FARM CORPORATION with an aggregate land area of forty thousand (40,000) square meters covered under Transfer Certificate of Title No. 10375, CLOA No. 00475011, Lot A;





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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. Letter of Application in the name of the owner of the land addressed to the Sangguniang Bayan
2. Special Power of Attorney granted to Mr. Arsenio F. Apaga, Sr.
3. Photocopy of Transfer Certificate of Title
4. Tax Declaration
5. Official Receipt of Real Property Tax Payment for CY 2021
6. Locational Plan / Vicinity Map
7. Subdivision Plan
8. Project Study
9. Barangay Resolution interposing no objection to the poultry project
10. BARC Certification
11. Certification of Non-Irrigation from National Irrigation Administration
12. NON-CLEARANCE from the Department of Agrarian Reform
13. Certification from the Municipal Agriculture Office
14. Poultry Site Clearance from Municipal Health Office-Sanitation Division
15. Zoning Certificate from the Office of the Zoning Administrator
16. Environmental Compliance Certificate from the DENR
17. Undertaking of Non-Tenancy

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

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

SECTION 1. That the forty thousand (40,000) square meter portion (Lot A) of the parcel of land situated at Barangay Ablang-Sapang covered by Transfer Certificate of Title No. 10375, CLOA No. 00475011, is hereby reclassified from **AGRICULTURAL** to **AGRO-INDUSTRIAL** 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 **AGRO-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.





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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 of the Municipality of Moncada.

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

ENACTED, this 22nd day of March, 2021 at Moncada, Tarlac.

X-----X

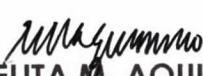
I HEREBY CERTIFY to the correctness of the foregoing Municipal Ordinance which was enacted by the Sangguniang Bayan of Moncada, Tarlac during its 12th Regular Session held on the 22nd day of March, 2021 at the SB Session Hall, Legislative Building.


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, this 30th day of March, 2021.


ESTELITA M. AQUINO
Municipal Mayor

