



OFFICE
of the
**SANGGUNIANG
BAYAN**

MONCADA, TARLAC

EXCERPT FROM THE MINUTES OF THE 23rd REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MONCADA, TARLAC FOR CY 2021 HELD ON THE 7th DAY OF JUNE 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. THELMAFLOR A. ESPEJO	.. 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:

NONE

**MUNICIPAL ORDINANCE NO. 09
Series of 2021**

AN ORDINANCE RECLASSIFYING A PARCEL OF LAND LOCATED AT BARANGAY SAN ROQUE, THIS MUNICIPALITY, OWNED BY SPOUSES GEORGE S. ESTABILLO AND BRIGIDA H. ESTABILLO WITH AN AGGREGATE LAND AREA OF TWENTY-FIVE THOUSAND FIVE HUNDRED SIXTY-FOUR (25,564) SQUARE METERS FROM AGRICULTURAL TO AGRO-INDUSTRIAL

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

PREAMBULAR CLAUSE

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 jurisdiction;

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 Spouses George S. Estabillo and Brigida H. Estabillo with an aggregate land area of twenty-five





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thousand five hundred sixty-four (25,564) square meters, more or less, covered under Transfer Certificate of Title No. 043-2020011574;

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 Engr. Antonio M. Zabala
3. Photocopy of Certified True Copy of Transfer Certificate of Title
4. Tax Declaration
5. Official Receipt of Real Property Tax Payment for CY 2021
6. Site Development Plan
7. Project Study
8. Sworn Statement from the owner RE: implementation of project within 3 years from the passage of Ordinance
9. Barangay Resolution interposing no objection to the poultry project
10. Certification of Non-Irrigation from National Irrigation Administration
11. Certification from the Municipal Agriculture Office
12. Environmental Compliance Certificate from the DENR
13. Zoning Certificate from the Office of the Zoning Administrator
14. BARC Certification
15. Certification of Non-Tenancy
16. Certification of Ownership

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 parcel of land with an aggregate area of twenty-five thousand five hundred sixty-four (25,564) square meters, more or less, situated at Barangay San Roque covered by Transfer Certificate of Title No. 043-2020011574 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.





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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.

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 7th day of June, 2021 at Moncada, Tarlac.

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I HEREBY CERTIFY to the correctness of the foregoing Municipal Ordinance which was enacted on THIRD and FINAL reading by the Sangguniang Bayan of Moncada, Tarlac during its 23rd Regular Session held on the aforementioned 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, this 8th day of June, 2021.

ESTELITA M. AQUINO
Municipal Mayor

