
PRESENT:  
Hon. Earl James C. Aquino  - City Vice Mayor/Presiding Officer  
Hon. Joseph T. Bacay  - Majority Floor Leader  
Hon. Oscar A. Boling  - Minority Floor Leader  
Hon. Jan Marianne R. Fontelera  - Member  
Hon. Rany S. De Leon  - Member  
Hon. Rufina J. Gabriel  - Member  
Hon. Orlando R. Go  - Member  

ABSENT:  
Hon. Jose Antonio Miguel Y. Perez  - O.B. Subic  
Hon. Margiellou Orange D. Humilde  - O.B. Lingayen  
Hon. Perilito V. Rabago  - On Leave  
Hon. Fatima Ann S. Isla  - O.B. Subic  
Hon. Salvador Camba, LBP  - On Leave  

ORDINANCE NO. 2014-02

ORDINANCE RECLASSIFYING A PARCEL OF LAND DECLARED UNDER TAX DECLARATION NO. 1297 IN THE NAME OF DOMINGA RODRIGUEZ, CONTAINING AN AREA OF EIGHTY FIVE THOUSAND TWO HUNDRED TEN (85,210) SQUARE METERS SITUATED AT BRGY. POGO, FROM AGRICULTURAL LAND TO RESIDENTIAL LAND.

WHEREAS, representative of the registered land owner Dominga Rodriguez, declared under Tax Declaration No. 1297, situated at Brgy. Pogo submitted to this august body a request for the reclassification of a parcel of land from agricultural to residential use for its proposed housing project, “Villa Maria Linda”, in the city of Alaminos;

WHEREAS, the Punong Barangay of Brgy. Pogo thru a letter dated 11 September, 2013 favorably endorsed the reclassification;

WHEREAS, the Office of the City Agriculturist issued a certification dated 27 November, 2013 duly certifying that the property subject for reclassification is now unproductive and not suitable to agricultural production;

WHEREAS, a Public Hearing was duly conducted regarding the proposal last February 12, 2014 and the barangay residents of Brgy. Pogo and the adjoining Brgy. San Roque interposes no objection to the proposed reclassification;


(2) Generate and maximize the use of resources and revenue area  
(viii) Reclassify agricultural lands within the jurisdiction of the City subject to the provision of Rule VII of these rules:

WHEREAS, Section 20 of R.A. 7160 (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;

WHEREAS, the subject area for reclassification meets all the provisions of Rule VII of the Implementing Rules and Regulations of R.A. 7160;

NOW THEREFORE, on motion of Councilor Rufina J. Gabriel, duly seconded by Councilor Joseph T. Bacay, Councilor Jan Marionne R. Fontelera and Councilor Rany S. De Leon

Be it ordained by the Sangguniang Panlungsod in session assembled, That:

SECTION 1. The property owned by one Dominga Rodriguez declared under Tax Declaration No. 1297 containing an area of 85,210 square meters situated at Brgy. Pogo, this city is hereby reclassified from Agricultural Land to Residential Land for the proposed housing project, "Villa Maria Linda";

SECTION 2. This ordinance shall take effect upon approval.

I HEREBY CERTIFY to the correctness of the foregoing ordinance consisting of two (2) pages including this page.

ATTESTED:

[Signatures]

GOLDEN O. GIRON
Acting Secretary

APPROVED BY:

ARTHUR A. CELESTE
City Mayor

Date