



Office of the Sangguniang Panlalawigan

EXCERPT FROM THE MINUTES OF THE 71st REGULAR SESSION OF THE 10th SANGGUNIANG PANLALAWIGAN OF ISABELA HELD AT PROVINCIAL CAPITOL, ILAGAN CITY, ISABELA ON MARCH 16, 2021.

PRESENT:

FAUSTINO G. DY III	Vice Governor & Presiding Officer
DELFINITO EMMANUEL L. ALBANO	Member (1 st District) & Floor Leader
EMMANUEL JOSELITO B. AÑES	Member (1 st District)
ED CHRISTIAN S. GO	Member (2 nd District)
EDGAR R. CAPUCHINO	Member (2 nd District)
RAMON JUAN N. REYES, JR.	Member (3 rd District)
RANDOLPH JOSEPH P. ARREOLA	Member (3 rd District)
CLIFFORD R. RASPADO	Member (4 th District)
ABEGAIL V. SABLE	Member (4 th District)
FAUSTINO U. DY IV	Member (5 th District)
EDWARD S. ISIDRO	Member (5 th District)
ALFREDO V. ALILI	Member (6 th District)
MARCO PAOLO A. MERIS	Member (6 th District)
ANTONIO S. HUI	Member, PCL Federation President
DANTE G. HALAMAN	Member, LnB Federation President
DAX PAOLO C. BINAG	Member, SK Federation President
ADRIAN PHILIP S. BAYSAC	Member, Agricultural /Industrial Workers Labor Sector Representative
VENUS T. BAUTISTA	Member, Women's Sectoral Representative
GRETCHEN F. VALDEZ	Member, Indigenous Cultural Communities Sector Representative

RESOLUTION NO. 2021-11-03
SERIES OF 2021

A RESOLUTION UPHOLDING THE VALIDITY OF ORDINANCE NO. 18-2020 OF THE MUNICIPALITY OF TUMAUINI ENTITLED, "AN ORDINANCE RECLASSIFYING PARCELS OF LAND LOCATED AT BARANGAY LALAUANAN, COVERED BY TCT NO. 35-2017001916, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001917, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001918, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001919, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; AND TCT NO. 035-2018003148 CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS, ALL REGISTERED IN THE NAME OF SAINT MATTHIAS MEDICAL CENTER OF ISABELA, INC. FROM AGRICULTURAL LAND TO COMMERCIAL LAND"

Sponsor: HON. ED CHRISTIAN S. GO

Chairperson, Committee on Housing, Subdv. & Land Use Classification

WHEREAS, Ordinance No. 18-2020 was enacted by the Sangguniang Bayan of Tumauni on December 29, 2020 in consonance to its mandate as provided for under Section 20 of RA 7160 or the Local Government Code of 1991 which provides that:

Nagkaisa para sa Isabela

A RESOLUTION UPHOLDING THE VALIDITY OF ORDINANCE NO. 18-2020 OF THE MUNICIPALITY OF TUMAUINI ENTITLED, "AN ORDINANCE RECLASSIFYING PARCELS OF LAND LOCATED AT BARANGAY LALAUANAN, COVERED BY TCT NO. 35-2017001916, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001917, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001918, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001919, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; AND TCT NO. 035-2018003148 CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS, ALL REGISTERED IN THE NAME OF SAINT MATTHIAS MEDICAL CENTER OF ISABELA, INC. FROM AGRICULTURAL LAND TO COMMERCIAL LAND"

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 agricultural 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, Section 56 of the LGC establishes the authority of the Sangguniang Panlalawigan to review city or municipal ordinances for the purpose of determining if such is beyond the power conferred upon the sangguniang panlungsod or sangguniang bayan;

WHEREAS, the Committee on Housing, Subdv. & Land Use Classification, after a thorough review, finds that Ordinance No. 18-2020 of the Municipality of Tumauni is in consonance to the mandate of the Sangguniang Bayan pursuant to Section 20 of the Local Government Code. Thus, the said Ordinance is within the scope of the powers conferred by law to their Sangguniang Bayan;

WHEREAS, the Committee recommended to the August Body to uphold the validity of Ordinance No. 18-2020 of the Municipality of Tumauni;

NOW THEREFORE, above premises considered, upon motion of **HON. ED CHRISTIAN S. GO**, duly approved and seconded in a session duly assembled, it was:

RESOLVED, AS IT HEREBY RESOLVES, to pass **A RESOLUTION UPHOLDING THE VALIDITY OF ORDINANCE NO. 18-2020 OF THE MUNICIPALITY OF TUMAUINI ENTITLED, "AN ORDINANCE RECLASSIFYING PARCELS OF LAND LOCATED AT BARANGAY LALAUANAN, COVERED BY TCT NO. 35-2017001916, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001917, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001918, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001919, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; AND TCT NO. 035-2018003148 CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS, ALL REGISTERED IN THE NAME OF SAINT MATTHIAS MEDICAL CENTER OF ISABELA, INC. FROM AGRICULTURAL LAND TO COMMERCIAL LAND"**

RESOLVED FURTHER, that a copy of this Resolution be furnished the Office of the Municipal Mayor and the Office of the Sangguniang Bayan of the Municipality of Tumauni for their information and guidance.

A RESOLUTION UPHOLDING THE VALIDITY OF ORDINANCE NO. 18-2020 OF THE MUNICIPALITY OF TUMAUNI ENTITLED, "AN ORDINANCE RECLASSIFYING PARCELS OF LAND LOCATED AT BARANGAY LALAUANAN, COVERED BY TCT NO. 35-2017001916, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001917, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001918, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; TCT NO. 35-2017001919, CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS; AND TCT NO. 035-2018003148 CONSISTING OF SEVEN THOUSAND (7,000) SQUARE METERS, ALL REGISTERED IN THE NAME OF SAINT MATTHIAS MEDICAL CENTER OF ISABELA, INC. FROM AGRICULTURAL LAND TO COMMERCIAL LAND"

Approved and Adopted. March 16, 2021.

**I HEREBY CERTIFY TO THE CORRECTNESS
of the foregoing Resolution:**


ATTY. FRANCIS JAMES E. MEER
Secretary, Sangguniang Panlalawigan

ATTESTED/ APPROVED:


FAUSTINO G. DY III
Provincial Vice-Governor & Presiding Officer