



## *Office of the Sangguniang Panlalawigan*

EXCERPT FROM THE MINUTES OF THE 126<sup>th</sup> REGULAR SESSION OF THE 10<sup>th</sup> SANGGUNIANG PANLALAWIGAN OF ISABELA HELD AT PROVINCIAL CAPITOL, ILAGAN CITY, ISABELA ON APRIL 12, 2022.

**PRESENT:**

FAUSTINO G. DY III	Vice Governor & Presiding Officer
DELFINITO EMMANUEL L. ALBANO	Member (1 <sup>st</sup> District) & Floor Leader
EMMANUEL JOSELITO B. AÑES	Member (1 <sup>st</sup> District)
ED CHRISTIAN S. GO	Member (2 <sup>nd</sup> District)
EDGAR R. CAPUCHINO	Member (2 <sup>nd</sup> District)
RAMON JUAN N. REYES, JR.	Member (3 <sup>rd</sup> District)
RANDOLPH JOSEPH P. ARREOLA	Member (3 <sup>rd</sup> District)
CLIFFORD R. RASPADO	Member (4 <sup>th</sup> District)
ABEGAIL V. SABLE	Member (4 <sup>th</sup> District)
FAUSTINO U. DY IV	Member (5 <sup>th</sup> District)
EDWARD S. ISIDRO	Member (5 <sup>th</sup> District)
ALFREDO V. ALILI	Member (6 <sup>th</sup> District)
MARCO PAOLO A. MERIS	Member (6 <sup>th</sup> 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
GRETCHEN F. VALDEZ	Member, Indigenous Cultural Communities Sector Representative

### **RESOLUTION NO. 2022-15-01** Series of 2022

**A RESOLUTION UPHOLDING THE VALIDITY OF MUNICIPAL ORDINANCE NO. 2021-1228, SERIES OF 2021 OF THE MUNICIPALITY OF SAN MARIANO, ISABELA ENTITLED, "AN ORDINANCE RECLASSIFYING THE 0.9378 HECTARE-PORTION OF LOT NO. 1347-B IN SUBDIVISION PLAN NO. PSD-(AF)-02-079345 COVERED BY TRANSFER CERTIFICATE OF TITLE NO. 035-2019004710 WITH A TOTAL AREA OF MORE OR LESS 11,978 SQUARE METERS LOCATED AT BARANGAY MINANGA, SAN MARIANO, ISABELA, OWNED BY MS. RONALYN M. TELAN FROM AGRICULTURAL LAND TO COMMERCIAL LAND SUBJECT TO THE COMPREHENSIVE LAND USE PLAN AND PROVISIONS OF ZONING ORDINANCE OF THIS MUNICIPALITY AND SECTION 20 OF THE LOCAL GOVERNMENT CODE AND OTHER APPLICABLE LAWS"**

**Sponsor: HON. ED CHRISTIAN S. GO**

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

**WHEREAS**, Section 20 (a) of R. A. 7160 or the Local Government Code of 1991 grants a municipality the power to authorize the reclassification of agricultural lands into a residential, commercial or industrial purposes and was more specifically stated as follows:

*"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*

***Nagkaisa para sa Isabela***

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*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**, Ordinance No. 2021-1228 was enacted by the Sangguniang Bayan of San Mariano, Isabela, reclassifying agricultural lands under the portion covered by Transfer Certificate of Title No. 035-2019004710 located at Barangay Minanga, San Mariano, Isabela, with a total lot area of 11,978 square meters, more or less, from agricultural to industrial purpose;

**WHEREAS**, Section 3 of Memorandum Circular No. 54, Series of 1993 of the Office of the President provides that: *"All ordinances authorizing the reclassification of agricultural lands shall be subject to the review and approval by the province in the case of component city or municipality";*

**WHEREAS**, having been authorized to review ordinances reclassifying agricultural lands under the abovesaid Memorandum Circular, the Committee on Housing, Subdivision and Land Use Classification conducted a thorough review of Ordinance No. 2021-1228 and finds the same to be in consonance to the mandate of the Sangguniang Bayan of San Mariano pursuant to Section 20 of R.A. No. 7160. Thus, said Ordinance is within the powers conferred by law to their Sangguniang Bayan;

**WHEREAS**, the Committee recommended that the validity of Ordinance No. 2021-1228 of the Municipality of San Mariano, Isabela be upheld to which this Honorable Body concurred;

**NOW THEREFORE**, 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 MUNICIPAL ORDINANCE NO. 2021-1228, SERIES OF 2021 OF THE MUNICIPALITY OF SAN MARIANO, ISABELA ENTITLED, "AN ORDINANCE RECLASSIFYING THE 0.9378 HECTARE-PORTION OF LOT NO. 1347-B IN SUBDIVISION PLAN NO. PSD-(AF)-02-079345 COVERED BY TRANSFER CERTIFICATE OF TITLE NO. 035-2019004710 WITH A TOTAL AREA OF MORE OR LESS 11,978 SQUARE METERS LOCATED AT BARANGAY MINANGA, SAN MARIANO, ISABELA, OWNED BY MS. RONALYN M. TELAN FROM AGRICULTURAL LAND TO COMMERCIAL LAND SUBJECT TO THE COMPREHENSIVE LAND USE PLAN AND PROVISIONS OF ZONING ORDINANCE OF THIS MUNICIPALITY AND SECTION 20 OF THE LOCAL GOVERNMENT CODE AND OTHER APPLICABLE LAWS"**.

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**RESOLVED FINALLY**, that a copy of this Resolution be furnished to the Sangguniang Bayan of the Municipality of San Mariano, Isabela, through the Municipal Vice-Mayor, Honorable Dean Anthony G. Domalanta, for their information and guidance.

**Approved and Adopted, April 12, 2022.**

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

  
**ATTY. FRANCIS JAMES E. MEER**  
Secretary to the Sangguniang Panlalawigan

**ATTESTED/ APPROVED:**

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