



Office of the Sangguniang Panlalawigan

EXCERPT FROM THE MINUTES OF THE 130th REGULAR SESSION OF THE 10th SANGGUNIANG PANLALAWIGAN OF ISABELA HELD AT PROVINCIAL CAPITOL, ILAGAN CITY, ISABELA ON MAY 17, 2022.

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
GRETCHEN F. VALDEZ	Member, Indigenous Cultural Communities Sector Representative

RESOLUTION NO. 2022-19-01
Series of 2022

A RESOLUTION UPHOLDING THE VALIDITY OF MUNICIPAL ORDINANCE NO. 90, SERIES OF 2022 OF THE MUNICIPALITY OF CABAGAN, ISABELA ENTITLED, "AN ORDINANCE RECLASSIFYING LAND LOT 198-B-2 UNDER PSD – (af) – 02 – 097911 LOCATED AT SITIO FUGONG, SAN ANTONIO, CABAGAN, ISABELA FROM AGRICULTURAL USE TO RESIDENTIAL USE"

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 the following cases: (1) when the land ceases to be economically feasible and sound for agricultural purposes as determined by the Department of Agriculture

Nagkaisa para sa Isabela

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. 90, series of 2022 was enacted by the Sangguniang Bayan of Cabagan, Isabela, reclassifying from agricultural to residential purposes – Lot 198-B-2 under PSD-(af)-02-097911, located at Sitio Fugong, Barangay San Antonio, Cabagan, Isabela;

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. 90, series of 2022, and finds the same to be in consonance to the mandate of the Sangguniang Bayan of Cabagan, Isabela 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. 90, series of 2022 of the Municipality of Cabagan, 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. 90, SERIES OF 2022 OF THE MUNICIPALITY OF CABAGAN, ISABELA ENTITLED, “AN ORDINANCE RECLASSIFYING LAND LOT 198-B-2 UNDER PSD – (af) – 02 – 097911 LOCATED AT SITIO FUGONG, SAN ANTONIO, CABAGAN, ISABELA FROM AGRICULTURAL USE TO RESIDENTIAL USE”**.

RESOLVED FINALLY, that a copy of this Resolution be furnished to the Sangguniang Bayan of the Municipality of Cabagan, Isabela, through the Municipal Vice-Mayor, Honorable Lovier V. Masigan, for their information and guidance.

A RESOLUTION UPHOLDING THE VALIDITY OF MUNICIPAL ORDINANCE NO. 90, SERIES OF 2022 OF THE MUNICIPALITY OF CABAGAN, ISABELA ENTITLED, "AN ORDINANCE RECLASSIFYING LAND LOT 198-B-2 UNDER PSD – (af) – 02 – 097911 LOCATED AT SITIO FUGONG, SAN ANTONIO, CABAGAN, ISABELA FROM AGRICULTURAL USE TO RESIDENTIAL USE"

Approved and Adopted, May 17, 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