



Office of the Sangguniang Panlalawigan

EXCERPT FROM THE MINUTES OF THE 12th REGULAR SESSION OF THE 11th SANGGUNIANG PANLALAWIGAN OF ISABELA HELD AT PROVINCIAL CAPITOL, ILAGAN CITY, ISABELA ON SEPTEMBER 27, 2022.

PRESENT:

FAUSTINO G. DY III	Vice Governor
MARCO PAOLO A. MERIS	Member (6 th District) & Presiding Officer Protempore
CLIFFORD R. RASPADO	Member (4 th District) & Floor Leader Protempore
DELFINITO EMMANUEL L. ALBANO	Member (1 st District)
EMMANUEL JOSELITO B. AÑES	Member (1 st District)
ED CHRISTIAN S. GO	Member (2 nd District)
EDGAR R. CAPUCHINO	Member (2 nd District)
MARY GRACE D. ARREOLA	Member (3 rd District)
RAMON JUAN N. REYES, JR.	Member (3 rd District)
VICTOR G. DY	Member (4 th District)
MANUEL FAUSTINO U. DY	Member (5 th District)
AMADOR A. GAFFUD, JR.	Member (6 th District)
ANTONIO S. HUI	Member, PCL Federation President
DAX PAOLO C. BINAG	Member, SK Federation President
ADRIAN PHILIP S. BAYSAC	Member, Agricultural /Industrial Workers Labor Sector Representative
LOURDES S. PANGANIBAN	Member, Women's Sectoral Representative
MARGARETTE U. CHIN	Member, Indigenous Cultural Communities Sector Representative
EVYN JAY C. DIAZ	Member, Labor Sector Representative

ON OFFICIAL BUSINESS:

DANTE G. HALAMAN	Member, LnB Federation President
EDWARD S. ISIDRO	Member (5 th District)

RESOLUTION NO. 2022-37-14

Series of 2022

A RESOLUTION UPHOLDING THE VALIDITY OF ORDINANCE NO. 22-017 OF THE MUNICIPALITY OF ROXAS, ISABELA ENTITLED, "AN ORDINANCE RECLASSIFYING ONE THOUSAND (1,000) SQUARE METERS, MORE OR LESS OF AGRICULTURAL LAND UNDER THE NAME OF CAROLINA CABALAR, COVERED BY TCT NO. T-102458, SITUATED IN BARANGAY SIMIMBAAN, MUNICIPALITY OF ROXAS, ISABELA TO COMMERCIAL LAND"

Sponsor: HON. MARY GRACE D. ARREOLA

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

Nagkaisa para sa Isabela

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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, Ordinance No. 22-017 was enacted by the Sangguniang Bayan of Roxas, Isabela, which reclassified 1,000 square meters, more or less portion of Lot No. 4874-B of the subdivision plan, (LRC) Psd-176247 being a portion of Lot No. 4874 covered under Transfer Certificate of Title No. T-102458 located in Barangay Simimbaan, Roxas, Isabela, from agricultural to commercial purposes;

WHEREAS, under MC No. 54, Series of 1993, Section 3, "*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, pursuant to the abovesaid Memorandum Circular, the Sangguniang Panlalawigan Committee on Housing, Subdivision and Land Use Classification conducted a thorough review of Ordinance No. 22-017 and found the same to be in consonance to the mandate of the Sangguniang Bayan as provided in Section 20 of R.A. No. 7160. Thus, said ordinance is within the purview of the powers conferred by law to their Sangguniang Bayan;

WHEREAS, the said Committee recommended to uphold the validity of Ordinance No. 22-017 of the Municipality of Roxas, Isabela, to which this August Body approved;

NOW THEREFORE, upon motion of **HON. MARY GRACE D. ARREOLA**, 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. 22-017 OF THE MUNICIPALITY OF ROXAS, ISABELA ENTITLED, "AN ORDINANCE RECLASSIFYING ONE THOUSAND (1,000) SQUARE METERS, MORE OR LESS OF AGRICULTURAL LAND UNDER THE NAME OF CAROLINA CABALAR, COVERED BY TCT NO. T-102458, SITUATED IN BARANGAY SIMIMBAAN, MUNICIPALITY OF ROXAS, ISABELA TO COMMERCIAL LAND."**

RESOLVED FINALLY, that a copy of this Resolution be furnished to the Sangguniang Bayan of the Municipality of Roxas, Isabela, through the Municipal Vice-Mayor, Hon. Nick M. Sebastian, for their information and guidance.


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Approved and Adopted, September 27, 2022.

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


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

ATTESTED/ APPROVED:


MARCO PAOLO A. MERIS
Member (6th District)