

TANGGAPAN NG SANGGUNIANG BAYAN
38th REGULAR SESSION
October 21, 2014

RESOLUTION NO. 321-14

Authored and Sponsored by: **HON. FERNANDO C. UGDORACION**

Co-Sponsored by: Hon. Alan B. Angub
Hon. Mila M. Lim
Hon. Lolita P. Legaspi
Hon. Ronald R. Cruda
Hon. Carolino A. Ruiz

ENACTING AN ORDINANCE RECLASSIFYING FROM AGRICULTURAL TO INDUSTRIAL ZONE A PARCEL OF LAND OWNED BY CARIDAD ALMENDRAS, ET. AL. LOCATED AT BARANGAY ASTORGA, STA. CRUZ, DAVAO DEL SUR COVERING AN AREA OF 127.1023 HECTARES, MORE OR LESS

WHEREAS, the Astorga Business and Industrial Park Corporation had proposed to establish an Industrial Park covering an area of four (400) hundred hectares, more or less, parcel of land situated at Sitio Cebulan, Barangay Astorga, Municipality of Sta. Cruz, Province of Davao del Sur which was endorsed/supported by this Honorable August Body by virtue of SB Resolution No. 288-14;

WHEREAS, the said corporation is proposing to have an initial development covering an area of 127.1023 hectares part and parcel of the property of Caridad Almendras, et. al. located at Brgy. Astorga, Sta. Cruz, Davao del Sur more particularly described as follows, to wit:

Registered Owner	Lot Number	TCT No./ TD No.	PIN No.	Area per Title (has.)	Zoning Classification (Zoning Number)
Almendras, Caridad	1-I	A-11-0005-00537	062-11-0005-027-02	2.2326	Agricultural Zone – 18
Almendras, Caridad	1-G	A-11-0005-00540	062-11-0005-027-04	2.2322	Agricultural Zone – 18
Almendras, Caridad	1-F	A-11-0005-00541	062-11-0005-027-05	2.2322	Agricultural Zone – 18
Almendras, Caridad	1-E	A-11-0005-00539	062-11-0005-027-06	2.2322	Agricultural Zone – 18
Almendras, Caridad	1-D	A-11-0005-00542	062-11-0005-027-07	2.2322	Agricultural Zone – 18
Almendras, Caridad	1-C	A-11-0005-00543	062-11-0005-027-08	2.2322	Agricultural Zone – 18
Almendras, Caridad	1-B	A-11-0005-00544	062-11-0005-027-09	2.2322	Agricultural Zone – 18
Almendras, Caridad	1-H	T-20687	062-11-0005-027-03	2.2321	Agricultural Zone – 18
Almendras, Maria Carla	3-B-2-A	144-2011000105	062-11-0005-009-19	2.0000	Agricultural Zone – 18
Almendras, Paul	2-B-4	T-20623	062-11-0005-007-04	7.0000	Agricultural Zone – 18
Almendras, Rowena	2-B-5	T-21380	062-11-0005-007-03	7.0000	Agricultural Zone – 18
Almendras, Aileen C.	3-B-2-B	144-2011000106	062-11-0005-009-20	5.0000	Agricultural Zone – 18
Almendras, Alexis C.		A-11-0005-00546	062-11-0005-027-11	5.9425	Agricultural Zone – 18
Alba, Elizabeth	2-B-7	T-20625	062-11-0005-007-05	7.0000	Agricultural Zone – 18
Alba, Jaime	2-B-8	T-20626	062-11-0005-008-01	7.0000	Agricultural Zone – 18
Alba, Roberto	1-O	T-20869	062-11-0005-008-08	7.0000	Agricultural Zone – 18
Arboleda, Adele	1-A	T-20680	062-11-0005-027-10	6.9385	Agricultural Zone – 18
Cabahug, Jose	1-L	T-21132	062-11-0005-008-09	7.0000	Agricultural Zone – 18
Carballo, Josefina	1-Q	T-21134	062-11-0005-026-08	7.0000	Agricultural Zone – 18
Chico, Victor	1-M	T-20629	062-11-0005-008-06	2.8763	Agricultural Zone – 18
Medivend Philippines, Inc.	1-N	144-2011001688	062-11-0005-008-07	4.2805	Agricultural Zone – 18
Montelebano, Cesar	2-B-6	T-20624	062-11-0005-008-03	5.9115	Agricultural Zone – 18
Ngo, Alexander	2-B-11	A-11-0005-00135	062-11-0005-009-05	7.0000	Agricultural Zone – 18
Ngo, Cynthia Churchi	2-B-10	T-20627	062-11-0005-026-02	7.0000	Agricultural Zone – 18
Padriga, Christopher	1-D	T-21318	062-11-0005-026-03	4.7275	Agricultural Zone – 18
Teodoro, Precilla	3-B-1	T-21120	062-11-0005-009-03	1.1623	Agricultural Zone – 18
Teodoro, Priscilla	2-B-12	T-21131	062-11-0005-009-04	2.8980	Agricultural Zone – 18
Vendo Corporation	2-B-9	144-2011000547	062-11-0005-008-02	4.5073	Agricultural Zone – 18
TOTAL LAND AREA				127.1023	

WHEREAS, based on the zoning classification of the above-mentioned properties, a petition for rezoning/reclassification has been filed by the said corporation to the Local Zoning Review Committee (LZRC) of this municipality in order to pursue with the implementation of the said industrial park project which will boost to the economic development of the municipality;

WHEREAS, the LZRC which is a sub-committee created by the Municipal Development Council (MDC), shall review the zoning ordinance considering the Comprehensive Land Use Plan (CLUP), as the

need arises, based on the following reasons/situations namely (a) change in local development plan, (b) introduction of projects, (c) petition for rezoning and (d) other reasons which are appropriate for consideration;

WHEREAS, a joint meeting was conducted by the Local Zoning Review Committee (LZRC), Provincial Agri-Industrial Center (PAIC) Board, Executive-Legislative Council (EXELECOM) and Multi-Sectoral Representative last October 13, 2014 to discuss the petition filed by Astorga Business and Industrial Park Corporation and after some deliberations, the LZRC recommended for the approval of the petition of rezoning/reclassification filed by the said corporation as embodied in their LZRC Resolution No. 01, s. 2014;

WHEREAS, such LZRC resolution was endorsed to the August Body together with the Project Description of Astorga Business and Industrial Park and after thorough deliberations and nominal voting conducted, all members of the August Body present favored for the reclassification of the properties above-described;

WHEREFORE, on motion of Hon. Fernando C. Ugdooracion, unanimously seconded by the members present, it was

RESOLVED, as it is hereby resolved by the Sangguniang Bayan of Sta. Cruz, Davao del Sur, assembled in session to enact the following ordinance:

MUNICIPAL ORDINANCE NO. 12
Series of 2014

ENACTING AN ORDINANCE RECLASSIFYING FROM AGRICULTURAL TO INDUSTRIAL ZONE A PARCEL OF LAND OWNED BY CARIDAD ALMENDRAS, ET. AL. LOCATED AT BARANGAY ASTORGA, STA. CRUZ, DAVAO DEL SUR COVERING AN AREA OF 127.1023 HECTARES, MORE OR LESS

Be it ordained by the Sangguniang Bayan of Sta. Cruz, Davao del Sur, in session assembled that:

- SECTION 1** - There shall be reclassified from agricultural to industrial zone a parcel of land owned by Caridad Almendras, et. al. covering a total area of 127.1023 hectares, more or less, located at Barangay Astorga, Sta. Cruz, Davao del Sur;
- SECTION 2** - That this reclassification shall be an amendment to the existing Comprehensive Land Use Plan (CLUP) and Zoning Ordinance (ZO) CY 2003-2012 and be incorporated in the updating of the CLUP and ZO for CY 2015-2024 of this municipality;
- SECTION 3** - Any ordinance or provisions thereof that are inconsistent with this ordinance is hereby amended;
- SECTION 4** - This ordinance shall take effect immediately upon its approval.

UNANIMOUSLY APPROVED.

CERTIFIED CORRECT:

ELSA L. VILLAFLORES
Administrative Officer III
Acting Secretary to the Sanggunian

ATTESTED:

RONALD R. CRUDA
SB Member
(Temporary Presiding Officer)

APPROVED: _____

ATTY. JOEL RAY L. LOPEZ
Municipal Mayor