

Republic of the Philippines
Province of Cagayan
City of Tuguegarao

SEVENTH CITY COUNCIL



May 04, 2017

Dr. Rosalinda P. Callang
Secretary to the Sanggunian
Sangguniang Panlalawigan, Province of Cagayan
Capitol Hills, Tuguegarao City

Madam:

Pursuant to Section 54 of the Local Government Code, we are now submitting for review and action the attached legislative measure enacted by the Seventh City Council of Tuguegarao City during their 37th Regular Session held on April 25, 2017, to wit:

1. **CITY ORDINANCE NO. 10-2017 – “CITY ORDINANCE REZONING FROM RESIDENTIAL ZONE TO PUBLIC UTILITIES (CAGELCO I SUBSTATION) OF LOT NO. 4080-A, T-2016001516 WITH A TOTAL AREA OF 2,584 SQUARE METERS LOCATED AT CARITAN NORTE, TUGUEGARAO CITY”**

Thank you.

Yours truly,


Joel Joseph L. Egipto, Ph.D.
Secretary to the Sanggunian

**DOCUMENTS SUBMITTED BY
CAGELCO I SUB-STATION**



1. Zoning Certification from the Office of the City Mayor dated March 17, 2017
2. CPDCO Certification stating that subject lots are classified as Agricultural Land as per Comprehensive Land Use Plan: 2001-2005 and Zoning Ordinance No. 04 of the City of Tuguegarao dated October 11, 2002 approved by the Sangguniang Panlalawigan with SP Resolution No. 080-2003 dated March 7, 2003 of which 89.3490 hectares has been reclassified as of this date.
3. Declaration of Real Property
4. Minutes of the Public Hearing held last April 8, 2017 ✓
5. Public Hearing Attendance Sheet held April 8, 2017 ✓



Republic of the Philippines
 PROVINCE OF CAGAYAN
 City of Tuguegarao



SEVENTH CITY COUNCIL

EXCERPTS FROM THE MINUTES OF THE 37th REGULAR SESSION
 OF THE SEVENTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN
 HELD ON APRIL 25, 2017, 9:00 A.M., TUESDAY,
 AT NAMABBALAN ELEMENTARY SCHOOL, TUGUEGARAO CITY

PRESENT:

Hon. Jude T. Bayona	Acting City Vice Mayor, Presiding Officer
Hon. Kendrick S. Calubaquib	Sangguniang Panlungsod Member
Hon. Arnel T. Arugay	-do-
Hon. Gilbert S. Labang	-do-
Hon. Winnoco R. Abraham	-do-
Hon. Imogen Claire M. Callangan	-do-
Hon. Raymund P. Guzman	-do-
Hon. Grace B. Arago	-do-
Hon. Anthony C. Tuddao	-do-
Hon. Jose Pedro G. Velasco	-do-

ABSENT:

Hon. Maila Rosario T. Que	Sangguniang Panlungsod Member
Hon. Mary Marjorie P. Martin-Chan	-do- (on Sick Leave)

CITY ORDINANCE NO. 10-2017

**CITY ORDINANCE REZONING FROM RESIDENTIAL ZONE TO PUBLIC UTILITIES
 (CAGELCO 1 SUBSTATION) OF LOT NO. 4080-A, T-2016001516 WITH A TOTAL AREA OF
 2,584 SQUARE METERS LOCATED AT CARITAN NORTE, TUGUEGARAO CITY**

Sponsors: **Hon. Kendrick S. Calubaquib**
Hon. Jude T. Bayona
Hon. Winnoco R. Abraham

WHEREAS, cities or municipalities are vested with the authority to reclassify agricultural lands and provide manner for their utilization pursuant to Section 20 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991;

WHEREAS, Cagayan I Electric Cooperative, Inc. has applied for rezoning of lot from residential zone to public utilities (CAGELCO I Substation) located at Caritan Norte, Tuguegarao City;

WHEREAS, the applicant has complied with the requirements provided in R.A. 7160, otherwise known as the Local Government Code of 1991, and other applicable laws, rules, regulations and submitted the following documents:

1. Letter request of Cagayan I Electric Cooperative, Inc. for rezoning of lot from residential zone to public utilities (CAGELCO I Substation)
2. Letter indorsement of the City Mayor, Hon. Bienvenido C. De Guzman II, to the Seventh City Council
3. Vicinity Map
4. Photocopy of Certificate of Title
5. Photocopy of Tax Declaration
6. CPDCO Certification stating that the landholdings are classified as residential as per approved Comprehensive Land Use Plan: 2001-2005 and Zoning Ordinance No. 04 of the City of Tuguegarao dated October 11, 2002 ratified by the Sangguniang Panlalawigan through SP Resolution No. 080-2003 dated March 7, 2003

Handwritten initials

7. Certification from the CPDCO Zoning Officer that the total agricultural area of Tuguegarao City is 5891.47 hectares as approved by the HLURB/SP Resolution No. 080 dated March 07, 2003 of which 89.349 hectares has been reclassified for non-agricultural use
8. Extra Judicial Settlement With Sale

WHEREAS, a Resolution of No Objection (RONO) for the construction of a new 10-MVA and 15-MVA power substation by the Cagayan I Electric Cooperative, Inc. (CAGELCO I Substation) was passed by the Barangay Council of Caritan Norte, Tuguegarao City;

WHEREAS, the construction of the power substation along Caritan Norte will cater the power requirements within the City considering that numerous malls will soon be operational in the City. The construction of the substation will not only benefit the residents of Caritan Norte but all the residents in the City;

WHEREAS, the construction of the substation is not health hazardous to nearby residents in the barangay;

WHEREAS, the documents in support to the application for the rezoning of the subject lot which are contained in Committee Report No. 069-2017 duly adopted and approved in session by the Sangguniang Panlungsod are found to be in order and shall form part of this Ordinance.

NOW, THEREFORE, be it ordained by the Seventh City Council in session assembled:

SECTION 1. DEFINITION OF TERMS:

- a. Public Utilities – a business that furnishes an everyday necessity to the public at large. Public utilities will provide water, electricity, natural gas, telephone service and other essentials. Utilities may be publicly or privately owned, but most are operated as private business
- b. Utilities – refer to the set of services provided by these organizations consumed by the public: electricity, natural gas, water, and sewage. Broadband internet services (both fixed-line and mobile) are increasingly being included within the definition
- c. Land Use – refers to the manner of utilization including its allocation, development and management
- d. Rezoning – refers to the process of altering land use of one zone to another zone
- e. Residential Zone – refers to an area within the city intended principally for dwelling/housing purposes
- f. Zoning Ordinance – refers to a local measure which embodies regulations affecting land use

SECTION 2. COVERAGE. Parcel of residential land covered by Lot No. 4080-A, T-032-2016001516, with a total area of 2,584 square meters, located at Caritan Norte, Tuguegarao City.

SECTION 3. RECLASSIFICATION. The aforementioned parcel of land described in Section 2 hereof is hereby reclassified from residential zone to public utilities (CAGELCO I Substation).

SECTION 4. REPEALING CLAUSE. City Ordinances or City Resolutions which are inconsistent with the provisions of this City Ordinance are hereby modified or repealed accordingly.

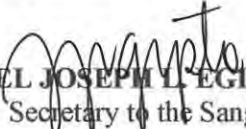
SECTION 5. SEPARABILITY CLAUSE. Should any section or provision of this City Ordinance be declared as unconstitutional or invalid, other provisions which are not affected thereby shall continue to be in full force and effect.

SECTION 6. EFFECTIVITY. This City Ordinance shall take effect immediately upon approval.

On motion of Hon. Kendrick S. Calubaquib and without any objection, **CITY ORDINANCE NO. 10-2017** was **APPROVED** under suspended rules.

X-X-X

I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


JOEL JOSEPH L. EGIPTO, Ph.D. 042617
Secretary to the Sanggunian

ATTESTED:



HON. JUDE T. BAYONA
Acting City Vice Mayor
Presiding Officer

APPROVED:



HON. BIENVENIDO C. DE GUZMAN II
City Mayor

Date: 5/4/17

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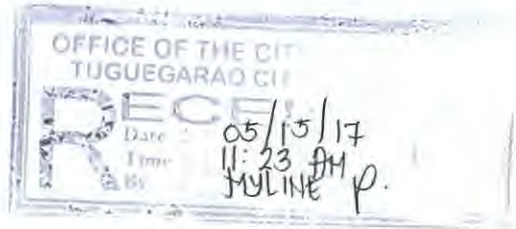


Republic of the Philippines
PROVINCE OF CAGAYAN
Tuguegarao City

OFFICE of the SANGGUNIANG PANLALAWIGAN

11 May 2017

HON. JUDE T. BAYONA
Acting City Vice Mayor
Tuguegarao City, Cagayan



Sir:

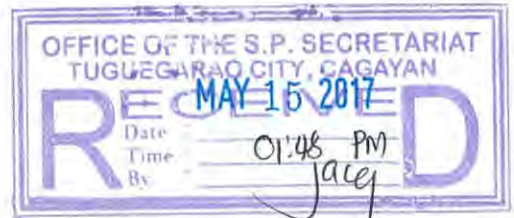
Greetings!

We are furnishing your esteemed Office a copy of **Provincial Resolution No. 2017-9-421** of the 9th Sangguniang Panlalawigan of Cagayan, stating therein its action on the **City Ordinance No. 10 - 2017** of the Sangguniang Panlungsod of Tuguegarao City, Cagayan.

For your information and guidance.

Thank you.

Very truly yours,




ROSALINDA P. CALLANG, DPA
Secretary to the Sanggunian *bs*

Jenner/VDD

OFFICE OF THE SANGGUNIANG PANLALAWIGAN
Capitol Hills, Tuguegarao City
(078) 304-1900
Email address: sp_cagayan@yahoo.com



Republic of the Philippines
PROVINCE OF CAGAYAN
Tuguegarao City

SANGGUNIANG PANLALAWIGAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE PROVINCIAL BOARD HELD ON WEDNESDAY, MAY 10, 2017 AT THE SESSION HALL OF THE SANGGUNIANG PANLALAWIGAN, PROVINCIAL CAPITOL, TUGUEGARAO CITY.

PRESENT:

Hon. Melvin K. Vargas, Jr., *Vice Governor/Presiding Officer*
Hon. Maria Olivia B. Pascual, *Board Member*
Hon. Cristopher T. Barcena, *Board Member*
Hon. Arnold T. Layus, Jr., *Board Member*
Hon. Vilmer V. Vilorio, *Board Member / Floor Leader*
Hon. Perla C. Tumaliuan, *Board Member*
Hon. Rosauro Rodrigo G. Resuello, *Board Member*
Hon. Karen Kaye T. Turingan, *Board Member*
Hon. Rodrigo C. de Asis, *Board Member*
Hon. Maila Rosario S. Ting-Que, *Ex-Officio Member - PCL President*
Hon. Hilario Larry S. Ting, *Ex-Officio Member - LnB President*

ABSENT:

Hon. Jean Alphonse D. Ponce, *Board Member*
Hon. Jesus Florencio A. Vargas, *Board Member (On Official Time)*

RESOLUTION NO. 2017-9-421

A RESOLUTION APPROVING CITY ORDINANCE NO. 10 – 2017 OF THE SANGGUNIANG PANLUNGSOD OF TUGUEGARAO CITY, CAGAYAN

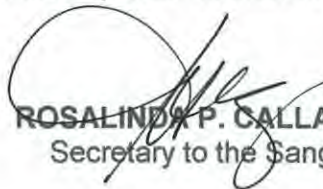
City Ordinance No. 10-2017 of the Sangguniang Panlungsod of Tuguegarao City, Cagayan, entitled "CITY ORDINANCE REZONING FROM RESIDENTIAL ZONE TO PUBLIC UTILITIES (CAGELCO 1 SUBSTATION) OF LOT NO. 4080-A, T-2016001516 WITH A TOTAL AREA OF 2,584 SQUARE METERS LOCATED AT CARITAN NORTE, TUGUEGARAO CITY", is hereby approved in plenary, it being within the powers of the Sangguniang Panlungsod to enact.

On joint motion of all members present, be it

Returned Approved, to the Sangguniang Panlungsod of Tuguegarao City, Cagayan, its City Ordinance No. 10-2017, for their information and guidance.

CARRIED.

I HEREBY CERTIFY to the correctness of the above-quoted resolution.


ROSALINDA P. CALLANG, DPA
Secretary to the Sanggunian

ATTESTED:


MELVIN K. VARGAS, JR., DPA
Vice Governor/ Presiding Officer