

8

PROVINCE OF LEYTE
Palo, Leyte

Item No.: 08

Date: 17 2023 OCT

PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
October 4, 2023

Jose R. Acol
10-6-23

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2023-08 of the Sangguniang Bayan of Dagami, Leyte, recommending for the declaration of its validity, pursuant to its power under Section 56 (C) of R.A. 7160ⁱ, the same being to the opinion of the Provincial Legal Office, an exercise of the power under Section 20ⁱⁱ of the Code. Provided that all requisites therein are duly complied with and that being owned by a private person, an application therefor is required to be filed by the owner thereof. Provided, finally, that the requirements mandated by DILG opinion 22ⁱⁱⁱ, dated January 31, 2020 are complied with.

ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer

ⁱ Local Government Code - If the sangguniang panlalawigan finds that such an ordinance or resolution is beyond the power conferred upon the sangguniang panlungsod or sangguniang bayan concerned, it shall declare such ordinance or resolution invalid in whole or in part. The sangguniang panlalawigan shall enter its action in the minutes and shall advise the corresponding city or municipal authorities of the action it has taken.

ⁱⁱ *Reclassification of Lands.* -

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- (a) 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 or (2) where the land shall have substantially greater economic value for residential, commercial, or industrial purposes, as determined by the sanggunian concerned.

ⁱⁱⁱ Supreme Court Decision in the case of "Chamber of Real Estate and Builders Associations, Inc. (CREBA), vs The Secretary of Agrarian Reform (G.R. No.183409)", reclassification alone will not suffice to use the agricultural lands for other purposes. Conversion is needed to change the current use of the reclassified lands.



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF DAGAMI
*

Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE 33RD REGULAR SESSION OF THE SANGGUNIANG BAYAN OF DAGAMI, LEYTE, HELD AT THE MUNICIPAL SESSION HALL ON 04 SEPTEMBER, 2023 AT 9:00 O'CLOCK IN THE MORNING.

Present:

- | | |
|------------------------------------|-------------------------------------|
| Hon. Homobono U. Bardillon | - Mun. Vice-Mayor/Presiding Officer |
| Hon. Judy M. Dumduma, Jr. | - Sangguniang Bayan Member |
| Hon. Rolando A. Bud-oy | - do- |
| Hon. Andres Bryan M. Bayona | - do- |
| Hon. Jose Jingle N. Sudario | - do- |
| Hon. Caridad B. Cabidog | - do- |
| Hon. Jetromus Jose S. Bardillon | - do- |
| Hon. Susan O. Mendoza | - do- |
| Hon. Reynaldo O. Treceña | - do- |
| Hon. Reo O. Gabriente | - ABC President/Ex-Officio Member |
| Hon. Mary Ahlyssa Ashley A. Gerona | - SK Fed. Pres./Ex-Officio Member |

Absent:

NONE

EXPLANATORY NOTE

WHEREAS, presented before the Sangguniang Bayan was the request of Soliman E.C. for the reclassification of an Agricultural Land holding to Industrial as embodied on the papers;

WHEREAS, considering that the aforementioned area is within the Agricultural Zone per existing zoning ordinance of the Municipal Government, hence the need for reclassification.

WHEREAS, the Joint Committees on Environment and Natural Resources, Agriculture and Fisheries and Laws and Rules through its Committee Report No. 2023-02, recommends for approval of the request to reclassify the land specified, from agricultural to industrial subject to the requirements and procedure for land conversion.

WHEREFORE, on motion of Municipal Councilor **Hon. Caridad B. Cabidog** and seconded by all Sangguniang Bayan present, it was:

RESOLVED, as this Council hereby resolved, to enact:

MUNICIPAL ORDINANCE NO. 2023-08

AN ORDINANCE RECLASSIFYING THE AREA SITUATED IN BARANGAY CALSADAHAY, DAGAMI, LEYTE FROM AGRICULTURAL LAND TO INDUSTRIAL LAND OF SOLIMAN E.C.

BE IT ORDAINED, by the Sangguniang Bayan in Session assembled:

SECTION 1. This ordinance authorizes the reclassification of the following agricultural area to industrial land located in Barangay Calsadahay, Dagami, Leyte particularly described as; Lot No. 3957 owned by Mr. Epitacio C. Soliman, Jr. with an area of 18,845 sq.m.

SECTION 2. Section 20 of R.A. 7160 (LGC) provides that "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.

HON. HOMOBONO U. BARDILLON
Mun. Vice-Mayor/Presiding Officer

FLOR G. YAP
SB Secretary

HON. JUDY M. DUMDUMA, JR.
SB Member

HON. ROLANDO A. BUD-OY
SB Member

HON. ANDRES BRYAN M. BAYONA
SB Member

HON. JOSE JINGLE N. SUDARIO
SB Member

HON. CARIDAD B. CABIDOG
SB Member

HON. JETROMUS JOSE S. BARDILLON
SB Member

HON. SUSAN O. MENDOZA
SB Member

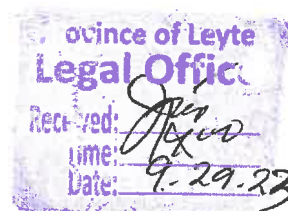
HON. REYNALDO O. TRECEÑA
SB Member

HON. REO O. GABRIENTE
ABC Pres./Ex-Officio Member

HON. MARY AHLYSSA ASHLEY A. GERONA
SK Fed. Pres./Ex-Officio Member


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN



1ST INDORSEMENT
29 September 2023

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **ORDINANCE NO. 2023-08** of the **MUNICIPALITY OF DAGAMI, LEYTE**, ENTITLED: **AN ORDINANCE RECLASSIFYING THE AREA SITUATED IN BARANGAY CALSADAHAY, DAGAMI, LEYTE FROM AGRICULTURAL LAND TO INDUSTRIAL LAND OF MR. EPITACIO C. SOLIMAN, JR. WITH AN AREA OF 18,845 SQ. M.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF DAGAMI

*

Office of the Secretary to the Sanggunian

26 SEPTEMBER 2023

Sangguniang Panlalawigan, Leyte
Legislative Building
Capitol Grounds
Tacloban City

Thru: The Secretary to the
Sangguniang Panlalawigan

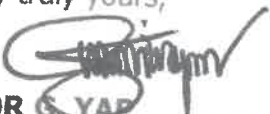
Madam:

Respectfully Submitted Herewith Two (2) Sets of MUNICIPAL ORDINANCE OF DAGAMI, LEYTE – ORDINANCE NO. 2023-05 (AN ORDINANCE ESTABLISHING THE VAWC DESK IN EVERY BARANGAY OF THE MUNICIPALITY OF DAGAMI, LEYTE AND PRESCRIBING THE PROTOCOL IN THE HANDLING OF ALL VAWC CASES FILED THEREOF); ORDINANCE NO. 2023-07 (AN ORDINANCE PROHIBITING THE USE OF CASH CARDS ISSUED TO HOUSEHOLD BENEFICIARIES OF THE PANTAWID PAMILYANG PILIPINO PROGRAM OR THE 4PS AS COLLATERAL OF A LOAN, PROVIDING PENALTIES THEREOF AND FOR OTHER PURPOSES); MUNICIPAL ORDINANCENO. 2023-08 (AN ORDINANCE RECLASSIFYING THE AREA SITUATED IN BARANGAY CALSADAHAY, DAGAMI, LEYTE FROM AGRICULTURAL LAND TO INDUSTRIAL LAND OF SOLIMAN E.C.), for review and approval.

Please acknowledge receipt hereof.

Thank you and more power.

Very truly yours,


FLOR S. YAP
Secretary to the Sanggunian

Republic of the Philippines
Province of Leyte
MUNICIPALITY OF DAGAMI
*



Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE 33RD REGULAR SESSION OF THE SANGGUNIANG BAYAN OF DAGAMI, LEYTE, HELD AT THE MUNICIPAL SESSION HALL ON 04 SEPTEMBER, 2023 AT 9:00 O'CLOCK IN THE MORNING.

Present:

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Hon. Judy M. Dumduma, Jr.	- Sangguniang Bayan Member
Hon. Rolando A. Bud-oy	- do-
Hon. Andres Bryan M. Bayona	- do-
Hon. Jose Jingle N. Sudario	- do-
Hon. Caridad B. Cabidog	- do-
Hon. Jetromus Jose S. Bardillon	- do-
Hon. Susan O. Mendoza	- do-
Hon. Reynaldo O. Treceñe	- do-
Hon. Reo O. Gabriente	- ABC President/Ex-Officio Member
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Absent:

NONE

EXPLANATORY NOTE

WHEREAS, presented before the Sangguniang Bayan was the request of Soliman E.C. for the reclassification of an Agricultural Land holding to Industrial as embodied on the papers;

WHEREAS, considering that the aforementioned area is within the Agricultural Zone per existing zoning ordinance of the Municipal Government, hence the need for reclassification.

WHEREAS, the Joint Committees on Environment and Natural Resources, Agriculture and Fisheries and Laws and Rules through its Committee Report No. 2023-02, recommends for approval of the request to reclassify the land specified, from agricultural to industrial subject to the requirements and procedure for land conversion.

WHEREFORE, on motion of Municipal Councilor **Hon. Caridad B. Cabidog** and seconded by all Sangguniang Bayan present, it was:

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SECTION 1. This ordinance authorizes the reclassification of the following agricultural area to industrial land located in Barangay Calsadahay, Dagami, Leyte particularly described as; Lot No. 3957 owned by Mr. Epitacio C. Soliman, Jr. with an area of 18,845 sq.m.

SECTION 2. Section 20 of R.A. 7160 (LGC) provides that "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.

HON. HOMOBONO U. BARDILLON
Mun. Vice-Mayor/Presiding Officer

FLOR G. YAP
SB Secretary

HON. JETROMUS JOSE S. BARDILLON
SB Member

HON. SUSAN O. MENDOZA
SB Member

HON. REYNALDO O. TRECEÑE
SB Member

HON. REO O. GABRIENTE
ABC Pres./Ex-Officio Member

HON. MARY AHLYSSA ASHLEY A. GERONA
SK Fed. Pres./Ex-Officio Member

HON. JUDY M. DUMDUMA, JR.
SB Member

HON. ROLANDO A. BUD-OY
SB Member

HON. ANDRES BRYAN M. BAYONA
SB Member

HON. JOSE JINGLE N. SUDARIO
SB Member

HON. CARIDAD B. CABIDOG
SB Member

(Cont. Ordinance No. 2023 of SB Regular Session, dated September 04, 2023, etc.)

SECTION 3. The reclassified area shall be used for Industrial purpose only.

SECTION 4. That the reclassification of the herein area has no adverse effect to the adjoining lots of same location.

SECTION 5. EFFECTIVITY. This Ordinance shall take effect fifteen (15) days after copies of which shall have been posted in three (3) conspicuous places.

ENACTED. SEPTEMBER 04, 2023.

WE HEREBY CERTIFY to the correctness of the foregoing Ordinance.


FLOR G. YAP
SB Secretary

ATTESTED:


HON. HOMOBONO U. BARDILLON
Municipal Vice-Mayor/Presiding Officer


HON. JODY M. DUMDUMA, JR.
SB Member


HON. ROLANDO A. BUD-OY
SB Member


HON. ANDRES BRYAN M. BAYONA
SB Member


HON. JOSE JINGLE N. SUDARIO
SB Member


HON. CARIDAD B. CABIDOG
SB Member


HON. JETROMUS JOSE S. BARDILLON
SB Member


HON. SUSAN O. MENDOZA
SB Member


HON. REYNALDO O. TRECEÑE
SB Member


HON. RED B. GABRIENTE
ABC Pres./Ex-Officio Member


HON. MARY AHLYSSA ASHLEY A. GERONA
SK FED. Pres./Ex-Officio Member

APPROVED:


HON. ANGELITA M. DELUSA
Municipal Mayor



Republic of the Philippines
Province of Leyte
Municipality of Dagami, Leyte



OFFICE OF THE SANGGUNIANG BAYAN

C E R T I F I C A T I O N

TO WHOM THIS MAY CONCERN:

*This is to certify that **POSTING** in prominent places in the Main Municipal Building and some conspicuous places in the locality was undertaken starting September 18, 2023 and copies of said ordinance shall remain posted for three (3) consecutive weeks, pursuant to Sec. 59 (b) of Republic Act 7160 in relation to the following ordinance, to wit:*

3. An Ordinance no 08 S. 2023 entitled "Reclassifying the area situated in Barangay Calsahaday Dagami, Leyte from Agricultural land to Industrial land of Soliman E. C.

Made this 19th day of September 2023 at Dagami, Leyte.



FLOR G. YAP

Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Dagami, Leyte



OFFICE OF THE SANGGUNIANG BAYAN

C E R T I F I C A T I O N

TO WHOM THIS MAY CONCERN:

This is to certify that Municipal Ordinance No. 08 S. 2023 entitled: "An Ordinance entitled" Reclassifying certain lots acquired by Mr. Epitacio C. Soliman, Jr. from Agricultural to Industrial Lands located at Barangay Calsahaday Dagami, Leyte containing an area of 18,845 has. with lot. No. 3957 Intended for the establishment Sewage Treatment Plant (STP) and Treatment Storage and Disposal Facility (TSD). was presented during the public hearing and concerned sectors on August 25, 2023 at the Municipal Gym, Dagami, Leyte.

Made this 19th day September 2023 at Dagami, Leyte.



FLOR G. YAP

Secretary to the Sanggunian

TAX DECLARATION OF REAL PROPERTY

TD NO. 12-0024-00175 R13

Property Identification No: 044-12-0024-002-28

Owner: Sps. Huberto A. Dico and Carmelita A. Dico

TIN: _____

Address: Dagami, Leyte

TELEPHONE: _____

Administrator/Beneficial User: _____

TIN: _____

Address: _____

TELEPHONE: _____

Location of Property: _____

CALSADAHAY

Dagami, Leyte

(Number and Street)

Barangay/District

(Municipality & Province/City)

OCT/TCT/CLOA

CARP2018000159

Survey No.

Cad. 503-D

CCT: _____

LOT No.

3957

Dated: September 24, 2013

Blk. No. _____

Boundaries: N : Corner 1 is common By Lot 4433

SW : Line 22-23 By Lot 2413

NE : Lines 1-2-3 By Lot 4430

SW : Lines 23-24-25 By Guinguan Creek

NE : Line 3-4 By Lot 4429

SW : Line 25-26 By Municipal Road

KIND OF PROPERTY ASSESSED: E-S : Lines 5-6-7-8-9-10-11-12-13-14-15-16-17-18-19-20-21-22 By Guinguan Creek

LAND

MACHINERY

SW : Lines 26-27-28-29 By Lot 4111

Brief Description:

W : Lines 29-30-31 By Lot 4433

BUILDING

OTHERS

NW : Lines 31-32-33-1 By Lot 4432

No. Of Storeys: _____

Specify: _____

Brief Description: _____

Assesment

Classification	Area	LAF	Market Value	Actual Use	Level	%	Assessment Value
Agricultural	1.8845 Has.	-9	52,549.75	Agricultural	40	%	Php 21,019.90
		0		(1st-Coco Land)			
		-2					
		-11%	52,549.75				Php 21,020.00
		89%					

Total Assessed Value: _____

TWENTY-ONE THOUSAND TWENTY PESOS

(Amount in Words)

Taxable

Exempt

Effectivity of Assessment/Reassessment

FOR AND BY THE AUTHORITY
OF THE PROVINCIAL ASSESSOR

1ST 2023

Qtr. 1st Yr. 2023

RECOMMENDED BY: _____

APPROVED BY: _____

ENGR. RUTH R. CABANGANGAN, REA

SOCORRO LOUIS V. ALMINAR REA
TECHNICAL SUPERVISOR

ENRIQUETO O. PORTULA, REA

Municipal Assessor

Provincial Assessor

This Declaration Cancels TD NO. _____

NEW

Owner: _____

Previous AV _____

Memoranda:

ISSUANCE of NEW Tax Declaration is hereby made based on TITLE under OCT No. CARP2018000159 and Technical Description hereto attached. Taxes have been paid per O. R. No. 2291290 dated August 4, 2022 in Dagami, Leyte.

Note: This property is also declared in the name of Dacome, Clara under TD No. 12024-00073 R13.

Note: This declaration is for real property taxation purposes only and the valuation indicated herein are based on the schedule of unit market values prepared for the purpose and duly enacted into an Ordinance by the Sangguniang PANLALAWIGAN under Ordinance No. _____ dated _____. It does not and cannot by itself alone confer any ownership or legal title to the property.

CONFORMED BY: _____

Huberto A. Dico
DECLARANT/AUTHORIZED REPRESENTATIVE

REPUBLIC OF THE PHILIPPINES
PROVINCE OF LEYTE
MUNICIPALITY OF DAGAMI

PUBLIC HEARING
AUGUST 25, 2023

ATTENDANCE

AN ORDINANCE RECLASSIFYING THE AREA SITUATED IN BRGY. CALSADAHAY DAGAMI, LEYTE FROM AGRICULTURAL LAND TO INDUSTRIAL LAND OF SOLIMAN E.C.

NAME	BARANGAY	POSITION	CEL. NO.	SIGNATURE
Lucina A. Diaz	Calsadahay	D. Kagawad	0997281778	<i>[Signature]</i>
Josie T. Palma	Calsadahay	CDW		<i>[Signature]</i>
Purificacion B. Almerino	"	Treasurer	09103451137	<i>[Signature]</i>
Eustencia	Calsadahay			<i>[Signature]</i>
Rosita R. Alonzo	Calsadahay			<i>[Signature]</i>
Edita E. Alpino	Calsadahay			<i>[Signature]</i>
Mary-Ann S. Venezuela	Calsadahay		0951484553	<i>[Signature]</i>
Rosalba Venezuela	Calsadahay			<i>[Signature]</i>
Territa C. Aguilon	Calsadahay			<i>[Signature]</i>
Evelyn D. Arguelles	Calsadahay		09124586628	<i>[Signature]</i>
Julie Ann C. Ladrera	Calsadahay		09515589670	<i>[Signature]</i>
Rizza C. Aguilon	Calsadahay		0961-7607-042	<i>[Signature]</i>
Carmelita A. Rico	Calsadahay	Brgy. Chairman	09212005660	<i>[Signature]</i>
MALLITO X. NAZARIT	VICTORIA	STAFF	09519802237	<i>[Signature]</i>
ANATOLIO T. CABDOGAR	DISTIS		0970112920	<i>[Signature]</i>
RIZZA B. BORINAGA	CALSADAHAY		09558436173	<i>[Signature]</i>
Jinka D. Diaz	Calsadahay		"	<i>[Signature]</i>

NAME	ADDRESS	POSITION	CEL. #	SIGNATURE
Enaida C. Escapoteo	Dist 5	Pres. of Senior		EC Escapoteo
Verone D. Diaz	Caladabay	Kagawad		
Shelda C. Guingo	JALINHUGAN	Kagawad		Shelda Guingo
Porfiero MAGA	SIRAB	STAFF		
Antonio Mautz Jr	DIST. 11			
AGUILON KRISA C	CALSADAHAY		09100178002	
JIMMY P. AVELINO	BAWAYON	P/B	09776144119	
FELIX B. VILLAMOR	CALSADAHAY (KAGAWAD)			
DANTE AGUILON	"			
ANTONIO B. del PILAR	MARICOR	XUN-ALAN		
RUNT CAMBUENGAN	DIST. 3	MFC SO	090069242	
VENUS S. VERONIA	DIST. 3	MAD C STAFF		
IMBORA B. ENABAN	PARADO	P/B	0907252189	
NOLI L. GISMA	BRGY. VICTORIA	P/B	0981-782 40R	
Francisco A. Cubello	Humalogan	P/B	09519680059	F. Cubello
NILMA R. CHARUNAN	DIST. 2	B/SEC	0910425812	
IMELDA C. DELLOTO	Comunida	E MF / GOV	09177141798	
Jessa S. Samarillo	Sandlon	MAD. SEC		
HANRYL RICARDO	HUMALOGAN			
BENEDICTA S. GARCIA	PLARIDEL	P/B		
Maximo A. Cagana	SIRAB	P/B		
Wilfredo Maga	BAWAYON	TANOD		
Leslie M. Martinez	PARADO	P/B		
MIRASOL ABRILLO	ORMOYAY	P/B		
REBECCA E. MAGANDA	MACA-ALAN	P/B		
REO O. GABUENTE	TAGKUP	P/B		
Rogelio Verona Jr.	Calsadabay			
Mary Jane P. Verona	Calsadabay			

