

I MINA'TRENTA NA LIHESLATURAN GUÅHAN  
2010 (Second) Regular Session

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MW

Bill No. 391-30 (COR)

Introduced by:

v.c. pangelinan



AN ACT TO AMEND §61619 AND §61633 OF  
ARTICLE 6, CHAPTER 61, TITLE 21 GUAM  
CODE ANNOTATED RELATIVE TO HEARING  
DATE-NOTICE

BE IT ENACTED BY THE PEOPLE OF GUAM:

1           Section 1. §61619 of Article 6, Chapter 61, Title 21 Guam Code  
2   Annotated is hereby amended to read:

3           “Upon the filing of variance application the Commission shall fix a  
4   reasonable time for hearing the same and shall give notice thereof to the  
5   applicant and may give notice to any other parties in interest. All hearings  
6   shall be conducted in the affected municipality and shall be in accordance  
7   with the rules established by the commission, but any party in interest may  
8   appear in person, or by designated attorney or agent. At least one such  
9   hearing shall be conducted after six o'clock p.m.

10           In addition, the commission shall require the applicant to erect a sign  
11   on the subject location, no smaller than four feet (4') by eight feet (8') in  
12   height and width, displayed to make the following information available to  
13   the general public in a reasonable manner:

14           (1) a Statement of Public Notice that an application for a variance has  
15   been filed with the Commission;

1           (2) the title of the application as filed, containing the name of the  
2 owner, the name of the developer, the lot number, and the proposed  
3 variance; and

4           (3) the date, time, and place of each public hearing and Commission  
5 meeting where public comments can be presented.

6           The sign shall be erected and displayed in a visible and prominent  
7 place on the subject site no less than (5) days after an application is filed  
8 with the Commission and shall be removed after the Commission renders a  
9 final decision on the application or the applicant officially withdraws the  
10 application

11           The Commission shall not render a decision in favor of any applicant  
12 that fails to comply with both this sign requirement and any other public  
13 notice requirement that is prescribed by law, rule or regulation. Failure to  
14 meet the notice requirements as provided herein renders any approval by the  
15 commission null and void.”

16           **Section 2. §61633 of Article 6, Chapter 61, Title 21 Guam Code**  
17 **Annotated is hereby amended to read:**

18           “Upon the filing of an application for a change of zone, the  
19 Commission shall hold at least one hearing thereon in the municipal district  
20 where the property to be rezoned is located, as such districts are described in  
21 Chapter 40, 5 GCA Government Operations, notice of time and place of  
22 which shall be given at least one publication in a newspaper of the general  
23 circulation, at least ten (10) days before the day of said hearing, and by mail  
24 to the Commissioner of the municipal district concerned, and to those  
25 landowners owning land within five hundred (500) feet of the property for  
26 which rezoning is requested, the mailing addresses for such landowners to  
27 be in the Real Tax records.