

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

February 29, 2012

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

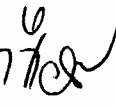
Dear Madame Speaker:

Transmitted herewith is Bill No.370-31 (COR) "AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 1060-5-2, IN THE MUNICIPALITY OF BARRIGADA, TO ONE-FAMILY DWELLING ZONE (R1)", which I signed into law on February 27, 2012 as Public Law 31-191.

Senseramente,



RAY TENORIO
I Maga'lahen Guåhan para pa'go
Acting Governor of Guam

31-11-1377 
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 2/29/12
Time 3:18
Received by JS

Attachment: copy of Bill

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

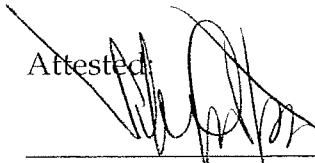
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 370-31 (COR), "AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 1060-5-2, IN THE MUNICIPALITY OF BARRIGADA, TO ONE-FAMILY DWELLING ZONE (R1)", was on the 17th day of February, 2012, duly and regularly passed.



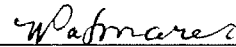
Judith T. Won Pat, Ed.D.
Speaker

Attested:



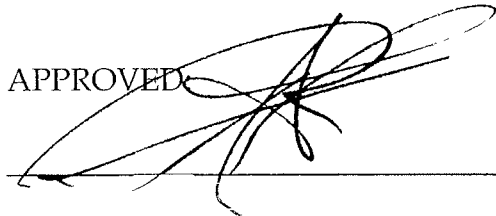
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 17 day of FEB., 2012, at
1:22 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



RAYMOND S. TENORIO
Acting Governor of Guam

Date: Feb. 27, 2012

Public Law No. 31-191

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 370-31 (COR)

Introduced by:

v. c. pangelinan
T. C. Ada
V. Anthony Ada
F. F. Blas, Jr.
B. J.F. Cruz
Chris M. Dueñas
Judith P. Guthertz, DPA
Sam Mabini, Ph.D.
T. R. Muña Barnes
Adolpho B. Palacios, Sr.
R. J. Respicio
Dennis G. Rodriguez, Jr.
M. Silva Taijeron
Aline A.Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

**AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT
NO. 1060-5-2, IN THE MUNICIPALITY OF *BARRIGADA*,
TO ONE-FAMILY DWELLING ZONE (R1).**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds

that Lot No. 1060-5-2, in the municipality of *Barrigada*, was formerly held by the Federal Government. The property was subsequently returned to the government of Guam and transferred to the Guam Ancestral Lands Commission (GALC). Pursuant to Chapter 80, Division 2, Title 21, Guam Code Annotated, this land was returned to the original landowners; and is situated across the street from the P.C.

1 Lujan Elementary School in *Barrigada*. The lot measures seven hundred sixty-
2 three (763) square meters, and was returned *without* a zoning designation.

3 *I Liheslaturan Guåhan* further finds that because the lot is unzoned, the
4 owners are *not* allowed to use the property to its fullest potential. By zoning the
5 property, the owners will be able to utilize their property.

6 *I Liheslaturan Guåhan* intends to zone Lot No. 1060-5-2 to One-Family
7 Dwelling Zone (R1).

8 **Section 2. Lot Zoning.** Notwithstanding any provision of the law, Lot
9 No. 1060-5-2, in the municipality of *Barrigada*, is hereby zoned as One-Family
10 Dwelling Zone (R1).

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

Date: 2/17/12

VOTING SHEET

Bill No. 370-31(COR)

Resolution No. _____

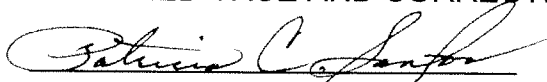
Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

15 0 0 0 0

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



the People

Chairman
Committee on Appropriations,
Taxation, Public Debt, Banking,
Insurance, Retirement, and
Land

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesian Affairs and
Human & Natural
Resources

Member
Committee on
Municipal Affairs,
Tourism, Housing, and
Recreation

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

DEC 12 2011

The Honorable Judith T. Won Pat, Ed.D.

Speaker

I Mina'trentai Unu Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio

Chairperson, Committee on Rules

RE: Committee Report on Bill No. 370-31 (COR), As Introduced

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 370-31 (COR), As Introduced: "An act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to single-family dwelling (R-1)" and which was referred to the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land.

Committee votes are as follows:

<u>3</u>	TO PASS
<u>0</u>	TO NOT PASS
<u>2</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE

Si Yu'os Ma'åse',

Vicente (ben) Cabrera Pangelinan
Chairman

Committee
Report
On

Bill No. 370-31 (COR), As Introduced: “An act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to single-family dwelling (R-1)”



the People

I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

DEC 12 2011

MEMORANDUM

Chairman
Committee on Appropriations,
Taxation, Public Debt, Banking,
Insurance, Retirement, and
Land

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesian Affairs and
Human & Natural
Resources

Member
Committee on
Municipal Affairs,
Tourism, Housing, and
Recreation

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

To: All Members
Committee on Appropriations, Taxation, Public Debt, Banking,
Insurance, Retirement, and Land

From: Senator Vicente (ben) Cabrera Pangelinan
Committee Chairman

Subject: Committee Report on Bill No. 370-31 (COR), As Introduced

Transmitted herewith for your consideration is the Committee Report on Bill No. 370-31 (COR), As Introduced: "An act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to single-family dwelling (R-1)" sponsored by Senator Vicente (ben) Cabrera Pangelinan.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 370-31 (COR), As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Submitted Testimony & Supporting Documents
6. Copy of COR Referral of Bill No. 370-31 (COR), As Introduced
7. Notices of Public Hearing
8. Copy of the Public Hearing Agenda
9. Fiscal Note

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact my office.

Si Yu'os Ma'åse',

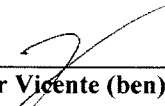
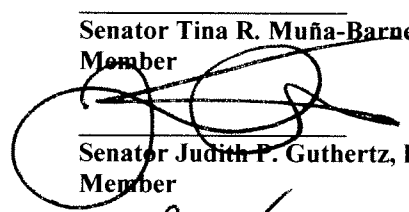
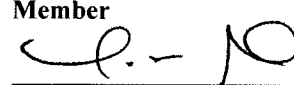
Vicente (ben) Cabrera Pangelinan
Chairman

I MINA TRENTAI UNU NA LIHESLATURAN GUÁHAN

Committee Voting Sheet

**Committee on Appropriations, Taxation, Public Debt, Banking, Insurance,
Retirement, and Land**

Bill No. 370-31 (COR), As Introduced: "An act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to single-family dwelling (R-1)"

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Senator Vicente (ben) Cabrera Pangelinan Chairperson	☒	☐	☐	☐	☐
Speaker Judith T. Won Pat, Ed.D. Vice Chairperson	☐	☐	☐	☐	☐
Vice Speaker Benjamin J.F Cruz Member	☐	☐	☐	☐	☐
Senator Tina R. Muña-Barnes Member	☐	☐	☒	☐	☐
 Senator Judith P. Guthertz, DPA Member	☐	☐	☒	☐	☐
 Senator Dennis G. Rodriguez, Jr. Member	☐	☐	☒	☐	☐
 Senator V. Anthony Ada Member	☒	☐	☐	☐	☐
 Senator Christopher M. Dueñas Member	☒	☐	☐	☐	☐
Senator Mana Silva Taijeron Member	☐	☐	☐	☐	☐



the People

I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

Committee Report

Bill No. 370-31 (COR), As Introduced: "An act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to single-family dwelling (R-1)"

I. OVERVIEW

The Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land convened a public hearing on November 29, 2011 at 1:00 pm in *I Liheslatura's* Public Hearing Room.

Public Notice Requirements

Notices were disseminated via hand-delivery and e-mail to all senators and all main media broadcasting outlets on November 21, 2011 (5-Day Notice), and again on November 27, 2010 (48 Hour Notice).

(a) Committee Members and Senators Present

Senator Vicente (ben) Cabrera Pangelinan, Chairman
Senator V. Anthony Ada, Member
Senator Dennis G. Rodriguez, Member
Senator Thomas C. Ada
Senator Adolpho Palacios Sr.
Senator Frank Blas Jr.

(b) Appearing before the Committee

None

(c) Written Testimonies Submitted

Jessie B. Palican, Mayor of Barrigada
Thomas A. Cruz, Guam Waterworks Authority Chief Engineer

Chairman
Committee on Appropriations,
Taxation, Public Debt, Banking,
Insurance, Retirement, and
Land

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesian Affairs and
Human & Natural
Resources

Member
Committee on
Municipal Affairs,
Tourism, Housing, and
Recreation

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

II. COMMITTEE PROCEEDINGS

(a) Bill Sponsor Summary

Senator Vicente (ben) Cabrera Pangelinan: Bill 370 is an act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to single-family dwelling. The mayor of Barrigada called earlier and said they are in support of this rezoning and that they will be submitting testimony from their office supporting it.

Being the author of the bill, both Bill 369 and Bill 370 are adjacent lots near the road to PC Lujan. These are ancestral lands that were returned to the original landowner and are therefore unzoned at this time. The family owners are requesting that they be allowed to build a home on these properties and their request is just for a single family R-1 zone. These are house lots that have been subdivided and given to them. It is necessary for this legislature to zone previously unzoned Ancestral Lands. This is not something that can be done by the Guam Land Use Commission. So Bill 369 and Bill 370 are hereby declared to have received their public hearing.

(b) Testimony

No oral testimony presented.

Written testimony attached.

III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriation, Taxation, Public Debt, Banking, Insurance, Retirement, and Land, hereby reports Bill No. 370-31 (COR), As Introduced, with the recommendation To Report Out Only.

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (First) Regular Session

2011 Nov 10 PM 12:25 emw

Bill No. 370-31(COR)

Introduced by:

v.c. pangelinan

**AN ACT TO ZONE THE PREVIOUSLY
UNZONED LOT NO. 1060-5-2, IN THE
MUNICIPALITY OF BARRIGADA, TO
SINGLE-FAMILY DWELLING (R-1)**

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative Intent and Findings.** *I Liheslaturan Guåhan*
2 finds Lot No. 1060-5-2, in the Municipality of Barrigada was formerly held
3 by the Federal Government. The property was subsequently returned to the
4 government of Guam and transferred to the Guam Ancestral Lands
5 Commission (GALC). Pursuant to Chapter 80, Division 2, Title 21, Guam
6 Code Annotated this land was returned to the original landowners situated
7 across the P.C. Lujan Elementary School in Barrigada. The lot measures 763
8 square meters. The property was returned without a zoning designation.

9 *I Liheslaturan Guåhan* further finds that because the lot is unzoned,
10 the owners are not allowed to use the property to its fullest potential. By
11 zoning the property, the owners will be able to utilize their property.

12 *I Liheslaturan Guåhan* intends to zone Lot No. 1060-5-2 to Single-
13 Family Dwelling (R-1) Zone.

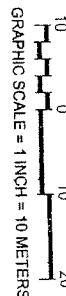
14 **Section 2. Lot Zoning.** Notwithstanding any provision of the law, Lot
15 No. 1060-5-2, in the Municipality of Barrigada, is hereby zoned Single-
16 Family Dwelling (R-1) Zone.

C2	76°55'40"	6.096	8.185	7.584	S41°56'46"W
	(76°55'49")	(6.096)	(8.185)	(7.584)	(S41°56'47"W)
C3	53°07'48"	6.096	5.652	5.452	N30°43'24"E
	(53°07'48")	(6.096)	(5.652)	(5.452)	(N30°43'24"E)
C4	57°13'18"	12.192	12.176	11.676	S28°40'39"W
	(57°13'18")	(12.192)	(12.176)	(11.676)	(S28°40'39"W)

LOT DATA:
LOT NO. PROPOSED BOUNDARY OF RADIO BARRIOCA (AREA NO. 15)
CASE NO. 14-50, CONTAINING AN AREA OF 11,825.633
SQUARE METERS OF LAND, MORE OR LESS

REGISTERED ON OCT. 29, 1952
IN THE NAME OF:
FOR AND ON BEHALF OF THE UNITED STATES OF
AMERICA.

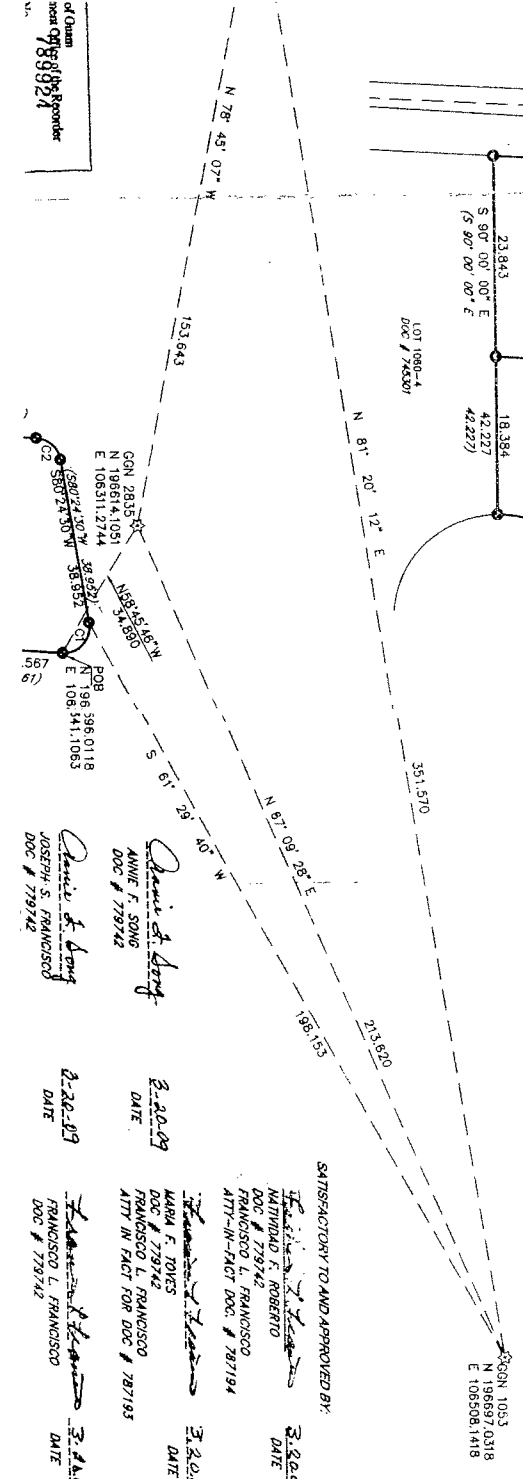
CERTIFICATE TITLE NO. 5683



LEGEND & SYMBOLS:

- ✱ GUN CONTROL MONUMENT
- △ NAIL TRAVERSE STATION
- ⊙ #4 REBAR SET WITH PLASTIC CAP MARK PLS 64
- ⊙ #4 REBAR FOUND MARKED PLS # 71 DOC. #745301
- ⊙ 4x4 CONC MON. FOUND MARKED PLS # 71 UNDOCUMENTED
- ⊙ WOODEN POWER POLE
- ⊙ CONCRETE POWER POLE
- ⊙ SEWER MAIN HOLE
- ⊙ TELEPHONE PEDISTAL
- ⊙ GUY WIRE

ENLARGED MAP
SCALE: 1" = 10 M



SUBJECT LOT
LOT 1060-5

VICINITY MAP
(NOT DRAWN TO SCALE)

NOTES:
1. SURVEY WAS BASED ON FOUND CORNERS AS SHOWN.
2. ALL DISTANCES ARE IN METERS UNLESS OTHERWISE NOTED.
3. BEARINGS AND DISTANCES WITHIN PARENTHESES ARE RECORD ALL
OTHERS ARE 1983 VALUE
4. SUBJECT LOT (5) IS/ARE LINED OUT AS OF APPROVAL OF THIS MAP.
5. SUBJECT LOTS ARE WITHIN THE NORTHERN ACQUICER.
6. AS-BUILTS ARE AS SHOWN IN PLOT AS OF APPROVAL OF THIS MAP.

CHECKED BY:
JIMMY L. CAMACHO
DATE: 4-21-09
ENGINEERING TECH. II
PLANNER, GLM

CERTIFICATE OF GUAM CHIEF PLANNER:
APPROVAL PURSUANT TO TITLE 21, GUAM CODE ANNOTATED, CHAPTER
62, SUBDIVISION LAW.
JIMMY L. CAMACHO
DATE: 04-06-09
GUAM CHIEF PLANNER

CERTIFICATE OF GUAM CHIEF SURVEYOR:
THIS MAP HAS BEEN EXAMINED FOR CONFORMANCE WITH TITLE 21, GUAM
CODE ANNOTATED, CHAPTER 60 ARTICLE 3, SUBDIVISION REGULATION SYSTEM
AND REGULATIONS THEREUNDER ON THIS DATE OF
5-11-09
PAUL L. SANTOS, PLS 68
GUAM CHIEF SURVEYOR/CHIEF OF CADASTRE

CERTIFICATE OF SURVEYOR:
I, GENERALIST AND A WILLIAMS, HEREBY CERTIFY
THAT THIS MAP AND THEREON IS BASED ON FIELD SURVEY
MADE ON SEPTEMBER 11, 2008 IN ACCORDANCE
WITH ALL EXISTING LAWS AND REGULATIONS, AND THAT I
AM RESPONSIBLE FOR THE ACCURACY OF THE DATA AND
INFORMATION SHOWN HEREON. I ALSO CERTIFY THAT ALL
THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY
THE POSITIONS INDICATED ON THIS MAP.
JIMMY L. CAMACHO
DATE: 3-20-09
GENERALIST AND WILLIAMS
PROFESSIONAL LAND SURVEYOR NO. 64

REVISIONS

REVISIONS	DESCRIPTION	BY	DATE	APPROVED BY	DATE
1	RE-SUBDIVISION SURVEY MAP OF LOT 1060-5				

EXPIRATION: 9-30-09



Mina'trentai Unu Na Liheslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE
Senator Vicente “ben” Cabrera Pangelinan

**COMMITTEE ON APPROPRIATIONS, TAXATION, PUBLIC DEBT, BANKING,
INSURANCE, RETIREMENT AND LAND**
Tuesday, November 29, 2011

Bill No. 370

SIGN UP SHEET

[illegible]



JESSIE B. PALICAN
MAYOR

MUNICIPALITY OF BARRIGADA

OFFICE OF THE MAYOR & VICE MAYOR
124 LUAYAO LANE, BARRIGADA, GUAM 96913



JUNE U. BLAS
VICE MAYOR

November 29, 2011

Honorable Senator Vicente (Ben) Pangelinan
Mina 'Trentai unu na Liheslaturan Guåhan
Hagåtña, Guam 96910

Re: **A) Bill No. 369-31 (COR)** "An Act to zone the previously un-zoned Lot 1060-5-1, to a single-family dwelling.

B) Bill No. 370-31 (COR) "An Act to zone the previously un-zoned Lot 1060-5-2 to a single-family dwelling.

Both lots located in the municipality of Barrigada

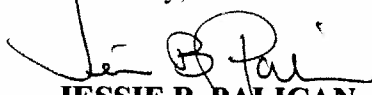
Chairman Vicente (Ben) Pangelinan and Members of the Committee, *Buenas yan Saludu para todos hamyu!*

Thank you for allowing us to provide written testimonial on Bill No.369-31(COR), and Bill No. 370-31(COR) on behalf of myself, Mayor Jessie B. Palican, Vice Mayor June U. Blas, and the community of Barrigada, we are indeed advocates for the passage of this bill for the following reasons:

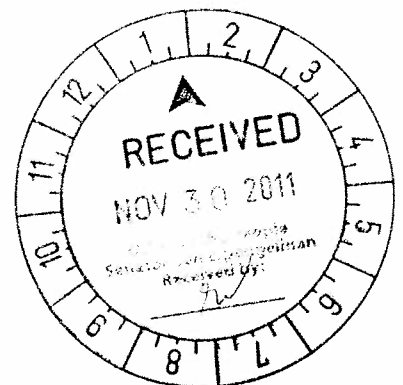
- 1) The registered landowner, Francisco L. Francisco and his family are well known constituents originally from Barrigada, by allowing the un-zoned properties would enable Mr. Francisco and his families to build their dream homes.
- 2) Development for Single Family Dwellings are in demand, with the improvements to these properties in the district of Barrigada only validates our commitment to this community.

On behalf, and in the best interest of the community of Barrigada, we highly recommend passage of Bills 369-31 (COR) & 370-31 (COR).

Sincerely,


JESSIE B. PALICAN
Mayor


JUNE U. BLAS
Vice Mayor





GUAM WATERWORKS AUTHORITY

578 North Marine Corps Drive | Tamuning | Guam 96913

November 29, 2011

Senator Vicente C. Pangelinan
Thirty First Legislature
324 West Soledad Avenue
Hagatna, Guam 96932

SUBJECT:

Bill No. 175-31 (COR): An Act to rezone Lot No. 5231-9-1, in the Municipality of Dededo from Agricultural "A" to Commercial "C"

Bill No. 352-31 (COR): an Act to rezone Lot No. 10060REM-4-1-1 in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 353-31 (COR): An Act to Rezone Lot No. 10060 REM 3-R3, in the Municipality of Dededo from Single-Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 354-31 (COR): An Act to re-zone Lot No. 10060-REM-3-1, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 355-31 (COR): An Act to rezone Lot No. 10060 REM 3-2, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial "C" Zone

Bill No. 356-31 (COR): an Act to rezone Lot No. 10060REM-3-3, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 357-31 (COR): An Act to Rezone Lot No. 10060 REM -2-2NEW, in the Municipality of Dededo from Single-Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 358-31 (COR): An Act to re-zone Lot No. 10060-REM-2-1-R2, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 359-31 (COR): An Act to rezone Lot No. 10060 REM -2-2-1, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial "C" Zone



GUAM WATERWORKS AUTHORITY

578 North Marine Corps Drive | Tamuning | Guam 96913

Page 2

Position Statement on Bill Numbers 175, 352, 353, 354, 355, 356, 357, 358, 359, 369, 370, 371

Bill No. 369-31 (COR): an Act to zone the previously unzoned Lot No. 1060-5-1, in the Municipality of Barrigada to Single-Family Dwelling ("R-1") Zone.

Bill No. 370-31 (COR): An Act to zone the previously unzoned Lot No. 1060 -5-2, in the Municipality of Barrigada to Single-Family Dwelling ("R-1") Zone.

Bill No. 371-31 (COR): An Act to re-zone Lot No. 19A-3, in the Municipality of Sinajana from Single Family Dwelling ("R1") to Multi-Family Dwelling ("R-2") Zone.

Honorable Senator Pangelinan:

This is in response to your letter dated November 21, 2011 inviting the Guam Waterworks Authority (GWA) to a public hearing to provide written or oral testimony regarding the above subject. This letter shall serve as GWA's position statement to the above zone change requests related to availability of water and sewer infrastructures to serve the above subject lots. This position statement shall not be construed as a notice that water and wastewater services are immediately available for the subject lots, nor that the current water and sewer systems have the capacities to accommodate the future developments without on-site or off-site improvements. Any extension of the water and sewer systems and/or capacity upgrades required to serve the properties shall be subject to the rules and regulations of GWA. Any required extension to the existing facilities to serve the subject property shall be at the expenses of the property owner.

According to GWA records, the followings are the existing water and sewer facilities adjacent to the subject properties.

- 1) Lot No. 5231-9-1, Municipality of Dededo, requesting to rezone from "A" (agriculture) to "C" (Commercial). GWA certified that there is an existing eight inches (8") waterline located along Alageta Street fronting the subject lot. There is no public sewer line in the area.



GUAM WATERWORKS AUTHORITY

578 North Marine Corps Drive | Tamuning | Guam 96913

Page 3

Position Statement on Bill Numbers 175, 352, 353, 354, 355, 356, 357, 358, 359, 369, 370, 371

- 2) Lot No. 10060-REM-4-1-1, Municipality of Dededo, requesting to rezone from Single Family/Multi Dwelling (R1/R2") to "C" (Commercial). GWA certified that there is an existing twenty inches (20") waterline and a thirty inches (30") sewer line located along Route 3 across from the subject lot.
- 3) Lot No. 10060 REM 3-R3, Municipality of Dededo, requesting to rezone from Single Family/Multi Dwelling (R1/R2") to "C" (Commercial). GWA certified that there is an existing twenty inches (20") waterline and a thirty inches (30") sewer line located along Route 3 across from the subject lot.
- 4) Lot No. 10060 REM 3-1, Municipality of Dededo, requesting to rezone from Single Family/Multi Dwelling (R1/R2") to "C" (Commercial). GWA certified that there is an existing eight inches (8") waterline and an eight inches (8") sewer line located along Mepa Street fronting the subject lot.
- 5) Lot No. 10060R-3-2, Municipality of Dededo, requesting to rezone from Single Family/Multi Dwelling (R1/R2") to "C" (Commercial). GWA certified that there is an existing eight inches (8") waterline and an eight inches (8") sewer line located along Mepa Street fronting the subject lot.
- 6) Lot No. 10060REM-3-3, Municipality of Dededo, requesting to rezone from Single Family/Multi Dwelling (R1/R2") to "C" (Commercial). GWA certified that there is an existing twenty inches (20") waterline and a thirty inches (30") sewer line located along Route 3 across from the subject lot.
- 7) Lot No. 10060REM-2-2NEW, Municipality of Dededo, requesting to rezone from Single Family/Multi Dwelling (R1/R2") to "C" (Commercial). GWA certified that there is an existing twenty inches (20") waterline and a thirty inches (30") sewer line located along Route 3 across from the subject lot.
- 8) Lot No. 10060REM-2-1-R2, Municipality of Dededo, requesting to rezone from Single Family/Multi Dwelling (R1/R2") to "C" (Commercial). GWA certified that there is an existing twenty inches (20") waterline and a thirty inches (30") sewer line located along Route 3 across from the subject lot.

GUAM WATERWORKS AUTHORITY
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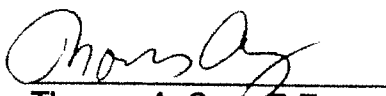
Page 4

Position Statement on Bill Numbers 175, 352, 353, 354, 355, 356, 357, 358, 359, 369, 370, 371

- 9) Lot No. 10060REM-2-2-1-R1, Municipality of Dededo, requesting to rezone from Single Family/Multi Dwelling (R1/R2") to "C" (Commercial). GWA certified that there is an existing eight inches (8") waterline and an eight inches (8") sewer line is located along Mepa Street fronting the subject lot.
- 10) Lot 1060-5-1, Municipality of Barrigada, requesting to zone the previously unzoned to Single-Family Dwelling ("R-1"). GWA certified that there is an existing six inches (6") waterline located along Route 8A approximately four hundred fifty feet (450") from the subject lot. An existing eight inches (8") sewer line is located along Route 8A fronting the subject lot.
- 11) Lot 1060-5-2, Municipality of Barrigada, requesting to zone the previously unzoned to Single-Family Dwelling ("R-1"). GWA certified that there is an existing six inches (6") waterline located along Route 8A approximately four hundred feet (400") from the subject lot. An existing eight inches (8") sewer line is located along Route 8A fronting the subject lot.
- 12) Lot 19A-3, Municipality of Sinajana, requesting to rezone from Single-Family Dwelling ("R-1") to Multiple-Family Dwelling zone. GWA certified that there is an existing six inches (6") waterline and an eight inches (8") sewer line located along Joseph Cruz Avenue fronting the subject lot.

For additional information please contact Mr. Menglou Wang, Senior Engineer Supervisor, at 647-0492.

Respectfully,



Thomas A. Cruz, P.E.
Chief Engineer

Bureau of Budget & Management Research
Fiscal Note of Bill No. 370-31 (COR)

AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 1060-5-2, IN THE MUNICIPALITY OF BARRIGADA, TO SINGLE-FAMILY DWELLING (R-1)

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Land Management	Dept./Agency Head: Monte Mafnas, Acting Director
Department's General Fund (GF) appropriation(s) to date:	640,932
Department's Other Fund (Land Survey Revolving Fund) appropriation(s) to date:	2,885,837
Total Department/Agency Appropriation(s) to date:	\$3,526,769

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2011 Unreserved Fund Balance ¹		\$0	\$0
FY 2012 Adopted Revenues	\$0	\$0	\$0
FY 2012 Appro. (P.L. 31-75 & 31-77)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of FY 2012 (if applicable)	FY 2013	FY 2014	FY 2015	FY 2016
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

1. Does the bill contain "revenue generating" provisions? / x / Yes / / No
 If Yes, see attachment 1/
2. Is amount appropriated adequate to fund the intent of the appropriation? / x / N/A / / Yes / / No
 If no, what is the additional amount required? \$ _____ / x / N/A
3. Does the Bill establish a new program/agency? / / N/A / / Yes / x / No
 If yes, will the program duplicate existing programs/agencies? / / Yes / x / No
 Is there a federal mandate to establish the program/agency? / / Yes / x / No
4. Will the enactment of this Bill require new physical facilities? / x / Yes / / No
5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: / / Other: _____
 / x / Requested agency comments not received by due date

Analyst: Evelyn G. Fernandez Date: 12/7/11 Director: John A. Rios Date: 12/5/11
Evelyn G. Fernandez, BMA III John A. Rios, Director

Footnotes:

1/ There is a potential for additional revenues to the Government of Guam in terms of real property taxes based on future assessments on the property after it has been zoned. The zoning will allow the owners to utilize their property to its fullest potential.

The overall potential financial impact of the Bill, in its present form, cannot be determined at this time.



COMMITTEE ON RULES

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155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

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Christopher M. Duenas

November 15, 2011

MEMORANDUM

To: **Pat Santos**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Judith P. Guthertz, DPA**
Acting Chairperson, Committee on Rules

Subject: **Referral of Bill Nos. 369-31(COR) through 373-13 (COR)**

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 369-31 (COR) through 373-31 (COR).

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Unu na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

(2) Attachment

I Mina'Trentai Una Na Liheslaturan Guåhan
Bill Log Sheet
November 10, 2011
Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoes? Overridden? Public Law?
369-31 (COR)	v. c. pangelinan	AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 1060-5-1, IN THE MUNICIPALITY OF BARRIGADA, TO SINGLE-FAMILY DWELLING (R-1).	11/10/11 12:24 p.m.	11/15/11		Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land.			
370-31 (COR)	v. c. pangelinan	AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 1060-5-2, IN THE MUNICIPALITY OF BARRIGADA, TO SINGLE-FAMILY DWELLING (R-1).	11/10/11 12:24 p.m.	11/15/11		Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land.			
371-31 (COR)	v. c. pangelinan	AN ACT TO REZONE LOT NO. 19A-3, IN THE MUNICIPALITY OF SINALANA FROM SINGLE-FAMILY DWELLING (R-1) TO MULTIPLE-FAMILY DWELLING (R-2) ZONE	11/10/11 12:24 p.m.	11/15/11		Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land.			



the People

I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

November 21, 2011

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan

Re: Public Hearing – FIRST NOTICE

Chairman
Committee on Appropriations,
Taxation, Public Debt, Banking,
Insurance, Retirement, and
Land

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesian Affairs and
Human & Natural
Resources

Member
Committee on
Municipal Affairs,
Tourism, Housing, and
Recreation

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

The Committee on Appropriations, Taxation, Public Debt, Banking, Insurance and Land will conduct a public hearing on **Tuesday, November 29, 2011 beginning at 1:00m** at the Guam Legislature's Public Hearing Room and **beginning at 6:30pm** at the Chalan Pago Community Center.

Agenda

1:00 pm

Guam Legislature Public Hearing Room

Bill No. 205-31 (COR): An Act authorizing *I Maga'lahren Guahan* to borrow up to \$2,000,000 for the purchase and installation of a new emergency 911 system.

Bill No. 280-31 (COR): An Act to appropriate the sum of Five Hundred Thousand Dollars (\$500,000.00) from the Enhanced 911 Emergency Reporting System Fund to the Guam Fire Department Capital Revolving Fund for the purpose of purchasing ambulances.

Bill No. 328-31 (COR): An Act to provide for the regulated conduct of special tasting and sampling events at approved locations, when conducted by a off-sale licensee, wholesale licensee or agent licensee for the sale of alcoholic beverages and distilled spirits by adding a New §3229 to Article 2 of §3215, Chapter 3, and by amending §3413 of Article 4 of Chapter 3, both of Title 11, Guam Code Annotated.

Bill No. 175-31 (COR): An Act to rezone Lot No. 5231-9-1, in the Municipality of Dededo from Agriculture "A" to Commercial "C".

Bill No. 251-31 (COR): An Act relative to re-zoning Lot No. 54NEW-R1, located in the Municipality of Tamuning, from Residential ("R-1") to Commercial ("C") for purposes of establishing a medical related business.

Bill No. 352-31 (COR): An Act to rezone Lot No. 10060REM-4-1-1, In the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 353-31 (COR): An Act to rezone Lot No. 10060 REM 3-R3, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 354-31 (COR): An Act to rezone Lot No. 10060-REM-3-1, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 355-31 (COR): An Act to rezone Lot No. 10060 REM 3-2, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 356-31 (COR): An Act to rezone Lot No. 10060 REM 3-3, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 357-31 (COR): An Act to rezone Lot No. 10060-REM-2-2NEW, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 358-31 (COR): An Act to rezone Lot No. 10060 REM2-1-R2, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 359-31 (COR): An Act to rezone Lot No. 10060 REM-2-2-1-R1, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 369-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-1, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 370-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 371-31 (COR): An Act to rezone Lot No. 19A-3, in the Municipality of Sinajana from Single-Family Dwelling (R-1) to Multiple-Family Dwelling (R-2) Zone.

Agenda
6:30pm
Chalan Pago Community Center

Bill No. 334-31 (COR): An Act to Rezone Lot No. 3261-R4 in the Municipality of Chalan Pago from Residential “R-1” to Light Industrial “M1” Zone.

Bill No. 335-31 (COR): An Act to Rezone Lot No. 3261-1-R3 in the Municipality of Chalan Pago from Residential “R-1” to Light Industrial “M1” Zone.

Yanggen un nisisita espesiât na setbision, put fabot âgang i Ifisinin Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hâlom gi i uepsait i Liheslaturan Guåhan gi www.guamlegislature.com. Yanggen para un na'hâlom testigu-mu, chule' para i ifisinin-mâmi gi 324 West Soledad Avenue gi iya Hagâtña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi senbenp@guam.net. Este na nutisiu inapâsi nu i fendon gubetnamento.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com. Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagâtña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at senbenp@guam.net

Bill No. 353-31 (COR): An Act to rezone Lot No. 10060 REM 3-R3, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 354-31 (COR): An Act to rezone Lot No. 10060-REM-3-1, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 355-31 (COR): An Act to rezone Lot No. 10060 REM 3-2, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 356-31 (COR): An Act to rezone Lot No. 10060 REM 3-3, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 357-31 (COR): An Act to rezone Lot No. 10060-REM-2-2NEW, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 358-31 (COR): An Act to rezone Lot No. 10060 REM2-1-R2, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 359-31 (COR): An Act to rezone Lot No. 10060 REM-2-2-1-R1, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 369-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-1, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 370-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 371-31 (COR): An Act to rezone Lot No. 19A-3, in the Municipality of Sinajana from Single-Family Dwelling (R-1) to Multiple-Family Dwelling (R-2) Zone.

Agenda
6:30pm
Chalan Pago Community Center

Bill No. 334-31 (COR): An Act to Rezone Lot No. 3261-R4 in the Municipality of Chalan Pago from Residential “R-1” to Light Industrial “M1” Zone.

Bill No. 335-31 (COR): An Act to Rezone Lot No. 3261-1-R3 in the Municipality of Chalan Pago from Residential “R-1” to Light Industrial “M1” Zone.

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Hafa Adai,
 Senator Vicente (ben) Cabrera Pangelinan and the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land will hold a public hearing on Tuesday, November 29 beginning at 1:00pm at the Guam Legislature Public Hearing Room and 6:30pm at the Chalan Pago Community Center. See attached for further details.

Saina Ma'ase.

Lisa Cipollone

Chief of Staff

Office of Senator ben c. pangelinan

(671) 473-4236

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Public Hearing - First Notice



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from Lisa Cipollone cipo@guamlegislature.org

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date Mon, Nov 21, 2011 at 5:31 PM

subject Public Hearing - First Notice

mailed-by guamlegislature.org

Hafa Adai,
 Senator Vicente (ben) Cabrera Pangelinan and the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land will hold a public hearing on Tuesday, November 29 beginning at 1:00pm at the Guam Legislature Public Hearing Room and 6:30pm at the Chalan Pago Community Center. The agenda is as follows:

**INEKUNGOK PUPBLEKO
 (PUBLIC HEARING)**

gi Máttes, gi diha 29 gi Nubembre 2011
 (Tuesday, November 29, 2011)

Kuátton Inekungok Pupbleko gi I Liheslaturan Guáhan
 (Guam Legislature Public Hearing Room)

**TAREHA
 (AGENDA)**

ala una gi despues di talo'áni
 (1:00 PM)

Priniponi Siha
 (Bills)

Bill No. 205-31 (COR): An Act authorizing *I Maga'lahen Guahan* to borrow up to \$2,000,000 for the purchase and installation of a new emergency 911 system.

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Bill No. 176-31 (COR): An Act to rezone Lot No. 5231-9-1, in the Municipality of Dededo from Agriculture "A" to Commercial "C".

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Bill No. 356-31 (COR): An Act to rezone Lot No. 10060 REM 3-3, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 357-31 (COR): An Act to rezone Lot No. 10060-REM-2-2NEW, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 358-31 (COR): An Act to rezone Lot No. 10060 REM2-1-R2, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 359-31 (COR): An Act to rezone Lot No. 10060 REM-2-2-1-R1, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 369-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-1, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 370-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 371-31 (COR): An Act to rezone Lot No. 19A-3, in the Municipality of Sinajana from Single-Family Dwelling (R-1) to Multiple-Family Dwelling (R-2) Zone.

*Sentan Kumunidat Chalan Pago
(Chalan Pago Community Center)*

**TAREHA
(AGENDA)**

*gi alas 6:30 gi pipuengi
(6:30 pm)*

Bill No. 334-31 (COR): An Act to Rezone Lot No. 3261-R4 in the Municipality of Chalan Pago from Residential "R-1" to Light Industrial "M1" Zone.

Bill No. 335-31 (COR): An Act to Rezone Lot No. 3261-1-R3 in the Municipality of Chalan Pago from Residential "R-1" to Light Industrial "M1" Zone.

Yanggen un nisisita espiat na setbision, put fabot agang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, halom gi i uepsait i Liheslaturan Guahan gi www.guamlegislature.com. Yanggen para un na 'halom testigu-mu, chule' para i ifisinan-mami gi 324 West Soledad Avenue gi iya Hagatña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi senbenp@guam.net. Este na nutisiu inapasi nu i fendon gubetnamento.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com. Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagatña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at senbenp@guam.net

Saina Ma'ase.

Lisa Cipollone
Chief of Staff
Office of Senator ben. c. pangelinan
(671) 473-4236
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I Mina'trentai Unu Na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

November 27, 2011

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan

Re: Public Hearing – SECOND NOTICE

Chairman
Committee on Appropriations,
Taxation, Public Debt, Banking,
Insurance, Retirement, and
Land

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesia Affairs and
Human & Natural
Resources

Member
Committee on
Municipal Affairs,
Tourism, Housing, and
Recreation

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

The Committee on Appropriations, Taxation, Public Debt, Banking, Insurance and Land will conduct a public hearing **on Tuesday, November 29 2011 beginning at 1:00pm** at the Guam Legislature's Public Hearing Room and **beginning at 6:30pm** at the Chalan Pago Community Center.

Agenda

1:00 pm

Guam Legislature Public Hearing Room

Bill No. 205-31 (COR): An Act authorizing *I Magsa'lahen Guahan* to borrow up to \$2,000,000 for the purchase and installation of a new emergency 911 system.

Bill No. 280-31 (COR): An Act to appropriate the sum of Five Hundred Thousand Dollars (\$500,000.00) from the Enhanced 911 Emergency Reporting System Fund to the Guam Fire Department Capital Revolving Fund for the purpose of purchasing ambulances.

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Bill No. 175-31 (COR): An Act to rezone Lot No. 5231-9-1, in the Municipality of Dededo from Agriculture "A" to Commercial "C".

Bill No. 251-31 (COR): An Act relative to re-zoning Lot No. 54NEW-R1, located in the Municipality of Tamuning, from Residential ("R-1") to Commercial ("C") for purposes of establishing a medical related business.

Bill No. 352-31 (COR): An Act to rezone Lot No. 10060REM-4-1-1, In the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 353-31 (COR): An Act to rezone Lot No. 10060 REM 3-R3, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

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Agenda
6:30pm
Chalan Pago Community Center

Bill No. 334-31 (COR): An Act to Rezone Lot No. 3261-R4 in the Municipality of Chalan Pago from Residential “R-1” to Light Industrial “M1” Zone.

Bill No. 335-31 (COR): An Act to Rezone Lot No. 3261-1-R3 in the Municipality of Chalan Pago from Residential “R-1” to Light Industrial “M1” Zone.

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Hafa Adai,
Senator Vicente (ben) Cabrera Pangelinan and the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance,
Retirement and Land will hold a public hearing on Tuesday, November 29 beginning at 1:00pm at the Guam Legislature Public
Hearing Room and 6:30pm at the Chalan Pago Community Center. See attached for further details.

Saina Ma'ase.

Lisa Cipollone
Chief of Staff
Office of Senator ben c. pangelinan
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Public Hearing - Second Notice



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Hafa Adai,
 Senator Vicente (ben) Cabrera Pangelinan and the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land will hold a public hearing on Tuesday, November 29 beginning at 1:00pm at the Guam Legislature Public Hearing Room and 6:30pm at the Chalan Pago Community Center. The agenda is as follows:

**INEKUNGOK PUPBLEKO
 (PUBLIC HEARING)**

gi Måttes, gi diha 29 gi Nubembre 2011
 (Tuesday, November 29, 2011)

Kuåtton Inekungok Pupbleko gi I Liheslaturan Guåhan
 (Guam Legislature Public Hearing Room)

**TAREHA
 (AGENDA)**

ala una gi despues di talo'ani
 (1:00 PM)

Priniponi Siha
 (Bills)

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Sentan Kumunidat Chalan Pago
(Chalan Pago Community Center)

TAREHA
(AGENDA)

gi alas 6:30 gi pipuengi
(6:30 pm)

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Bill No. 335-31 (COR): An Act to Rezone Lot No. 3261-1-R3 in the Municipality of Chalan Pago from Residential "R-1" to Light Industrial "M1" Zone.

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Saina Ma'ase.

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INEKUNGOK PUPBLEKO (PUBLIC HEARING)

gi Mitfes, gi dha 29 gi Nubembre 2011
(Tuesday, November 29, 2011)

Kullton Inekungok Pupbleko gi I Liheslaturan Guahan
(Guam Legislature Public Hearing Room)

TAREWA (AGENDA)

ala una gi despues di talo' ani
(1:00 PM)

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(Bills)

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Bill No. 359-31 (COR): An Act to rezone Lot No. 10060 REM-2-2-1-R1, in the Municipality of Dededo from Single Family/Multi Dwelling ("R1/R2") to Commercial ("C") Zone.

Bill No. 369-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-1, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 370-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 371-31 (COR): An Act to rezone Lot No. 19A-3, in the Municipality of Sinajana from Single-Family Dwelling (R-1) to Multiple-Family Dwelling (R-2) Zone.

Senator Karmunkidit Chalan Pago
(Chalan Pago Community Center)

TAREWA (AGENDA)

gi aka 6:30 gi pipuengi
(6:30 pm)

Bill No. 334-31 (COR): An Act to Rezone Lot No. 3261-R4 in the Municipality of Chalan Pago from Residential "R-1" to Light Industrial "M1" Zone.

Bill No. 335-31 (COR): An Act to Rezone Lot No. 3261-1-R3 in the Municipality of Chalan Pago from Residential "R-1" to Light Industrial "M1" Zone.

Yanggen un niasita espesit na sebbisen, put fabot agang i Ifinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un niasita koplan i prinsiponi siha ginen este na tarewa, hñom gi i uepsit i Liheslaturan Guahan gi www.guamlegislature.com. Yanggen para un nathalom testigu-mu, chule' para i Ifinan-mami gi 324 West Soledad Avenue gi Iya Hagatña, put guatto gi i Kullton Katta gi i Liheslaturan, put faks gi 473-4236, patino imel gi senbenp@guam.net. Este na natsiku inapal nu i fendon gubetnamento.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com. Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagatña or at the Mail Room of the

Nov 27, 2011 PDN



**I Mina'trentai Unu Na
Liheslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE**

**Senator Vicente “ben” Cabrera Pangelinan
Office of the People
Website: www.senbenp.com**

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

***gi Máttes, gi diha 29 gi Nubembre 2011
(Tuesday, November 29, 2011)***

***Kuátton Inekungok Pupbleko gi I Liheslaturan Guahan
(Guam Legislature Public Hearing Room)***

**TAREHA
(AGENDA)**

***ala una gi despues di talo'áni
(1:00 PM)***

**Priniponi Siha
(Bills)**

Bill No. 205-31 (COR): An Act authorizing *I Maga'laken Guahan* to borrow up to \$2,000,000 for the purchase and installation of a new emergency 911 system.

Bill No. 280-31 (COR): An Act to appropriate the sum of Five Hundred Thousand Dollars (\$500,000.00) from the Enhanced 911 Emergency Reporting System Fund to the Guam Fire Department Capital Revolving Fund for the purpose of purchasing ambulances.

Bill No. 328-31 (COR): An Act to provide for the regulated conduct of special tasting and sampling events at approved locations, when conducted by a off-sale licensee, wholesale licensee or agent licensee for the sale of alcoholic beverages and distilled spirits by adding a New §3229 to Article 2 of §3215, Chapter 3, and by amending §3413 of Article 4 of Chapter 3, both of Title 11, Guam Code Annotated.

Bill No. 175-31 (COR): An Act to rezone Lot No. 5231-9-1, in the Municipality of Dededo from Agriculture “A” to Commercial “C”.

Bill No. 352-31 (COR): An Act to rezone Lot No. 10060REM-4-1-1, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 353-31 (COR): An Act to rezone Lot No. 10060 REM 3-R3, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 354-31 (COR): An Act to rezone Lot No. 10060-REM-3-1, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 355-31 (COR): An Act to rezone Lot No. 10060 REM 3-2, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 356-31 (COR): An Act to rezone Lot No. 10060 REM 3-3, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 357-31 (COR): An Act to rezone Lot No. 10060-REM-2-2NEW, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

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Bill No. 359-31 (COR): An Act to rezone Lot No. 10060 REM-2-2-1-R1, In the Municipality of Dededo from Single Family/Multi Dwelling (“R1/R2”) to Commercial (“C”) Zone.

Bill No. 369-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-1, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 370-31 (COR): An Act to zone the previously unzoned Lot No. 1060-5-2, in the Municipality of Barrigada, to Single-Family Dwelling (R-1).

Bill No. 371-31 (COR): An Act to rezone Lot No. 19A-3, in the Municipality of Sinajana from Single-Family Dwelling (R-1) to Multiple-Family Dwelling (R-2) Zone.

***Sentan Kumunidât Chalan Pago
(Chalan Pago Community Center)***

***TAREHA
(AGENDA)***

***gi alas 6:30 gi pipuengi
(6:30 pm)***

Bill No. 334-31 (COR): An Act to Rezone Lot No. 3261-R4 in the Municipality of Chalan Pago from Residential “R-1” to Light Industrial “M1” Zone.

Bill No. 335-31 (COR): An Act to Rezone Lot No. 3261-1-R3 in the Municipality of Chalan Pago from Residential “R-1” to Light Industrial “M1” Zone.

Yanggen un nisisita espesiât na setbision, put fabot âgang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hâlom gi i uepsait i Liheslaturan Guåhan gi www.guamlegislature.com. Yanggen para un na'hâlom testigu-mu, chule' para i ifisinan-mâmi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kwatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi senbenp@guam.net. Este na nutisiu inapâsi nu i fendon gubetnamento.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com. Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagåtña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at senbenp@guam.net

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COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
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Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY
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ASST. MAJORITY WHIP

Senator
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Senator
vicente c. pangelinan

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Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

December 27, 2011

MEMORANDUM

To: Patricia C. Santos
Clerk of the Legislature

From: Judith P. Guthertz, DPA
Acting Chairperson, Committee on Rules

Subject: Supplement to Committee Report -
Bill Nos. 369 & 370

Hafa Adai!

Transmitted herewith is a memo from Senator vincente c. pangelinan, Chairperson, Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land, forwarding additional testimony on Bill Nos. 369 and 370.

Please include this memo and the attachment as a "Supplement" to the Committee Report on Bill Nos. 369-31 (COR) and 370-31 (COR).

Please make the appropriate indication in your records; and forward to MIS for posting on our website. I also request that the same be forwarded to all Senators of *I Mina'trentai Unu na Liheslaturan Guåhan*.

Si Yu'os ma'åse'!

2011 DEC 28 AM 9:55



the People

I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

December 21, 2011

Chairman
Committee on Appropriations,
Taxation, Public Debt, Banking,
Insurance, Retirement, and
Land

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesian Affairs and
Human & Natural
Resources

Member
Committee on
Municipal Affairs,
Tourism, Housing, and
Recreation

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

The Honorable Rory Respicio
Senator
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

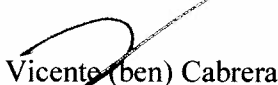
Re: Bill 369 & 370 Committee Report

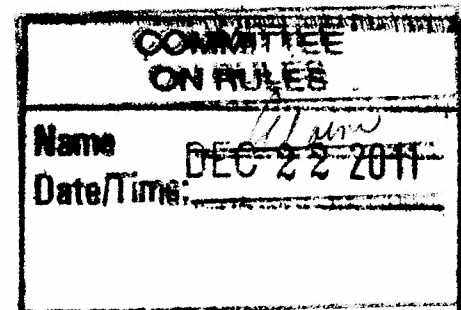
Hafa Adai Senator Respicio,

Please include additional testimony from Department of Land Management into Bill No. 369 and 370 committee reports. DLM testimony was received after committee reports were filed with COR.

The enclosed envelope contains documents regarding DLM testimony.

Si Yu'os Ma'åse',


Vicente (ben) Cabrera Pangelinan
Senator



324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: senbenp@guam.net

Website: <http://senbenp.com>



DIPATTAMENTON MINANEHAN TANO'
(Department of Land Management)
GUBETNAMENTON GUAHAN
(Government of Guam)



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

MONTE MAFNAS
Acting Director

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Tamuning, GU 96913

Mailing Address:
P.O. Box 2950
Hagåtña, GU 96932

Website:
<http://dlm.guam.gov>

E-mail Address:
dlmdir@dlm.guam.gov

Telephone:
671-649-LAND (5263)

Facsimile:
671-649-5383

December 9, 2011

Senator Vincent (ben) C. Pangelinan
Chairperson, Committee on Appropriations,
Taxation, Public Debt, Banking, Insurance,
Retirement and Land
324 W. Soledad Ave. Suite 100
Hagatna, GU 96932



SUBJECT: Comments on Bill Numbers 369-31, 370-31 & 371-31

Bueñas Yan Hafa Adai:

The Department has reviewed previous Legislative Bills on the same subject matter and provides the following:

Bill 369-31 & 370-31: "An Act to Rezone the Previously Unzoned Lot Nos. 1060-5-1 & 1060-5-2, in the Municipality of Barrigada, to Single-Family Dwelling (R-1)" respectively

The Liheslaturan Guåhan delegated the responsibility of zoning any land transferred to the Government of Guam through the Guam Ancestral Lands Commission (GALC) under Public Law 28-113 codified under Section 80106, Chapter 80, Title 21 GCA under a **"Comprehensive Zoning Plan" (emphasis added)**. This bill only zone changes a small portion of the "Radio Barrigada" parcels returned to the original landowners rather than the **whole** (emphasis added) of the "Radio Barrigada" parcels returned.

Moreover, the original returned parcel was Lot 1060-R1. The parcel being recommended for zone change is only 763 square meters (Lot 1060-5-1) while the Basic Lot 1060-R1 (13,768 square meters) remains unzoned. In accord with the above, the Department recommends that the Liheslaturan Guåhan allow the GALC to zone change the "Radio Barrigada" parcels in a comprehensive manner to allow for the proper planning and development of this area from GWA, GPA, DPW, and DLM.

Bill 371-31: “An Act to Rezone Lot No. 19A-3, in the Municipality of Sinajana from Single Family Dwelling (R-1) to Multiple-Family Dwelling (R-2) Zone.”

The Department is uncertain as to the location of the parcel being proposed for a zone change. Is it Basic Lot P19-A.3? This lot has been subdivided 12 times already and is historical. Therefore, until the Department can determine the exact location, then the Department recommends that the Liheslaturan Guåhan send the landowner to DLM for proper advice on land use development opportunities. Moreover, Public Law 21-82, as amended, and codified as Section 61639, Chapter 61, 21 GCA delegated this responsibility to the DLM Director. The Liheslaturan Guåhan delegated this “Zone Change Expedited Process” under “*Summary Procedure for Agricultural and Single Family Residential Rezoning*.” This is a 60 day process and is systemically functional.

Therefore, the Department would like to remind all concern that our Liheslaturan Guåhan delegated land use development including zone changes through Public Law 1-88, as amended. Furthermore, a viable existing zone change process exist, is efficient, and considers all aspect of land use planning in protecting the community and our island’s interest rather than the one (1) public hearing spot zoning legislative process where the criteria of Public Necessity, Convenience and General Welfare must be justified in support of the vested community and the island. This legislative process defeats the purposes of community planning.

I can be contacted at 649-5263, Extension 650, should you have additional questions or need further clarification.

Senseramente,


MONTE MAFNAS

cc: Planning Division, DLM 



COMMITTEE ON RULES

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MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

Supplement to the Committee Report on Bill No. 370-31 (COR)

**"AN ACT TO ZONE THE PREVIOUSLY
UNZONED LOT NO. 1060-5-2, IN THE
MUNICIPALITY OF BARRIGADA, TO SINGLE-
FAMILY DWELLING (R-1)."**

*NOTE: The original Committee Report on
Bill No. 370-31 (COR)
was filed on December 15, 2011.



DIPATTAMENTON MINANEHAN TANO'
(Department of Land Management)
GUBETNAMENTON GUAHAN
(Government of Guam)



EDDIE BAZA CALVO
Governor

MONTE MAFNAS
Acting Director

Street Address:
590 S. Marine Corps Drive
Suite 733 ITC Building
Tamuning, GU 96913

RAY TENORIO
Lieutenant Governor

December 9, 2011

Mailing Address:
P.O. Box 2950
Hagåtña, GU 96932

Senator Vincent (ben) C. Pangelinan
Chairperson, Committee on Appropriations,
Taxation, Public Debt, Banking, Insurance,
Retirement and Land
324 W. Soledad Ave. Suite 100
Hagatna, GU 96932



Website:
<http://dlm.guam.gov>

SUBJECT: Comments on Bill Numbers 369-31, 370-31 & 371-31

Bueñas Yan Hafa Adai:

E-mail Address:
dmdir@dlm.guam.gov

The Department has reviewed previous Legislative Bills on the same subject matter and provides the following:

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Telephone:
671-649-LAND (5263)

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Facsimile:
671-649-5383

Moreover, the original returned parcel was Lot 1060-R1. The parcel being recommended for zone change is only 763 square meters (Lot 1060-5-1) while the Basic Lot 1060-R1 (13,768 square meters) remains unzoned. In accord with the above, the Department recommends that the Liheslaturan Guåhan allow the GALC to zone change the **"Radio Barrigada"** parcels in a comprehensive manner to allow for the proper planning and development of this area from GWA, GPA, DPW, and DLM.

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I can be contacted at 649-5263, Extension 650, should you have additional questions or need further clarification.

Senseramente,


MONTE MAFNAS

cc: Planning Division, DLM 

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (First) Regular Session

Bill No. 390-31(COR)

Introduced by:

v.c. pangelinan

**AN ACT TO ZONE THE PREVIOUSLY
UNZONED LOT NO. 1060-5-2, IN THE
MUNICIPALITY OF BARRIGADA, TO
SINGLE-FAMILY DWELLING (R-1)**

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative Intent and Findings.** *I Liheslaturan Guåhan*
2 finds Lot No. 1060-5-2, in the Municipality of Barrigada was formerly held
3 by the Federal Government. The property was subsequently returned to the
4 government of Guam and transferred to the Guam Ancestral Lands
5 Commission (GALC). Pursuant to Chapter 80, Division 2, Title 21, Guam
6 Code Annotated this land was returned to the original landowners situated
7 across the P.C. Lujan Elementary School in Barrigada. The lot measures 763
8 square meters. The property was returned without a zoning designation.

9 *I Liheslaturan Guåhan* further finds that because the lot is unzoned,
10 the owners are not allowed to use the property to its fullest potential. By
11 zoning the property, the owners will be able to utilize their property.

12 *I Liheslaturan Guåhan* intends to zone Lot No. 1060-5-2 to Single-
13 Family Dwelling (R-1) Zone.

14 **Section 2. Lot Zoning.** Notwithstanding any provision of the law, Lot
15 No. 1060-5-2, in the Municipality of Barrigada, is hereby zoned Single-
16 Family Dwelling (R-1) Zone.