

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

May 25, 2011

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

31-11-572

5/25/11
11:30 AM
S

Dear Madame Speaker:

Transmitted herewith is Bill No. 96-31 (COR) "AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 2181-4NEW-R1NEW, LOT NO. 5200-3, AND LOT NO. 5799-1, IN THE MUNICIPALITY OF BARRIGADA, TO LIMITED INDUSTRIAL ZONE (M1)", which I signed into law on May 24, 2011 as **Public Law 31-63**.

Senseramente,


EDDIE BAZA CALVO

Attachment: copy of Bill

2011 MAY 27 AM 9:56

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

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

This is to certify that **Bill No. 96-31 (COR)**, “AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 2181-4NEW-R1NEW, LOT NO. 5200-3, AND LOT NO. 5199-1, IN THE MUNICIPALITY OF **BARRIGADA**, TO LIMITED INDUSTRIAL ZONE (M1)”, was on the 10th day of May, 2011, duly and regularly passed.



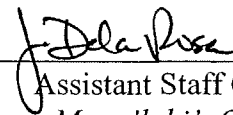
Judith T. Won Pat, Ed.D.
Speaker

Attested



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 12th day of May, 2011, at 10:30 o'clock A.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: MAY 24 2011

Public Law No. 31-63

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

Bill No. 96-31 (COR)

Introduced by:

T. R. Muña Barnes
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.
Adolpho B. Palacios, Sr.
v. c. pangelinan
Dennis G. Rodriguez, Jr.
R. J. Respicio
M. Silva Taijeron
Aline A.Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

**AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT
NO. 2181-4NEW-R1NEW, LOT NO. 5200-3, AND LOT
NO. 5199-1, IN THE MUNICIPALITY OF *BARRIGADA*,
TO LIMITED INDUSTRIAL ZONE (M1).**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1, in the municipality of *Barrigada*, were formerly held by the Federal Government. Pursuant to enabling legislation and mandate this land was returned to the original landowners, heirs and descendants of the Estate of Juan Santos Camacho. This property was returned without a zoning designation.

8 *I Liheslaturan Guåhan* further finds that since the return of the
9 aforementioned property to the Estate of Juan Santos Camacho, the family requests
10 to zone the properties consistent with the uses of the property in the surrounding
11 parcels that are both privately owned and property leased to businesses or
12 individuals by the A.B. Won Pat International Airport Authority, Guam.

13 *I Liheslaturan Guåhan* intends to zone Lot No. 2181-4NEW-R1NEW, Lot
14 No. 5200-3, and Lot No. 5199-1 to Limited Industrial Zone (M1).

15 **Section 2. Lot Zoning.** Notwithstanding any provision of the law, Lot No.
16 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1, in the municipality of
17 *Barrigada*, is hereby zoned Limited Industrial Zone (M1).

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: May 10, 2011

VOTING SHEET

Bill No. 96-31(COR)

Resolution No. _____

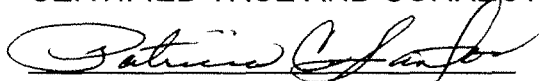
Question: _____

| <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 ¹¹ | | * | | | |
| RESPICIO, Rory J. | ✓ | | | | |
| RODRIGUEZ, Dennis G., Jr. | ✓ | | | | |
| SILVA TAIJERON, Mana | ✓ | | | | |
| WON PAT, Judith T. ¹¹ | ✓ | | | | |
| YAMASHITA, Aline A. | ✓ | | | | |

TOTAL

14 1 _____

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

APR 29 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. 96-31 (COR), As Introduced

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 96-31 (COR), As Introduced: "An act to zone the previously unzoned Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1 in the Municipality of Barrigada to Light Industrial (M-1) Zone" and which was referred to the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land.

Committee votes are as follows:

| | |
|----------|---------------------------|
| <u>1</u> | TO PASS |
| <u>0</u> | TO NOT PASS |
| <u>5</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

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

2011 MAY -2 PM 3:42

Committee
Report
On

Bill No. 96-31 (COR), As Introduced: “An act to zone the previously unzoned Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1 in the Municipality of Barrigada to Light Industrial (M-1) Zone”



I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

APR 29 2011
MEMORANDUM

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. 96-31 (COR), As Introduced

Transmitted herewith for your consideration is the Committee Report on Bill No. 96-31 (COR), As Introduced: "An act to zone the previously unzoned Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1 in the Municipality of Barrigada to Light Industrial (M-1) Zone" sponsored by Senator Tina Rose Muña Barnes.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No.96-31 (COR), As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Submitted Testimony & Supporting Documents
6. Copy of COR Referral of Bill No.96-31 (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

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

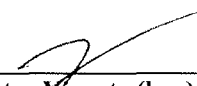
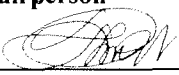
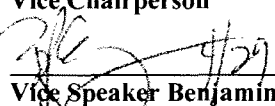


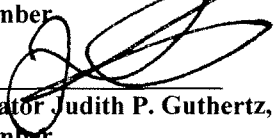

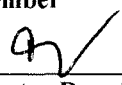
Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

I MINA 'TRENTAI UNU NA LIHESLATURAN GUÅHAN

Committee Voting Sheet

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

Bill No. 96-31 (COR), As Introduced: "An act to zone the previously unzoned Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1 in the Municipality of Barrigada to Light Industrial (M-1) Zone"

| 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 | | | ✓ 4/24/11 | | |
| Senator V. Anthony Ada Member | | | | | |
| Senator Christopher M. Dueñas Member | | | | | |
| Senator Mana Silva Taijeron Member | | | | | |



I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

Committee Report

Bill No. 96-31 (COR), As Introduced: "An act to zone the previously unzoned Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1 in the Municipality of Barrigada to Light Industrial (M-1) Zone"

I. OVERVIEW

The Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land convened a public hearing on April 14, 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 April 7, 2011 (5-Day Notice), and again on April 12, 2010 (48 Hour Notice).

(a) Committee Members and Senators Present

Senator Vicente (ben) Cabrera Pangelinan, Chairman
Senator Tina Rose Muña Barnes, Member
Senator Frank F. Blas, Jr.

(b) Appearing before the Committee

John Camacho

(c) Written Testimonies Submitted

Mary Torres, GIAA Executive Manager
Jessie Palican, Barrigada Mayor
Ivan Quinata, GEPA Acting Administrator
David Camacho, GALC Executive Director
Thomas Morrison, Bureau of Statistics and Plans Director
John Camacho

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

None

(b) Testimony

Senator Vicente (ben) Cabrera Pangelinan: This is property that was part of the Ancestral Land Return. As we know all of the Ancestral Lands were returned to the government of Guam and subsequently to the private landowners unzoned; no current zone designation. So this would be the initial zone granted by the government of Guam.

Mr. Camacho you may proceed.

1. John Camacho

John Camacho: Thank you Mr. Chairman. I'm John Camacho the administrator for the Estate of Juan Santos Camacho. *(read written testimony; see attach)*

Panel Comments and Question

Senator Tina Rose Muña Barnes: Thank you Mr. Speaker for finally hearing this bill and I know the Camacho family has been waiting for this. I ask my colleagues look at this effort and give it its support. Thank you for hearing it.

Senator Vicente (ben) Cabrera Pangelinan: Thank you very much. For the record I would like to state the committee also received testimony from the Guam Ancestral Lands Commission for Bill 96. They are testifying in support of Bill 96 and indicated based upon the quit claim deed, the grantees may use the property limited to industrial and commercial use and no other use of the property is authorized. The Light Industrial (M-1) Zone is consistent with the conditions of the deed. For the record we did receive the testimony from the Guam Ancestral Lands Commission.

Is there anyone else who wishes to testify, if not thank you Mr. Camacho for your appearance this afternoon.

III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriation, Taxation, Public Debt, Banking, Insurance, Retirement, and Land, hereby reports Bill No.96-31 (COR), As Introduced, by the committee, with the recommendation To Report Out Only.

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

Bill No. 96-31 (COR)

Introduced by:

T.R. Muña-Barnes 

**AN ACT TO ZONE THE PREVIOUSLY
UNZONED LOT NO. 2181-4NEW-R1NEW, LOT
NO. 5200-3, AND LOT NO. 5199-1 IN THE
MUNICIPALITY OF BARRIGADA TO LIGHT
INDUSTRIAL (M-1) ZONE**

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative Intent and Findings.** *I Liheslaturan Guåhan*
2 finds Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1, in
3 the Municipality of Barrigada, formerly held by the Federal Government.
4 Pursuant to enabling legislation and mandate this land was returned to the
5 original landowners, heirs and descendants of the Estate of Juan Santos
6 Camacho. This property was returned without a zoning designation.

7 *I Liheslaturan Guåhan* further finds since the return of the
8 aforementioned property to the Estate of Juan Santos Camacho the family
9 requests to zone the properties consistent with the uses of the property in the
10 surrounding parcels that are both privately owned and property leased to
11 businesses or individuals by the Guam International Airport Authority.

12 *I Liheslaturan Guåhan* intends to zone Lot No. 2181-4NEW-R1NEW,
13 Lot No. 5200-3, and Lot No. 5199-1 to Light Industrial (M-1) Zone.

2011 MAR - 1 AM 10: 21



1 **Section 2. Lot Zoning.** Notwithstanding any provision of the law, Lot
2 No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1, in the
3 Municipality of Barrigada, is hereby zoned Light Industrial (M-1) Zone.



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**

Thursday, April 14, 2011

Bill No. 96-31 (COR)

SIGN UP SHEET

| NAME | ADDRESS | PHONE | EMAIL | WRITTEN | ORAL | SUPPORT | |
|-----------------|--------------------------|----------|-------------------------|---------|------|---------|----|
| | | | | | | Yes | No |
| John C. Camacho | Box 21001 Barr. 96921 | 482-8066 | jsam-1949@ yahoo.com | ✓ | | ✓ | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

324 W. Soledad Ave. Hagatna, Guam 96910

Ph. 473-4236 Fax. 473-4238

Email: senbenp@guam.net



4-18-11
P.O. Box 8770
Tamuning, GU 96931

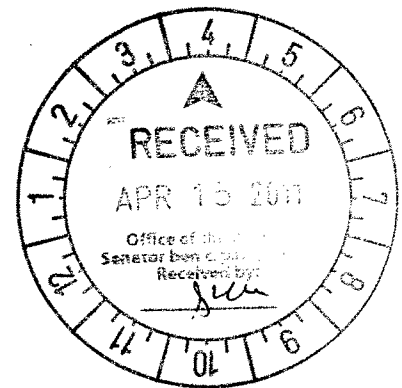
Tel (671) 646-0300
Fax (671) 646-8823

www.guamairport.com

April 15, 2011

VIA HAND DELIVERY

Honorable Vicente C. Pangelinan
Senator
Mina' Trentai Uno Na Liheslaturan Guahan
Chairperson, Committee on Appropriations, Taxation,
Public Debt, Banking, Insurance, Retirement and Land
324 West Soledad
Hagatna, Guam 96910



RE: Bill No.: 96-31(COR)

Dear Senator Pangelinan:

Hafa Adai! The A.B. Won Pat International Airport Authority, Guam (GIAA) submits written testimony regarding Bill No. 96-31 which seeks to zone three lots that were returned to the Estate of Juan Santos Camacho as Light Industrial (M-1). Two of the lots— Lot No. 5200-3 and Lot No. 5199-1— are adjacent to GIAA's Airport Operations Area (AOA) and future apron expansion, and lie along the GIAA property line. Their close location to the AOA raises concern.

GIAA requests that the legislature, as part of Bill 96-31, require that any development on these properties include notice and review provisions allowing GIAA and the FAA to make certain that any development that occurs adjacent to the AOA takes place in full compliance with all applicable aviation regulations and statutes. Such a review process would be in keeping with 49 U.S.C.A. § 44718 and its implementing regulations at 14 CFR Part 77. Those proscriptions require sponsors of construction or alteration projects to give notice to the Secretary of Transportation, through the use of FAA form 7460, of such projects when notice will promote "(1) safety in air commerce; and (2) the efficient use and preservation of the navigable airspace and of airport traffic capacity at public-use airports." 49 U.S.C.A. § 44718(a). Construction occurring adjacent to GIAA's AOA would fall within the notice requirement. GIAA requests that the Guam Legislature incorporate these notice requirements into legislation that zones properties— including the Camacho lots at issue here— that lie adjacent to the AOA.

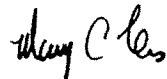
Furthermore, federal statutes require that airport operators like GIAA, as part of the project grant application process that underpins many of GIAA's projects, provide to the Secretary of Transportation written assurances that, among other things, appropriate action,



including the adoption of zoning laws, has been or will be taken to the extent reasonable to restrict the use of land next to or near the airport to uses that are compatible with normal airport operations. 49 U.S.C.A. § 47107(a)(10). While light industrial zoning is compatible with airport operations, the notice requirements that we suggest be implemented into Bill No. 96-31 would assure full compliance with 49 U.S.C.A. § 47107(a)(10) and strengthen GIAA's future position *vis a vis* future project grant application.

Finally, while GIAA's title ownership and boundary lines are beyond reproach, GIAA is aware of property maps that indicate that boundary lines of primary lot 5200 overlap portions of GIAA AOA property. It is unclear if Lot 5200-3 is included in the portion of Lot 5200 that overlaps upon property held by GIAA. GIAA requests that the legislature, as part of any zoning effort of lot 5200-3, require the owner of that lot to survey the property to determine any such overlap.

Sincerely,



MARY C. TORRES
Executive Manger

cc: Senator Tom Ada



JESSIE B. PALICAN
MAYOR

MUNICIPALITY OF
BARRIGADA

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



JUNE U. BLAS
VICE MAYOR

April 14, 2011

Honorable Vicente C. Pangelinan
Chairman
Committee on Appropriations, Taxation,
Public Debt, Banking, Insurance, Retirement & Land
Mina Trentai unu na Liheslaturan Guåhan
Hagåtña, Guam 96910

Re: Bill No. 96-31 (COR) "An Act to zone the previously unzoned Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1 in the Municipality of Barrigada to Light Industrial (M1) Zone."

Chairman Pangelinan, Members of the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement & Land *Buenas yan Saludu para todos hamyu!*

It has come to the attention that Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1, in the Municipality of Barrigada, formerly held by the Federal Government has been returned to the original landowners, heirs and descendants of the Estate of Juan Santos Camacho.

Furthermore, we find that this property (Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1, in the Municipality of Barrigada), was returned without a zoning designation. Without an existing zone designation, the Administrator and heirs of the estate of Juan Santos Camacho are unable to act appropriately on this matter.

Mr. Chairman, Members of the Committee, the authority to establish a comprehensive zoning plan for Ancestral Lands Commission properties, including those released by the Commission to original landowners, lies exclusively with the Provisional Commission for the Zoning of Ancestral Lands. However, the Commission has not been empanelled since the enactment of Public Law No. 28-133, leaving the landowner(s) with no recourse other than to request *I Liheslaturan Guåhan* to establish an appropriate zone.

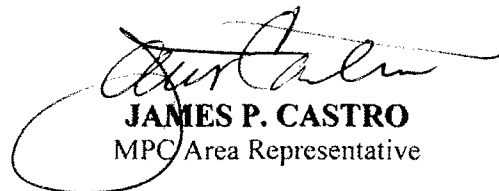
Therefore, on behalf of the heirs of the Estate of Juan Santos Camacho and the residents of Barrigada, and having reviewed the request for zone change finds that their request is compatible with the existing use of the area and therefore, supports the zone request contained in the legislation. Furthermore, as the MPC area representative, I have determined that the zoning request is reasonable and that the public necessity, public convenience and general welfare will best be served.

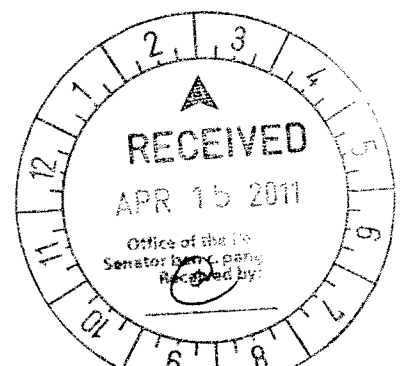
Therefore, on behalf of the heirs of the Estate of Juan Santos Camacho, request that Bill No. 96-31 (COR) entitled "AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 2181-4NEW-RINEW, LOT NO. 5200-3, AND LOT NO. 5199-1 IN THE MUNICIPALITY OF BARRIGADA TO LIGHT INDUSTRIAL (M-1) ZONE," be passed by *I Mina'Trentai unu na Liheslaturan Guåhan*, 31st Guam Legislature.

Sincerely,


JESSIE B. PALICAN
Mayor


JUNE U. BLAS
Vice Mayor


JAMES P. CASTRO
MPC Area Representative





GUAM ENVIRONMENTAL PROTECTION AGENCY

AHENSIAAN PRUTEKSION LINA'LA GUAHAN

EDDIE BAZA CALVO
GOVERNOR OF GUAM

P.O. Box 22439 GMF • BARRIGADA, GUAM 96921
TEL: 475-1658/9 • FAX: 475-8007

RAY TENORIO
LT. GOVERNOR OF GUAM

APR 14 2011

Honorable Vincente C. Pangelinan
Senator, Guam Legislature
Chairman, Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and
Land
155 Hesler St.
Hagatna, GU 96910

Dear Mr. Chairman:

Buenas yan Saluda.

Please find enclosed my testimony for the Guam Environmental Protection Agency on
Bills: 20-31 (COR), 39-31(COR), 96-31.

Thank you and the Executive Committee for this opportunity to present our comments on
the bills related to zoning, and rezoning.

Dangkolo ns Si Yu'os Ma'ase.

IVAN C. QUINATA
Acting Administrator

Enclosure



"ALL LIVING THINGS OF THE EARTH ARE ONE"

Testimony of

GEPA Planning on behalf of: Administrator

Guam Environmental Protection Agency before the Committee on Appropriations,
Taxation, Banking, Insurance, Retirement and Land

April 14, 2011

PUBLIC HEARING ON BILLS: 20-31 (COR): AN ACT TO ZONING THE PROPERTY, CONSISTING OF TWO LOTS, LOT # 2176-1-4 AND LOT # 2176-1-R5, LOCATED IN THE MUNICIPALITY OF BARRIGADA, TO LIGHT INDUSTRIAL (M-1) TO ALLOW FOR COMMERCIALIZED USE OF THE PROPERTY; BILL 39-31 (COR): AN ACT RELATIVE TO REZONING LOT NO. 10117-R6, LOCATED IN THE MUNICIPALITY OF DEDEDO, FROM COMMERCIAL ("C") TO LIGHT INDUSTRIAL (M1) FOR PURPOSES OF ESTABLISHING BUSINESSES RELATED TO CONSTRUCTION AND WAREHOUSE ACTIVITIES; WHILE ENSURING SAFETY AND ENVIRONMENTAL CONCERNS OF ADJACENT RESIDENTS AND BUSINESSES ARE PROPERLY ADDRESSED AND BILL 96-31 (COR): AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 2181-4NEW-R1NEW, LOT NO. 5200-3, AND LOT NO. 5199-1 IN THE MUNICIPALITY OF BARRIGADA TO LIGHT INDUSTRIAL (M-1) ZONE.

Buenas yan Saluda, Chairman Pangelinan and Committee Members. In response to your invitation, I am pleased to have the opportunity to provide Guam Environmental Protection Agency testimony of the above subject Bills.

BILL 20-31 COR (Lot No. # 2176-1-4 and Lot # 2176-1-R5), of approximately 3,511 square meters, and 162 square meters respectively which are located in the municipality of Barrigada across from the Happy Market in Barrigada on the Tiyan side. Far East Equipment Company, LLC proposes a Heavy Equipment Dealership Building. Zoning to Light Industrial (M-1) will allow Far East Equipment Company, LLC to be in compliance with the Deed from the Navy to the Government of Guam that stipulates that the returned Ancestral Lands property be used for either commercial or industrial purposes. Infrastructure is existing in the area of the

proposed Light Industrial zone and proposed Heavy Equipment Dealership. A heavy equipment dealership will have minimal impact to water and sewer. The owner; however, must obtain Guam Waterworks Authority permission to connect the system prior to construction. GEPA will also require that a storm water disposal plan be submitted for review and approval during the construction and permitting phase.

BILL 39-31 COR (Lot No. 10117-R6), of approximately 79,765 square meters which is located in the municipality of Dededo to be re-zoned from Commercial (C) to Light Industrial (M-1). The subject property is along Route 1 in Dededo north of Wusstig Road and is over the Northern Aquifer. Guam Waterworks Authority Y-series water wells are in the vicinity of the subject lot.

In general, Light Industrial activities in northern municipalities will be required to connect to public sewer to protect the Northern Aquifer. Public sewer is available along Route 1 Marine Corps Drive; however the Northern District Sewage Treatment Plant servicing this area is at or past operational capacity. Guam Waterworks Authority Northern District Sewage Treatment Plant is under a Stipulated Order to comply with the Clean Water Act. In this regard, GEPA discourages the Light Industrial Zone Change at this time.

BILL 96-31 COR (Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1) in the municipality of Barrigada to be zoned to Light Industrial (M-1) to be consistent with the uses of the property in the surrounding parcels. The sewage treatment plant servicing the area is under Stipulated Order to comply with the Clean Water Act. The sewage treatment facility is not in compliance. The GEPA discourages increases in zoning to Light Industrial until the facility is able to handle the sewage demand and that the Hagatna Sewage Treatment Plant be repaired and or upgraded to accommodate existing approved planned development as well as increases in zoning intensity. During the construction permitting phase GEPA will require appropriate storm water treatment for Light Industrial activities on the subject properties. Connection to water and sewer infrastructure will require approval from the system operator.

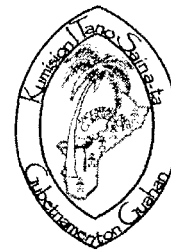


GUAHAN ANCESTRAL LANDS COMMISSION

Eddie Baza Calvo
Governor

Ray Tenorio
Lieutenant Governor

David V. Camacho
Executive Director



April 14, 2011

BOARD OF COMMISSIONERS

To: **Senator Vicente (ben) Cabrera Pangelinan**
*Chairman - Committee on Appropriations, Taxation, Public Debt,
Banking, Insurance, Retirement, and Land*

From: **Executive Director**

Subject: **Testimony on Bill 96-31 - an act to zone the previously unzoned Lot No. 2181-4NEW-RINEW, Lot No. 5200-3, and Lot No. 5199-1 in the Municipality of Barrigada to Light Industrial (M-1) Zone**

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Chairperson

Ronald T. Laguana
Vice Chair

Maria G. Cruz
Secretary/Treasurer

Ronald F. Eclavea
Commissioner

James C. Matanane
Commissioner

Lydia M. Tyner
Commissioner

Anthony J.P. Ada
Commissioner

We support Bill 96-31 an act to zone the previously unzoned Lot No. 2181-4NEW-RINEW, Lot No. 5200-3, and Lot No. 5199-1 in the municipality of Barrigada to Light Industrial (M-1) Zone.

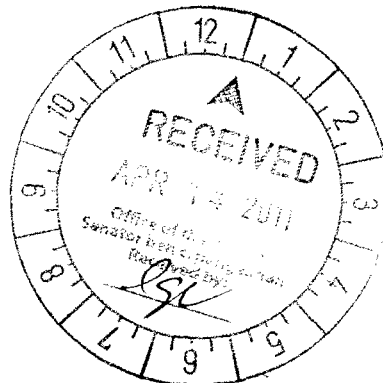
Based on the transfer conditions of the Quitclaim Deed dated September 29, 2000 recorded at the Department of Land Management under Instrument No. 628091 on October 10, 2000 between United States of America and the Guam Economic Development Authority, it states that:

- a. GRANTEE'S use of the property is limited to industrial and commercial use and no other use of the property is authorized without the advance written consent of the UNITED STATES.

The Light Industrial (M-1) Zone is consistent with the conditions of the deed.

Dangkalu na si yu'us mã'ãse',

David V. Camacho



BUREAU OF STATISTICS AND PLANS

(Bureau of Planning)

Government of Guam

Eddie Baza Calvo
Governor of Guam

Ray Tenorio
Lieutenant Governor

P.O. Box 2950 Hagåtña, Guam 96932

Tel: (671) 472-4201/3

Fax: (671) 477-1812



Thomas A. Morrison
Director

TESTIMONY BEFORE THE COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING, INSURANCE AND LAND BY THE BUREAU OF STATISTICS AND PLANS

Guam Legislature Public Hearing Room
Thursday, April 14, 2011

Honorable Chairman and Committee Members:


This testimony is provided on behalf of the Bureau of Statistics and Plans in regards to the Bill Nos. 20-31 (COR), 39-31(COR), and 96-31(COR). We have reviewed the said bills and offer the following comments and concerns:

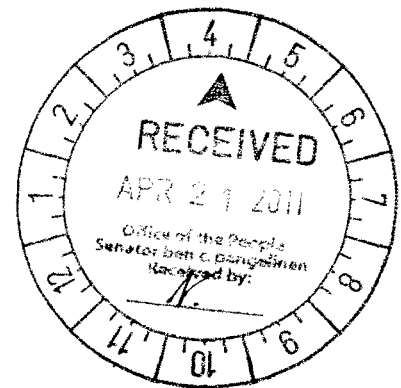
The Bureau has always had concerns with regards to the rezoning of properties by the Guam Legislature. We strongly believe that there is already a process that is in place that works which affords the surrounding neighbors as well as the general public the opportunity to provide comments on proposed zone changes. As you know, the Guam Land Use Commission (GLUC) in conjunction with the Application Review Committee (ARC) is tasked to be responsible for this process. With the technical assistance of the various government agencies and departments, the GLUC has the ability to come to a reasonable decision in the changing of zoning designations. Unlike the legislative zone change process, the GLUC guarantees that the affected surrounding neighborhood within 500 feet of the property proposed to be rezoned is informed by registered mail of the proposal and is invited to attend the GLUC Hearing to discuss any comments or concerns that they may have. Not everybody has access to the printed media to see the public announcements of upcoming public hearings. Furthermore, unlike the legislative process, the GLUC receives technical comments from appropriate government agencies on the impacts of a proposed zone change which is standard policy, prior to arriving to a decision.

The Bureau has attempted to provide a comprehensive review of the proposed zone change. The Bureau contacted your office as well as the various senators' offices that originated these bills, to request for maps of these subject lots mentioned in these bills. We were told to either check with the senator that authored the bill to contact the families who owned the subject lots for a copy of the maps. Prior to the senators authoring and entertaining the bills, what information was available for them to work with? One of the basic information we would need to review this request would be a map indicating the exact location of the subject parcel and information of the surrounding land uses and zoning as well as other pertinent information that would assist us in coming to a decision on the appropriateness of the proposed activity. Had

this been GLUC applications, all of the vital information would have been provided that will assist all the members of the review committee in making a valid and technical decision on the proposed request.

The Bureau recognizes that the legislature has the authority to approve zone changes however involvement and feedback from the public and private sector alike are received through the GLUC process. We feel the legislative route needs to include more input from all stakeholders to receive a thorough review and include technical assistance from the ARC members. Until the process is amended, the Bureau will provide similar comments to all zone changes being routed and processed in this fashion. Thank you for the opportunity to comment on the above mentioned bills.


THOMAS A. MORRISON



John C. Camacho
Administrator
Estate of Juan Santos Camacho

April 14, 2011

Honorable Vicente (Ben) C. Pangelinan
Chairman, Committee on Appropriations, Taxation
Public Debt, Banking, Insurance, Retirement and Land
324 West Soledad
Hagåtña, Guam 96910

Senator Pangelinan and Members of the Committee,

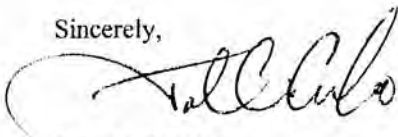
Thank you for the opportunity to provide testimony on Bill no. 96-31 (COR), AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 2181-4NEW-R1NEW, LOT NO. 5200-3, AND LOT NO. 5199-1 IN THE MUNICIPALITY OF BARRIGADA TO LIGHT INDUSTRIAL (M1) ZONE.

The heirs of the Estate of Juan Santos Camacho are unanimously in support of assigning an M1 Zone to the parcels of property cited in above Bill. The family has diligently been trying to develop, sell or lease the property for the last three years. One of the difficulties encountered with various prospects with which negotiations have been undertaken, is that there is no zoning designation assigned to the property. There appears to be some apprehension with developers about the time and expense of navigating the bureaucratic process of obtaining a zone designation to property previously unzoned.

The Estate is of the opinion that the zoning should be consistent with current and potential uses of the neighboring parcels of property. My letter to the author of the Bill, the Honorable Senator Tina R. Muna-Barnes, discusses some of the current uses of those properties (see attached). Additionally, we opine that an M1 designation is consistent with the reservations, covenants, limitations, reversions, exceptions, restrictions and conditions of the Quitclaim Deed conveying the property from the U.S. Department of the Navy to the Guam Economic Development Authority (GEDA) and the subsequent Quitclaim Deed conveying the property from GEDA to the Ancestral Lands commission.

Again, thank you for the opportunity to provide feedback on this issue that is of great importance to the heirs of the Estate of Juan Santos Camacho.

Sincerely,



John C. Camacho

Enclosure

John C. Camacho
Administrator
Estate of Juan Santos Camacho

March 3, 2011

Honorable Tina Muna-Barnes
Chairperson, Committee on Municipal Affairs
Tourism, Housing and Recreation
155 Hesler Street
Hagåtña, GU. 96910

Senator Muna-Barnes,

This is to follow up on our conversation regarding my request to assign a Real Property Zoning designation to property deeded to the Estate of Juan Santos Camacho by the Ancestral Lands Commission. The description and size of said property follows:

- Lot 2181-4NEW-R1NEW Area = 41,866 Sq. M.
- Lot 5200-3 Area = 5,435 Sq. M.
- Lot 5199-1 Area = 802 Sq. M.

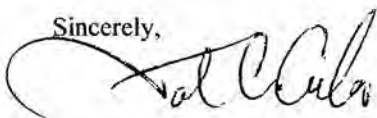
We respectfully request your assistance in drafting legislation designating the property as an M1 Light Industrial Zone. It is our contention that this designation is consistent with uses of the property in surrounding parcels that are both privately owned and property leased to businesses or individuals by the Guam International Airport Authority (GIAA). The following describes some of the current uses of the surrounding parcels located within ½ mile of the estate:

- GIAA property located immediately north of the Camacho Estate recently vacated by Guam Customs for administrative offices and for their K-9 operations.
- GIAA property further north occupied by Continental Airlines for aircraft hangars, by Aviation Concepts as a base for their air ambulance operations, and by Allied Pacific Construction as a base for their construction activities.
- GIAA properties located northwest of the estate occupied by Fleet Services, Inc. for repair of heavy equipment, by the USDA as a plant inspection facility, by Reaction Company as a base for their construction business, and by Pacific Trucking for what seems to be used to store and dispatch heavy equipment.
- Core Tech International property immediately west, used to store construction materials, as a manufacturing and storage facility for precast concrete wall panels, as heavy equipment storage and maintenance, and as a temporary campus for the displaced JFK High School.
- United States Postal Service property, east of the estate, used to process and distribute incoming and outgoing letters and parcels for the Guam community.

As can be gleaned by the description of uses of the surrounding parcels of land, the designation of an M1 Light Industrial Zone for the property owned by the Camacho Estate is consistent with current and potential uses of parcels located in the vicinity. I have enclosed copies of the property maps and Preliminary Title Research documents for the subject lots.

Your favorable consideration of this request is solicited. Should you have any questions or require additional information please contact me at 482-8066.

Sincerely,



John C. Camacho

Enclosures



COMMITTEE ON RULES

I Mina'trentai Unu na Libeslaturan Guåhan • The 31st Guam Legislature

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

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

March 16, 2011

Memorandum

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

To: Pat C. Santos
Clerk of the Legislature

MAJORITY
MEMBERS:

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

Speaker
Judith T. Won Pat

Subject: Fiscal Notes

Vice Speaker
Benjamin J. F. Cruz

Hafa Adai!

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

Attached please find the fiscal notes for the bill numbers listed below.
Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

Senator
Dennis G. Rodriguez, Jr.
ASST. MAJORITY WHIP

Bill Nos.: 96-31 (COR)

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

Senator
vicente c. pangelinan

MINORITY
MEMBERS:

Si Yu'os ma'åse'!

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

2011 MAR 16 PM 11:09 *η*

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

BENITA A. MANGLONA
DIRECTOR

STEPHEN J. GUERRERO
DEPUTY DIRECTOR


MAR 15 2011

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910

Hafa Adai Senator Respicio:

Transmitted herewith are Fiscal Notes on the following Bill No.: **96-31(COR)**.

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.


BENITA A. MANGLONA
Director

Enclosures

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 96-31 (COR)**

AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 2181-4NEW-RINEW, LOT NO. 5200-3, AND LOT NO. 5199-1 IN THE MUNICIPALITY OF BARRIGADA TO LIGHT INDUSTRIAL (M-1) ZONE.

Department/Agency Appropriation Information

| | |
|--|---|
| Dept./Agency Affected: Department of Land Management | Dept. Head: Anicia B. Terlaje, Director |
| Department's General Fund (GF) appropriation(s) to date: | - |
| Department's Other Fund (Land Survey Revolving Fund) appropriation(s) to date: | 3,364,412 |
| Total Department/Agency Appropriation(s) to date: | \$3,364,412 |

Fund Source Information of Proposed Appropriation

| | General Fund: | (Specify Special Fund): | Total: |
|--|---------------|-------------------------|------------|
| FY 2010 Unreserved Fund Balance ¹ | | \$0 | \$0 |
| FY 2011 Adopted Revenues | \$0 | \$0 | \$0 |
| FY 2011 Appro. (P.L. 30-196) | \$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 2011 (if applicable) | FY 2012 | FY 2013 | FY 2014 | FY 2015 |
|------------------------|----------------------|--|------------|------------|------------|------------|
| 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.
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? / / Yes /x/ No
If yes, will the program duplicate existing programs/agencies? / x / N/A / / Yes / / 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? / / Yes /x/ No
5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /x/ Yes / / No
/ / Requested agency comments not received by due date. / / Other:

Analyst: Evelyn G. Fernandez Date: 3/14/11 Director: Benita A. Mangione Date: 3/14/11

Footnotes:

- 1) See attachment to fiscal note.

**Bureau of Budget & Management Research
Attachment to Fiscal Note No. 96-31**

| Projected Multi-Year Revenues | | | | | |
|--------------------------------------|---------------|---------------|---------------|---------------|---------------|
| | Year 1 | Year 2 | Year 3 | Year 4 | Year 5 |
| General Fund | 1/ | 1/ | 1/ | 1/ | 1/ |
| Other Fund: | \$0 | \$0 | \$0 | \$0 | \$0 |
| Total | 1/ | 1/ | 1/ | 1/ | 1/ |

Comments:

1/ There is a potential for additional revenues to the Government of Guam in terms of real property and income taxes upon zoning of Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3 and Lot No. 5199-1 in the municipality of Barrigada (Tiyan) into Light Industrial (M-1) since the properties will be used for purposes of establishing businesses.

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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Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

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VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY
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Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY
MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

March 1, 2011

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Vice Speaker Benjamin J.F. Cruz
Acting Chairperson, Committee on Rules

Subject: Referral of Bill Nos. 95-31 (COR) and 96-31 (COR)

As Acting Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 95-31 (COR) and 96-31 (COR).

Please ensure that the subject bills are referred, in my name, to the respective committees, as shown on the attachment. I also request that the same be forwarded to all Senators 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) Attachments

2011 MAR -2 AM 11:06

SC

I Mina'Trentai Unu Na Liheslaturan Guåhan

Bill Log Sheet

March 1, 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? Vetoed? Overridden? Public Law? |
|-----------------|-------------------|---|------------------------|----------------------|-------------------------|--|----------------------------|------------------------------------|--|
| 96-31 (COR) | T. R. Muña-Barnes | AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 2181-4NEW-R1NEW, LOT NO. 5200-3, AND LOT NO. 5199-1 IN THE MUNICIPALITY OF BARRIGADA TO LIGHT INDUSTRIAL (M-1) ZONE | 3/01/11 10:21 a.m. | 3/1/11 | | Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land. | | | |



I Mina'trentai Unu Na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

April 7, 2011

Memorandum

To: All Senators
From: Senator Vicente (ben) Cabrera Pangelinan
Re: Public Hearing Notice – 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 beginning at **9:00am and 1:00pm on Thursday, April 14, 2011** at the Guam Legislature's Public Hearing Room. The following is on the agenda:

9:00 am

Bill No. 131-31 (LS): An Act to reprogram \$60,088,935 in General Fund appropriations from Object Class 111 and 113 from the Guam Department of Education FY 2011 Budget for Capital Improvement Projects (CIPS), Technology Upgrades and Science, Technology, Engineering & Math (STEM) CIPS and Equipment Projects.

1:00pm

Bill No. 17-31- (COR): An act to authorize *I Maga'lahaen Guahan* to sell severed government of Guam Lot 2417-3 to adjacent private and land owner.

Bill No. 20-31 (COR): An act relative to zoning the property, consisting of two Lots, Lot #2176-1-4 and Lot #2176-1-R5, located in the Municipality of Barrigada, to light industrial (M-1) to allow for commercialized use of the property.

Bill No. 26-31 (COR): An Act to Rezone a certain parcel in the Municipality of Tamuning from Multi-Family (R2) to Commercial (C).

Bill 39-31 (COR): An Act Relative to Rezoing Lot No. 10117-R6, Located in the Municipality of Dededo, from Commercial ("C") to Light Industrial (M1) for purposes of establishing businesses related to construction and warehouse activities; while ensuring Safety and Environmental concerns of adjacent residents and businesses are properly addressed.

Memo to Senators
April 7, 2011
Page 2

Bill 96-31 (COR): An Act to zone the previously unzoned Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1 in the Municipality of Barrigada to Light Industrial (M-1) Zone.

Bill No. 108-31 (COR): An Act to Rezone Lot No. 20, Block 9, Dededo Village Extension, in the Municipality of Dededo, from Multiple-Family Dwelling (R-2) to Commercial (C) zone.

Bill No. 109-31 (COR): An Act to Rezone Lot No. 13, Tract 209 in the Municipality of Dededo from Single-Family Dwelling (R-1) to Commercial (C) zone.

cc: Tom Unsiong, Sergeant-at-Arms
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PUBLIC HEARING - FIRST NOTICE

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Hafa Adai,

Please see attached memo from Senator Vicente Pangelinan regarding public hearing notice for Bills 131-31 at 9:00am and 17-31, 20-31, 26-31, 39-31, 96-31, 108-31 and 109-31 at 1:00pm to be heard on April 14, 2011.

Should you have any questions please don't hesitate to call our office at 473-4236.

--
 Lisa Cipollone
 Chief of Staff
 Office of Senator ben c. pangelinan
 (671) 473-4236
[cipo@guamlegislature.org](#)

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● Lisa Cipollone

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Hafa Adai.

Senator Pangelinan will hold a public hearing at 9:00am and 1:00pm on Thursday, April 14, 2011 at the Guam Legislature Public Hearing Room. Please see agenda for details

INEKUNGOK PUPBLEKO (PUBLIC HEARING)

 gi Huebes, gi diha 14 gi Abrit, 2011
 (Thursday, April 14, 2011)

 Kuàttón Inekungok Pupbleko gi | Liheslaturan Guåhan
 (Guam Legislature Public Hearing Room)

 Alas 9 gi ega'an
 (9:00 AM)

 TAREHA
 (AGENDA)

 Priniponi Siha
 (Bills)

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Ala una gi despues di talo'ani
(1:00pm)

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I Mina' Trentai Unu Na Lihelaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE
Senator Vicente "ben" Cabrera Pangelinan
Office of the People

INEKUNGOK PUPBLEKO
(PUBLIC HEARING)

gi Huebes, gi diha 14 gi Abrit, 2011
(Thursday, April 12, 2011)

Kuáttón Inekungok Pupbleko gi I Lihelaturan Guahan
(Guam Legislature Public Hearing Room)

Alas 9 gi ega'an
(9:00 AM)

TAREHA
(AGENDA)

Komfitmasion Siha:

Priniponi Siha
(Bills)

Bill No. 131-31 (LS): An Act to reprogram \$60,088,935 in General Fund appropriations from Object Class 111 and 113 from the Guam Department of Education FY 2011 Budget for Capital Improvement Projects (CIPS), Technology Upgrades and Science, Technology, Engineering & Math (STEM) CIPS and Equipment Projects.

Ala una gi despues di talo'ani (1:00pm)

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THIRTY-FIRST GUAM LEGISLATURE
Senator Vicente "ben" Cabrera Pangelinan
Office of the People

INEKUNGOK PUPBLEKO (PUBLIC HEARING)
gi Huebes, gi diha 14 gi Abril, 2011 (Thursday, April 14, 2011)
Kuáttion Inekungok Pubbleko gi I Liheslaturan Guáhan

(Guam Legislature Public Hearing Room)

Alas 9 gi ega'an (9:00 AM)

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Priniponí Siha (Bills)

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Senator Vicente (ben) Cabrera Pangelinan (D)

April 12, 2011

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan

Re: Public Hearing Notice – 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 &
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 beginning at **9:00am and 1:00pm on Thursday, April 14, 2011** at the Guam Legislature's Public Hearing Room. The following is on the agenda:

9:00 am

Bill No. 131-31 (LS): An Act to reprogram \$60,088,935 in General Fund appropriations from Object Class 111 and 113 from the Guam Department of Education FY 2011 Budget for Capital Improvement Projects (CIPS), Technology Upgrades and Science, Technology, Engineering & Math (STEM) CIPS and Equipment Projects.

1:00pm

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Memo to Senators
April 12, 2011
Page 2

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Hafa Adai,

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--
 Lisa Cipollone
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Lisa Cipollone

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(PUBLIC HEARING)**

gi Huebes, gi diha 14 gi Abril, 2011
 (Thursday, April 14, 2011)

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

Alas 9 gi ega'an
 (9:00 AM)

TAREHA
 (AGENDA)

Priniponi Siha
 (Bills)

Bill No. 131-31 (LS): An Act to reprogram \$60,088,935 in General Fund appropriations from Object Class 111 and 113 from the Guam Department of Education FY 2011 Budget for Capital Improvement Projects (CIPS), Technology Upgrades and Science, Technology, Engineering & Math (STEM) CIPS and Equipment Projects.

Ala una gi despues di talo'áni
 (1:00pm)

Bill No. 17-31- (COR): An act to authorize *I Muga'lahen Guahan* to sell severed government of Guam Lot 2417-3 to adjacent private and land owner.

Bill No. 20-31 (COR): An act relative to zoning the property, consisting of two Lots, Lot #2176-1-4 and Lot #2176-1-R5, located in the Municipality of Barrigada, to light industrial (M-1) to allow for commercialized use of the

property.

Bill No. 26-31 (COR): An Act to Rezone a certain parcel in the Municipality of Tamuning from Multi-Family (R2) to Commercial (C).

Bill 39-31 (COR): An Act Relative to Rezoing Lot No. 10117-R6, Located in the Municipality of Dededo, from Commercial ("C") to Light Industrial (M1) for purposes of establishing businesses related to construction and warehouse activities; while ensuring Safety and Environmental concerns of adjacent residents and businesses are properly addressed.

Bill 96-31 (COR): An Act to zone the previously unzoned Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1 in the Municipality of Barrigada to Light Industrial (M-1) Zone.

Bill No. 108-31 (COR): An Act to Rezone Lot No. 20, Block 9, Dededo Village Extension, in the Municipality of Dededo, from Multiple-Family Dwelling (R-2) to Commercial (C) zone.

Bill No. 109-31 (COR): An Act to Rezone Lot No. 13, Tract 209 in the Municipality of Dededo from Single-Family Dwelling (R-1) to Commercial (C) zone.

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
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I Mina' Trentai Unu Na Lihelaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE
Senator Vicente "ben" Cabrera Pangelinan
Office of the People

INEKUNGOK PUPBLEKO
(PUBLIC HEARING)

gi Huebes, gi diha 14 gi Abrit, 2011
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**I Mina'Trentai Unu Na
Liheslaturan Guahan**

THIRTY-FIRST GUAM LEGISLATURE

**Senator Vicente “ben” Cabrera Pangelinan
Office of the People**

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(PUBLIC HEARING)***

***gi Huebes, gi diha 14 gi Abrit, 2011
(Thursday, April 14, 2011)***

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

Bill No. 96-31 (COR)

Introduced by:

T.R. Muña-Barnes

**AN ACT TO ZONE THE PREVIOUSLY
UNZONED LOT NO. 2181-4NEW-R1NEW, LOT
NO. 5200-3, AND LOT NO. 5199-1 IN THE
MUNICIPALITY OF BARRIGADA TO LIGHT
INDUSTRIAL (M-1) ZONE**

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative Intent and Findings.** *I Liheslaturan Guåhan*
2 finds Lot No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1, in
3 the Municipality of Barrigada, formerly held by the Federal Government.
4 Pursuant to enabling legislation and mandate this land was returned to the
5 original landowners, heirs and descendants of the Estate of Juan Santos
6 Camacho. This property was returned without a zoning designation.

7 *I Liheslaturan Guåhan* further finds since the return of the
8 aforementioned property to the Estate of Juan Santos Camacho the family
9 requests to zone the properties consistent with the uses of the property in the
10 surrounding parcels that are both privately owned and property leased to
11 businesses or individuals by the Guam International Airport Authority.

12 *I Liheslaturan Guåhan* intends to zone Lot No. 2181-4NEW-R1NEW,
13 Lot No. 5200-3, and Lot No. 5199-1 to Light Industrial (M-1) Zone.

2011 MAR -1 AM 10:21

1 **Section 2. Lot Zoning.** Notwithstanding any provision of the law, Lot
2 No. 2181-4NEW-R1NEW, Lot No. 5200-3, and Lot No. 5199-1, in the
3 Municipality of Barrigada, is hereby zoned Light Industrial (M-1) Zone.