

I Mina'Trentai Dos Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
349-32 (COR), P.L. 32-198	FRANK B. AGUON, JR.	AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY OF BARRIGADA, FROM AGRICULTURE ZONE (A) TO MULTI-FAMILY DWELLING ZONE (R-2).	6/9/14 3:07 p.m.	06/09/14	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land	8/05/14 9 a.m.	09/24/14 4:21 p.m.	Fiscal Note Requested 6/12/14 Fiscal Note Waiver 6/19/14
	DATE PASSED	TITLE	TRANSMITTED		DUE DATE	<small>DATE SIGNED BY I MAGA'LAHEN GUAHAN</small>	PUBLIC LAW NO.	NOTES
	10/3/2014	AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO MULTIPLE DWELLING ZONE (R2).	10/6/14	6:32 p.m.	10/17/2014	10/13/2014	32-198	PASSED



EDDIE BAZA CALVO
Governor


RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

OCT 16 2014

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

32-14- 2146
Office of the Speaker
Judith T. Won Pat, Ed.D.

Date: 10-17-14
Time: 4:16pm
Received By: 

2014 OCT 17 PM 4:54
Hansen

Dear Madame Speaker:

Transmitted herewith is Bill No. 349-32 (COR) "AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO MULTIPLE DWELLING ZONE (R2)," which I signed into law on October 13, 2014 as **Public Law 32-198**.

Senseramente


EDDIE BAZA CALVO

2146

P.O. Box 2950 • Hagatna, Guam 96932

Tel: (671) 472-8931 • Fax: (671) 477-4826 • governor.guam.gov • calendar.guam.gov



Eddie Baza Calvo



@eddiebazacalvo



@governorcalvo



governorofguam

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

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

This is to certify that **Bill No. 349-32 (COR), "AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO MULTIPLE DWELLING ZONE (R2),"** was on the 3rd day of October, 2014, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

Attested:



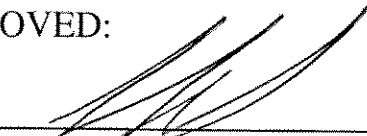
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 6 day of Oct,
2014, at 6:32 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: OCT 13 2014

Public Law No. 32-198

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 349-32 (COR)

Introduced by:

FRANK B. AGUON, JR.

T. C. Ada

V. Anthony Ada

B. J.F. Cruz

Chris M. Dueñas

Michael T. Limtiaco

Brant T. McCreddie

Tommy Morrison

T. R. Muña Barnes

R. J. Respicio

Dennis G. Rodriguez, Jr.

Michael F. Q. San Nicolas

Aline A. Yamashita, Ph.D.

Judith T. Won Pat, Ed.D.

**AN ACT TO REZONE LOT NO. 5221-1-4-R1,
MUNICIPALITY OF *BARRIGADA*, FROM
AGRICULTURAL ZONE (A) TO MULTIPLE
DWELLING ZONE (R2).**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guahån* finds that the late Victorino and Fina Mercado, property owners of Lot No. 5221-1-4-R1 in the municipality of *Barrigada*, self-constructed a two story duplex on the existing property and converted it into a four-plex building. The intention of Victorino and Fina Mercado was to accommodate their children and finance their education through the rental of the additional units. As the children and heirs of the late Victorino and Fina Mercado, Elmer C. Mercado and Lulu T. Mercado (husband and wife) and Therese M. Bugayong and Danilo B. Bugayong (husband and wife), one half (½) undivided interest, as community property owners of Lot No. 5221-1-4-R1, *Barrigada*, Guam, Estate No. 61159, Suburban, containing an

1 area of $\pm 1,858$ square meters, as shown on Drawing No. EBM 79-39, L.M. No.
2 098 FY80, prepared by Emil B. Meregillano, RLS No. 51, dated January 22,
3 1980;- LM098FY80 Map Pac #310027, located in the municipality of *Barrigada*,
4 Guam, would like to continue to utilize the existing property as additional income
5 and access the accumulated equity in their property. (Attachment A)

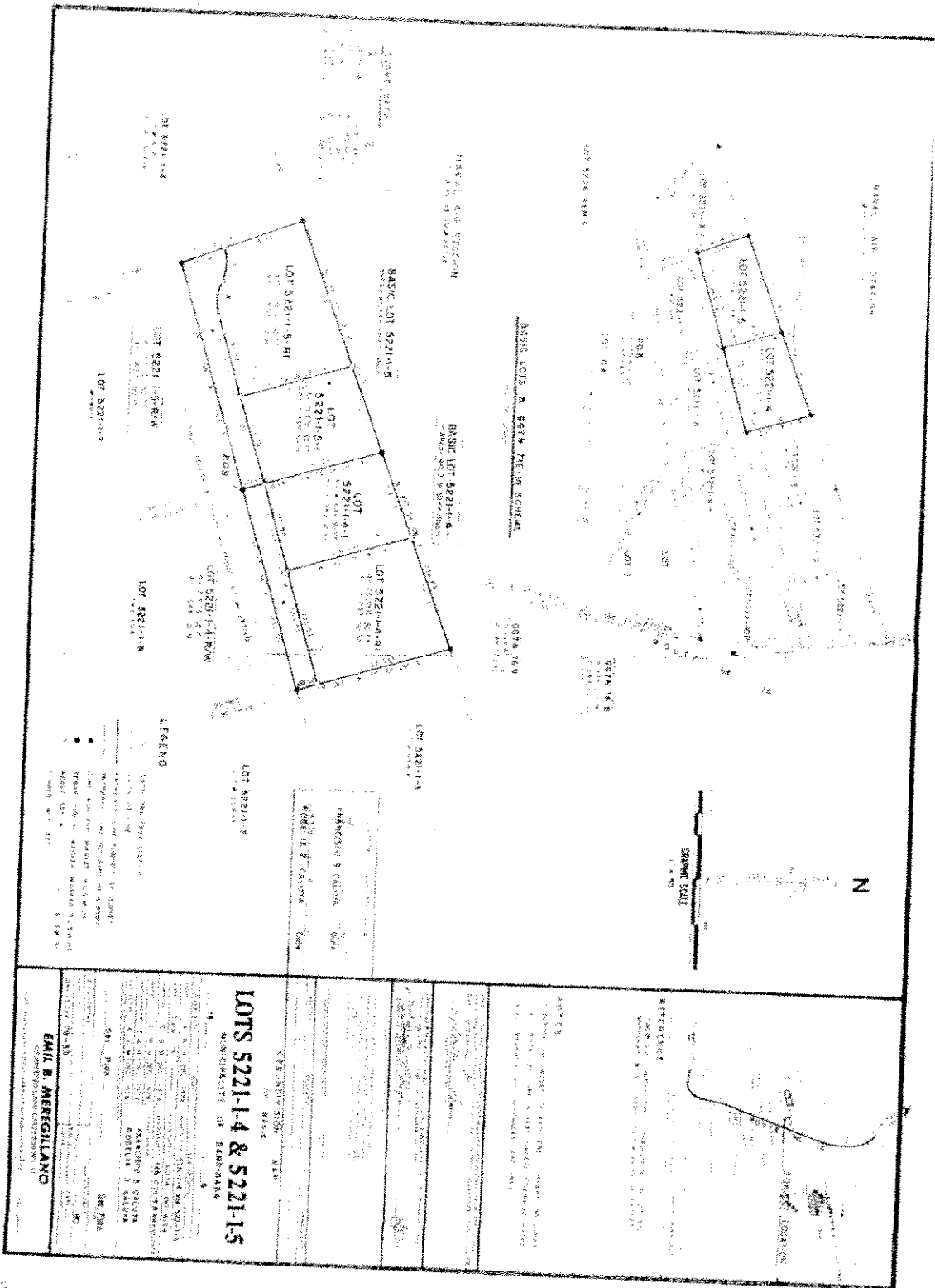
6 Furthermore, *I Liheslaturan Guahån* finds that the present property is zoned
7 as an Agricultural Zone (A), and prior to construction, all building and occupancy
8 permits were approved, certifying compliance with all applicable rules, regulations
9 and laws by the proper government agencies. This places the four-plex in an
10 approved and legal structure, but the non-conforming status restricts the current
11 property owners access to the accumulated equity in their property.

12 Therefore, it is the intent of *I Liheslaturan Guahån* to resolve this problem
13 through the rezoning of Lot No. 5221-1-4-R1, in the municipality of *Barrigada*,
14 from Agricultural Zone (A) to Multiple Dwelling Zone (R2).

15 **Section 2. Lot Rezoning.** Notwithstanding any other provisions of law,
16 Lot No. 5221-1-4-R1, in the municipality of *Barrigada* and owned by Elmer C.
17 Mercado and Lulu T. Mercado (husband and wife) and Therese M. Bugayong and
18 Danilo B. Bugayong (husband and wife), is hereby rezoned from Agricultural Zone
19 (A) to Multiple Dwelling Zone (R2).

20 **Section 3. Effective Date.** The provision contained herein *shall* take
21 effect upon the enactment of this Act.

22 **Section 4. Severability.** *If* any provision of this Act or its application to
23 any person or circumstance is found to be invalid or contrary to law, such
24 invalidity *shall not* affect other provisions or applications of this Act which can be
25 given effect without the invalid provisions application, and to this end the
26 provisions of this Act are severable.



3451

FILE COPY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

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

This is to certify that **Bill No. 349-32 (COR)**, “**AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO MULTIPLE DWELLING ZONE (R2)**,” was on the 3rd day of October, 2014, 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'lahen Guåhan* this 6 day of Oct,
2014, at 6:32 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 349-32 (COR)

Introduced by:

FRANK B. AGUON, JR.

T. C. Ada

V. Anthony Ada

B. J.F. Cruz

Chris M. Dueñas

Michael T. Limtiaco

Brant T. McCreadie

Tommy Morrison

T. R. Muña Barnes

R. J. Respicio

Dennis G. Rodriguez, Jr.

Michael F. Q. San Nicolas

Aline A. Yamashita, Ph.D.

Judith T. Won Pat, Ed.D.

**AN ACT TO REZONE LOT NO. 5221-1-4-R1,
MUNICIPALITY OF *BARRIGADA*, FROM
AGRICULTURAL ZONE (A) TO MULTIPLE
DWELLING ZONE (R2).**

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

that the late Victorino and Fina Mercado, property owners of Lot No. 5221-1-4-R1 in the municipality of *Barrigada*, self-constructed a two story duplex on the existing property and converted it into a four-plex building. The intention of Victorino and Fina Mercado was to accommodate their children and finance their education through the rental of the additional units. As the children and heirs of the late Victorino and Fina Mercado, Elmer C. Mercado and Lulu T. Mercado (husband and wife) and Therese M. Bugayong and Danilo B. Bugayong (husband and wife), one half (½) undivided interest, as community property owners of Lot No. 5221-1-4-R1, *Barrigada*, Guam, Estate No. 61159, Suburban, containing an

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3 1980;- LM098FY80 Map Pac #310027, located in the municipality of *Barrigada*,
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5 and access the accumulated equity in their property. (Attachment A)

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7 as an Agricultural Zone (A), and prior to construction, all building and occupancy
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9 and laws by the proper government agencies. This places the four-plex in an
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21 effect upon the enactment of this Act.

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23 any person or circumstance is found to be invalid or contrary to law, such
24 invalidity *shall not* affect other provisions or applications of this Act which can be
25 given effect without the invalid provisions application, and to this end the
26 provisions of this Act are severable.

$$\omega = \omega_A \rightarrow \omega_B \rightarrow \omega_C \rightarrow \omega_D$$

A detailed plat map for Lots 5221-14 and 5221-15, showing the layout of the lots, their dimensions, and the surrounding area. The map includes a north arrow, a scale bar, and a legend. The lots are labeled with their respective numbers and dimensions. The map also shows the location of the lots relative to the surrounding area, including the location of the lots within the section.

The map shows the following lots and their dimensions:

- LOT 5221-14: 100' x 100'
- LOT 5221-15: 100' x 100'
- LOT 5221-16: 100' x 100'
- LOT 5221-17: 100' x 100'
- LOT 5221-18: 100' x 100'
- LOT 5221-19: 100' x 100'
- LOT 5221-20: 100' x 100'
- LOT 5221-21: 100' x 100'
- LOT 5221-22: 100' x 100'
- LOT 5221-23: 100' x 100'
- LOT 5221-24: 100' x 100'
- LOT 5221-25: 100' x 100'
- LOT 5221-26: 100' x 100'
- LOT 5221-27: 100' x 100'
- LOT 5221-28: 100' x 100'
- LOT 5221-29: 100' x 100'
- LOT 5221-30: 100' x 100'
- LOT 5221-31: 100' x 100'
- LOT 5221-32: 100' x 100'
- LOT 5221-33: 100' x 100'
- LOT 5221-34: 100' x 100'
- LOT 5221-35: 100' x 100'
- LOT 5221-36: 100' x 100'
- LOT 5221-37: 100' x 100'
- LOT 5221-38: 100' x 100'
- LOT 5221-39: 100' x 100'
- LOT 5221-40: 100' x 100'
- LOT 5221-41: 100' x 100'
- LOT 5221-42: 100' x 100'
- LOT 5221-43: 100' x 100'
- LOT 5221-44: 100' x 100'
- LOT 5221-45: 100' x 100'
- LOT 5221-46: 100' x 100'
- LOT 5221-47: 100' x 100'
- LOT 5221-48: 100' x 100'
- LOT 5221-49: 100' x 100'
- LOT 5221-50: 100' x 100'
- LOT 5221-51: 100' x 100'
- LOT 5221-52: 100' x 100'
- LOT 5221-53: 100' x 100'
- LOT 5221-54: 100' x 100'
- LOT 5221-55: 100' x 100'
- LOT 5221-56: 100' x 100'
- LOT 5221-57: 100' x 100'
- LOT 5221-58: 100' x 100'
- LOT 5221-59: 100' x 100'
- LOT 5221-60: 100' x 100'
- LOT 5221-61: 100' x 100'
- LOT 5221-62: 100' x 100'
- LOT 5221-63: 100' x 100'
- LOT 5221-64: 100' x 100'
- LOT 5221-65: 100' x 100'
- LOT 5221-66: 100' x 100'
- LOT 5221-67: 100' x 100'
- LOT 5221-68: 100' x 100'
- LOT 5221-69: 100' x 100'
- LOT 5221-70: 100' x 100'
- LOT 5221-71: 100' x 100'
- LOT 5221-72: 100' x 100'
- LOT 5221-73: 100' x 100'
- LOT 5221-74: 100' x 100'
- LOT 5221-75: 100' x 100'
- LOT 5221-76: 100' x 100'
- LOT 5221-77: 100' x 100'
- LOT 5221-78: 100' x 100'
- LOT 5221-79: 100' x 100'
- LOT 5221-80: 100' x 100'
- LOT 5221-81: 100' x 100'
- LOT 5221-82: 100' x 100'
- LOT 5221-83: 100' x 100'
- LOT 5221-84: 100' x 100'
- LOT 5221-85: 100' x 100'
- LOT 5221-86: 100' x 100'
- LOT 5221-87: 100' x 100'
- LOT 5221-88: 100' x 100'
- LOT 5221-89: 100' x 100'
- LOT 5221-90: 100' x 100'
- LOT 5221-91: 100' x 100'
- LOT 5221-92: 100' x 100'
- LOT 5221-93: 100' x 100'
- LOT 5221-94: 100' x 100'
- LOT 5221-95: 100' x 100'
- LOT 5221-96: 100' x 100'
- LOT 5221-97: 100' x 100'
- LOT 5221-98: 100' x 100'
- LOT 5221-99: 100' x 100'
- LOT 5221-100: 100' x 100'

The map also shows the location of the lots relative to the surrounding area, including the location of the lots within the section.

The map includes a north arrow, a scale bar, and a legend.

The legend indicates the following:

- LOT 5221-14
- LOT 5221-15
- LOT 5221-16
- LOT 5221-17
- LOT 5221-18
- LOT 5221-19
- LOT 5221-20
- LOT 5221-21
- LOT 5221-22
- LOT 5221-23
- LOT 5221-24
- LOT 5221-25
- LOT 5221-26
- LOT 5221-27
- LOT 5221-28
- LOT 5221-29
- LOT 5221-30
- LOT 5221-31
- LOT 5221-32
- LOT 5221-33
- LOT 5221-34
- LOT 5221-35
- LOT 5221-36
- LOT 5221-37
- LOT 5221-38
- LOT 5221-39
- LOT 5221-40
- LOT 5221-41
- LOT 5221-42
- LOT 5221-43
- LOT 5221-44
- LOT 5221-45
- LOT 5221-46
- LOT 5221-47
- LOT 5221-48
- LOT 5221-49
- LOT 5221-50
- LOT 5221-51
- LOT 5221-52
- LOT 5221-53
- LOT 5221-54
- LOT 5221-55
- LOT 5221-56
- LOT 5221-57
- LOT 5221-58
- LOT 5221-59
- LOT 5221-60
- LOT 5221-61
- LOT 5221-62
- LOT 5221-63
- LOT 5221-64
- LOT 5221-65
- LOT 5221-66
- LOT 5221-67
- LOT 5221-68
- LOT 5221-69
- LOT 5221-70
- LOT 5221-71
- LOT 5221-72
- LOT 5221-73
- LOT 5221-74
- LOT 5221-75
- LOT 5221-76
- LOT 5221-77
- LOT 5221-78
- LOT 5221-79
- LOT 5221-80
- LOT 5221-81
- LOT 5221-82
- LOT 5221-83
- LOT 5221-84
- LOT 5221-85
- LOT 5221-86
- LOT 5221-87
- LOT 5221-88
- LOT 5221-89
- LOT 5221-90
- LOT 5221-91
- LOT 5221-92
- LOT 5221-93
- LOT 5221-94
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- LOT 5221-96
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- LOT 5221-25
- LOT 5221-26
- LOT 5221-27
- LOT 5221-28
- LOT 5221-29



I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN

THIRTY-SECOND GUAM LEGISLATURE

155 Hesler Place, Hagåtña, Guam 96910

October 6, 2014

The Honorable Edward J.B. Calvo

I Maga'lahen Guåhan

Ufisinan I Maga'lahi

Hagåtña, Guam 96910

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill and Substitute Bill Nos. 42-32 (COR), 136-32 (COR), 213-32 (COR), 284-32 (COR), 287-32 (COR), 292-32 (COR), 294-32 (COR), 295-32 (COR), 299-32 (COR), 300-32 (COR), 303-32 (COR), 324-32 (COR), 325-32 (COR), 327-32 (COR), 337-32 (COR), 347-32 (COR), 348-32 (COR), 349-32 (COR), 352-32 (LS), 354-32 (LS), 362-32 (COR), 384-32 (COR), 388-32 (LS) and 393-32 (COR) which were passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on October 3, 2014.

Sincerely,

TINA ROSE MUÑA BARNES
Legislative Secretary

Enclosures (24)

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

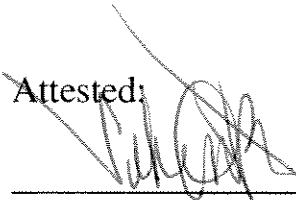
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN*

This is to certify that **Bill No. 349-32 (COR), "AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO MULTIPLE DWELLING ZONE (R2),"** was on the 3rd day of October, 2014, 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'lahen Guåhan* this _____ day of _____,
2014, at _____ o'clock _____.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 349-32 (COR)

Introduced by:

FRANK B. AGUON, JR.

T. C. Ada

V. Anthony Ada

B. J.F. Cruz

Chris M. Dueñas

Michael T. Limtiaco

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**AN ACT TO REZONE LOT NO. 5221-1-4-R1,
MUNICIPALITY OF *BARRIGADA*, FROM
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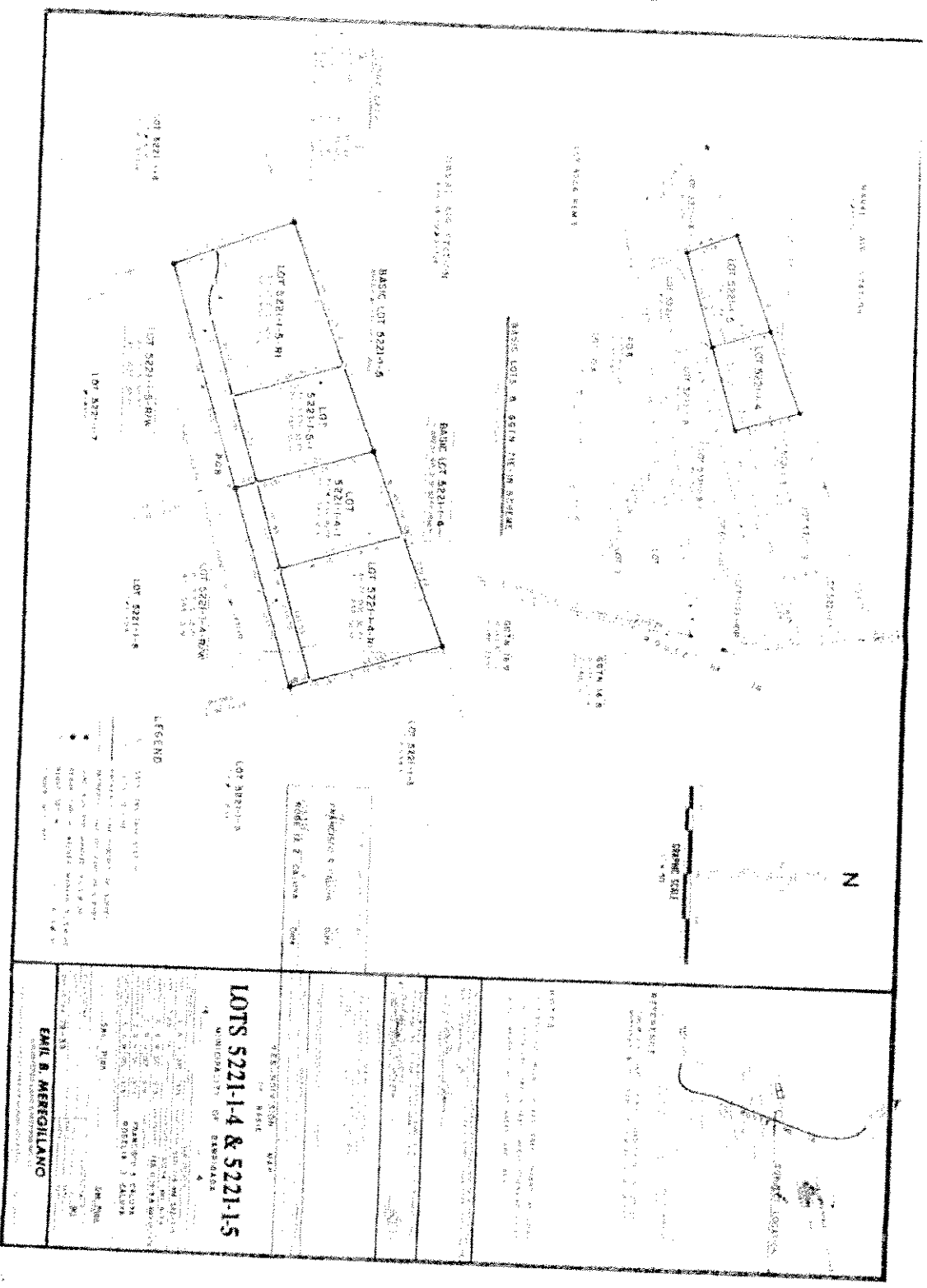
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I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land

SEP 18 2014

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

Speaker

I Mina'trentai Dos 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. 349-32 (COR), as introduced

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill 349-32 (COR), as introduced, "An Act to Rezone Lot No. 5221-1-4-R1, Municipality of Barrigada, from Agriculture Zone (A) to Multi-Family Dwelling Zone (R-2)" sponsored by Senator Frank Aguon, Jr., which was referred to the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land.

Committee votes are as follows:

2 TO PASS

0 NOT TO PASS

4 TO REPORT OUT ONLY

0 TO ABSTAIN

0 TO PLACE IN INACTIVE FILE

Sincerely,


Vice Speaker Benjamin J.F. Cruz
Chairman

2014 SEP 24 PM 4:21

**COMMITTEE REPORT
ON**

**Bill No. 349-32 (COR), As Introduced
Sponsored by Senator Frank Aguon, Jr.**

**An Act to Rezone Lot No. 5221-1-4-R1,
Municipality of Barrigada, from Agriculture
Zone (A) to Multi-Family Dwelling Zone (R-2).**



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

SEP 18 2014

MEMORANDUM

To: All Members

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land.

From: Vice Speaker Benjamin J.B. Cruz,
Chairperson

Subject: Committee Report on Bill No. 349-32 (COR), As Introduced

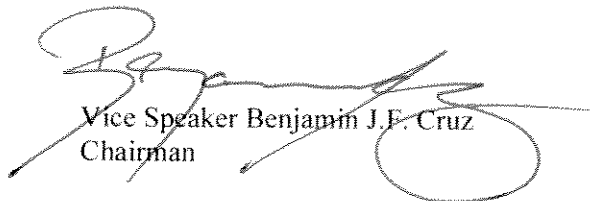
Transmitted herewith for your consideration is the Committee Report on Bill No. 349-32 (COR), as introduced, "An Act to Rezone Lot No. 5221-1-4-R1, Municipality of Barrigada, from Agriculture Zone (A) to Multi-Family Dwelling Zone (R-2)", sponsored by Senator Frank Aguon, Jr.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 349-32 (COR), As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Written Testimonies
6. Copy of Fiscal Note
7. Copy of COR referral Bill No. 349-32 (COR)
8. Notices of Public Hearing
9. Copy of the Public Hearing Agenda

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.

Sincerely,






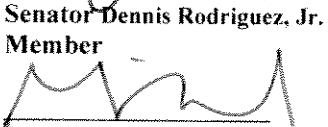
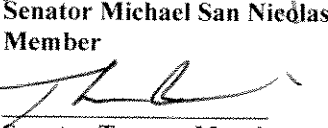
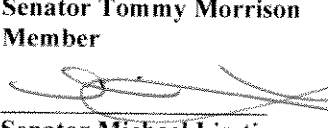
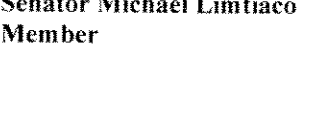
Vice Speaker Benjamin J.F. Cruz
Chairman

I MINA' TRENTAI DOS NA LIHESLATURAN GUÁHAN

Committee Voting Sheet

**Committee on Appropriations, Public Debt, Legal Affairs, Retirement,
Public Parks, Recreation, Historic Preservation and Land**

Bill No. 349-32 (COR), as introduced, "An Act to Rezone Lot No. 5221-1-4-R1,
Municipality of Barrigada, from Agriculture Zone (A) to Multi-Family Dwelling
Zone (R-2)"

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Vice Speaker BJ Cruz Acting Chairperson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Speaker Judith T. Won Pat Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tina Rose Muña-Barnes Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Dennis Rodriguez, Jr. Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Michael San Nicolas Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tommy Morrison Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Michael Limtiaco Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

Committee Report

Bill No. 349-32 (COR), An Act to Rezone Lot No. 5221-1-4-R1, Municipality of Barrigada, from Agriculture Zone (A) to Multi-Family Dwelling Zone (R-2).

I. OVERVIEW

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land convened a public hearing on August 5, 2014 at 9:00am 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 and newspaper of general circulation on July 29, 2014 (5-Day Notice), and again on August 3, 2014 (48 Hour Notice).

(a) Committee Members and Senators Present

Vice Speaker Benjamin J.F. Cruz, Chairman
Senator Tina Muna Barnes, Member
Senator Tom Ada
Senator Frank Aguon, Jr.

(b) Appearing before the Committee

Mr. Michael Borja, J.B. Borja, Director for the Department of Land Management
Mr. Elmer C. Mercado

(c) Written Testimonies Submitted

Mr. Michael Borja, J.B. Borja, Director for the Department of Land Management
Mr. Elmer C. Mercado

II. COMMITTEE PROCEEDINGS

Chairman Benjamin Cruz. We will proceed with Bill No. 349-32 (COR), An Act to Rezone Lot No. 5221-1-4-R1, Municipality of Barrigada, from Agriculture Zone (A) to Multi-Family Dwelling Zone (R-2).

Senator Aguon, you are the main sponsor. Would you like to make an opening statement?

Senator Frank Aguon Jr. Thank you very much, Vice Speaker. We have the Mercado family representative who will provide testimony on this bill. If you take a look at the legislative findings and intent, I think it is self-explanatory. This family came into inherited property and it was not appropriately zoned. They now come to the Legislature to ask consideration for an appropriate zone change and I look forward to the comments.

Chairman Benjamin Cruz. Please proceed, Mr. Mercado.

Mr. Elmer C. Mercado. Good morning, Mr. Chairman and members of the Committee.
[Read testimony verbatim. See attached]

Chairman Benjamin Cruz. Thank you very much. Mr. Borja, do you wish to provide testimony?

Mr. Michael Borja. Thank you very much. On Bill No. 349 on the issue of the property to be rezoned from Agriculture to R-2 in Barrigada, I would have preferred the process to go through our chain. But, in this specific matter while we always want to make sure that the land zone changes are to be in the interest of the owner, this zone change is a requirement because they obviously are not in an R-1 or even Agriculture; they go well beyond that to an R-2.

If they had gone through the process of trying to obtain the zone change through us and we went through the regulatory agencies, in this specific case as an R-2 requirement, the sewer changes – or waste water change requirement - EPA would say that they could not use a septic tank, but they would have to be hooked up to a sewer. What we know of this specific property is that the only active sewer lines reside up on Route 16, which are about four house lots away and above the house lot. So, it would an incline for a sewer waste line to go up in that area.

What the regulatory agencies always try to do in all aspects for zone change requirement request is to find alternative ways for them to still obtain that zone change so they can realize what they need. In this case, I think what EPA – and I can't specifically speak on their behalf – but, through our practice with them is that they may have to build something and not use a leaching field, but to build multiple septic tanks that would have to be regularly pumped out and that would satisfy the requirement for a multi-unit lot like an R-2.

We respectfully ask that with this zoning change, there be conditions placed on this R-2 change that should be necessary and that's only speaking for one specific kind of issue. I don't know if there are any others; GPA would have to also look and see that all these different units are not on one power meter that they need to be on separate power meters, for example. Those are the kinds of things that are necessary for obtaining an R-2 property. In this case, it really should an R-2, but does it comply? Most likely it may not comply on some cases.

We ask that this individual property owner work with the regulatory agencies to achieve what is required and that there be conditions placed on the change to R-2.

Chairman Benjamin Cruz. Besides the septic tank and the possibility of having to review with GPA, are there others we need to address?

Mr. Michael Borja. Municipal Planning Council for Barrigada needs to have some kind of input on this matter, especially since it goes from an Agriculture to R-2. That is a significant jump. Just to let the gentleman know, in this process going from Agriculture to R-2, it can be based on the signature from the Director of Land Management. It does not have to go through the Land Use Commission. It can be made into a Summary Zone Change. Now, many of the same requirements stand with the Summary Zone Change as far as getting the regulatory agency's inputs through the Application Review Committee process. It does not have to go through the Land Use Commission. Once all those conditions are satisfied, then the Chief Planner's office does a kind of notice of action. Then, it is based on the signature of Director of Land Management. It can be a much quicker process.

Chairman Benjamin Cruz. Can you sit down with him after this hearing to see if there is a way you can expedite this?

Mr. Michael Borja. Sure, as we will do with the folks for the previous bills heard today, we are going to work with each one of them. There are steps that are necessary and very willing to work with these individuals.

Senator Frank Aguon, Jr. Mr. Mercado, you have heard directly from Mr. Borja, the Director of Land Management who has extended his assistance and guidance. What I would like to request is that you and your family work closely with his office and if by chance, the proceedings are not satisfactory within the next two weeks, then I would like to request that you let me know if you want to proceed with this legislation and I will work with my colleagues to see if can proceed. But, I anticipate that your efforts will be fruitful working with the Department of Land Management. Can I ask you to consider going that route initially? If within fourteen days if it is not satisfactory in terms of the timing of the process and the progression of the discussions, then we can revisit this proposal. The intent is to make sure that your family has optimal usage of your property. You were very frank about why you wish the property to be rezoned; so you can apply economic benefits to assist your family. I appreciate that. Thank you, Mr. Chairman.

Chairman Benjamin Cruz. Inasmuch as all the bills have the record open for the next ten days, it might behoove you to see if you can move it faster through the Director than with us, because we go into budget session next Monday and I don't anticipate reporting bills out until September. If you guys can work this out and get back to Senator Aguon or get back to my office and let us know that if it looks like it is getting resolved and that you are satisfied with the treatment you are receiving. Then, we won't need this route.

This concludes the testimony on Bill No. 349-32 (COR). There being no additional individuals to present any additional, this Committee will continue to remain open for the acceptance of any additional information or public testimony on the bill discussed. You can submit those testimonies to my office directly on Soledad Avenue, as well as the Guam Legislature or through any of the electronic processes either email at office@guam.net

This hearing is adjourned.

III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land, hereby reports Bill No. 349-32 (COR), as introduced with the recommendation TO REPORT OUT ONLY

MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 349-32 (COR)

Introduced by:

FRANK B. AGUON, JR.



**AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY
OF BARRIGADA, FROM AGRICULTURE ZONE (A) TO
MULTI-FAMILY DWELLING ZONE (R-2).**

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

that the late Victorino and Fina Mercado, property owners of Lot No. 5221-1-4-R1, in the Municipality of Barrigada, self-constructed a two story duplex on the existing property and converted it into a four-plex building. The intention of Victorino and Fina Mercado, was to accommodate their children and finance their education through the rental of the additional units. As children and heirs of the late Victorino and Fina Mercado, Elmer C. Mercado and Lulu T. Mercado (husband and wife) and Therese M. Bugayong and Danilo B. Bugayong (husband and wife), ½ undivided interest, as community property owners of Lot No. 5221-1-4-R1, Barrigada, Guam, Estate No. 61159, Suburban, containing an area of 1,858 ± square meters, as shown on Drawing No. EBM 79-39, L.M. No. 098 FY80, prepared by Emil B. Meregillano, RLS No. 51, dated January 22, 1980;- LM098FY80 Map Pac #310027, located in the Municipality of Barrigada, Guam would like to continue to utilize the existing property as additional income and access the accumulated equity in their property. (*Attachment A*)

Furthermore, *I Liheslaturan Guahån* finds that the present property is zoned Agricultural (A), and prior to construction, all building and occupancy permits were approved, certifying compliance with all applicable rules, regulations and

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1 laws by the proper government agencies. This places the four-plex in an approved
2 and legal structure but the non-conforming status restricts the current property
3 owners access to the accumulated equity in their property.

4 Therefore, it is the intent of *I Liheslaturan Guahån* to resolve this problem
5 through the rezoning of Lot No. 5221-1-4-R1, in the Municipality of Barrigada,
6 from Agricultural (A) to Multi-Family Dwelling Zone (R-2).

7 **Section 2. Lot Rezoning.** Notwithstanding any other provisions of law,
8 Lot No. 5221-1-4-R1, in the Municipality of Barrigada and owned by Elmer C.
9 Mercado and Lulu T. Mercado (husband and wife) and Therese M. Bugayong and
10 Danilo B. Bugayong (husband and wife) is hereby rezoned to Multi-Family
11 Dwelling Zone (R-2).

12 **Section 3. Effective Date.** This provision contained herein shall take
13 effect immediately upon enactment of the Act.

14 **Section 4. Severability.** *If* any provision of this Act or its application to any
15 person or circumstance is found to be invalid or contrary to law, such invalidity
16 *shall not* affect other provisions or applications of this Act which can be given
17 effect without the invalid provisions application, and to this end the provisions of
18 this Act are severable.



Mina'trentai Dos na Liheslaturan Guahan
32ND GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

August 5, 2014

Bill No. 349

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT Yes No
MICHAEL BORTA	DLM					
Elmer Morado						

324 W. Soledad Ave. Hagatna, Guam 96910
Ph. 473-4236 Fax. 473-4238
Email: senbenp@guam.net



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



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

EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

MICHAEL J.B. BORJA
Director

DAVID V. CAMACHO
Deputy Director

August 1, 2014

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

Vice Speaker Benjamin J.F. Cruz
Chairman, Committee on Appropriations, Public Debt, Legal Affairs,
Retirement, Public Parks, Recreation, Historic Preservation, and Land
32nd Guam Legislature
324 W. Soledad Avenue
Hagatna, Guam 96910

Subject: Testimony - Bill No. 349-32 (COR) Rezone Lot #5221-1-4-R1 Agriculture to R2

Buenas yan Hafa Adai! The Department of Land Management has reviewed the listed bill and submits the following:

This legislation is asking a property to be rezoned without the vetting necessary in our Territory's statutes that calls for the "technical and professional review, analysis, advice, and agency positions concerning various development activities on Guam."

The Application Review Committee (ARC) made up of our regulatory agencies is mandated to review requests for zone changes that are submitted to the Department of Land Management. Their tasking is:

- (a) Ensure compliance with regulatory standards, procedures, policies, rules and regulations;
- (b) Ascertain the overall environmental, socioeconomic, infrastructural and cultural impact of proposed projects;
- (c) Evaluate alternative development activities or subdevelopment alternatives with applicant/developer/petitioner to provide the best development plan for the community;
- (d) Assist other ARC member agencies and other government agencies in establishing social, physical infrastructural, economic, and cultural programs and standards for the proper development of Guam's present and future growth;
- (e) Develop and provide official position statements by government of Guam agencies on applications submitted under the Zoning and Subdivision Laws, the Territorial Seashore Protection Act and other such laws as may be enacted by the Legislature.

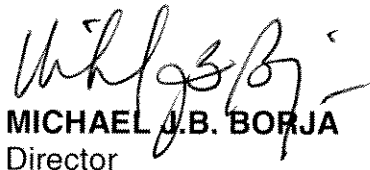
By curtailing this review process, lots may be rezoned that may not be in compliance with regulatory standards. Additionally, the broad nature of a

commercial zone may be contrary to the desires of the immediate surrounding communities since there is no input from the respective municipal planning councils.

The Department of Land Management greatly supports zone changes especially when they are in the economic interest of our island and to the benefit of the land owner. We encourage business development and strongly recommend using the processes already in place so we can ensure that the tools necessary for business development are available to land owners who seek to change the zoning of their property. Additionally, land rezoning from Agricultural to Residential (R2) can use the more abbreviated process available under the Summary Zone Change. It still undergoes a review by the ARC but when no objections are found, the director can approve the zone change.

In this specific case, a major concern with making the zone change for Lot #5221-1-4-R1 from Agricultural to Residential (R2) is that R2 zoning requires a connection to a sewer because septic tank use is significantly restricted and requires critical consultation with Guam Environmental Protection Agency. Sewer does not exist on the adjacent street of this property but a connection on Route 16 is available, however, it is on an elevation higher than the subject lot. If this property owner had used the established methods for zone changes, they would have been informed of this issue and been provided with any available alternatives.

Senseramente,



MICHAEL J.B. BORJA
Director

Personal Testimony
Bill No. 349-32 (COR)

August 5, 2014

Elmer Mercado
PO Box 217782
Barrigada, Guam 96921

Good morning, Mr. Chairman, Benjamin J.F. Cruz, and members of the committee.

Thank you Senator Frank Aguon for introducing Bill No. 349-32 to your committee and entertaining my request to rezone our property from zone "Agricultural" to zone "R2".

My name is Elmer Mercado. I am a resident of 162 Sgt Peter Aguon Street in Barrigada. I have been a resident of Guam for over 30 years.

My parents purchased the property in 1984 and slowly put up a temporary house. Five years later, my parents and the siblings self-constructed a two-story duplex with the intention to put their children in college. Once the siblings started college, the economy wasn't doing well, so my parents converted the duplex into a four-plex building to help us pay for our college.

In 2005, my father passed away and my mother in 2009. Before she passed away, she fought cancer for 8 years. The siblings went through a costly cancer treatment with my mom and the probate set us back financially.

As children and heirs of the property, my sister and I are trying to legitimize what my parents have set up and would like to pursue this request to rezone our property as supplemental income to help alleviate our financial burden.

Sincerely,

A handwritten signature in black ink, appearing to read 'Elmer C. Mercado', written in a cursive style.

Elmer C. Mercado



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island of Guam, Government of Guam
Department of Land Management Officer of the Recorder

File for Record is Instrument No. **855838**
On the Year 13 Month 08 Day 29 Time 2:48
Recording Fee 25 Receipt No. 38812
Deputy Recorder Lisa O. Mangera

Attachment A of

DEED OF GIFT

KNOW ALL MEN BY THESE PRESENTS:

That we, Jaime C. Mercado (dob: 07/11/70), mailing address 2 148th PL SW, Lynnwood, WA 98087 and Joseph Homer C. Mercado (dob: 05/09/73), mailing address is 2 148th PL SW, Lynnwood, WA 98087 in consideration of love and affection, as Grantors do now give, grant, convey and confirm to our brother and his wife, Elmer C. Mercado (dob: 11/17/75) and Lulu T. Mercado (dob: 09/23/83), as husband and wife, mailing address PO BOX 217782, Barrigada, GU 96921 and our sister and her husband, Therese M. Bugayong (dob: 05/02/69) and Danilo B. Bugayong (dob: 07/26/64), as husband and wife, mailing address 8608 11th PL SE, Lake Stevens, WA 98258 our undivided interest in the following described real property:

Lot No. 5221-1-4-R1, Barrigada, Guam, Estate No. 61159, Suburban, containing an area of 1,858± square meters, as shown on map Drawing No. EBM 79-39, prepared by Emil Meregillano, RLS No. 51, dated January 22, 1980;- LM098FY80 Map Pac #310027

Together with all and singular the tenements, hereditaments and appurtenances thereon belonging, or in anywise appertaining and all existing improvements and/or structures unto said Grantees, their heirs and assigns forever.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of June, 2013.

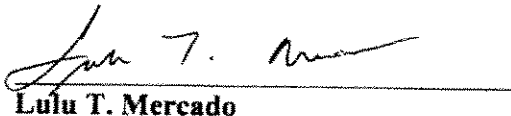
Grantors:

Jaime C. Mercado
Jaime C. Mercado

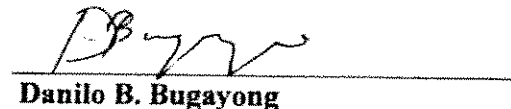
Joseph Homer C. Mercado
Joseph Homer C. Mercado

Grantees:


Elmer C. Mercado


Lulu T. Mercado

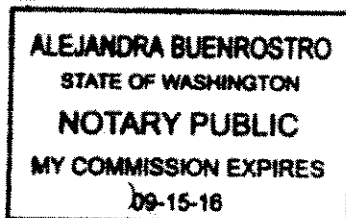

Therese M. Bugayong


Danilo B. Bugayong

City/County of)
Snohomish)
WASHINGTON)

BEFORE ME, the undersigned authority, on this day personally appeared **Jaime C. Mercado**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of June, 2013.

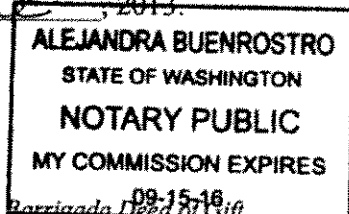



Notary Public

City/County of)
Snohomish)
WASHINGTON)

BEFORE ME, the undersigned authority, on this day personally appeared **Joseph Homer C. Mercado**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of June, 2013.

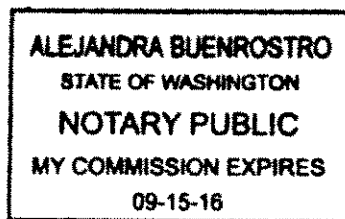


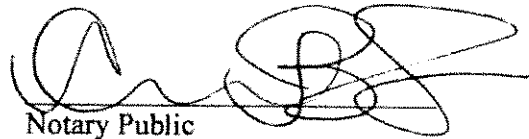

Notary Public

City/County of Snohomish
)
WASHINGTON)

BEFORE ME, the undersigned authority, on this day personally appeared **Therese M. Bugayong**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of June, 2013.

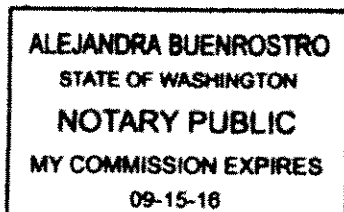



Notary Public

City/County of
Snohomish
)
WASHINGTON)

BEFORE ME, the undersigned authority, on this day personally appeared **Danilo B. Bugayong**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of June, 2013.



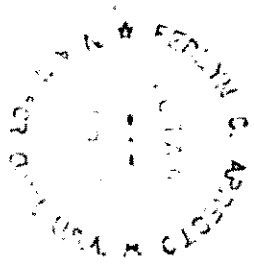

Notary Public

GUAM

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BEFORE ME, the undersigned authority, on this day personally appeared **Elmer C. Mercado**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 8th day of August, 2013.



FERLYN C. APRESTO
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: April 02, 2016
P.O. Box 23149 Barrigada, Guam 96921

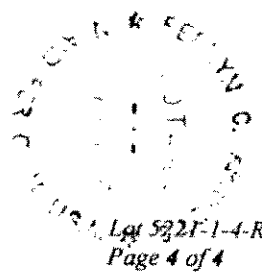
Ferlyn C. Apresto
Notary Public

GUAM

)
)
)

BEFORE ME, the undersigned authority, on this day personally appeared **Lulu T. Mercado**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 8th day of August, 2013.



FERLYN C. APRESTO
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: April 02, 2016
P.O. Box 23149 Barrigada, Guam 96921

Ferlyn C. Apresto
Notary Public



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd 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

June 19, 2014

Memorandum

To: **Rennae Meno**
Clerk of the Legislature

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Subject: **Waivers**

Hafa Adai!

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

WAIVERS:

Bill No. 347-32(COR)

Bill No. 348-32(COR)

Bill No. 349-32(COR)

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

Si Yu'os ma'åse'!

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
Vicente (Ben) C. Pangelinan
Member

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muña Barnes
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member



BUREAU OF BUDGET & MANAGEMENT RESEARCH

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

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

JOSE S. CALVO
ACTING DIRECTOR

JOHN A.B. PANGELINAN
ACTING DEPUTY DIRECTOR


JUN 18 2014

The Bureau requests that Bill No. 349-32 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 349-32(COR) is an Act to rezone Lot. No. 5221-1-4-R1, Municipality of Barrigada, from an Agricultural Zone (A) to a Multiple-Family Dwelling Zone (R-2).

The Bill proposes that the specified lot be rezoned so that the owners can properly access the equity of their property. Per the Department of Revenue & Taxation, the land tax rate and the building tax rate would not change regardless of the change to any property's zoning. Per the Department of Land Management, zone changes done through legislation are not charged any fees in regards to zone change amendments or certification of zoning fees. There is no component of the Bill that requires an act to make any changes to the property's existing infrastructure.

The intent of the Bill poses no fiscal impact upon any funds of the Government of Guam.


JOSE S. CALVO
Acting Director



COMMITTEE ON RULES

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CHAIRPERSON
MAJORITY LEADER

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Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

June 9, 2014

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio**
Chairperson of the Committee on Rules

Subject: **Referral of Bill No. 349-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 349-32(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 Dos na Liheslaturan Guåhan*.

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

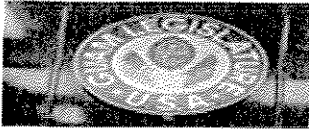
Si Yu'os Ma'åse!

Attachment

I Mina'Trentai Dos Na Liheslaturan Received

Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
349-32 (COR)	FRANK B. AGUON, JR.	AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY OF BARRIGADA, FROM AGRICULTURE ZONE (A) TO MULTI-FAMILY DWELLING ZONE (R-2).	6/9/14 3:07 p.m.	06/09/14	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land			



Lisa Dames <cipo@guamlegislature.org>

REVISED AGENDA

Lisa Dames <cipo@guamlegislature.org>

Tue, Jul 29, 2014 at 2:56 PM

To: PHrg Notice <phnotice@guamlegislature.org>

PLEASE SEE REVISED AGENDA FOR PUBLIC HEARING NOTICE - AUGUST 5, 2014

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing on Tuesday, August 5, 2014 beginning at 9:00am in the Guam Legislature Public Hearing Room.

The following is on the agenda:

Bill No. 341-32 (COR) – Introduced by Senator Vicente (ben) Cabrera Pangelinan

An Act to rezone Lot No. 14NEW, Block No. 16 in the Municipality of Dededo from Multi-Family Dwelling (R-2) to Commercial (C).

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Yanggen un nisisita espesiát na setbision, put fabot ágang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hálom gi i uepsait i Liheslaturan Guáhan gi www.guamlegislature.com Yanggen para un na'háлом testigu-mu, chule' para i ifisinin-mámi gi 324 West Soledad Avenue gi iya Hagátña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi office@senbenp.com Este na nutisiu inapási nu i fendon gubetnamento.

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Lisa Dames
Chief of Staff
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
Senator Vicente (ben) Cabrera Pangelinan
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land.
(671) 473-4236 (office)
(671) 473-4238 (fax)
senbenp.com
www.guamlegislature.org

 **Agenda_Aug 5.doc**
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST NOTICE

Lisa Dames <cipo@guamlegislature.org>

Tue, Jul 29, 2014 at 2:11 PM

To: news@guampdn.com, news@k57.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <editor@mvguam.com>, "Gerardo R. Partido" <gerardo@mvguam.com>, Mar-Vic Cagurangan <marvic@mvguam.com>, louella@mvguam.com, rgibson@k57.com, kstokish@gmail.com, Jerick Sablan <jpsablan@guampdn.com>, Steve Limtiaco <slimtiaco@guampdn.com>, Lifestyles_PDN <lifestyles@guampdn.com>, "Daleno, Gaynor D" <gdumatol@guam.gannett.com>

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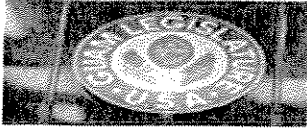
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - SECOND NOTICE

Lisa Dames <cipo@guamlegislature.org>

Fri, Aug 1, 2014 at 4:38 PM

To: PHrg Notice <phnotice@guamlegislature.org>

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...
Lisa Dames

Chief of Staff

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land.

(671) 473-4236 (office)

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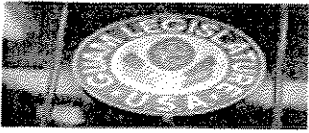
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - SECOND NOTICE

Lisa Dames <cipo@guamlegislature.org>

Fri, Aug 1, 2014 at 4:37 PM

To: news@guampdn.com, news@k57.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, Jon Anderson <editor@mvguam.com>, "Gerardo R. Partido" <gerry@mvguam.com>, Mar-Vic Cagurangan <marvic@mvguam.com>, louella@mvguam.com, kstokish@gmail.com, rgibson@k57.com, Jerick Sablan <jpsablan@guampdn.com>, Steve Limtiaco <slimtiaco@guampdn.com>, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Lifestyles_PDND <life@guampdn.com>

Sorry for inconvenience. See corrected agenda:

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**Listserv: phnotice@guamlegislature.org
As of July 7, 2014**

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I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

gi Måttes, gi diha 5 gi Agosto, 2014
Tuesday, August 5, 2014

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

**TAREHA
(AGENDA)**

alas nuebi gi egga'an
(9:00 AM)

Priniponi Siha:
(Bills)

Bill No. 341-32 (COR) – Introduced by Senator Vicente (ben) Cabrera Pangelinan
An Act to rezone Lot No. 14NEW, Block No. 16 in the Municipality of Dededo from
Multi-Family Dwelling (R-2) to Commercial (C).

Bill No. 342-32 (COR) - Introduced by Senator Vicente (ben) Cabrera Pangelinan
An Act to rezone Lot No. 22, Block 9 in the Municipality of Dededo from Residential (R-
1) to Commercial (C).

Bill No. 343-32 (COR) - Introduced by Senator Vicente (ben) Cabrera Pangelinan
An Act to rezone Lot No. 16, Block No. 16, in the Municipality of Dededo from Multi-
Family (R-2) to Commercial (C).

Bill No. 345-32 (COR): Introduced by Senator Vicente (ben) Cabrera Pangelinan
An Act to amend Section 3, Section 4, and to repeal Section 6 all of Public Law 21-130
to authorize Department of Land Management to exchange private property taken for the
construction of the Agat-Umatac Highway with government land.

Bill No. 347-32 (COR) – Introduced by Vice Speaker BJ Cruz
An Act to Rezone Lot No. P10.9A-3-R19, in the Municipality of Dededo from
Agriculture (A) to Commercial (C).



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

Bill No. 348-32 (COR) - Introduced by Vice Speaker BJ Cruz
An Act to Rezone Lot No. P10.9A-3-16, in the Municipality of Dededo from Agriculture (A) to Commercial (C).

Bill No. 349-32 (COR) – Introduced by Senator Frank Aguon, Jr.
An Act to Rezone Lot No. 5221-1-4-R1, Municipality of Barrigada, from Agriculture Zone (A) to Multi-Family Dwelling Zone (R-2).

Bill 329-32 (COR) – Introduced by Senator Chris Duenas
An Act to Rezone Lot No. 2-1 NEW, Tract 132, Municipality of Agat, From One-Family Dwelling (R-1) to Commercial Zone (C).

Bill No. 330-32 (COR) – Introduced by Senator Chris Duenas
An Act to Rezone Lot 2-R3, Block 2, Tract 172, Municipality of Dededo, from One-Family Zone (R-1) to Commercial Zone (C).

Bill 287-32 (COR) – Introduced by Senator Tina Muna Barnes
An Act to authorize I Maga'lahen Guahan to exchange government-owned property in Asinan Ordot-Chalan Pago reserved for the Department of Public Health & Social Services for government-owned property in Dededo owned by the Chamorro Land Trust Commission.

Bill 332-32 (LS) – Introduced by Senator Tina Muna Barnes
An Act to Authorize *I Maga'lahen Guahan* to exchange Government-owned property in Asinan Ordot-Chalan Pago reserved for the Department of Public Health & Social Services for Government-owned property in Tamuning owned by the Chamorro Land Trust Commission

Yanggen un nisisita espesiāt na setbision, put fabot āgang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hālom gi i uepsait i Liheslaturan Guåhan gi www.guamlegislature.com Yanggen para un na'hālom testigu-mu, chule' para i ifisinan-māmi 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 office@senbenp.com Este na nutisiu inapāsi nu i fendon gubetnamento.

If you require any special accommodations, auxiliary aids or other special services or for further information, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills 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 office@senbenp.com

Paid with government funds.

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"The officer was actually happy to see a group



"Averill Leano did an amazing job doing the color correction and creating an award winning moon shot. The film looks good because of Averill's great eye. And the film sounds amazing because of Teddy Salas. We were up until 3 in the morning mixing the film. I have never met with a sound

Griot's Lament is viewable on Vimeo and Genius.com.

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The Honorable
EDDIE BAZA CALVO
Governor

The Honorable
RAY S. TENORIO
Lieutenant Governor



Carl V. Dominguez
Director

Jessie B. Palican
Deputy Director

Eugene H. Santos
P.O. Box 10414
Tamuning, Guam 96931

Ref: Applicant **Ms MICHELE. LEON GURRERO, EUGENE H. SANTOS,**
request for a zone change from "A" Agricultural to "C" Commercial zone,
Municipality of Dededo.

Dear Mr. Santos,

The DPW is in receipt of your letter seeking assistance providing comments to a Zone Change to the following lots:

- (1.) Zone change from "A" (Agricultural) to "C" (Commercial) zone for the proposed Community Laundromat and Café on lot designated as DLM Map No.P10.9A-3-16 Municipality of Dededo.
- (2.) Zone change from "A" (Agricultural, Conditional use permit for Retail Store) to "C" (Commercial) zone with existing Retail Store on lot designated as DLM Map No.P10.9A-3-R19, Municipality of Dededo.

The above subject lots are corner lots with front yard facing Chalan Langet and side yard facing Chalan Mannantos. Chalan Langet is a 40' wide Public Access and Utility Right of Way with two (2) lanes paved road approximately twenty-two (22') feet wide with traffic flow which is low during the day or evening hours and will not impact its normal traffic flow.

DPW believes that the rezoning of the above lots will not have adverse effects on the residential area where as Lot P10.9A-3-R19 has been approved for conditional use permit for a Retail Store. Additionally, a Laundromat and Cafe is essential and/or public convenience to the surrounding neighborhood. The DPW therefore recommends approval for zone change.

Sincerely,

Carl V. Dominguez

QAL



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature

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

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V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

June 19, 2014

Memorandum

To: **Rennae Meno**
Clerk of the Legislature

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Subject: **Waivers**

Hafa Adai!

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

WAIVERS:

Bill No. 347-32(COR)
Bill No. 348-32(COR)
Bill No. 349-32(COR)

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

Si Yu'os ma'àse'!

2014 JUN 19 AM 10:39

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

EDDIE BAZA CALVO
GOVERNOR

JOSE S. CALVO
ACTING DIRECTOR

RAY TENORIO
LIEUTENANT GOVERNOR

JOHN AB PANGELINAN
ACTING DEPUTY DIRECTOR


JUN 18 2014

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Dos na Liheslaturan Guåhan
The 32nd Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note Waiver on the following Bill Nos.: **347-32(COR), 348-32(COR), and 349-32(COR).**

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


JOSE S. CALVO
Acting Director

Enclosures
cc: Senator Vicente (ben) Pangelinan

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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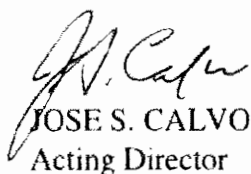
JUN 18 2014

The Bureau requests that Bill No. 349-32 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 349-32(COR) is an Act to rezone Lot. No. 5221-1-4-R1, Municipality of Barrigada, from an Agricultural Zone (A) to a Multiple-Family Dwelling Zone (R-2).

The Bill proposes that the specified lot be rezoned so that the owners can properly access the equity of their property. Per the Department of Revenue & Taxation, the land tax rate and the building tax rate would not change regardless of the change to any property's zoning. Per the Department of Land Management, zone changes done through legislation are not charged any fees in regards to zone change amendments or certification of zoning fees. There is no component of the Bill that requires an act to make any changes to the property's existing infrastructure.

The intent of the Bill poses no fiscal impact upon any funds of the Government of Guam.


JOSE S. CALVO
Acting Director



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Senator
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Senator
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June 12, 2014

VIA E-MAIL

john.rios@bbmr.guam.gov

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 344-32 (COR) through 350-32(LS)

Hafa Adai Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Senator Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsors	Title
344-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO ADD A §1114 AND §1115 TO CHAPTER 1 OF TITLE 11 AND A NEW ITEM (E) TO CHAPTER 21, DIVISION 2, TITLE 5 GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DEPARTMENT OF REVENUE AND TAXATION TO PUBLISH UNCLAIMED INCOME TAX REFUND CHECKS AND TO ESTABLISH THE INCOME TAX REFUND ASSISTANCE HOTLINE ALSO KNOWN AS THE TAX PAYER ASSISTANCE CLAIM SUPPORT ACT OF 2014.
345-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO AMEND SECTION 3, SECTION 4, AND TO REPEAL SECTION 6 ALL OF PUBLIC LAW 21-130 TO AUTHORIZE DEPARTMENT OF LAND MANAGEMENT TO EXCHANGE PRIVATE PROPERTY TAKEN FOR THE CONSTRUCTION OF THE AGAT – UMATAC HIGHWAY WITH GOVERNMENT LAND.
346-32 (COR)	Michael T. Limtiaco	AN ACT TO ADD NEW §8138.6, 8138.7, 8138.8, AND 8138.9 TO CHAPTER 8 OF TITLE 4GCA RELATIVE TO CREATING A SEPARATE BOARD OF TRUSTEES FOR MEMBERS OF THE DEFINED CONTRIBUTION RETIREMENT PLAN.
347-32 (COR)	B. J.F. Cruz	AN ACT TO REZONE LOT NO. P10.9A-3-R19, IN THE MUNICIPALITY OF DEDEDO FROM AGRICULTURE (A) TO COMMERCIAL (C).
348-32 (COR)	B. J.F. Cruz	AN ACT TO REZONE LOT NO. P10.9A-3-16, IN THE MUNICIPALITY OF DEDEDO FROM AGRICULTURE (A) TO COMMERCIAL (C).
349-32 (COR)	FRANK B. AGUON, JR.	AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY OF BARRIGADA, FROM AGRICULTURE ZONE (A) TO MULTI-FAMILY DWELLING ZONE (R-2).
350-32 (LS)	Brant T. McCreadie	AN ACT TO APPROPRIATE THE SUM OF SIX HUNDRED THOUSAND DOLLARS (\$600,000) FROM THE SUPPLEMENTAL APPROPRIATION REVENUE (SAR) FUND FOR THE PURPOSE OF PAYING PRIOR YEARS OVERTIME INCURRED BY THE GUAM POLICE DEPARTMENT.



COMMITTEE ON RULES

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June 9, 2014

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Senator
Aline Yamashita
Member

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio 
Chairperson of the Committee on Rules

Subject: Referral of Bill No. 349-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 349-32(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 Dos na Liheslaturan Guåhan*.

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

Si Yu'os Ma'åse!

Attachment

MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 349-32 (COR)

Introduced by:

FRANK B. AGUON, JR.



**AN ACT TO REZONE LOT NO. 5221-1-4-R1, MUNICIPALITY
OF BARRIGADA, FROM AGRICULTURE ZONE (A) TO
MULTI-FAMILY DWELLING ZONE (R-2).**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guahån* finds that the late Victorino and Fina Mercado, property owners of Lot No. 5221-1-4-R1, in the Municipality of Barrigada, self-constructed a two story duplex on the existing property and converted it into a four-plex building. The intention of Victorino and Fina Mercado, was to accommodate their children and finance their education through the rental of the additional units. As children and heirs of the late Victorino and Fina Mercado, Elmer C. Mercado and Lulu T. Mercado (husband and wife) and Therese M. Bugayong and Danilo B. Bugayong (husband and wife), ½ undivided interest, as community property owners of Lot No. 5221-1-4-R1, Barrigada, Guam, Estate No. 61159, Suburban, containing an area of 1,858 ± square meters, as shown on Drawing No. EBM 79-39, L.M. No. 098 FY80, prepared by Emil B. Meregillano, RLS No. 51, dated January 22, 1980;- LM098FY80 Map Pac #310027, located in the Municipality of Barrigada, Guam would like to continue to utilize the existing property as additional income and access the accumulated equity in their property. (*Attachment A*)

Furthermore, *I Liheslaturan Guahån* finds that the present property is zoned Agricultural (A), and prior to construction, all building and occupancy permits were approved, certifying compliance with all applicable rules, regulations and

2014 JUN -9 PM 3:07



1 laws by the proper government agencies. This places the four-plex in an approved
2 and legal structure but the non-conforming status restricts the current property
3 owners access to the accumulated equity in their property.

4 Therefore, it is the intent of *I Liheslaturan Guahân* to resolve this problem
5 through the rezoning of Lot No. 5221-1-4-R1, in the Municipality of Barrigada,
6 from Agricultural (A) to Multi-Family Dwelling Zone (R-2).

7 **Section 2. Lot Rezoning.** Notwithstanding any other provisions of law,
8 Lot No. 5221-1-4-R1, in the Municipality of Barrigada and owned by Elmer C.
9 Mercado and Lulu T. Mercado (husband and wife) and Therese M. Bugayong and
10 Danilo B. Bugayong (husband and wife) is hereby rezoned to Multi-Family
11 Dwelling Zone (R-2).


12 **Section 3. Effective Date.** This provision contained herein shall take
13 effect immediately upon enactment of the Act.

14 **Section 4. Severability.** *If* any provision of this Act or its application to any
15 person or circumstance is found to be invalid or contrary to law, such invalidity
16 *shall not* affect other provisions or applications of this Act which can be given
17 effect without the invalid provisions application, and to this end the provisions of
18 this Act are severable.



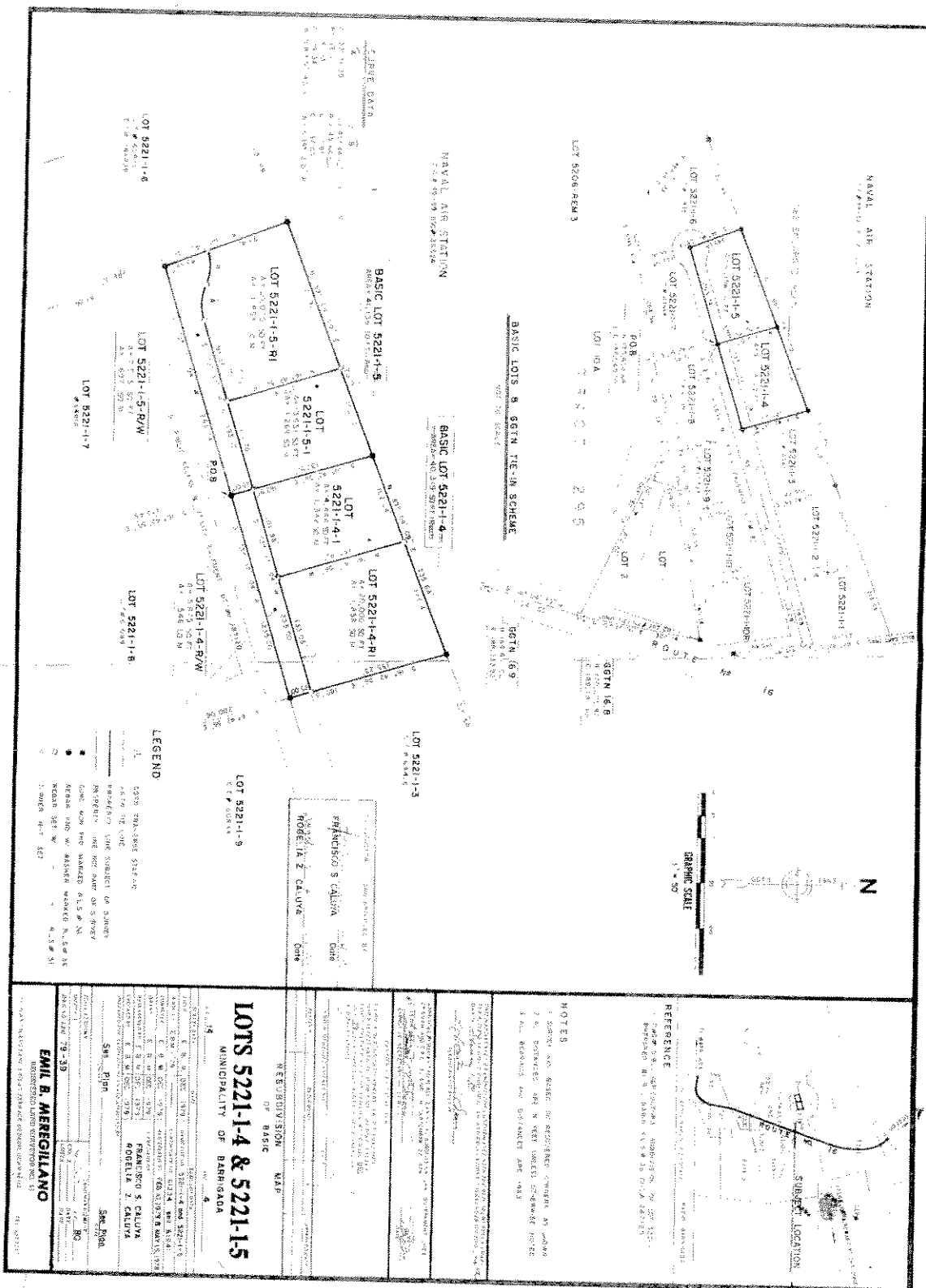
This is to certify that Therese M. Bugayong and Danilo B. Bugayong, Husband and Wife,
Elmer C. Mercado and Lulu T. Mercado, Husband and Wife, 1/2 undivided interest,
as Community Property.

Cadastral Lot Number 5221-1-4-R1, Barrigada, Guam, Estate No. 61159, Suburban, containing an area of 1,858+ square meters, as shown on Drawing No. EBM 79-39, L.M. No. 098 FY80, prepared by Emil B. Mergillano, PLS No. 51, dated January 22, 1980, and recorded under Document No. 310027;
subject, however, to the estate, easements, liens, charges and encumbrances hereunder noted.
Said owner is of the age of _____ years. Civil status _____
and is/are under no disability.


ANDREW D. SANTOS
Deputy Registrar of Titles
In And For The Territory of Guam

[illegible]

Attachment A of



Island of Guam, Government of Guam
Department of Land Management Officer of the Recorder

File for Record is Instrument No.

855838

On the Year 13 Month 08 Day 29 Time 2:48

Recording Fee 25

Receipt No. 38812

Deputy Recorder

Susa D. Mangar

DEED OF GIFT

KNOW ALL MEN BY THESE PRESENTS:

That we, Jaime C. Mercado (dob: 07/11/70), mailing address 2 148th PL SW, Lynnwood, WA 98087 and Joseph Homer C. Mercado (dob: 05/09/73), mailing address is 2 148th PL SW, Lynnwood, WA 98087 in consideration of love and affection, as Grantors do now give, grant, convey and confirm to our brother and his wife, Elmer C. Mercado (dob: 11/17/75) and Lulu T. Mercado (dob: 09/23/83), as husband and wife, mailing address PO BOX 217782, Barrigada, GU 96921 and our sister and her husband, Therese M. Bugayong (dob: 05/02/69) and Danilo B. Bugayong (dob: 07/26/64), as husband and wife, mailing address 8608 11th PL SE, Lake Stevens, WA 98258 our undivided interest in the following described real property:

Lot No. 5221-1-4-R1, Barrigada, Guam, Estate No. 61159, Suburban, containing an area of 1,858± square meters, as shown on map Drawing No. EBM 79-39, prepared by Emil Meregillano, RLS No. 51, dated January 22, 1980;- LM098FY80 Map Pac #310027

Together with all and singular the tenements, hereditaments and appurtenances thereon belonging, or in anywise appertaining and all existing improvements and/or structures unto said Grantees, their heirs and assigns forever.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of June, 2013.

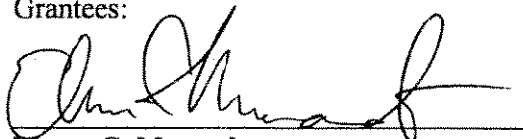
Grantors:

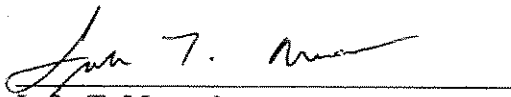
Jaime C. Mercado
Jaime C. Mercado

Joseph Homer C. Mercado
Joseph Homer C. Mercado

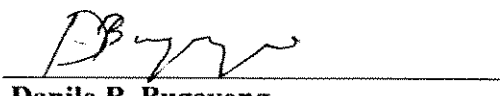
Attachment A of

Grantees:


Elmer C. Mercado


Lulu T. Mercado

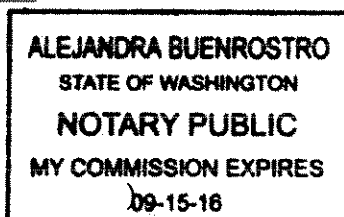

Therese M. Bugayong


Danilo B. Bugayong

City/County of)
Snohomish)
WASHINGTON)

BEFORE ME, the undersigned authority, on this day personally appeared **Jaime C. Mercado**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of June, 2013.

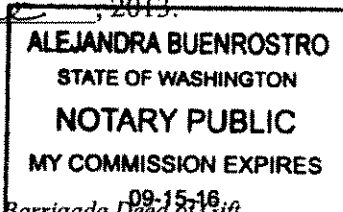



Notary Public

City/County of)
Snohomish)
WASHINGTON)

BEFORE ME, the undersigned authority, on this day personally appeared **Joseph Homer C. Mercado**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of June, 2013.



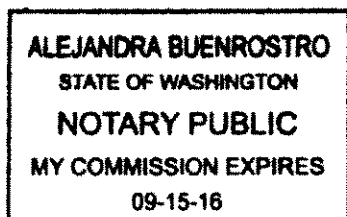

Notary Public


Attachment A of
0-11-11

City/County of Snohomish
)
WASHINGTON)

BEFORE ME, the undersigned authority, on this day personally appeared **Therese M. Bugayong**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of June, 2013.

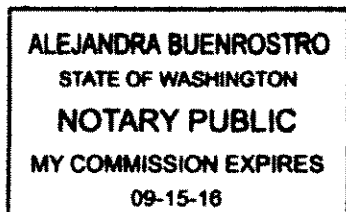



Notary Public

City/County of
Snohomish
WASHINGTON)

BEFORE ME, the undersigned authority, on this day personally appeared **Danilo B. Bugayong**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 15th day of June, 2013.

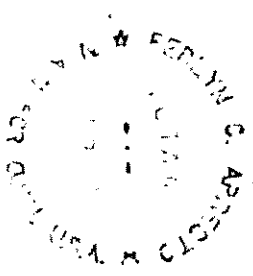



Notary Public

GUAM

BEFORE ME, the undersigned authority, on this day personally appeared **Elmer C. Mercado**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 8th day of August, 2013.



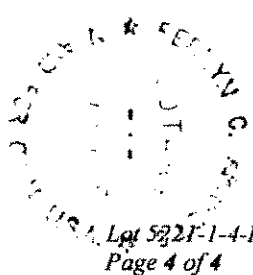
FERLYN C. APRESTO
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: April 02, 2016
P.O. Box 23149 Barrigada, Guam 96921

Ferlyn C. Apresto
Notary Public

GUAM

BEFORE ME, the undersigned authority, on this day personally appeared **Lulu T. Mercado**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 8th day of August, 2013.



FERLYN C. APRESTO
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: April 02, 2016
P.O. Box 23149 Barrigada, Guam 96921

Ferlyn C. Apresto
Notary Public