

I Mina'Trentai Dos Na Liheslaturan Guahan
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
231-32 (COR) P.L. 32-122	T.R. MUÑA BARNES	AN ACT TO REZONE LOT NO. 22, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION, DEDED0, GUAM FROM SINGLE-FAMILY DWELLING ZONE (R-1) TO MULTIPLE-FAMILY DWELLING ZONE (R-2).	12/02/13 10:31 a.m.	12/02/13	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land	12/20/13 8:30 a.m.	1/17/14 3:14 p.m.	Fiscal Note Requested 12/13/13 Fiscal Note Waiver Received - 12/27/13
	DATE PASSED	TITLE	TRANSMITTED		DUE DATE	DATE SIGNED BY I MAGA'LAHEN GUAHAN	PUBLIC LAW NO.	NOTES
	2/1/2014	AN ACT TO REZONE LOT NO. 22, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION, MUNICIPALITY OF DEDED0, FROM ONE-FAMILY DWELLING ZONE (R1) TO MULTIPLE DWELLING ZONE (R2).	2/1/14	10:50 p.m.	2/13/2014	2/10/2014	32-122	

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

FEB 13 2014

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

32-14-1303
Office of the Speaker
Judith T. Won Pat, Ed.D.
Date: 2/14/14
Time: 4:02 PM
Received by: [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 231-32 (COR) "AN ACT TO REZONE LOT NO. 22, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION, MUNICIPALITY OF DEDED0, FROM ONE-FAMILY DWELLING ZONE (R1) TO MULTIPLE DWELLING ZONE (R2)" which I signed into law on February 10, 2014 as Public Law 32-122.


Senseramente,



EDDIE BAZA CALVO


2014 FEB 14 PM 4:49 [Signature]


1303

Ricardo J. Bordallo Governor's Complex • Adelup, Guam 96910
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

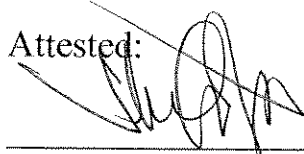
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 231-32 (COR)**, "AN ACT TO REZONE LOT NO. 22, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION, MUNICIPALITY OF *DEDEDO*, FROM ONE-FAMILY DWELLING ZONE (R1) TO MULTIPLE DWELLING ZONE (R2)," was on the 1st day of February, 2014, duly and regularly passed.



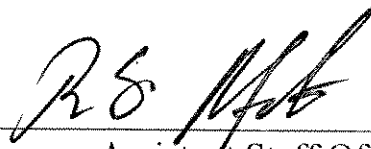
Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 1st day of FEB,
2014, at
10:50 o'clock PM.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: FEB 10 2014

Public Law No. 32-122

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 231-32 (COR)

Introduced by:

T. R. Muña Barnes
T. C. Ada
V. Anthony Ada
FRANK B. AGUON, JR.
B. J.F. Cruz
Chris M. Dueñas
Michael T. Limtiaco
Brant T. McCreddie
Tommy Morrison
Vicente (ben) C. Pangelinan
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. 22, BLOCK NO. 4,
TRACT NO. 170, WEST ACRES SUBDIVISION,
MUNICIPALITY OF *DEDEDO*, FROM ONE-FAMILY
DWELLING ZONE (R1) TO MULTIPLE DWELLING
ZONE (R2).**

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

that Pedro T. and Teresita B. Aguon are the property owners of Lot Nos. 22 and 23, Block No. 4, Tract No. 170, West Acres Subdivision, located in the municipality of *Dededo*. *I Liheslaturan Guåhan* further finds that the Aguons acquired Lot No. 22 through a Deed of Conveyance (*attached as Exhibit "A"*) with the government of Guam, in January 1976; and Lot No. 23 through a

Quitclaim Deed (*attached as Exhibit "B"*), in April 2004. At the present time, the Aguons have homes on both properties with the main family home in an attached single-family dwelling on Lot No. 22, and a single-family dwelling on Lot No. 23.

I Liheslaturan Guåhan further finds that because the main family home with the attached 3-bedroom dwelling on Lot No. 22 are separately metered, this places said lot as non-conforming with respect to the zoning status. This, in essence, prevents Mr. and Mrs. Aguon from accessing the equity on their property. Furthermore, the Aguons would like to maximize the highest and best use of Lot No. 22, and are requesting the assistance of *I Liheslaturan Guåhan* to rezone this property, as well, from One-Family Dwelling Zone (R1) to Multiple Dwelling Zone (R2).

In an effort to ensure that Mr. and Mrs. Aguon's home conforms to the proper zoning status, as well as to assist the Aguons in maximizing the highest and best use of their properties, it is the intent of *I Liheslaturan Guåhan* to rezone these properties from R1 to R2.

Section 2. Lot Rezoned. Notwithstanding any other provision of law, Lot No. 22, Block No. 4, Tract No. 170, West Acres Subdivision, municipality of *Dededo*, containing an area of 1,180.04 square meters, as shown on Land Management Drawing No. D4-70T225, covered under C.T. No. 26204, recorded under Instrument No. 266599, is hereby rezoned from One-Family Dwelling Zone (R1) to Multiple Dwelling Zone (R2) (*partial map attached as Exhibit "C"*).

Section 3. Effective Date. This provisions contained herein *shall* take effect upon enactment of this Act

EXHIBIT "A"

DEED OF CONVEYANCE

THIS INDENTURE, made and entered into in the Municipality of Agaña, Territory of Guam, this 16th day of January, 1976, by and between the GOVERNMENT OF GUAM, herein called the GRANTOR, and PEDRO T. and TERESITA B. AGUON, Husband and Wife, residents of Barrigada, Municipality of Barrigada, Guam, hereinafter known as the GRANTEEES.

WITNESSETH, that the GRANTOR, in consideration of the sum of SIX THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$6,500.00), United States Currency, paid by the GRANTEEES, the receipt whereof is hereby acknowledged, does hereby grant, sell and convey to the GRANTEEES, their heirs and assigns, forever, that tract or parcel of land, described as follows, to wit:

Lot No. 22, Block No. 4, Tract 170, West Acres Subdivision, Municipality of Dededo, containing an area of 1,180.04 square meters, as shown on Land Management Drawing No. D4-70T225, covered under C.T. No. 26204.

Together with all singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining and the reversion or reversions, remainder and remainders, rents, issues and profits thereof.

To have and to hold the same together with all the hereditaments and appurtenances thereunto belonging or anywise appertaining to the GRANTEEES, their heirs and assigns, forever.

All rights, title and interest in and to adjoining streets and alleyways are excepted and excluded from this grant and conveyance and are hereby specifically reserved to the GRANTOR.

The GRANTOR further specifically reserves easements and right-of-way, in perpetuity, in, under, through, over and across said above-described parcel of land, for the purpose, at any time, of constructing, placing, main-

to make such changes and alterations in connection with the locations, sizes or types of said sewage, drainage, or utility lines as the GRANTOR may from time to time, in its sole discretion deem appropriate, including water and mineral rights in the real property so conveyed.

The property herein described was approved by the Land Transfer Board at its meeting held on the 23rd day of October 1973, and also by the Governor of Guam on the 26th day of December 1973.

Pursuant to Public Law 12-61, the property herein described was transmitted to the Twelfth Guam Legislature on the 9th day of January 1974, and after twenty (20) legislative days without action, the property was automatically approved on the 14th day of March, 1974.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument the day and year first above written.

GOVERNMENT OF GUAM

By /s/ RICARDO J. BORDALLO
RICARDO J. BORDALLO
Governor of Guam

Date: FEB 02 1976

APPROVED AS TO FORM:

/s/ Charles H. Troutman

Attorney General

Date: JAN 19 1976

COUNTERSIGNED:

TERRITORY OF GUAM, DEPARTMENT OF LAND MANAGEMENT
 OFFICE OF THE RECORDER

INSTRUMENT NUMBER 266599

This instrument was filed for record on

Day of March, 1976, at 9:31 A.M. P.M.

and duly recorded in Book _____ at Page _____, Recording Fee \$2.00 Roucher No. 4022

Deputy Recorder

TERRITORY OF GUAM, DEPARTMENT OF LAND MANAGEMENT
OFFICE OF THE RECORDER

INSTRUMENT NUMBER 266599

This instrument was filed for record on

day of March, 1976, at 9:31 A.M.

and duly recorded in Book

Recording Fee \$12.00 at Page 1

Deputy Recorder [Signature]

Deputy Recorder

EXHIBIT "B"

Quitclaim Deed

Grantor(s): *Herbert Q. Aguon and Catalina M.B. Aguon.*

Grantee(s): *Pedro T. Aguon and Teresita B. Aguon.*

Legal Description(s): *Lot No. 23, Block No. 4, Tract No. 170, Dededo, Guam.*

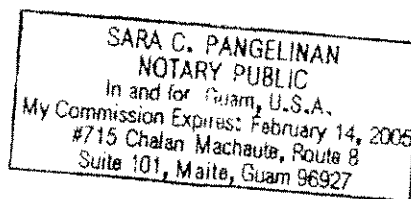
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **PEDRO T. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



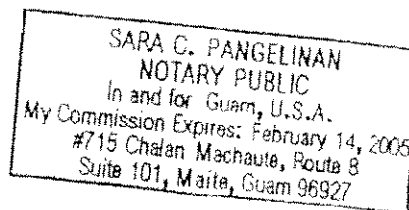
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **TERESITA B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



AFFIDAVIT OF CONSIDERATION

TO: DIRECTOR OF LAND MANAGEMENT

I/We, the undersigned having been first duly sworn do hereby depose and say as follows:

I/We, have duly acquired the following described real property LOT NO. 7-1, BLOCK NO. 6, TRACT NO. 271, YIGO, GUAM, U.S.A., by the terms of a Deed executed on the 9 day of APRIL, 2004, bearing Instrument No. 690999, incorporated hereby reference.

That the true consideration or value given for said realty is: NONE. That the said value is based on payment of NONE U.S. Currency, and the remaining balance covered by NONE.

That to my/our knowledge (initial where applicable):

[Signature]
Grantor(s)

[Signature]
Grantee(s)

A real estate commission or other real estate fee in connection with the subject conveyance of NONE is to be paid to NONE.

That this Affidavit is executed to satisfy the requirements of Section 20102 of Title 11GCA and for official use by the Government of Guam.

It is further understood that this document is submitted on for such official use by the Government and is not to be made available for inspection by the general public.

IN WITNESS WHEREOF, I/We, hereby affix my/our signature(s) this 9 day of APRIL, 2004.

[Signature]
Grantor:
PEDRO T. AGUON

[Signature]
Grantee:
HERBERT Q. AGUON

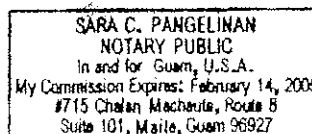
[Signature]
Grantor:
TERESITA B. AGUON

[Signature]
Grantee:
CATALINA M.B. AGUON

SUBSCRIBED and SWORN to before me this 9 day of APRIL, 2004, by **PEDRO T. AGUON** and **TERESITA B. AGUON**.

) SEAL (

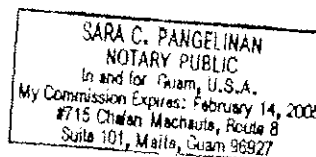
[Signature]
Notary Public.



SUBSCRIBED and SWORN to before me this 9 day of APRIL, 2004, by **HERBERT Q. AGUON** and **CATALINA M.B. AGUON**.

) SEAL (

[Signature]
Notary Public.



Field Receipt No.: _____
Recording Fee: _____
Document Tax: _____
Total: _____

AFFIDAVIT

We, **PEDRO T. AGUON** and **TERESITA B. AGUON**, husband and wife,
first duly sworn, deposes and says:

1. That we acquired the following described property identified as:

**LOT NO. 23, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION,
DEDEDO, GUAM, ESTATE NO. 17759, SUBURBAN, as said lot is marked and
designated on Map Drawing No. D4-70T225, recorded under Instrument No. 97091,
in the Department of Land Management, Government of Guam.**

The following is shown for information purposes only: Said map shows the area to
be: **1,373.14 ± Square Meters; Last Certificate of Title No. 86960 issued to
Catalina M. Blas.**

2. That the above described property was acquired as **joint tenants with
rights of survivorship and not as our community property.**

3. That this affidavit is made for the purpose of complying with the
requirement of Title 21 Guam Code Annotated Section 29158.



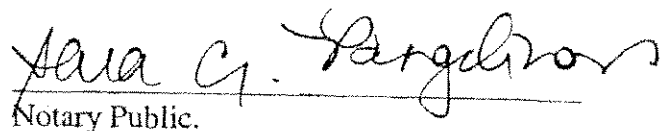
PEDRO T. AGUON



TERESITA B. AGUON

SUBSCRIBED to sworn to before me this 9 day of April, 2004.

) seal (


Notary Public.

Island of Guam, Government of Guam
Department of Land Management, Office of The Recorder

690989

Filed for Recording _____ Day _____ Time _____

Recording Fee _____ Receipt No. _____

Notary Public 

SARA C. PANGELINAN
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: February 14, 2006
#715 Chalan Machauta, Route 8
Suite 101, Maite, Guam 96927

Quitclaim Deed

Grantor(s): Pedro T. Aguon and Teresita B. Aguon.

Grantee(s): Herbert Q. Aguon and Catalina M.B. Aguon.

Legal Description(s): Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.

Subject to any and all easements, liens and encumbrances, together with all rights and interests that Grantors have or may have without recourse thereto or warranty in any way whatsoever, of any representations or of the quality or existence of Grantor's title as quitclaimed herein.

WATER AND POWER

GRANTORS FURTHER STATE that water and power (electricity) are available on the property or within 100 feet of the property and that the Grantees are aware that the Government of Guam is not required to pay for water or power (electricity) hookups and extensions.

IN WITNESS WHEREOF, Grantors and Grantees have hereunto set their hand this 9 day of **April, 2004**.

GRANTORS:

Date: 04-09-04

Pedro T. Aguon
PEDRO T. AGUON

Date: 4-9-04

Teresita B. Aguon
TERESITA B. AGUON

GRANTEES:

Date: 4-9-04

Herbert Q. Aguon
HERBERT Q. AGUON

Date: 4-9-04

Catalina M.B. Aguon
CATALINA M.B. AGUON

Quitclaim Deed

Grantor(s): Pedro T. Aguon and Teresita B. Aguon.

Grantee(s): Herbert Q. Aguon and Catalina M.B. Aguon.

Legal Description(s): Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.

GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

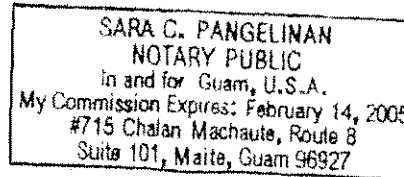
On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **PEDRO T. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan

Notary Public



GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

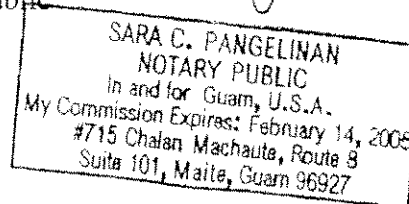
On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **TERESITA B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan

Notary Public



Quitclaim Deed

Grantor(s): *Pedro T. Aguon and Teresita B. Aguon.*
Grantee(s): *Herbert Q. Aguon and Catalina M. Aguon.*
Legal Description(s): *Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.*

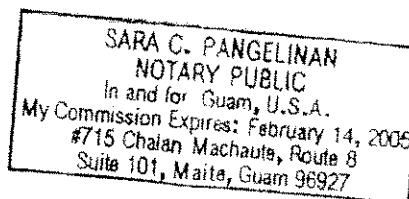
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **HERBERT Q. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **CATALINA M.B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public

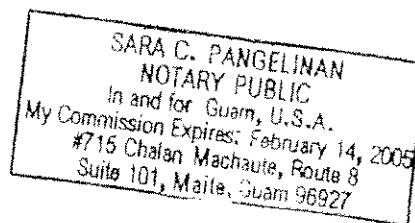
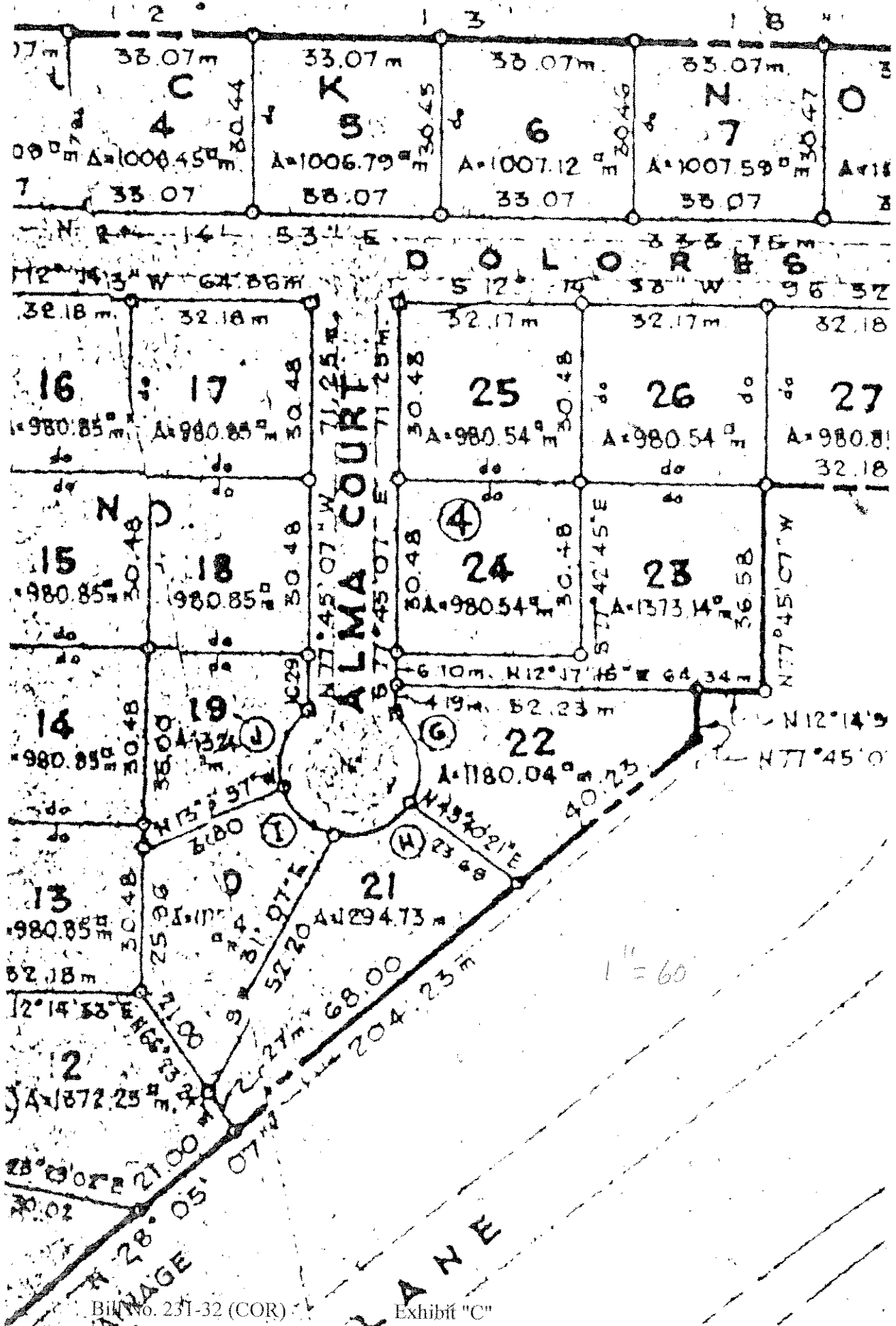


EXHIBIT "C"

B L O C K 30





FILE 6027

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN

THIRTY-SECOND GUAM LEGISLATURE

155 Hesler Place, Hagåtña, Guam 96910

February 1, 2014

The Honorable Edward J.B. Calvo
I Maga'laken Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill and Substitute Bill Nos. 61-32(COR), 70-32(COR), 71-32(COR), 130-32(COR), 146-32(COR), 169-32(COR), 179-32(COR), 180-32(COR), 190-32(COR), 192-32(COR), 197-32(COR), 201-32(COR), 202-32(COR), 204-32(COR), 206-32(COR), 214-32(COR), 221-32(COR), 225-32(COR), 226-32(COR), 231-32(COR), 232-32(COR), 235-32(COR), 236-32(COR), 237-32(COR), 242-32(COR), 245-32(COR), 247-32(COR), 248-32(COR) and 268-32(LS) which were passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on February 1, 2014.

Sincerely,

TINA ROSE MUÑA BARNES
Legislative Secretary

FEB 1, 2014
10:50 p.m.
R.S. Muña

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

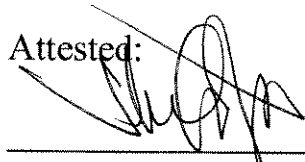
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN*

This is to certify that **Bill No. 231-32 (COR), "AN ACT TO REZONE LOT NO. 22, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION, MUNICIPALITY OF *DEDEDO*, FROM ONE-FAMILY DWELLING ZONE (R1) TO MULTIPLE DWELLING ZONE (R2),"** was on the 1st day of February, 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 1st day of FEB,
2014, at
10:50 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
2013 (FIRST) Regular Session

Bill No. 231-32 (COR)

Introduced by:

T. R. Muña Barnes
T. C. Ada
V. Anthony Ada
FRANK B. AGUON, JR.
B. J.F. Cruz
Chris M. Dueñas
Michael T. Limtiaco
Brant T. McCreddie
Tommy Morrison
Vicente (ben) C. Pangelinan
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. 22, BLOCK NO. 4,
TRACT NO. 170, WEST ACRES SUBDIVISION,
MUNICIPALITY OF *DEDEDO*, FROM ONE-FAMILY
DWELLING ZONE (R1) TO MULTIPLE DWELLING
ZONE (R2).**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds
that Pedro T. and Teresita B. Aguon are the property owners of Lot Nos. 22 and
23, Block No. 4, Tract No. 170, West Acres Subdivision, located in the
municipality of *Dededo*. *I Liheslaturan Guåhan* further finds that the Aguons
acquired Lot No. 22 through a Deed of Conveyance (*attached as Exhibit "A"*)
with the government of Guam, in January 1976; and Lot No. 23 through a

1 Quitclaim Deed (*attached as Exhibit "B"*), in April 2004. At the present time, the
2 Aguons have homes on both properties with the main family home in an attached
3 single-family dwelling on Lot No. 22, and a single-family dwelling on Lot No. 23.

4 *I Liheslaturan Guåhan* further finds that because the main family home with
5 the attached 3-bedroom dwelling on Lot No. 22 are separately metered, this places
6 said lot as non-conforming with respect to the zoning status. This, in essence,
7 prevents Mr. and Mrs. Aguon from accessing the equity on their property.
8 Furthermore, the Aguons would like to maximize the highest and best use of Lot
9 No. 22, and are requesting the assistance of *I Liheslaturan Guåhan* to rezone this
10 property, as well, from One-Family Dwelling Zone (R1) to Multiple Dwelling
11 Zone (R2).

12 In an effort to ensure that Mr. and Mrs. Aguon's home conforms to the
13 proper zoning status, as well as to assist the Aguons in maximizing the highest and
14 best use of their properties, it is the intent of *I Liheslaturan Guåhan* to rezone these
15 properties from R1 to R2.

16 **Section 2. Lot Rezoned.** Notwithstanding any other provision of law, Lot
17 No. 22, Block No. 4, Tract No. 170, West Acres Subdivision, municipality of
18 *Dededo*, containing an area of 1,180.04 square meters, as shown on Land
19 Management Drawing No. D4-70T225, covered under C.T. No. 26204, recorded
20 under Instrument No. 266599, is hereby rezoned from One-Family Dwelling Zone
21 (R1) to Multiple Dwelling Zone (R2) (*partial map attached as Exhibit "C"*).

22 **Section 3. Effective Date.** This provisions contained herein *shall* take
23 effect upon enactment of this Act

EXHIBIT "A"

DEED OF CONVEYANCE

THIS INDENTURE, made and entered into in the Municipality of Agaña, Territory of Guam, this 16th day of January, 1976, by and between the GOVERNMENT OF GUAM, herein called the GRANTOR, and PEDRO T. and TERESITA B. AQUON, Husband and Wife, residents of Barrigada, Municipality of Barrigada, Guam, hereinafter known as the GRANTEES.

WITNESSETH, that the GRANTOR, in consideration of the sum of SIX THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$6,500.00), United States Currency, paid by the GRANTEES, the receipt whereof is hereby acknowledged, does hereby grant, sell and convey to the GRANTEES, their heirs and assigns, forever, that tract or parcel of land, described as follows, to wit:

Lot No. 22, Block No. 4, Tract 170, West Acres Subdivision, Municipality of Dededo, containing an area of 1,139.04 square meters, as shown on Land Management Drawing No. D4-70T225, covered under C.T. No. 25204.

Together with all singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining and the reversion or reversions, remainder and remainders, rents, issues and profits thereof.

To have and to hold the same together with all the hereditaments and appurtenances thereunto belonging or anywise appertaining to the GRANTEES, their heirs and assigns, forever.

All rights, title and interest in and to adjoining streets and alleyways are excepted and excluded from this grant and conveyance and are hereby specifically reserved to the GRANTOR.

The GRANTOR further specifically reserves easements and right-of-way, in perpetuity, in, over, through, over and across said above-described parcel of land, for the purpose, at any time, of constructing, placing, main-

to make such changes and alterations in connection with the locations, sizes or types of said sewage, drainage, or utility lines as the GRANTOR may from time to time, in its sole discretion deem appropriate, including water and mineral rights in the real property so conveyed.

The property herein described was approved by the Land Transfer Board at its meeting held on the 23rd day of October 1973, and also by the Governor of Guam on the 26th day of December 1973.

Pursuant to Public Law 12-61, the property herein described was transmitted to the Twelfth Guam Legislature on the 9th day of January 1974, and after twenty (20) legislative days without action, the property was automatically approved on the 14th day of March, 1974.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument the day and year first above written.

GOVERNMENT OF GUAM

By /s/ RICARDO J. BORDALLO
RICARDO J. BORDALLO
Governor of Guam

Date: FEB 02 1976

APPROVED AS TO FORM:

/s/ Charles H. Troutman

Attorney General

Date: JAN 19 1976

COUNTERSIGNED:

INSTRUMENT NUMBER 1-266599

This instrument was filed for record on 8
Day of March, 1976, at 9:30 A.M.
and duly recorded in Book

_____, Recording Fee \$7.50 at Page _____
26-212 Number No. 46072

Deputy Recorder

TERRITORY OF GUAM, DEPARTMENT OF LAND MANAGEMENT
OFFICE OF THE RECORDER

INSTRUMENT NUMBER 288599

This instrument was filed for record on

day of

March 1976

at 9:31 A.M.
P.M.

and duly recorded in Book

Recording Fee \$2.00 at Page

Deputy Recorder No. 44022

Deputy Recorder

EXHIBIT "B"

Quitclaim Deed

Grantor(s): *Herbert Q. Aguon and Catalina M.B. Aguon.*

Grantee(s): *Pedro T. Aguon and Teresita B. Aguon.*

Legal Description(s): *Lot No. 23, Block No. 4, Tract No. 170, Dededo, Guam.*

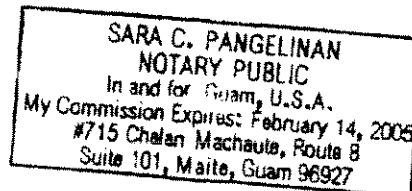
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **PEDRO T. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



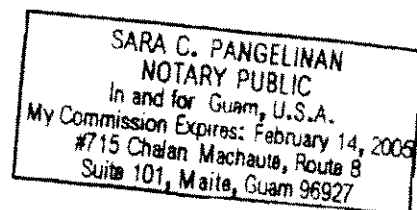
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **TERESITA B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



AFFIDAVIT OF CONSIDERATION

TO: DIRECTOR OF LAND MANAGEMENT

I/We, the undersigned having been first duly sworn do hereby depose and say as follows:

I/We, have duly acquired the following described real property: LOT NO. 7-1, BLOCK NO. 6, TRACT NO. 271, YIGO, GUAM, U.S.A., by the terms of a Deed executed on the 9 day of APRIL, 2004, bearing Instrument No. 680390, incorporated hereby reference.

That the true consideration or value given for said realty is: NONE. That the said value is based on payment of NONE, U.S. Currency, and the remaining balance covered by NONE.

That to my/our knowledge (initial where applicable):

[Signature]
Grantor(s)

[Signature]
Grantee(s)

A real estate commission or other real estate fee in connection with the subject conveyance of NONE is to be paid to NONE.

That this Affidavit is executed to satisfy the requirements of Section 20102 of Title 11GCA and for official use by the Government of Guam.

It is further understood that this document is submitted on for such official use by the Government and is not to be made available for inspection by the general public.

IN WITNESS WHEREOF, I/We, hereby affix my/our signature(s) this 9 day of APRIL, 2004.

[Signature]
Grantor:
PEDRO T. AGUON

[Signature]
Grantee:
HERBERT Q. AGUON

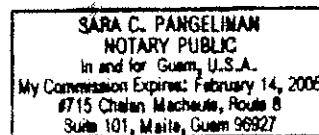
[Signature]
Grantor:
TERESITA B. AGUON

[Signature]
Grantee:
CATALINA M.B. AGUON

SUBSCRIBED and SWORN to before me this 9 day of APRIL, 2004, by PEDRO T. AGUON and TERESITA B. AGUON.

) SEAL (

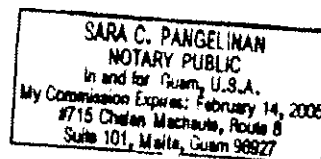
[Signature]
Notary Public.



SUBSCRIBED and SWORN to before me this 9 day of APRIL, 2004, by HERBERT Q. AGUON and CATALINA M.B. AGUON.

) SEAL (

[Signature]
Notary Public.



Field Receipt No.: _____
Recording Fee: _____
Document Tax: _____
Total: _____

AFFIDAVIT

We, **PEDRO T. AGUON** and **TERESITA B. AGUON**, husband and wife,
first duly sworn, deposes and says:

1. That we acquired the following described property identified as:

**LOT NO. 23, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION,
DEDEDO, GUAM, ESTATE NO. 17759, SUBURBAN, as said lot is marked and
designated on Map Drawing No. D4-70T225, recorded under Instrument No. 97091,
in the Department of Land Management, Government of Guam.**

The following is shown for information purposes only: Said map shows the area to
be: **1,373.14 ± Square Meters; Last Certificate of Title No. 86960 issued to
Catalina M. Blas.**

- 2 That the above described property was acquired as joint tenants with
rights of survivorship and not as our community property.

3. That this affidavit is made for the purpose of complying with the
requirement of Title 21 Guam Code Annotated Section 29158.



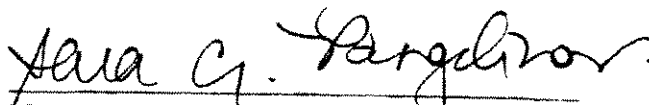
PEDRO T. AGUON



TERESITA B. AGUON

SUBSCRIBED to sworn to before me this 9 day of **April, 2004.**

) seal (



Notary Public.

Department of Guam, Government of Guam
Department of Land Management, Office of The Recorder

690989

Recorded on 9 Day April Time 10:00

Recording Fee 100.00 Receipt No. 1000000000

Deputy Recorder [Signature]

SARA C. PANGELINAN
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: February 14, 2005
#715 Chalan Machauta, Route 8
Suite 101, Maite, Guam 96927

Quitclaim Deed

Grantor(s): Pedro T. Aguon and Teresita B. Aguon.

Grantee(s): Herbert Q. Aguon and Catalina M.B. Aguon.

Legal Description(s): Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.

Subject to any and all easements, liens and encumbrances, together with all rights and interests that Grantors have or may have without recourse thereto or warranty in any way whatsoever, of any representations or of the quality or existence of Grantor's title as quitclaimed herein.

WATER AND POWER

GRANTORS FURTHER STATE that water and power (electricity) are available on the property or within 100 feet of the property and that the Grantees are aware that the Government of Guam is not required to pay for water or power (electricity) hookups and extensions.

IN WITNESS WHEREOF, Grantors and Grantees have hereunto set their hand this 9 day of **April, 2004**.

GRANTORS:

Date: 04-09-04

Pedro T. Aguon
PEDRO T. AGUON

Date: 4-9-04

Teresita B. Aguon
TERESITA B. AGUON

GRANTEES:

Date: 4-9-04

Herbert Q. Aguon
HERBERT Q. AGUON

Date: 4-9-04

Catalina M.B. Aguon
CATALINA M.B. AGUON

Quitclaim Deed

Grantor(s): Pedro T. Aguon and Teresita B. Aguon.

Grantee(s): Herbert Q. Aguon and Catalina M.B. Aguon.

Legal Description(s): Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.

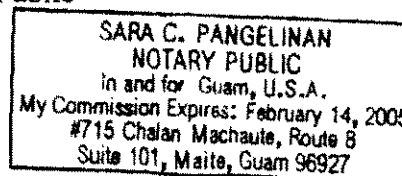
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of **April, 2004**, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **PEDRO T. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



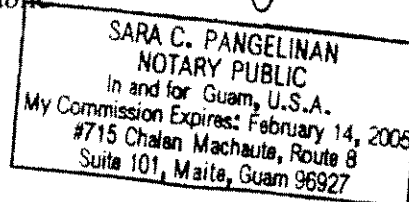
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of **April, 2004**, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **TERESITA B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



Quitclaim Deed

Grantor(s): Pedro T. Aguon and Teresita B. Aguon.

Grantee(s): Herbert Q. Aguon and Catalina M.B. Aguon.

Legal Description(s): Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.

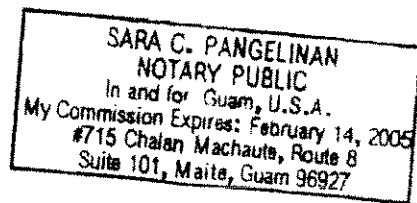
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **HERBERT Q. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



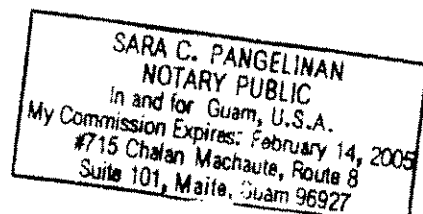
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **CATALINA M.B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

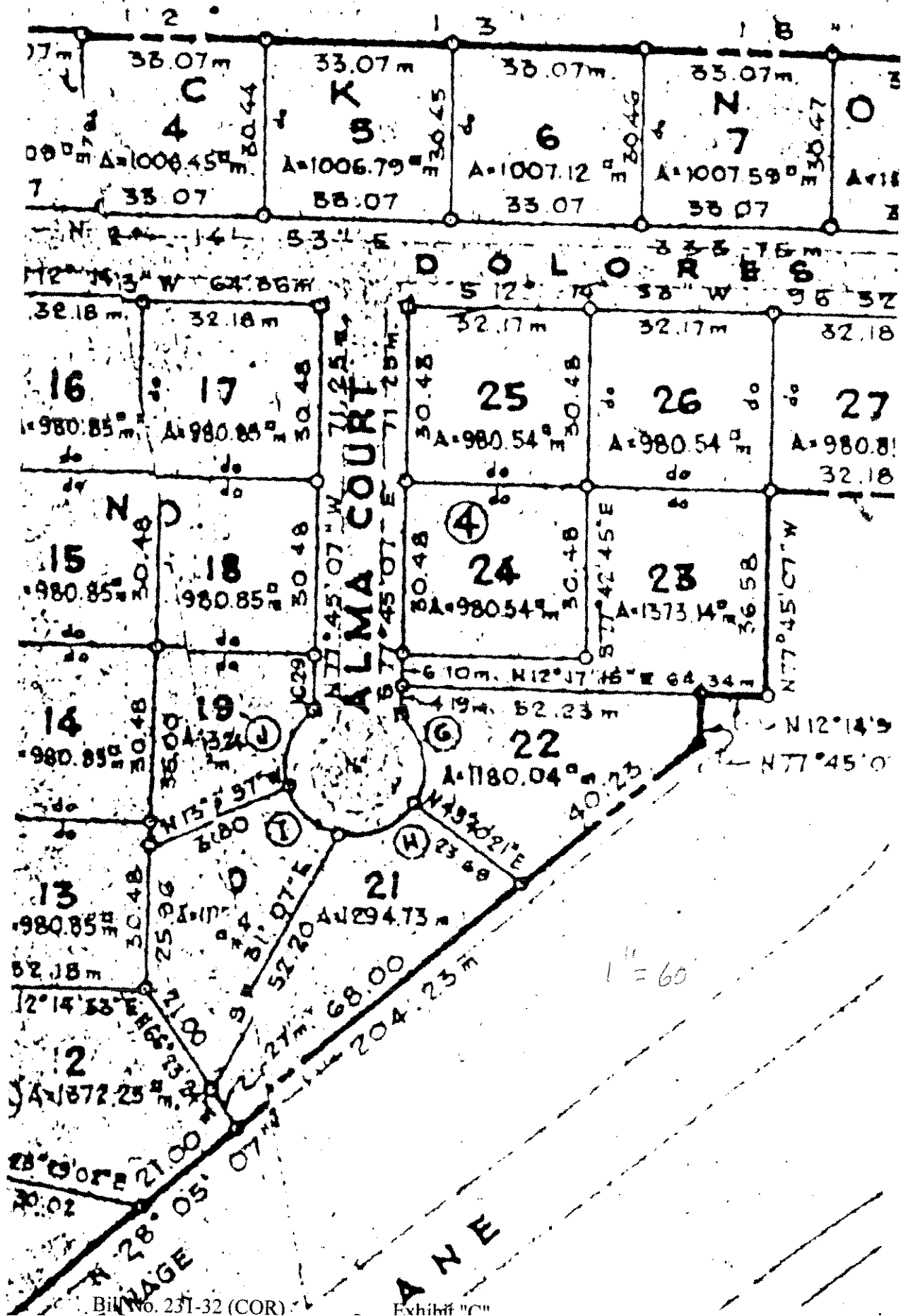
WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



B L O C K 30



LEGISLATIVE SESSION

I MINA'TRENTAI DOS NA LIHESLATURAN

2014 (SECOND) Regular Session

Voting Sheet

Bill No. 231-32 (COR)

Speaker Antonio R. Unipingco Legislative Session Hall
February 1, 2014

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓	1			
Senator V. Anthony "Tony" ADA	✓				
Senator Frank Blas AGUON Jr.	✓				
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS	✓				
Senator Michael LIMTIACO	✓				
Senator Brant McCREADIE	✓				
Senator Thomas "Tommy" MORRISON	✓				
Senator Tina Rose MUÑA BARNES	✓				
Senator Vicente (ben) Cabrera PANGELINAN	✓				
Senator Rory J. RESPICIO	✓				
Senator Dennis G. RODRIGUEZ, Jr.	✓				
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓	1			
Senator Aline A. YAMASHITA, Ph.D.	✓				

TOTAL

Yea

Nay

Not Voting/
Abstained

Out During
Roll Call

Absent

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

I = Pass



I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

JAN 16 2014

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

Speaker

I Mina'trentai Dos Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

Chairman

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

Member

Committee on Education,
Public Libraries
and Women's Affairs

Member

Committee on General
Government Operations and
Cultural Affairs

Member

Committee on Municipal
Affairs, Tourism, Housing and
Hagåtña Restoration and
Development Authority

Member

Committee on Health &
Human Services, Health
Insurance Reform, Economic
Development and Senior
Citizens

Member

Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

VIA: The Honorable Rory J. Respicio

Chairperson, Committee on Rules

RE: Committee Report on Bill No. 231-32 (COR), As Introduced


Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 231-32 (COR), As Introduced: "An Act to rezone Lot No. 22, Block No 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to Multiple-Family Dwelling Zone (R-2)." Sponsored by Senator Tina Muna-Barnes 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:

<u>1</u>	TO PASS
<u>1</u>	TO NOT PASS
<u>4</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

2014 JAN 17 PM 3:14

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

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

Website: <http://senbenp.com>

**COMMITTEE REPORT
ON**

Bill No. 231-32 (COR), As Introduced

Sponsored by Senator Tina Muna-Barnes

“Act to rezone Lot No. 22, Block No 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to Multiple-Family Dwelling Zone (R-2).”



I Mina'trentai Dos na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

JAN 16 2014

MEMORANDUM

To: All Members

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

From: Senator Vicente (Ben) Cabrera Pangelinan
Chairman

Subject: Committee Report on Bill No. 231-32 (COR), As Introduced

Transmitted herewith for your consideration is the Committee Report on Bill No. 231-32 (COR), "An Act to rezone Lot No. 22, Block No 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to Multiple-Family Dwelling Zone (R-2)." Introduced by Senator Tina Muna-Barnes.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 231-32 (COR), As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Written Testimonies
6. Copy of Letter to Request Fiscal Note Waiver
7. Copy of COR referral
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.

Si Yu'os Ma'ase',

Vicente (Ben) Cabrera Pangelinan
Chairman

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

Member
Committee on Education,
Public Libraries
and Women's Affairs

Member
Committee on General
Government Operations and
Cultural Affairs

Member
Committee on Municipal
Affairs, Tourism, Housing and
Hagåtña Restoration and
Development Authority

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






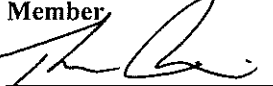
Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN

Committee Voting Sheet

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

Bill 231-32 (COR), as introduced, "An Act to rezone Lot No. 22, Block No 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to Multiple-Family Dwelling Zone (R-2)."

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Senator Vicente (ben) Cabrera Pangelinan Chairman		<input checked="" type="checkbox"/>			
Vice Speaker Benjamin J. F. Cruz Vice Chairperson					
Speaker Judith T. Won Pat, Ed.D Member					
 Senator Tina Rose Muña-Barnes Member	<input checked="" type="checkbox"/>				
 Senator Dennis Rodriguez, Jr. Member			<input checked="" type="checkbox"/>		
 Senator Michael San Nicolas Member			<input checked="" type="checkbox"/>		
 Senator Michael Limtiaco Member			<input checked="" type="checkbox"/>		
 Senator Tommy Morrison Member			<input checked="" type="checkbox"/>		



I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

Committee Report

Bill No. 231-32 (COR) – Introduced by Senator Tina Muna Barnes: An Act to rezone Lot No. 22, Block No 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to Multiple-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 December 20, 2013, 2013 at 8:30pm 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 published in newspaper of general circulation on Friday, December 13, 2013 (5-Day Notice), and again on Wednesday, December 18, 2013 (48 Hour Notice).

(a) Committee Members and Senators Present

Senator Vicente (ben) C. Pangelinan, Chairman
Senator Tina Muna-Barnes
Senator Brant McCredie
Senator Chris Duenas
Senator Tony Ada
Senator Aline Yamashita
Senator Mike Limtiaco

(b) Appearing before the Committee

Angel Sablan

(c) Written Testimonies Submitted

Dave Camacho, Department of Land Management

II. COMMITTEE PROCEEDINGS

Chairman Pangelinan: We will now hear testimony on Bill No. 231-32 (COR)), introduced by Senator Tina Muna-Barnes: An Act to rezone Lot No. 22, Block No 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to Multiple-Family Dwelling Zone (R-2).

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

Member
Committee on Education,
Public Libraries
and Women's Affairs

Member
Committee on General
Government Operations and
Cultural Affairs

Member
Committee on Municipal
Affairs, Tourism, Housing and
Hagåtña Restoration and
Development Authority

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

Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

Chairman Pangelinan: We have Mr. Angel Sablan here to testify and when you are ready please identify yourself and tell us who you are representing.

Testimony

Angel Sablan

Mr. Sablan: Yu'os Ma'ase Speaker Pangelinan and good morning to all of you. I am Angel Sablan. I am here to testify on two Bills, Bill 231-32 and Bill 232-32. This request is from my Uncle and my Aunt. They are better known as Pedro and Teresita Aguon from West Acres in Dededo. Pedro Aguon is also known as "*Pedro lachi*" from Barrigada. There is nothing wrong with their request they are making today. I have known Pedro and Teresita for a long time. Teresita and my father are brother and sister. They don't know my father because he passed away. They are asking for nothing more than to change the zone to build an additional home attached to the existing home to make room for their children.

This area, West Acres, cannot be expanded anymore because it is a dead end - it's a cul de sac. So they are simply asking that the two lots be combined and made from an R1 to an R2. Uncle Pete and Auntie Terry are retired. And it has been a while since they asked how they can the build an additional home and install an additional meter because they cannot have two meters in an R1. I know that they have been told to go to the Guam Land Use Commission to begin their request but the interest at the bank and the mortgage payments, Uncle Pete is looking to reduce the mortgage payments by refinancing at a cheaper rate. He is retired but more so because he works at the Guam shipyard and it has been shut down and when they close down he needs to reduce his mortgage and still help his children. The two lots will not affect anything; they just want to change it from an R1 to R2. They want to add more than one meter and allow their children to stay and that is all they are asking and hopefully you will find it in your heart to assist with this request. Si Yu'os Ma'ase.

Chairman Pangelinan: Si Yu'os Ma'ase Mr. Sablan. At this time the sponsor of the legislation has joined us I would like to give her the opportunity to make some comments in relation to the bill and plus any testimony presented. Senator Muna Barnes.

Sponsor Summary

Senator Tina Muna Barnes

Saina Ma'ase Mr. Speaker thank you for giving me the opportunity. I share the same sentiment with Mr. Angel Sablan and I would like to thank Mr. Angel Sablan for coming here and making sure the family maximizes the use of the property in that cul de sac.

The Aguon family was not aware that their two properties were non-conforming. When they wanted to further renovate and support the children they found out that the banks wouldn't give them the loan when they went through the process. I want to thank Mr. Sablan for giving us the opportunity to work with the Aguon family and we hope that our colleagues give them support.

They are within that cul de sac area and the lots are right next to each other. It was when they went to the bank that they found out they could not apply for the loan. Thank you Mr. Speaker.

Chairman Pangelinan: Si Yu'os Ma'åse Senator Muna Barnes. Usually we ask that the municipal planning council of the village in which the properties are located to address the issue in one of their meetings, either by some kind of resolution or official action of the council and present it to the Legislature. This also allows us to get a gauge from the community in going through the re-zoning, legislative process versus the Guam Land Use Process. So you will assist them with that?

Mr. Sablan: Yes.

Chairman Pangelinan: We also require through legislation a Land Use Report from the Department of Land Management's Sub-Review Committee on their position on re-zoning bills. We received testimony from Land Management that indicated their support for this rezoning and that this will not negatively affect the area. I just also wanted to note that for the record as well. Any questions from the senators?

Senator Mike Limtiaco: Thank you Mr. Chair. The only question I have is whether the two lots went through the normal course of action by re-zoning with the Guam Land Use Commission?

Mr. Sablan: No, it did not go through the Guam Land Use Commission, just through the Guam Legislature.

Senator Mike Limtiaco: Is there any reason why it did not go through the normal process of the Guam Land Use Commission?

Mr. Sablan: At that time I was speaking to Uncle Pete he was trying to get the fastest way to get it done to take advantage of the low interest rate at the bank when he was borrowing, to try and renovate his house, to upgrade it. But then he was told he could not. Although he was approved for the loan he could not get the loan simply because of the fact that it was an R1.

Senator Mike Limtiaco: It does look like the Guam Land Use gave their testimony, their support. But there is a caveat that the land use density does not exceed that of a duplex. Is that the intent of the landowners that you know of?

Mr. Sablan: Yes.

Senator Mike Limtiaco: Thank you Mr. Chair.

Chairman Pangelinan: As a matter of fact it has already been two years. The lots are illegal and non-conforming, and we are trying to get them legal and conforming. Another alternative, on these small lots, single family lots going from R1 to R2, is a summary zone change that does not require the Guam Land Use Commission approval. It goes to the Director of the Department of Land Management, He reviews it and he has a specific number of days to act on it. So on these

kinds of issues where the intensity is not higher than an R2, that can be done administratively. As the Executive Director of the Mayor's Council you might want to review that summary zone change process. It really is a faster way to do it if you're going to an R2 up to an acre or two acres. I think, that might even be faster than the legislative re-zoning process. So you might want to review that statute and share it with the mayors and they can assist with getting that information out to the constituents as an alternative for those who may be seeking to re-zone their properties as well. I will be happy to come and talk to you guys about it at one of your meetings. Senator Muna Barnes any final comments?

Senator Tina Muna Barnes: Thank you Mr. Speaker. I just want to say that if I'm not mistaken this was being checked by the Department of Land Management and you are right, based on what we have been dealing with in the past. In the Twenty Seventh Guam Legislature we were trying to make sure that we give the people the opportunity to work with Land Management. I know Mr. Mafnas was working with us before he got sick. This rezoning request may have been one of those that fell through the cracks. I will continue to work with them at Land Management. I think the reason they were asked to come to the Legislature is because it was two lots. I initially introduced Bill No. 168-32 that included both lots, but pursuant to the Guam Legislature Standing Rules, bills must have one subject matter so this is why I introduced Bill No. 231 and Bill 232.

Chairman Panglinan: Thank you very much, Si Yu'os Ma'ase.

This concludes the testimony on Bill No. 231-32 (COR). There being no additional individuals to present any additional testimony, 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 324 W. Soledad Avenue, Hagatna, as well as the Guam Legislature at 155 Hesler St., Hagatna or 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. 231-32 (COR) with the recommendation TO REPORT OUT ONLY.

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 231-32-(C0A)

Introduced By:

T.R. MUÑA BARNES

2013 DEC -2 AM 10:31 M

AN ACT TO REZONE LOT NO. 22, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION, DEDEDO, GUAM FROM SINGLE-FAMILY DWELLING ZONE (R-1) TO MULTIPLE-FAMILY DWELLING ZONE (R-2).

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that Pedro T. and Teresita B. Aguon are the property owners of Lot Nos. 22 and 23, Block No. 4, Tract No. 170, West Acres Subdivision, located in the Municipality of Dededo, Guam. *I Liheslaturan Guåhan* further finds that the Aguons' acquired Lot No. 22 through a Deed of Conveyance. (*Attached as Exhibit "A"*) with the Government of Guam on January 1976 and Lot No. 23 through a Quitclaim Deed. (*Attached as Exhibit "B"*) on April 2004. At the present time, the Aguons' have homes on both properties with the main family home with an attached single-family dwelling on Lot No. 22, and a single-family dwelling on Lot No. 23.

I Liheslaturan Guåhan further finds that because the main family home with the attached 3-Bedroom dwelling on Lot No. 22 are separately metered, this places said lot as non-conforming with respect to the zoning status. This in essence prevents Mr. and Mrs. Aguon from accessing the equity on their property. Furthermore, the Aguons' would like to maximize the highest and best use of Lot No. 23, and are requesting the assistance of *I Liheslaturan Guåhan* to rezone this

1 property as well from Single-Family Dwelling (R-1) to Multiple-Family Dwelling
2 (R-2).

3 In an effort to ensure that Mr. and Mrs. Aguon's home conforms to the
4 proper zoning status, as well as to assist the Aguons' in maximizing the highest
5 and best use of their properties, it is the intent of *I Liheslaturan Guåhan* to rezone
6 these properties from R-1 to R-2.

7 **Section 2. Lot No. 22 Rezoned.** Notwithstanding any other provisions of
8 law, Lot No. 22, Block No. 4, Tract No. 170, West Acres Subdivision,
9 Municipality of Dededo, containing an area of 1,180.04 square meters, as shown
10 on Land Management Drawing No. D4-70T225, covered under C.T. No. 26204,
11 recorded under Instrument No. 266599, is hereby rezoned from Single-Family
12 Dwelling (R-1) to Multiple-Family Dwelling (R-2) Zone. (*Partial Map attached*
13 *as Exhibit "C"*).

14 **Section 3. Effective Date.** This provisions contained herein shall take
15 effect immediately upon enactment of this Act.

EXHIBIT "A"

DEED OF CONVEYANCE

THIS INDENTURE, made and entered into in the Municipality of Agaña, Territory of Guam, this 16th day of January, 1976, by and between the GOVERNMENT OF GUAM, herein called the GRANTOR, and PEDRO T. and TERESITA B. ACHON, Husband and Wife, residents of Barrigada, Municipality of Barrigada, Guam, hereinafter known as the GRANTEEES.

WITNESSETH, that the GRANTOR, in consideration of the sum of ***** SIX THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$6,500.00) *****, United States Currency, paid by the GRANTEEES, the receipt whereof is hereby acknowledged, does hereby grant, sell and convey to the GRANTEEES, their heirs and assigns, forever, that tract or parcel of land, described as follows, to wit:

Lot No. 22, Block No. 4, Tract 170, West Acres Subdivision, Municipality of Dededo, containing an area of 1,189.04 square meters, as shown on Land Management Drawing No. D4-70T225, covered under C.T. No. 26204.

Together with all singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining and the reversion or reversions, remainder and remainders, rents, issues and profits thereof.

To have and to hold the same together with all the hereditaments and appurtenances thereunto belonging or anywise appertaining to the GRANTEEES, their heirs and assigns, forever.

All rights, title and interest in and to adjoining streets and alleyways are excepted and excluded from this grant and conveyance and are hereby specifically reserved to the GRANTOR.

The GRANTOR further specifically reserves easements and right-of-way, in perpetuity, in, under, through, over and across said above-described parcel of land, for the purpose, at any time, of constructing, placing, main-

to make such changes and alterations in connection with the locations, sizes or types of said sewage, drainage, or utility lines as the GRANTOR may from time to time, in its sole discretion deem appropriate, including water and mineral rights in the real property so conveyed.

The property herein described was approved by the Land Transfer Board at its meeting held on the 23rd day of October 1973, and also by the Governor of Guam on the 26th day of December 1973.

Pursuant to Public Law 12-61, the property herein described was transmitted to the Twelfth Guam Legislature on the 9th day of January 1974, and after twenty (20) legislative days without action, the property was automatically approved on the 14th day of March, 1974.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument the day and year first above written.

GOVERNMENT OF GUAM

By /s/ RICARDO J. BORDALLO
RICARDO J. BORDALLO
Governor of Guam

Date: FEB 02 1976

APPROVED AS TO FORM:

/s/ Charles H. Troutman

Attorney General

Date: JAN 19 1976

COUNTERSIGNED:

TERREORY OF GUAM, DEPARTMENT OF LAND MANAGEMENT
OFFICE OF THE RECORDER

INSTRUMENT NUMBER 266599

This instrument was filed for record on

day of March, 1976, at 9:31 A.M.

and duly recorded in Book

Recording Fee 2.00 at Page 2

P. B. Rendon Notary

Deputy Recorder

EXHIBIT "B"

Quitclaim Deed

Grantor(s): Herbert Q. Aguon and Catalina M.B. Aguon.

Grantee(s): Pedro T. Aguon and Teresita B. Aguon.

Legal Description(s): Lot No. 23, Block No. 4, Tract No. 170, Dededo, Guam.

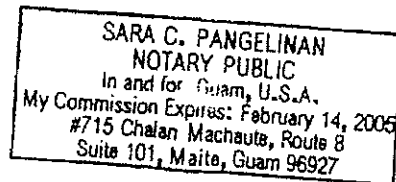
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **PEDRO T. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



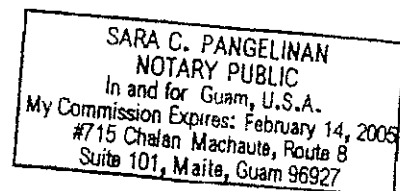
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **TERESITA B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



AFFIDAVIT OF CONSIDERATION

TO: DIRECTOR OF LAND MANAGEMENT

I/We, the undersigned having been first duly sworn do hereby depose and say as follows:

I/We, have duly acquired the following described real property: LOT NO. 7-1, BLOCK NO. 6, TRACT NO. 271, VICO, GUAM, U.S.A., by the terms of a Deed executed on the 9 day of APRIL, 2004, bearing Instrument No. 390000, incorporated hereby reference.

That the true consideration or value given for said realty is: \$NONE. That the said value is based on payment of \$NONE, U.S. Currency, and the remaining balance covered by NONE.

That to my/our knowledge (initial where applicable):

[Signature]
Grantor(s)

[Signature]
Grantee(s)

A real estate commission or other real estate fee in connection with the subject conveyance of \$NONE is to be paid to NONE.

That this Affidavit is executed to satisfy the requirements of Section 20102 of Title 11GCA and for official use by the Government of Guam.

It is further understood that this document is submitted on for such official use by the Government and is not to be made available for inspection by the general public.

IN WITNESS WHEREOF, I/We, hereby affix my/our signature(s) this 9 day of APRIL, 2004.

[Signature]
Grantor:
PEDRO T. AGUON

[Signature]
Grantee:
HERBERT Q. AGUON

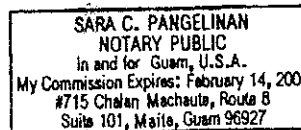
[Signature]
Grantor:
TERESITA B. AGUON

[Signature]
Grantee:
CATALINA M.B. AGUON

SUBSCRIBED and SWORN to before me this 9 day of APRIL, 2004, by PEDRO T. AGUON and TERESITA B. AGUON.

) SEAL (

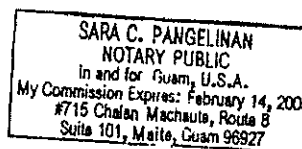
[Signature]
Notary Public.



SUBSCRIBED and SWORN to before me this 9 day of APRIL, 2004, by HERBERT Q. AGUON and CATALINA M.B. AGUON.

) SEAL (

[Signature]
Notary Public.



Field Receipt No.: _____
Recording Fee: _____
Document Tax: _____
Total: _____

AFFIDAVIT

We, PEDRO T. AGUON and TERESITA B. AGUON, husband and wife,
first duly sworn, deposes and says:

1. That we acquired the following described property identified as:

LOT NO. 23, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION,
DEDEDO, GUAM, ESTATE NO. 17759, SUBURBAN, as said lot is marked and
designated on Map Drawing No. D4-70T225, recorded under Instrument No. 97091,
in the Department of Land Management, Government of Guam.

The following is shown for information purposes only: Said map shows the area to
be: 1,373.14 \pm Square Meters; Last Certificate of Title No. 86960 issued to
Catalina M. Blas.

- 2 That the above described property was acquired as joint tenants with
rights of survivorship and not as our community property.

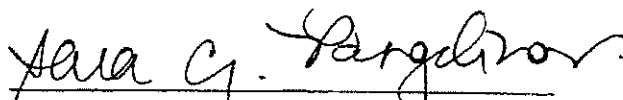
3. That this affidavit is made for the purpose of complying with the
requirement of Title 21 Guam Code Annotated Section 29158.


PEDRO T. AGUON


TERESITA B. AGUON

SUBSCRIBED to sworn to before me this 9 day of April, 2004.

) seal (


Notary Public.

Island of Guam, Government of Guam
Department of Land Management, Office of The Recorder

690989

Notary Public
Date: 9 / 4 / 2004 Day _____ Time _____

Recording Fee _____ Receipt No. _____

Notary Public 

SARA C. PANGELINAN
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: February 14, 2005
#715 Chalan Machaute, Route 8
Suite 101, Maite, Guam 96927

Quitclaim Deed

Grantor(s): *Pedro T. Aguon and Teresita B. Aguon.*

Grantee(s): *Herbert Q. Aguon and Catalina M.B. Aguon.*

Legal Description(s): *Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.*

Subject to any and all easements, liens and encumbrances, together with all rights and interests that Grantors have or may have without recourse thereto or warranty in any way whatsoever, of any representations or of the quality or existence of Grantor's title as quitclaimed herein.

WATER AND POWER

GRANTORS FURTHER STATE that water and power (electricity) are available on the property or within 100 feet of the property and that the Grantees are aware that the Government of Guam is not required to pay for water or power (electricity) hookups and extensions.

IN WITNESS WHEREOF, Grantors and Grantees have hereunto set their hand this 9 day of **April, 2004.**

GRANTORS:

Date: 04-09-04

Pedro T. Aguon
PEDRO T. AGUON

Date: 4-9-04

Teresita B. Aguon
TERESITA B. AGUON

GRANTEES:

Date: 4-9-04

Herbert Q. Aguon
HERBERT Q. AGUON

Date: 4-9-04

Catalina M.B. Aguon
CATALINA M.B. AGUON

Quitclaim Deed
Grantor(s): Pedro T. Aguon and Teresita B. Aguon.
Grantee(s): Herbert Q. Aguon and Catalina M.B. Aguon.
Legal Description(s): Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.

GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

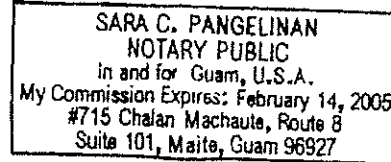
On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **PEDRO T. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan

Notary Public



GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

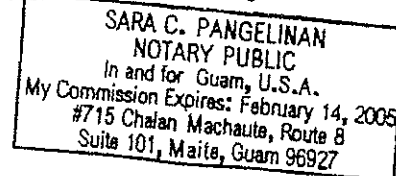
On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **TERESITA B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan

Notary Public



Quitclaim Deed

Grantor(s): *Pedro T. Aguon and Teresita B. Aguon.*

Grantee(s): *Herbert Q. Aguon and Catalina M.B. Aguon.*

Legal Description(s): *Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.*

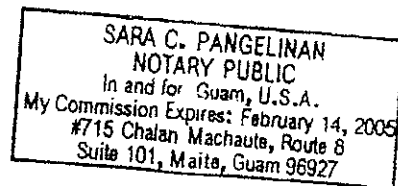
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of **April, 2004**, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **HERBERT Q. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of **April, 2004**, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **CATALINA M.B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public

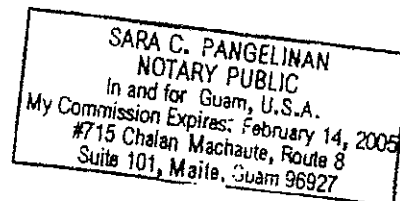
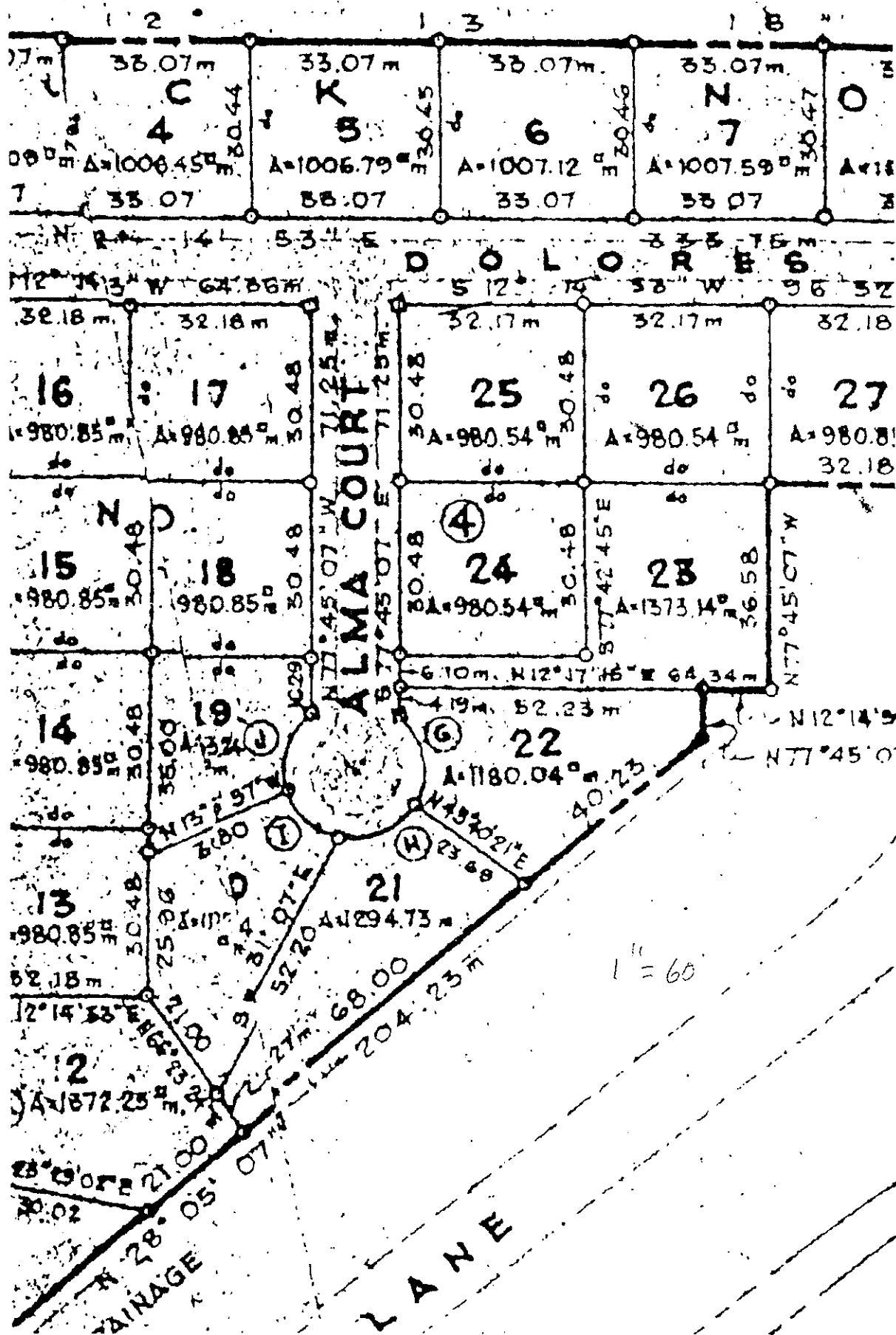


EXHIBIT "C"

B L O C K

30



[illegible]

NOTES:

- (1) Survey is based on recovered camera on board on this ship
(2) The Street scene on board on this ship was subjected by FBI
on 12-1-1957.
This case supercedes this filed under document no. 44041
with respect to 12-1-1957 only.

• SYMBIONESE

2.4% CONC. MON. FOUND

OFFICE OF THE DIRECTOR
NATIONAL INVESTIGATIVE
SERVICES
WASHINGTON, D. C. 20535
496524

Copy of 1893 OS 1893 215 at Pay
and they recorded in Book
of Recording Fee. Do Office
Recorder No. 1893

CURVE DATA

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SUBDIVISION OF
TRACT 170
MUNICIPALITY OF DEDECO
LANDS, TOWNSHIP 14, SECTION 14

PREPARED BY
PLANNING DIVISION, DEPT. OF LAND MANAGEMENT
GOVERNMENT OF GUAM

Redondo, Territory of Guam
as indicated on good plat, heretofore located in the Municipal District of
Date: July 16, 1970
TERRITORIAL SURVEYOR

TERRITORIAL PLANNING COMMISSION-ADVISORY

is to certify that on May 21, 1970, the Territorial Planning Commission
the Territory of Guam approved the foregoing plot.

Franklin D. Roosevelt
EXECUTIVE SECRETARY, I.R.C.
Date: 7-16-70

REVISION Please see document no. 97091-04-1493

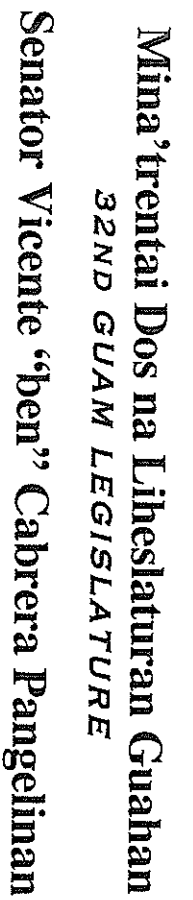
REVISION Please see document no. 97091-04-1493

L.M. DIVG. NO. D4-70T225

ROLL#: 93-0035

L.M.#: 04.70.7225

DRAWING: Sheet No.DOCUMENT#:
LW65980

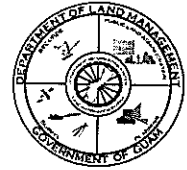


Friday, December 20, 2013
Bill No: ~~232~~ 231
SIGN UP SHEET

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



DIPATTAMENTON MINANEHAN TÂNO'
(Department of Land Management)
GUBETNAMENTON GUÅHAN
(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

MONTE MAFNAS
Director

DAVID V. CAMACHO
Deputy Director

December 16, 2013

Senator Vicente (ben) C. Pangelinan
32nd Guam Legislature
Chairman, Committee on Appropriations,
Taxation, Public Debt, Banking,
Insurance, Retirement, and Land
324 W. Soledad Ave., Suite 100
Hagatna, GU 96932



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

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

SUBJECT: Testimony on Bill No. 231-32 (COR)

Bueñas Yan Hafa Adai: The Department has reviewed Bill 231-32 (COR) – **AN ACT TO REZONE LOT NOS. 22, BLOCK NO. 4. TRACT NO. 170, WEST ACRES SUBDIVISION, DEDEDO, GUAM FROM SINGLE-FAMILY DWELLING ZONE (R1) TO MULTIPLE-FAMILY DWELLING ZONE (R2)**

Hereby submitted is the testimony for the above-described proposal. Based on the requirements of Title 21, Guam Code Annotated, Chapter 61 Zoning Law, Article 3, §61301 we provide the following:

As represented in the maps attached, acquisition of Lot No. 22 in 1976 contains an area of 1,180.04 square meters and is located on Block No.4, Tract No. 170, West Acres Subdivision, in the Municipality of Dededo. The subject lot was appropriately zoned as R-1 in the Official Zoning Map of Dededo as established in 1968.

Today, Lot No. 22 serves as the property owner's primary residence and includes two meters. We have determine that the residence to be a duplex with an attached subservient residential unit, thus, a duplex with two meters. Without evidence, it is difficult determine if the duplex was constructed prior to the lot's zoning designation to "R-1", otherwise the structure would be consider allowable as "legal and non-conforming".

With respect to the process of re-zoning properties, the Department would like to remind all concern that our Guam Legislature delegated land use development including zone changes through Public Law 1-88, as amended, to the Guam Land use Commission and the Department of Land Management. Furthermore, a viable zone change process exists, it is efficient, and considers all aspect of land use planning in protecting the community and our island's interest.

Telephone:
671-649-LAND (5263)

Facsimile:
671-649-5383

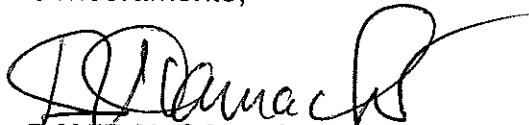
E-mail Address:
dlr@dlm.guam.gov

Notwithstanding, in considering requests of this degree our concerns remain limited to the potential impact this proposed land use will have on the surrounding community. Since separate utility meters have been installed for whatever reason, it is obvious the duplex has been pre-existing and therefore the administrative reliance particularly that of the Guam Power Authority has occurred without cause of disservice to surrounding residences. Further, we understand adequate water and public sewer is available to support a duplex use on Lot 22, Block 4, Tract 170. It is for these reasons that we have no objections to rezoning Lot 22 to "R2" (Multiple Family Dwelling).

In respect to potential impacts to our mandates as requested by the Bureau of Budget Management and Resources, passage of Legislative Bill 231-32 (COR) will not have any affects, thereof.

We thank you for the opportunity to comment on this bill.

Senseramente,



DAVID V. CAMACHO
Acting Director

Attachments

cc: Planning Division, DLM

OLC

**DEDEDO MUNICIPAL PLANNING COUNCIL
MUNICIPALITY OF DEDEDO**

RESOLUTION NO. 2013-12

Introduced by:

Melissa B. Savares, Chairperson

Andrew Peter A. Benavente, Co-Chairperson

MEMBERS

Acda, Romy

Artero, Pascual V.

Chan, Jose-Arthur Jr.

Cruz, Elizia

Gines, Bernardo

Mafnas, Frank

Makepeace, Annie
Pangelinan, Edith
San Nicolas, Joseph
San Nicolas, Laura
Tainatongo, Carmen
Wusstig, Ernie



Relative to the Dededo Municipal Planning Council's (DMPC) support Bill No. 231-32 and 232-32, to rezone Lots 22, Blk 4, Tract 170 and 23, Blk 4, Tract 170 from Single-Family Dwelling "R-1" to Multi-Family Dwelling "R-2" in the Municipality of Dededo.

BE IT RESOLVED BY THE DEDEDO MUNICIPAL PLANNING COUNCIL:

WHEREAS, on Tuesday, December 10, 2013, a DMPC meeting was held at the Dededo Senior Citizen Center with ten (10) of fourteen (13) members present; and

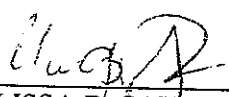
WHEREAS, members of the DMPC discussed the request by property owners, Pedro T. and Teresita B. Aguon, of this lot; and

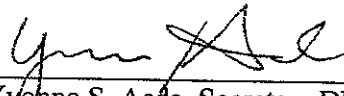
WHEREAS, after a lengthy discussion by members present, they all agreed that the current infrastructure can accommodate this change of zone; and

BE IT RESOLVED that members of the DMPC motioned to support this request; and therefore be it

FURTHER RESOLVED, that the Chairperson of the Dededo Municipal Planning Council certify to and the secretary attest the adoption hereof and that copies of the same be therefore transmitted to Pedro T. and Teresita B. Aguon, the 32nd Guam Legislature, the Department of Land Management, the Department of Public Works.

DULY RECORDED AND REGULARLY ADOPTED BY THE DEDEDO MUNICIPAL PLANNING COUNCIL ON THIS 10th DAY OF December 2013.


MELISSA B. SAVARES
MAYOR & CHAIRMAN


Yvonne S. Acda, Secretary DMPC



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

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 Mufia 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

December 27, 2013

Memorandum

To: Rennae Meno
Clerk of the Legislature

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

Subject: Fiscal Notes /Waivers

Hafa Adai!

Attached please find the fiscal notes, or waivers for the bill numbers listed below.

Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

FISCAL NOTES:

Bill No. 204-32 (COR)

WAIVERS:

Bill No. 231-32 (COR)

Bill No. 232-32 (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'!

2013 DEC 27 PM 10:24
msf

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

JOHN A. RIOS
DIRECTOR

FACSIMILE INFORMATION PAGE

PLEASE DELIVER TO: Senator Rory Respicio

FACSIMILE NUMBER: 472-3547

FROM: BBMR

Total Pages including this page: 6

If you do not receive legible copies of all the pages, please call back as soon

as possible. Phone numbers (671) 475-9412/9450. Fax number (671) 472-2825

RE: Fiscal Note on the following Bill Nos.: 204-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 231-32(COR), and 232-32(COR).

COMMENTS: Fiscal Notes to be picked up via Central Files.

Thank You!

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

EDDIE BAZA CALVO
GOVERNOR

JOHN A. RIOS
DIRECTOR

RAY TENORIO
LIEUTENANT GOVERNOR

DEC 24 2013

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 204-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 231-32(COR), and 232-32(COR).

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


JOHN A. RIOS
Director

Enclosures
cc: Senator Vicente (ben) Pangelinan

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR

Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNOR**RAY TENORIO**
LIEUTENANT GOVERNOR**JOHN A. RIOS**
DIRECTOR**JOSE S. CALVO**
DEPUTY DIRECTOR

DEC 24 2013

The Bureau requests that Bill No. 231-32 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 231-32(COR) is an Act to rezone Lot. No. 22, Block No. 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to 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.

JOHN A. RIOS
Director



COMMITTEE ON RULES

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Senator
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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

December 13, 2013

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. 231-32 (COR), 232-32(COR), 233-32 (COR), 234-32 (COR) and 235-32 (COR)

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.	Sponsor	Title
231-32 (COR)	T.R. Muña Barnes	An act to rezone Lot no. 22, Block no. 4, Tract no. 170, West Acres subdivision, Dededo, Guam from single-family dwelling (R-1) to multiple-family dwelling (R-2).
232-32 (COR)	T.R. Muña Barnes	An act to rezone Lot no. 23, Block no. 4, Tract no. 170, West Acres subdivision, Dededo, Guam from single-family dwelling (R-1) to multiple-family dwelling (R-2).
233-32 (COR)	Michael F. Q. San Nicolas	An act to require a period for public comment at every public meeting of an agency or instrumentality of the government of Guam, by adding a new §8117 to chapter 8, title 5, Guam Code Annotated.
234-32 (COR)	Michael F. Q. San Nicolas	AN ACT TO REQUIRE THAT THE OFFICE OF TECHNOLOGY ESTABLISH A PROTOCOL TO BACK-UP CRITICAL ELECTRONIC DATA NECESSARY FOR THE EFFICIENT OPERATION OF AGENCIES BY ADDING A NEW SUBSECTION (I) TO §20204.1 OF ARTICLE 2, CHAPTER 20, TITLE 5, GUAM CODE ANNOTATED.
235-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO ADD A NEW SECTION 19 TO PART I, CHAPTER II OF PUBLIC LAW 32-068 AND TO AMEND SECTION 1303, CHAPTER 1, ARTICLE 3, TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO UPHOLDING THE INTENT OF I LIHESLATURA'S ANNUAL APPROPRIATIONS TO THE GUAM DEPARTMENT OF EDUCATION (GDOE) FOR EVERY FISCAL YEAR AND FOR FUNDING THE REPAIR AND/OR RENOVATION OF SIMON SANCHEZ HIGH SCHOOL AND FOR OTHER FACILITIES AND MAINTENANCE NEEDS OF THE GDOE.



COMMITTEE ON RULES

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

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

December 2, 2013

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

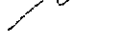
MEMORANDUM

Senator
Vicente (Ben) C. Pangelinan
Member

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

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

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

Senator
Dennis G. Rodriguez, Jr.
Member

Subject: **Referral of Bill Nos. 231-32(COR) and 232-32(COR)**

Vice-Speaker
Benjamin J.F. Cruz
Member

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of **Bill Nos. 231-32(COR) and 232-32(COR)**.

Legislative Secretary
Tina Rose Muña Barnes
Member

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*.

Senator
Frank Blas Aguon, Jr.
Member

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

Senator
Michael F.Q. San Nicolas
Member

Si Yu'os Ma'åse!

Senator
V. Anthony Ada
Member
MINORITY LEADER

Attachment

Senator
Aline Yamashita
Member

I Mina'Trentai Dos Na Lilesaturam Guahan

Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
231-32 (COR)	T.R. MUÑA BARNES	AN ACT TO REZONE LOT NO. 22, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION, DEDEDO, GUAM FROM SINGLE-FAMILY DWELLING ZONE (R-1) TO MULTIPLE-FAMILY DWELLING ZONE (R-2).	12/02/13 10:31 a.m.	12/02/13	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land			



Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST Notice

Lisa Dames <cipo@guamlegislature.org>

Fri, Dec 13, 2013 at 1:15 PM

To: PHrg Notice <phnotice@guamlegislature.org>, phmaterials@guamlegislature.org

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land will hold a public hearing on **Friday, December 20, 2013** beginning at **8:30am** and **2:00pm** at the Guam Legislature Public Hearing Room. The following is on the agenda:

8:30am

Bill No. 231-32 (COR) – Introduced by Senator Tina Muna Barnes: An Act to rezone Lot No. 22, Block No 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to Multiple-Family Dwelling Zone (R-2).

Bill No. 232-32 (COR) – Introduced by Senator Tina Muna Barnes: An Act to rezone Lot No. 23, Block No 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to Multiple-Family Dwelling Zone (R-2).

Bill No. 221-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act relative to rezoning Lot No. 1106-2NEW, Located in the Municipality of Mangilao, from Single-Family Residential ("R-1") to Commercial ("C"), for purposes of establishing a medical clinic and health care related commercial activity.

Bill No. 172-32 (COR) – Introduced by Senator Brant McCreadie: An Act to create a New Article 6 & 7 to Chapter 90 Title 9, Guam Code Annotated, Relative to the construction and renovation of the Department of Corrections Adult Correctional Facility to ensure the safety of the people of Guam; which shall collectively be cited as "The Department of Corrections Construction Initiative Act of 2013".

2:00pm


Bill No. 235-32 (COR) – Introduced by Senator Vicente (ben) Cabrera Pangelinan: An Act to *add* a new Section 19 to Part I, Chapter II of Public Law 32-068 and to *amend* Section 1303, Chapter 1, Article 3, Title 5 of the Guam Code Annotated, Relative to upholding the intent of *I Liheslaltura's* annual appropriations to the Guam Department of Education (GDOE) for every fiscal year and for funding the repair and/or renovation of Simon Sanchez High School and for other facilities and maintenance needs of the GDOE

Bill No. 206 (COR) – Introduced by Senator BJ Cruz: An Act to Amend Subsection (C) of §26603 of Article 6, Chapter 26, of Title 11 Guam Code Annotated, Relative to Establishing Tax Parity Between Cigarettes and Chewing Tobacco.

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'hálom testigu-mu, chule' para i ifisinan-mâmi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kuaatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi office@senbenp.com Este na nutisiu inapâsi 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

--
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

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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST Notice

Lisa Dames <cipo@guamlegislature.org>

Fri, Dec 13, 2013 at 1:14 PM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Krystal Paco <krystal@kuam.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <jontalk@gmail.com>, Jon Anderson <editor@mvguam.com>, "Gerardo R. Partido" <gerry@mvguam.com>, marvic@mvguam.com, louella@mvguam.com, Frank Whitman <frank@mvguam.com>, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Steve Limtiaco <slimtiaco@guampdn.com>, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, Lifestyles_PDN <life@guampdn.com>

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land will hold a public hearing on **Friday, December 20, 2013** beginning at **8:30am** and **2:00pm** at the Guam Legislature Public Hearing Room. The following is on the agenda:

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Bill No. 221-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act relative to rezoning Lot No. 1106-2NEW, Located in the Municipality of Mangilao, from Single-Family Residential ("R-1") to Commercial ("C"), for purposes of establishing a medical clinic and health care related commercial activity.

Bill No. 172-32 (COR) – Introduced by Senator Brant McCreadie: An Act to create a New Article 6 & 7 to Chapter 90 Title 9, Guam Code Annotated, Relative to the construction and renovation of the Department of Corrections Adult Correctional Facility to ensure the safety of the people of Guam; which shall collectively be cited as "The Department of Corrections Construction Initiative Act of 2013".

2:00pm

Bill No. 235-32 (COR) – Introduced by Senator Vicente (ben) Cabrera Pangelinan: An Act to add a new Section

19 to Part I, Chapter II of Public Law 32-068 and to *amend* Section 1303, Chapter 1, Article 3, Title 5 of the Guam Code Annotated, Relative to upholding the intent of *I Liheslatura*'s annual appropriations to the Guam Department of Education (GDOE) for every fiscal year and for funding the repair and/or renovation of Simon Sanchez High School and for other facilities and maintenance needs of the GDOE

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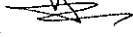
I Mina'trentai Dos na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

December 18, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan 

Re: Public Hearing – SECOND NOTICE

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

Member
Committee on Education,
Public Libraries
and Women's Affairs

Member
Committee on General
Government Operations and
Cultural Affairs

Member
Committee on Municipal
Affairs, Tourism, Housing and
Hagåtña Restoration and
Development Authority

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

Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **8:30am** and **2:00pm** on **Friday, December 20, 2013** at the Guam Legislature's Public Hearing Room.

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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - SECOND Notice

Lisa Dames <cipo@guamlegislature.org>

Wed, Dec 18, 2013 at 11:23 AM

To: PHrg Notice <phnotice@guamlegislature.org>

Hafa Adai,

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Chief of Staff
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - SECOND Notice

Lisa Dames <cipo@guamlegislature.org>

Wed, Dec 18, 2013 at 11:19 AM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Krystal Paco <krystal@kuam.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Frank Whitman <frank@mvguam.com>, marvic@mvguam.com, louella@mvguam.com, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Steve Limtiaco <slimtiaco@guampdn.com>, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, Lifestyles_PDN <life@guampdn.com>

Hafa Adai,

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **8:30am** and **2:00pm** on **Friday, December 20, 2013** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

8:30 am

Bill No. 231-32 (COR) – Introduced by Senator Tina Muna Barnes: An Act to rezone Lot No. 22, Block No 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to Multiple-Family Dwelling Zone (R-2).

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Mina'trentai Dos na Liheslaturan Guåhan
32nd GUAM LEGISLATURE
Senator Vicente (ben) Cabrera Pangelinan
Committee on Appropriations, Public Debt,
Legal Affairs, Retirement, Public Parks, Recreation,
Historic Preservation, and Land

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

gi Betnes, gi diha 20 gi Disembre, 2013
Friday, December 20, 2013

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

**TAREHA
(AGENDA)**

alas ocho I media gi egga'an
(8:30 AM)

**Priniponi Siha:
(Bills)**

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32nd GUAM LEGISLATURE
Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement,
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32nd GUAM LEGISLATURE

Senator Vicente (ben) Cabrera Pangelinan

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

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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

December 27, 2013

Memorandum

To: Rennae Meno
Clerk of the Legislature

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

Subject: Fiscal Notes /Waivers

Hafa Adai!

Attached please find the fiscal notes, or waivers for the bill numbers listed below.

Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

FISCAL NOTES:

Bill No. 204-32 (COR)

WAIVERS:

Bill No. 231-32 (COR)

Bill No. 232-32 (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'!

2013 DEC 27 AM 10:24

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

EDDIE BAZA CALVO
GOVERNOR

JOHN A. RIOS
DIRECTOR

RAY TENORIO
LIEUTENANT GOVERNOR

FACSIMILE INFORMATION PAGE

PLEASE DELIVER TO: Senator Rory Respicio

FACSIMILE NUMBER: 472-3547

FROM: BBMR

Total Pages including this page: 6

If you do not receive legible copies of all the pages, please call back as soon

as possible. Phone numbers (671) 475-9412/9450. Fax number (671) 472-2825

RE: Fiscal Note on the following Bill Nos.: 204-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 231-32(COR), and 232-32(COR).

COMMENTS: Fiscal Notes to be picked up via Central Files.

Thank You!

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

EDDIE BAZA CALVO
GOVERNOR

JOHN A. RIOS
DIRECTOR

RAY TENORIO
LIEUTENANT GOVERNOR

DEC 24 2013

Senator Rory J. Respicio
Chairperson, Committee on Rules
1 Mina'trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 204-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 231-32(COR), and 232-32(COR).

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


JOHN A. RIOS
Director

Enclosures
cc: Senator Vicente (ben) Pangelinan

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

JOHN A. RIOS
DIRECTOR

JOSE S. CALVO
DEPUTY DIRECTOR


DEC 24 2013

The Bureau requests that Bill No. 231-32 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 231-32(COR) is an Act to rezone Lot. No. 22, Block No. 4, Tract No. 170, West Acres Subdivision, Dededo, Guam from Single-Family Dwelling Zone (R-1) to 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.


JOHN A. RIOS
Director



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

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
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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

December 13, 2013

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. 231-32 (COR), 232-32(COR), 233-32 (COR), 234-32 (COR) and 235-32 (COR)

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.	Sponsor	Title
231-32 (COR)	T.R. Muña Barnes	An act to rezone Lot no. 22, Block no. 4, Tract no. 170, West Acres subdivision, Dededo, Guam from single-family dwelling (R-1) to multiple-family dwelling (R-2).
232-32 (COR)	T.R. Muña Barnes	An act to rezone Lot no. 23, Block no. 4, Tract no. 170, West Acres subdivision, Dededo, Guam from single-family dwelling (R-1) to multiple-family dwelling (R-2).
233-32 (COR)	Michael F. Q. San Nicolas	An act to require a period for public comment at every public meeting of an agency or instrumentality of the government of Guam, by adding a new §8117 to chapter 8, title 5, Guam Code Annotated.
234-32 (COR)	Michael F. Q. San Nicolas	AN ACT TO REQUIRE THAT THE OFFICE OF TECHNOLOGY ESTABLISH A PROTOCOL TO BACK-UP CRITICAL ELECTRONIC DATA NECESSARY FOR THE EFFICIENT OPERATION OF AGENCIES BY ADDING A NEW SUBSECTION (I) TO §20204.1 OF ARTICLE 2, CHAPTER 20, TITLE 5, GUAM CODE ANNOTATED.
235-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO ADD A NEW SECTION 19 TO PART I, CHAPTER II OF PUBLIC LAW 32-068 AND TO AMEND SECTION 1303, CHAPTER 1, ARTICLE 3, TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO UPHOLDING THE INTENT OF I LIHESLATURA'S ANNUAL APPROPRIATIONS TO THE GUAM DEPARTMENT OF EDUCATION (GDOE) FOR EVERY FISCAL YEAR AND FOR FUNDING THE REPAIR AND/OR RENOVATION OF SIMON SANCHEZ HIGH SCHOOL AND FOR OTHER FACILITIES AND MAINTENANCE NEEDS OF THE GDOE.



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
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CHAIRPERSON
MAJORITY LEADER

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Senator
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Member

Senator
V. Anthony Ada
Member
MINORITY LEADER


Senator
Aline Yamashita
Member

December 2, 2013

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 Nos. 231-32(COR) and 232-32(COR)

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of **Bill Nos. 231-32(COR) and 232-32(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 GUÅHAN
2013 (FIRST) Regular Session

Bill No. 231-32-(COR)

Introduced By:

T.R. MUÑA BARNES

AN ACT TO REZONE LOT NO. 22, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION, DEDEDO, GUAM FROM SINGLE-FAMILY DWELLING ZONE (R-1) TO MULTIPLE-FAMILY DWELLING ZONE (R-2).

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that Pedro T. and Teresita B. Aguon are the property owners of Lot Nos. 22 and 23, Block No. 4, Tract No. 170, West Acres Subdivision, located in the Municipality of Dededo, Guam. *I Liheslaturan Guåhan* further finds that the Aguons' acquired Lot No. 22 through a Deed of Conveyance. (*Attached as Exhibit "A"*) with the Government of Guam on January 1976 and Lot No. 23 through a Quitclaim Deed. (*Attached as Exhibit "B"*) on April 2004. At the present time, the Aguons' have homes on both properties with the main family home with an attached single-family dwelling on Lot No. 22, and a single-family dwelling on Lot No. 23.

I Liheslaturan Guåhan further finds that because the main family home with the attached 3-Bedroom dwelling on Lot No. 22 are separately metered, this places said lot as non-conforming with respect to the zoning status. This in essence prevents Mr. and Mrs. Aguon from accessing the equity on their property. Furthermore, the Aguons' would like to maximize the highest and best use of Lot No. 23, and are requesting the assistance of *I Liheslaturan Guåhan* to rezone this

2013 DEC -2 AM 10:31 M

1 property as well from Single-Family Dwelling (R-1) to Multiple-Family Dwelling
2 (R-2).

3 In an effort to ensure that Mr. and Mrs. Aguon's home conforms to the
4 proper zoning status, as well as to assist the Aguons' in maximizing the highest
5 and best use of their properties, it is the intent of *I Liheslaturan Guåhan* to rezone
6 these properties from R-1 to R-2.

7 **Section 2. Lot No. 22 Rezoned.** Notwithstanding any other provisions of
8 law, Lot No. 22, Block No. 4, Tract No. 170, West Acres Subdivision,
9 Municipality of Dededo, containing an area of 1,180.04 square meters, as shown
10 on Land Management Drawing No. D4-70T225, covered under C.T. No. 26204,
11 recorded under Instrument No. 266599, is hereby rezoned from Single-Family
12 Dwelling (R-1) to Multiple-Family Dwelling (R-2) Zone. (*Partial Map attached*
13 *as Exhibit "C"*).

14 **Section 3. Effective Date.** This provisions contained herein shall take
15 effect immediately upon enactment of this Act.

EXHIBIT "A"

DEED OF CONVEYANCE

THIS INDENTURE, made and entered into in the Municipality of Agaña, Territory of Guam, this 16th day of January, 1976, by and between the GOVERNMENT OF GUAM, herein called the GRANTOR, and PEDRO T. and TERESITA B. AGUON, Husband and Wife, residents of Barrigada, Municipality of Barrigada, Guam, hereinafter known as the GRANTEEES.

WITNESSETH, that the GRANTOR, in consideration of the sum of ***** SIX THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$6,500.00) *****, United States Currency, paid by the GRANTEEES, the receipt whereof is hereby acknowledged, does hereby grant, sell and convey to the GRANTEEES, their heirs and assigns, forever, that tract or parcel of land, described as follows, to wit:

Lot No. 22, Block No. 4, Tract 170, West Acres Subdivision, Municipality of Dededo, containing an area of 1,189.04 square meters, as shown on Land Management Drawing No. D4-70T225, covered under C.T. No. 25204.

Together with all singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining and the reversion or reversions, remainder and remainders, rents, issues and profits thereof.

To have and to hold the same together with all the hereditaments and appurtenances thereunto belonging or anywise appertaining to the GRANTEEES, their heirs and assigns, forever.

All rights, title and interest in and to adjoining streets and alleyways are excepted and excluded from this grant and conveyance and are hereby specifically reserved to the GRANTOR.

The GRANTOR further specifically reserves easements and right-of-way, in perpetuity, in, under, through, over and across said above-described parcel of land, for the purpose, at any time, of constructing, placing, main-

to make such changes and alterations in connection with the locations, sizes or types of said sewage, drainage, or utility lines as the GRANTOR may from time to time, in its sole discretion deem appropriate, including water and mineral rights in the real property so conveyed.

The property herein described was approved by the Land Transfer Board at its meeting held on the 23rd day of October 1973, and also by the Governor of Guam on the 26th day of December 1973.

Pursuant to Public Law 12-61, the property herein described was transmitted to the Twelfth Guam Legislature on the 9th day of January 1974, and after twenty (20) legislative days without action, the property was automatically approved on the 14th day of March, 1974.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument the day and year first above written.

GOVERNMENT OF GUAM

By /s/ RICARDO J. BORDALLO
RICARDO J. BORDALLO
Governor of Guam

Date: FEB 02 1976

APPROVED AS TO FORM:

/s/ Charles H. Troutman

Attorney General

Date: JAN 19 1976

COUNTERSIGNED:

TERRITORY OF GUAM, DEPARTMENT OF LAND MANAGEMENT
 OFFICE OF THE RECORDER

INSTRUMENT NUMBER 266599

This instrument was filed for record on 8
 day of March, 1976, at 9:31 A.M.
P.M.

and duly recorded in Book _____ at Page _____

_____, Recording Fee 7.00 P. B. Rousher No. 4802

Deputy Recorder

TERRITORY OF GUAM, DEPARTMENT OF LAND MANAGEMENT
OFFICE OF THE RECORDER

INSTRUMENT NUMBER 266599

This instrument was filed for record on 8

day of March, 1976, at 9:31 A.M.
P.M.

and duly recorded in Book _____ at Page _____

_____, Recording Fee \$12.00 Number No. 4802

Deputy Recorder

EXHIBIT "B"

Quitclaim Deed

Grantor(s): *Herbert Q. Aguon and Catalina M.B. Aguon.*

Grantee(s): *Pedro T. Aguon and Teresita B. Aguon.*

Legal Description(s): *Lot No. 23, Block No. 4, Tract No. 170, Dededo, Guam.*

GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

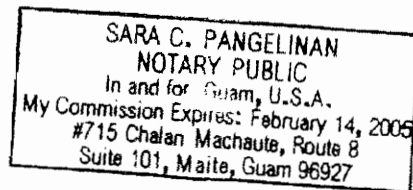
On this 9 day of **April, 2004**, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **PEDRO T. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan

Notary Public



GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

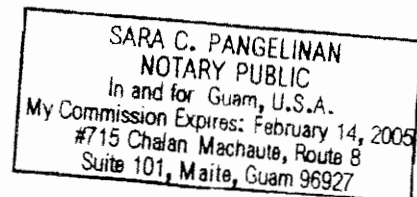
On this 9 day of **April, 2004**, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **TERESITA B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan

Notary Public



AFFIDAVIT OF CONSIDERATION

TO: DIRECTOR OF LAND MANAGEMENT

I/We, the undersigned having been first duly sworn do hereby depose and say as follows:

I/We, have duly acquired the following described real property: **LOT NO. 7-1, BLOCK NO. 6, TRACT NO. 271, YIGO, GUAM, U.S.A.**, by the terms of a Deed executed on the 9 day of **APRIL, 2004**, bearing Instrument No. 690090, incorporated hereby reference.

That the true consideration or value given for said realty is: **\$NONE**. That the said value is based on payment of **\$NONE**, U.S. Currency, and the remaining balance covered by **NONE**.

That to my/our knowledge (initial where applicable):

[Signature]
Grantor(s)

[Signature]
Grantee(s)

A real estate commission or other real estate fee in connection with the subject conveyance of **\$NONE** is to be paid to **NONE**.

That this Affidavit is executed to satisfy the requirements of Section 20102 of Title 11GCA and for official use by the Government of Guam.

It is further understood that this document is submitted on for such official use by the Government and is not to be made available for inspection by the general public.

IN WITNESS WHEREOF, I/We, hereby affix my/our signature(s) this 9 day of **APRIL, 2004**.

[Signature]
Grantor:
PEDRO T. AGUON

[Signature]
Grantee:
HERBERT Q. AGUON

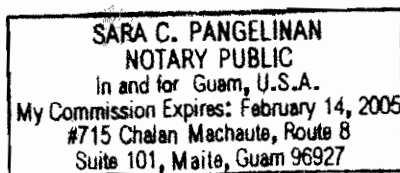
[Signature]
Grantor:
TERESITA B. AGUON

[Signature]
Grantee:
CATALINA M.B. AGUON

SUBSCRIBED and SWORN to before me this 9 day of **APRIL, 2004**, by **PEDRO T. AGUON** and **TERESITA B. AGUON**.

) SEAL (

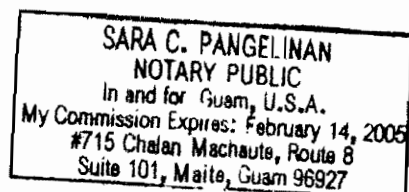
[Signature]
Notary Public.



SUBSCRIBED and SWORN to before me this 9 day of **APRIL, 2004**, by **HERBERT Q. AGUON** and **CATALINA M.B. AGUON**.

) SEAL (

[Signature]
Notary Public.



Field Receipt No.: _____
Recording Fee: _____
Document Tax: _____
Total: _____

AFFIDAVIT

We, **PEDRO T. AGUON** and **TERESITA B. AGUON**, husband and wife, first duly sworn, deposes and says:

1. That we acquired the following described property identified as:

LOT NO. 23, BLOCK NO. 4, TRACT NO. 170, WEST ACRES SUBDIVISION, DEDEDO, GUAM, ESTATE NO. 17759, SUBURBAN, as said lot is marked and designated on Map Drawing No. D4-70T225, recorded under Instrument No. 97091, in the Department of Land Management, Government of Guam.

The following is shown for information purposes only: Said map shows the area to be: **1,373.14 ± Square Meters; Last Certificate of Title No. 86960 issued to Catalina M. Blas.**

- 2 That the above described property was acquired as **joint tenants with rights of survivorship and not as our community property.**

3. That this affidavit is made for the purpose of complying with the requirement of Title 21 Guam Code Annotated Section 29158.



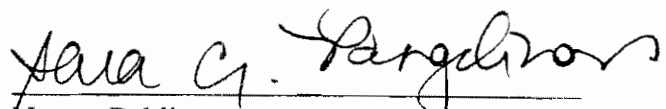
PEDRO T. AGUON



TERESITA B. AGUON

SUBSCRIBED to sworn to before me this 9 day of **April, 2004.**

) seal (



Notary Public.

Department of Land Management, Government of Guam
Office of The Recorder

690989

Day _____ Time _____

Recording Fee _____ Receipt No. _____

Notary Public

SARA C. PANGELINAN
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: February 14, 2005
#715 Chalan Machaute, Route 8
Suite 101, Maite, Guam 96927

Quitclaim Deed

Grantor(s): Pedro T. Aguon and Teresita B. Aguon.

Grantee(s): Herbert Q. Aguon and Catalina M.B. Aguon.

Legal Description(s): Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.

Subject to any and all easements, liens and encumbrances, together with all rights and interests that Grantors have or may have without recourse thereto or warranty in any way whatsoever, of any representations or of the quality or existence of Grantor's title as quitclaimed herein.

WATER AND POWER

GRANTORS FURTHER STATE that water and power (electricity) are available on the property or within 100 feet of the property and that the Grantees are aware that the Government of Guam is not required to pay for water or power (electricity) hookups and extensions.

IN WITNESS WHEREOF, Grantors and Grantees have hereunto set their hand this 9 day of **April, 2004.**

GRANTORS:

Date: 04-09-04


PEDRO T. AGUON

Date: 4-9-04


TERESITA B. AGUON

GRANTEES:

Date: 4-9-04


HERBERT Q. AGUON

Date: 4-9-04


CATALINA M.B. AGUON

Quitclaim Deed

Grantor(s): Pedro T. Aguon and Teresita B. Aguon.

Grantee(s): Herbert Q. Aguon and Catalina M.B. Aguon.

Legal Description(s): Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.

GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

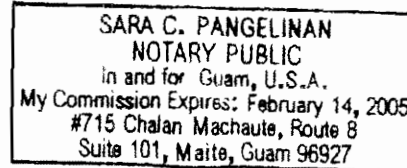
On this 9 day of **April, 2004**, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **PEDRO T. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan

Notary Public



GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

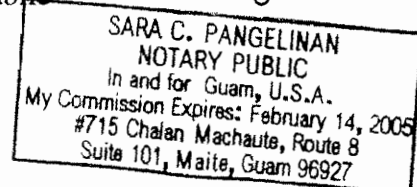
On this 9 day of **April, 2004**, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **TERESITA B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan

Notary Public



Quitclaim Deed

Grantor(s): *Pedro T. Aguon and Teresita B. Aguon.*

Grantee(s): *Herbert Q. Aguon and Catalina M. Aguon.*

Legal Description(s): *Lot No. 7-1, Block No. 6, Tract No. 271, Yigo, Guam.*

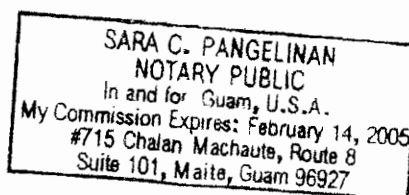
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **HERBERT Q. AGUON**, known to me to be the person whose name is subscribed to the within instrument and he acknowledged to me that he executed the within instrument as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



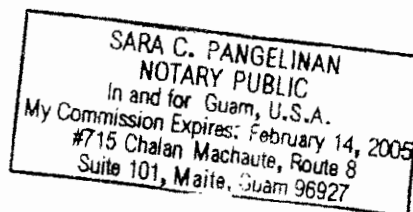
GUAM, U.S.A.)
) SS.:
CITY OF MAITE)

On this 9 day of April, 2004, before me, a Notary Public, in and for GUAM, U.S.A., personally appeared **CATALINA M.B. AGUON**, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she executed the within instrument as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal.

) seal (

Sara C. Pangelinan
Notary Public



В О О К 30

