

I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN
2015 (FIRST) Regular Session

Bill No. 138 -33 (am)

Introduced by:

T.C. Ada 

K
2015 JUL -2 AM 10:39

**AN ACT TO AMEND TITLE 21 GUAM CODE ANNOTATED,
CHAPTER 61, SECTION 61217, FEDERAL EXCESS LAND
ZONING TO PROVIDE CLARITY AND MAINTAIN
UNIFORMITY ON ALL ZONE CHANGE PROCESSES.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guáhan* finds that the
3 original intent of Public Law 31-198 as a bill was to zone all Federal excess lands returned to the
4 Government of Guam as Agricultural Zone (A) when it is returned to its original land owner.

5 *I Liheslaturan Guáhan* further finds that Title 21 Guam Code Annotated, Chapter 61,
6 Section 61217, should be amended to better clarify its intent.

7 **Section 2.** Title 21 Guam Code Annotated, Chapter 61, Section 61217 is hereby amended
8 to read:

9 “**§ 61217. Federal Excess Land Zoning.** Notwithstanding any provision of law, all
10 federal excess land returned by the government of Guam to the original landowner shall be
11 designated as Agricultural Zone (A). Original landowner and all subsequent landowners
12 may apply for higher zone designation by applying with the Department of Land
13 Management Planning Division and processing their zone change through the existing
14 rules, regulations, procedures, and policies to obtain approval for their zone change
15 request. ~~Subsequent to the return of the land by the government of Guam, the landowner,~~
16 ~~through the Planning Division of the Department of Land Management, may apply for a~~
17 ~~higher zone designation, up to a zone designation consistent with that of the majority of land~~
18 ~~contiguous to the returned land as of the date of the return by the government of Guam.~~

19 ~~(a) Any landowner who applies for a higher zone designation in accordance with~~
20 ~~this Section must submit to the Planning Division of the Department of Land Management:~~

21 ~~(1) a map of the subject property;~~

1 ~~(2) a contact listing of the surrounding property owners for the purposes of~~
2 ~~notifying surrounding property owners of any public hearings or other public discussions to be~~
3 ~~held in regards to the zoning designation request;~~

4 ~~(3) evidence of any consultation made, at the discretion of the Department,~~
5 ~~with other permitting governmental departments and agencies, and the property owner, in~~
6 ~~consideration and review of the requested zoning designation; and the outcome of any such~~
7 ~~consultation; and~~

8 ~~(4) input from the municipal planning council of any municipal district to be~~
9 ~~affected by the proposed zone designation.”~~