



Office of the Governor of Guahan

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

SEP 14 2010

2010 SEP 16 AM 10:43
epm

The Honorable Judith T. Won Pat, Ed.D.
Speaker
Mina' Trenta Na Liheslaturan Guahan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Bill 188-30(COR) "AN ACT TO AMEND §61531 OF PART 4, ARTICLE 5 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE PROVISIONS OF THE AUTOMOBILE PARKING SPACE PROVISION," which I signed into law on August 28, 2010 as Public Law 30-186.

Sinseru yan Magâhet,

FELIX P. CAMACHO
I Maga'lâhen Guahan
Governor of Guahan

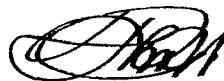
Attachment: copy of Bill

30-10-0787
Office of the Speaker
Judith T. Won Pat, Ed. D.
9/15/10
14:30

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

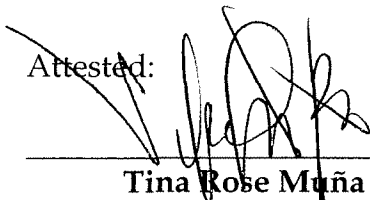
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Substitute Bill No. 188-30 (COR), "ACT TO AMEND §61531 OF PART 4, ARTICLE 5 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE PROVISIONS OF THE AUTOMOBILE PARKING SPACE PROVISION"**, was on the 16th day of August, 2010, duly and regularly passed.



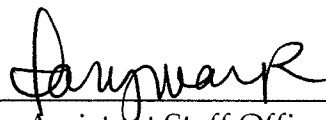
Judith T. Won Pat, Ed. D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 17th day of Aug., 2010, at 4:40 o'clock P.M.



Assistant Staff Officer
Maga'laha's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

AUG 28 2010

Date: _____

Public Law No. P.L. 30-186

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 188-30 (COR)

As substituted by the Committee on Appropriations,
Taxation, Banking, Insurance, Retirement and Land,
and amended on the Floor.

Introduced by:

J. V. Espaldon
T. C. Ada
V. Anthony Ada
F. B. Aguon, Jr.
F. F. Blas, Jr.
E. J.B. Calvo
B. J.F. Cruz
Judith P. Guthertz, DPA
T. R. Muña Barnes
Adolpho B. Palacios, Sr.
v. c. pangelinan
R. J. Respicio
Telo Taitague
Ray Tenorio
Judith T. Won Pat, Ed.D.

**AN ACT TO AMEND §61531 OF PART 4, ARTICLE 5 OF
CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED,
RELATIVE TO EXPANDING THE PROVISIONS OF
THE AUTOMOBILE PARKING SPACE PROVISION.**

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

2 **Section 1. Legislative Intent.** The laws governing automobile parking
3 spaces do *not* recognize the use of motorcycles and mopeds. Residents of our
4 island face the rising cost of gas prices and congestion on our roads. The
5 community is also anticipating the increase in military presence within the next

1 few years. This will result in more traffic on our roads, prompting residents to
2 seek an alternative means of transportation, such as motorcycles, mopeds, scooters,
3 and other motorized two (2) wheeled vehicles. For those who choose such
4 methods, finding parking involves competing with automobile drivers. As we
5 expect an increase in traffic, we can also expect an increase in the use of
6 motorcycles, mopeds, and scooters. Currently, there are *no* designated parking
7 spaces specifically to accommodate traffic and rider safety. It is *I Liheslatura's*
8 intent to designate appropriate areas as parking strictly for operators of motorized
9 two (2) wheeled vehicles.

10 **Section 2.** §61531 of Chapter 61 of Title 21, Guam Code Annotated, is
11 hereby *amended* to read as follows:

12 **“§61531. Automobile Parking Space.**

13 Off-street automobile parking space *shall* be provided as
14 follows:

15 (a) For dwellings, at least one (1) automobile parking space
16 for each dwelling unit;

17 (b) For hotels, at least one (1) automobile parking space for
18 each four (4) guest rooms;

19 (c) For places of assembly, such as churches, auditoriums or
20 theaters with seating facilities, one (1) parking space for each
21 four (4) seats;

22 (d) For places of assembly, such as restaurants or night clubs
23 without fixed seating facilities, one (1) parking space for each
24 one hundred (100) square feet of customer area in such use;

25 (e) For retail sales of building materials, and goods requiring
26 extensive display areas, industrial buildings and warehouses,

1 one (1) parking space for each eight hundred (800) square feet
2 of area in such use, exclusive of loading requirements;

3 (f) For retail and wholesale sales and services, exclusive of
4 warehouse activity, at least one (1) space for each one hundred
5 (100) square feet or portion thereof of usable commercial floor
6 area;

7 (g) For professional and business offices, and public
8 administration offices, one (1) parking space for each four
9 hundred (400) square feet or portion thereof of floor area;

10 (h) For offices and clinics of healing arts, at least five (5)
11 spaces for each practitioner;

12 (i) For hospitals and nursing homes, at least one (1) space
13 for each two (2) beds;

14 (j) Three (3) spaces for every four (4) employees;

15 (k) To the extent practicable, each of the Subsections (a)
16 through (j) *shall* provide at least one (1) marked parking space
17 for use by bicycles equipped with a motor and motorcycles;

18 (l) Total parking requirements will be a total of all
19 applicable elements in Subsections (a) through (k);

20 (m) Appropriate parking space for open space activities, such
21 as: swimming beaches, picnic areas, campgrounds, boating
22 areas, *shall* be determined by the Guam Land Use Commission;

23 (n) A minimum of one (1) bicycle parking space *shall* be
24 provided for each twenty (20) off-street automobile parking
25 space. At a minimum, all bicycle parking spaces *shall* be
26 provided in the form of bicycle racks with locking capability.

1 Bicycle parking facilities *shall* be designed and installed to
2 include:

- 3 (1) spaces that are a minimum of two (2) feet by six
4 (6) feet per bicycle;
- 5 (2) the minimum number possible of potential conflict
6 points between bicycle and motor vehicles;
- 7 (3) provision for the locking of bicycles to the rack or
8 bicycle locker;
- 9 (4) adequate spacing for access to the bicycle and
10 locking device when the spaces are occupied; and
- 11 (5) where possible, bicycle parking *shall* be located
12 within view of building entrances/windows and/or
13 security.”

6

I MINA' TRENTA NA LIHESLATURAN GUAHAN

2010 (SECOND) Regular Session

Date: 8/16/10

VOTING SHEET

SBill No. 188-30(COR)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
AGUON, Frank B., Jr.	✓				
BLAS, Frank F., Jr.	✓				
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J. F.	✓				
ESPALDON, James V.	✓				
GUTHERTZ, Judith Paulette	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
TAITAGUE, Telo	✓				
TENORIO, Ray	✓				
WON PAT, Judith T.	✓				

TOTAL

15 _____

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



Mina'Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

July 9, 2010

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trenta na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

2010 AUG -3 PM 3:17
Juw

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

Member
Committee on Education

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

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

VIA: The Honorable Rory J. Respicio
Chairperson, Committee on Rules *[Signature]*

RE: Committee Report on Bill No. 30-188 (COR), As Substituted

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report of Bill No. 30-188(COR) As Substituted: "An Act to Amend §61531 of Chapter 61, Title 21 Guam Code Annotated Relative to expanding the provisions of the automobile parking space provision," which was referred to the Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land, sponsored by Senator James Espaldon.

Committee votes are as follows:

- 5 TO PASS
- ___ NOT TO PASS
- 1 TO REPORT OUT ONLY
- ___ TO ABSTAIN
- ___ TO PLACE IN INACTIVE FILE

Si Yu'us Ma'ase,
[Signature]
Senator vicente c. pangelinan
Chairman

COMMITTEE REPORT FOR

BILL NO. 30-188 (COR)

As substituted

**AN ACT TO AMEND §61531 OF CHAPTER 61
TITLE 21 GUAM CODE ANNOTATED
RELATIVE TO EXPANDING THE
PROVISIONS OF THE AUTOMOBILE
PARKING SPACE PROVISION**



Mina'Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

July 9, 2010

MEMORANDUM

To: All Members
Committee on Appropriations, Taxation, Banking,
Insurance, retirement, and Land

From: Senator vicente "ben" c. pangelinan
Committee Chairperson

Subject: Committee Report on Bill No. 30-188(COR), As Substituted

Transmitted herewith for your consideration is the Committee Report on Bill No. 30-188(COR) As Substituted: "An Act to amend §61531 of Chapter 61 Title 21 Guam Code Annotated relative to expanding the provision of the automobile parking space provision," sponsored by Senator James Espaldon.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 30-188 (COR)
4. Copy of Bill no. 30-188(COR) as Substituted
5. Public Hearing Sign-in Sheets
6. Copies of Submitted Testimony and Supporting Documents
7. Copy of COR Referral of Bill No. 30-188(COR)
8. Notices of Public Hearing
9. Copy of 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'us Ma'ase,

Senator vicente c. pangelinan
Chairman

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

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

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

Member
Committee on Education

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

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

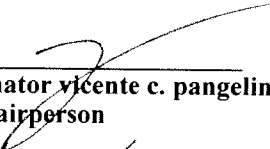

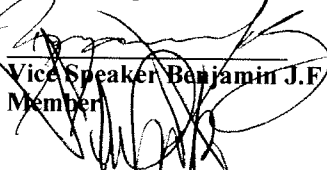
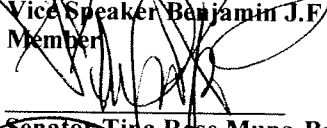
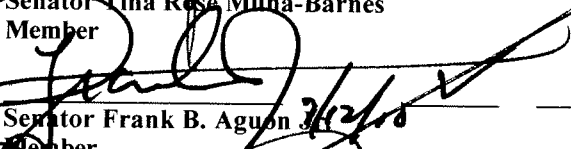
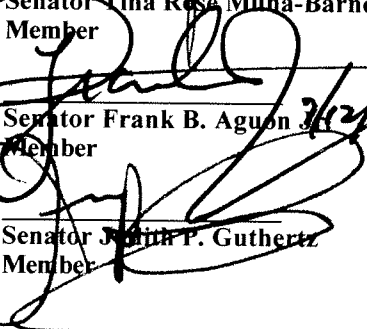
I MINA TRENTA NA LIHESLATURAN GUAHAN

Committee Voting Sheet

Committee on Appropriations, Taxation, Banking, Insurance, Retirement,
and Land

BILL NO. 30-188(COR)

An Act to Amend Section 61531 of Chapter 61 Title 21 Guam Code
Annotated relative to expanding the provisions of the automobile parking
space provision, as substituted.

Committee Members	To Pass	Not to Pass	Report Out	Abstain	Inactive File
 Senator Vicente C. Pangelinan Chairperson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Speaker Judith T. Won Pat, Ed.D Vice Chairperson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Vice Speaker Benjamin J.F. Cruz Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tina Rose Muna-Barnes Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Frank B. Aguon Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Judith P. Guthertz Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator James V. Espaldon Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Telo T. Taitague Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Frank Blas, Jr. Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Mina'Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

Committee Report

Bill No. 30-188 (COR): “An act to amend §61531 of Chapter 61, Title 21, Guam Code Annotated, relative to expanding the provisions of the automobile parking space provision”

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

Member
Committee on Education

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

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

I. OVERVIEW

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land convened a public hearing September 25, 2009, at *I Liheslatura's* Public Hearing Room.

Public Notice Requirements

Notices for the public hearing were disseminate throughout via hand delivery and electronic mail to all senators and all main broadcasting media outlets on September 20 (5 day notice), and again on September 23 (48 hour notice).

a. Committee Members and Senators present:

Senator vicente “ben” pangelinan, Chairman
Senator Tina Muna Barnes, Member
Senator Telo Taitague, Member
Senator Jim Espaldon, Member
Senator Tom Ada
Senator Eddie Calvo
Senator Ray Tenorio
Senator Matt Rector
Senator Adolpho Palacios
Senator Rory Respicio

(b) Oral Testimony Submitted:

Mr. Roy Muna
Mr. Herman Ada

(c) Written Testimony Submitted:

Mr. Carl Untalan, Department of Land Management

II. COMMITTEE PROCEEDINGS

Testimony

Chairman Pangelinan: We have Mr. Carl Untalan from the Department of Land Management.

Mr. Carl Untalan: thank you again Mr. Chairman and Senators of the Committee. Our response to Bill 30-188 is as follows:

(Read Written Testimony)

Add a Sub Section to address bicycles, beginning with a new Sub Section (N) and it reads as follows.

(Refer to Written Testimony)

That would conclude our response on the bill.

Chairman Pangelinan: Thank you very much Mr. Untalan. In Addition to Mr. Untalan, we also have Mr. Roy Nauta and Mr. Herman Ada.

Mr. Ada: Good Morning, My name is Herman Ada and I represent Scooter World.

I would like to thank Senator Espaldon for introducing Bill 188 and we support his efforts to encourage alternative forms of transportation here on island. I would like to read, in print form, some additional benefits we feel would increase scooter riding.

Everyone knows that scooters burn less fuel and produce fewer green house gases than car. In fact, the environmental advantages of using a scooter begin right from its production and only end when it is disposed at the end of its useful life. Cars are made of large amounts of metal, plastic, paint, fabric, leather , rubber and glass. They have a large net asset battery and contain other toxic fluids such as coolants and lubricants. Many of the surfaces are chemically treated to treat for corrosion protection. Both cars and scooters are getting much better at using recycled materials at production and they are also being made of materials that can be recycled at the end of their useful life. But, scooters as a whole use a whole lot less materials.

The average 50cc scooter weighs around 225 lbs where the average car weighs about 4,000 lbs. That just means a whole lot less material that ultimately has to be re-processed or sent to a landfill. Especially an important advantage to our island. Riding a scooter saves money. Instead of spending \$250 a month on gas for your car. A scooter will only use \$50 for the same amount of distance traveled. This is just the tip of the iceberg in terms of dollars saved when using a scooter compared to a car. If you want to give yourself a \$75 pay raise this year and every year after, all you have to do is sell your car and buy a scooter. Getting rid of that \$300 a month car loan nets you \$3600 for the year;

§

gas savings can total up \$2400 at current prices. Save another \$1000 off your car insurance since the scooter insurance only costs on average \$100 a year. While we are at it put another \$500 into your pocket on maintenance cost saved operating a scooter That's a savings of \$7500 in your first use with a scooter.

Money better spent on other things like your families. Taking advantage of all these great benefits making it more sense when you consider that 75% of computers drive to work alone. Imagine taking 75% of the morning and afternoon automobile traffic off the streets. With the anticipated military buildup and the associated population growth and the lack of robust public transportation encouraging the use of scooters is one way we can very meaningfully and economically address the issue of traffic congestion.

My last point I want to put out is that riding scooters makes you happy. Using a scooter is the one of the easiest and most affordable way to improve our lives and the planet. But, maybe even more important is the fact that riding a scooter simply makes you happy. I have seen so many faces on customers riding for the first time and the joy of each and every one of their faces is the most important and rewarding part of my job. If you want to learn more, just come visit me and I'll be happy to put a smile on your face. In summary, scooter riding is good for the environment, saves money, reduces traffic congestion makes you happy. Scooter World and the scooter community as a whole will support any legislation that will encourage scooter riding and safe scooter riding, as well.

Thank you very much.

Chairman Pangelinan: Thank you very much. I wanted to apologize. I did not recognize the author to give an overview, but I will recognize him after Mr. Muna gives his testimony.

Mr. Roy Muna: Thank you Senators for giving me this opportunity to speak. My name is Roy Muna. I recently learned about this bill last night and did not having anything prepared. I was in the area and decided to drop by and see what this bill was about.

I do after reading abit about it commend Senator Espaldon on introducing this. I think it is very timely that you brought this up. I am here as a citizen motorcyclist speaking on the perspective of safety. I think any time legislation that is introduced that encourages safety for motorcyclists and a motorist is a good thing.

This bill allows motorcyclists to have a particular area to park and that will enable the public to understand that there is a designated area. Right now, the motorcyclists are negotiating having to go through the parking lot and find a particular spot. I believe a lot of motorist out there do not conscientiously know that there are motorcyclists parking in those certain areas.

I also believe that as the Marines come in because of their demographics I believe more marines will be riding more motorcyclists. I think its timely that as developments come

up that parking spaces are included in that development. I encourage more legislation of safety of motorcyclists. Thank you.

Chairman Pangelinan: Thank you very much Mr. Muna. I have no questions from the panel. Senator Espaldon.

Senator Jim Espaldon: it is a very simple bill, Mr. Chairman. In essence, what I believe will address what was stated in much of the testimony. It is going to be a growing amount of two-wheeled vehicles on this island, bicycles, motorcycles or scooters.

In fact, during the last term it was you Mr. Chair , who introduced legislation on road improvement projects that will be going on to include bike pass. I would anticipate we are going to see a lot more two-wheeled vehicles. The testimony by Mr. Muna was correct that sometimes those who are driving automobiles sometimes are not conscientious of the fact that, some of the parking slots may be occupied by motorcycles, and immediately turn in.

There have been circumstances where automobiles have rammed into motorcycles parked there and just did not expect it there and this bill designates areas provided for just two-wheeled vehicles. The visibility will be better and believe the safety of the vehicles themselves will be protected because they all will be in one place and we will definitely take the recommendation to be located along those lines.

Then again, it is just to provide the vehicles and the drivers and to see a lot more two-wheeled vehicles on this island and they need an appropriate place to park. This bill will also help conserve space a more efficiently parking space where one motorcycle does not occupy one whole space reserved for a car. You can park two motorcycles in a slot used for the same amount of space.

I think this is just an approach in efficiency and plan going forward. I appreciate the testimony. Mr. Chair if I may just ask one question to Mr. Ada and this is more for statistical purposes. The industries growth projections over the past year since scooters have been introduced.

Mr. Ada: We are approaching one-year business this October. This past year we sold close to six hundred scooters already.

Senator Espaldon: This is only the first year for your company.

Mr. Ada: Yes.

Senator Espaldon: And there are other companies that do sell other scooters as well.

Mr. Ada: I believe there are three other companies. The sells have not slowed down much since our opening. We also have been pushing another business that is our scooter

rentals. That too of the business has been growing. In addition to regular riders out there we also have rentals.

Senator Espaldon: that is a good point. Mr. Muna in terms of the location of these parking spaces, do you have recommendations on where these two-wheeled vehicles slots should be?

Mr. Muna: obviously would want parking spaces right up in the front, preferably with some cover and lighting. Practically I think if they are going to retrofit the parking lot I do not suspect the building owners are going to rush out and paint lines right up in the front by the handicapped area.

In going around Asia and looking at different commercial buildings that have motorcycle slots it might not be appealing to see many motorcycles lined up in the front door and I imagine not too far away from the building. I think if it is just designated, I think they are going to do many good for the public just from the safety aspect of it and the public are aware that there are more motorcyclists in this general area.

At that point people would be more safe and motorcyclists would be more safe.

Senator Espaldon: Thank you.

Chairman Pangelinan: Yes, Mr. Untalan.

Mr. Untalan: if I can just make one comment. This is just for clarification. What we recommended here are for those two-wheeled bicycles not for motorcycles. Those two-wheeled bicycles are preferably better up front in the establishment and I can agree with Mr. Muna. It should not be reserved as in for disabled persons but certainly be not far from the establishment because there the easiest to steal.

If you have a parking area far out all by itself, you stand to have a situation with it if there is a criminal activity. Perhaps it should be in a lighted area but not certainly upfront.

Panel Comments and Questions

Chairman Pangelinan: Senator Barnes.

Senator Tina Muna Barnes: I just like to base on Mr. Ada and Muna's testimony this is a start up for making accommodations for motorcycles, bicycles and scotters to that affect. There is a very important piece of legislation that is also coming up on October second and I do not need testimony now but I think it is very important that you guys provide testimony on the helmet bill coming.

Chairman Pangelinan: Thank you very much gentlemen.

III. COMMITTEE FINDINGS AND RECOMMENDATIONS:

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land, hereby reports Bill No. 30-188 (COR), as substituted with recommendation

To Pass.

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

30-188(COR)
Bill No. ~~30-~~ (LS)

Introduced by:

J. V. Espaldon

ACT TO AMEND §61531 OF CHAPTER 61, TITLE 21, GUAM
CODE ANNOTATED, RELATIVE TO EXPANDING THE
PROVISIONS OF THE AUTOMOBILE PARKING SPACE
PROVISION.

2009 JUN 24 PM 2:42

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Intent. The laws governing automobile parking spaces do not
3 recognize the use of motorcycles and mopeds. Residents of our island face the rising cost of gas
4 prices and congestion on our roads. The community is also anticipating the increase in military
5 presence within the next few years. This will result in more traffic on our roads, prompting residents
6 to seek an alternative means of transportation such as motorcycles, mopeds, scooters, and other
7 motorized two wheeled vehicles. For those who choose such methods, finding parking involves
8 competing with automobile drivers. As we expect an increase in traffic, we can also expect an
9 increase in the use of motorcycles, mopeds, and scooters. Currently, there are no designated parking
10 spaces specifically to accommodate traffic and rider safety. It is the legislature's intent to designate
11 appropriate areas as parking strictly for operators of motorized two wheeled vehicles.

12 Section 2. §61531 Chapter 61 of GCA is hereby amended to read as follows:

13 "Off-street automobile parking space shall be provided as follows:

- 14 (a) For dwellings, at least one automobile parking space
15 for each dwelling unit;
- 16 (b) For hotels, at least one automobile parking space for
17 each four guest rooms;
- 18 (c) For places of assembly, such as churches, auditoriums
19 or theaters with seating facilities, one parking space for each four seats;
- 20 (d) For places of assembly, such as restaurants or night
21 clubs without fixed seating facilities, one parking space for each one
22 hundred (100) square feet of customer area in such use;

- 1 (e) For retail sales of building materials, and goods
2 requiring extensive display areas, industrial buildings and warehouses, one
3 parking space for each eight hundred (800) square feet of area in such use,
4 exclusive of loading requirements;
- 5 (f) For retail and wholesale sales and services, exclusive
6 of warehouse activity, at least one space for each one hundred (100) square
7 feet or portion thereof of usable commercial floor area;
- 8 (g) For professional and business offices, public
9 administration offices, one parking space for each four hundred (400)
10 square feet or portion thereof of floor area;
- 11 (h) For offices and clinics, of healing arts, at least five (5)
12 spaces for each practitioner;
- 13 (i) For hospitals and nursing homes, at least one space for
14 each two (2) beds;
- 15 (j) Three spaces for every four (4) employees.
- 16 (k) To the extent practicable, each of the subitems (a) through (j) shall provide
17 at least one (1) marked parking space for use by bicycles, bicycles with
18 motors, and motorcycles.
- 19 (l) Total parking requirements will be a total of all
20 applicable elements in paragraphs (a) through (k);
- 21 (m) Appropriate parking space for open space activities such as: swimming
22 beaches, picnic areas, campgrounds, boating areas, shall be determined by the
23 Territorial Land Use Commission.”

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 188-30 (COR)

Introduced by:

As Substituted by the Committee on Appropriations,
Taxation, Banking, Insurance, Retirement and Land

J. V. Espaldon

**ACT TO AMEND §61531 OF CHAPTER 61, TITLE 21, GUAM
CODE ANNOTATED, RELATIVE TO EXPANDING THE
PROVISIONS OF THE AUTOMOBILE PARKING SPACE
PROVISION.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Intent. The laws governing automobile parking spaces do not recognize the use of motorcycles and mopeds. Residents of our island face the rising cost of gas prices and congestion on our roads. The community is also anticipating the increase in military presence within the next few years. This will result in more traffic on our roads, prompting residents to seek an alternative means of transportation such as motorcycles, mopeds, scooters, and other motorized two wheeled vehicles. For those who choose such methods, finding parking involves competing with automobile drivers. As we expect an increase in traffic, we can also expect an increase in the use of motorcyces, mopeds, and scooters. Currently, there are no designated parking spaces specifically to accommodate traffic and rider safety. It is the legislature's intent to designate appropriate areas as parking strictly for operators of motorized two wheeled vehicles.

Section 2. §61531 Chapter 61 of GCA is hereby *amended* to read as follows:

“Off-street automobile parking space shall be provided as follows:

- (a) For dwellings, at least one automobile parking space for each dwelling unit;
- (b) For hotels, at least one automobile parking space for each four guest rooms;
- (c) For places of assembly, such as churches, auditoriums or theaters with seating facilities, one parking space for each four seats;
- (d) For places of assembly, such as restaurants or night

- 1 clubs without fixed seating facilities, one parking space for each one
2 hundred (100) square feet of customer area in such use;
- 3 (e) For retail sales of building materials, and goods
4 requiring extensive display areas, industrial buildings and warehouses, one
5 parking space for each eight hundred (800) square feet of area in such use,
6 exclusive of loading requirements;
- 7 (f) For retail and wholesale sales and services, exclusive
8 of warehouse activity, at least one space for each one hundred (100) square
9 feet or portion thereof of usable commercial floor area;
- 10 (g) For professional and business offices, public
11 administration offices, one parking space for each four hundred (400)
12 square feet or portion thereof of floor area;
- 13 (h) For offices and clinics, of healing arts, at least five (5)
14 spaces for each practitioner;
- 15 (i) For hospitals and nursing homes, at least one space for
16 each two (2) beds;
- 17 (j) Three spaces for every four (4) employees.
- 18 (k) To the extent practicable, each of the subitems (a) through (j) shall provide
19 at least one (1) marked parking space for use by bicycles, bicycles with
20 motors, bicycle equipped with motor and motorcycles.
- 21 (l) Total parking requirements will be a total of all
22 applicable elements in paragraphs (a) through (k);
- 23 (m) Appropriate parking space for open space activities such as: swimming
24 beaches, picnic areas, campgrounds, boating areas, shall be determined by
25 the Territorial Land Use Commission.
- 26 (n) A minimum of one bicycle parking space shall be provided for each twenty
27 (20) off-street automobile parking space. At a minimum, all bicycle
28 parking spaces shall be provided in the form of bicycle racks with locking
29 capability. Bicycle parking facilities shall be designed and installed to
30 include:.

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1. Spaces that are a minimum of two (2) feet by six (6) feet per bicycle;
2. The minimum number possible of potential conflict points between bicycle and motor vehicles;
3. Lighting;
4. Provision for locking of bicycles to the rack or bicycle locker;
5. Adequate spacing for access to the bicycle and locking device when the spaces are occupied;
6. Where possible, bicycle parking shall be located within view of building entrances/windows and/or security.”



Mina' Trenta Na Liheslaturan Guahan
THIRTIETH GUAM LEGISLATURE

Senator vicente "ben" c. pangelinan

COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING, INSURANCE, RETIREMENT AND LAND
PUBLIC HEARING

September 25, 2009

BILL NO. 30-188 (COR)

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
CARLOS BINTARAN	FSUM	649-5385 X311	CARLOS.UNTRACONE dlm.guam.gov	✓	✓	✓	
Ray Nante							
Hermin Ade							



Mina' Trenta Na Liheslaturan Guahan
THIRTIETH GUAM LEGISLATURE

Senator vicente "ben" c. pangelinan

COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING, INSURANCE, RETIREMENT AND LAND
PUBLIC HEARING
 September 25, 2009
BILL NO. 30-188 (COR)
SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
HERMAN ADA	186 CHAMAN SAN ANTONIO TAMUNINGA	647-2608	herman@scotetecur.leg.guam		✓		YES



**Mina' Trenta Na Liheshlaturan Guahan
THIRTIETH GUAM LEGISLATURE**

Senator vicente "ben" c. pangelinan

**COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING, INSURANCE, RETIREMENT AND LAND
PUBLIC HEARING
September 25, 2009
BILL NO. 30-188 (COR)
SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Roy Muna		6877697			✓		



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



FELIX P. CAMACHO
 Governor of Guam

MICHAEL W. CRUZ, M.D.
 Lieutenant Governor of Guam

CHRISTOPHER M. DUENAS
 Director

MICHAEL C. JAMES
 Deputy Director

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

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

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

E-mail Address:
dlnrdir@dln.guam.gov

Telephone:
 671-649-LAND (5263)

Facsimile:
 671-649-5383

September 25, 2009

Honorable Vicente C. Pangelinan
 Chairman, Committee on Land
Mina' Trenta Na Leheslaturan Guahan
 324 West Soledad Avenue, Suite 100
 Hagåtña, Guam 96910

Ref: DLM Comments on Bills: 30-187 (COR); 30-188 (COR); 201-30 (COR); 218-30 (LS)

Bueñas Yan Hafa Adai Honorable Senator "Ben" Pangelinan

We are in receipt of your Letter, dated September 21, 2009, Subject: Public Hearing Notice. Our comments to the specific Bills are as follows:

BIII 30-187 (COR) – AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NUMBER 2436-7 IN THE MUNICIPALITY OF MANGILAO TO HEAVY INDUSTRIAL (M-2) ZONE

CURRENT M-2 USE PER 21 GCA, CHAPTER 61, §61310.

Pursuant to the above reference, the M-2 Zone allows for permitted uses in the in Light Industrial (M-1) zones such as: Junk yards (with special provisions); and any other uses not specifically prohibited by law, including those which are or may be objectionable, obnoxious, or offensive by reason of odor, dust, smoke, noise, gas fumes, cinders, vibration, or water-carried waste. In this respect, "M-2" zones represent the highest land use intensity permitted in the allowable use hierarchy; so much so that any residential uses in the "M-2" zone require an approved Conditional Use Permit through the Guam Land Use Commission. Thus, designation of lots for "M-2" zoning has historically been desirable in areas isolated from other uses.

Continuation of Letter

RE: DLM Comments on Bills: 30-187 (COR); 30-188 (COR); 201-30 (COR);
218-30 (LS)

September 25, 2009

Page 2 of 5

Lot 2436-7 - Surrounding Zones and Uses:

To the east of Lot 2436-7 lays the former AMELCO Corporation compound, identified as basic Lot 5292. The expanse of Lot 5292 extends across Route 15 (southbound) and onto Lot 5293-3 (Parcels "A" & "B"), better known as the Hawaiian Rock Products quarrying and manufacturing facility. The current zoning of these parcels are M-2 pursuant to Zoning Map Amendment No. F3-67S50 with a heavy industrial use activities on site. To the north and west of the subject lot are Lots 2453 (former Radio Barrigada Boundary) and Lot 2436-6, respectively and are "un-zone. Surrounding land use beyond the existing M-2 zone properties and its activities, are sporadic residential, commercial uses and a recreational use, which is the Mangilao golf course facility, and agricultural-residential development to the north and interior of the Kenny's Café Road.

Assessment:

The immediate area is unique as it maintains one of the few heavy industrial zones on Guam. In this respect, the establishment of the M-2 zoning of Lot 2436-7 will be a contiguous extension of allowable uses within the designation and would have compatible uses as that found on lot 5292 (AMELCO) and the Hawaiian Rock Operations directly across Route 15. Furthermore, the property fronts a major arterial route (Route 15), which locates it away from any interior lots that would be more conducive for residential uses.

Given the location of Lot 2436-7 and the heavy industrial uses already in existence that is adjacent/or abuts the subject lot, we have no objection to the establishment of the zoning designation of "M-2."

**Bill 30-188 (COR) – AN ACT TO AMEND §61531 IF CHAPTER 61,
TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING
THE PROVISIONS OF THE AUTOMOBILE PARKING SPACE
PROVISION**

We have reviewed Bill 188-30 (COR), "Act to Amend §61531 of Chapter 61, Title 21, Guam Code Annotated, relative to expanding the provisions of the Automobile Parking Space provision" and supports the legislative intent to "designate appropriate areas as parking strictly for operators of motorized two wheeled vehicles."

Continuation of Letter

RE: DLM Comments on Bills: 30-187 (COR); 30-188 (COR); 201-30 (COR);
218-30 (LS)

September 25, 2009

Page 3 of 5

The Department, as the support staff for the Guam Land Use Commission, recognizes that parking regulation should be written to allow maximum creativity and flexibility of design and provide an opportunity for business owners / developer to accommodate the unique characteristics of individual properties.

Moreover, the Department lauds the intent of Bill 30-188 (COR) but also recognizes that the existing parking regulations also do not comprehensively look at bicycles or human powered machines. The Department recommends the following changes:

Amend Page 2, Line 16 to 18:

(k) To the extent practicable, each of the sub items (a) through (j) shall provide at least one (1) marked parking space for use by ~~bicycles, bicycles with motors,~~ bicycle equipped with a motor (ref Chapter 1, 16 GCA (Vehicles) and motorcycles.

Add a subsection to address bicycle:

(n) A minimum of one bicycle parking space shall be provided for each 20 off-street automobile parking spaces. At a minimum, all bicycle parking spaces shall be provided in the form of bicycle racks with locking capability. Bicycle parking facilities shall be designed and installed to include:

1. Spaces that are a minimum of 2 feet by 6 feet per bicycle
2. The minimum number possible of potential conflict points between bicycles and motor vehicles
3. Lighting
4. Provision for locking of bicycles to the rack or bicycle locker
5. Adequate spacing for access to the bicycle and locking device when the spaces are occupied.
6. Where possible, bicycle parking shall be located within view of building entrances /windows and/or security.

Continuation of Letter

RE: DLM Comments on Bills: 30-187 (COR); 30-188 (COR); 201-30 (COR);
218-30 (LS)

September 25, 2009

Page 4 of 5

**Bill 201-30 (COR) – AN ACT TO AMEND SUBITEM (h) OF TITLE 21, GUAM
CODE ANNOTATED CHAPTER 61 61503. RELATIVE TO EXCEPTIONS TO
YARD AND AREA REGULATIONS**

Bill 201-30, is " An Act to Amend Sub item (h) of Title 21 Guam Code Annotated, Chapter 61, Section 61503, Relative to Exceptions to Yard and Area Regulations." The intent of this Bill is to allow accessory buildings or structures to be located and maintained in any front, side or rear yard provided that such buildings or structures are to be used exclusively for purposes relative to connections to island electric power, to include standby generators and other alternative power connections for net metering purposes; to provide that such building or structures shall be located at or near the point that electric power is provided by the Guam Power Authority, and if located in a side or rear yard, the walls may be erected on the rear and/or side lot lines, and such buildings or structures shall not exceed one hundred fifty (150) square feet of floor space and the roofs thereof shall not project beyond the lot lines and shall be sloped in such a manner as to prevent rain runoff from flowing to adjacent property.

We provide our recommendations as follows:

Reference line 23, page 2, recommend the word "**FRONT**" be added
After the words "**...and if located in a**" and before the word "**side.**"

Reference line 1, page 3, recommend word "**FRONT**" be added
After the words "**....erected on the**" and before the word "**rear.**"

Reference line 2, page 3, where it states "**shall not exceed on hundred
Fifty (150) square feet...**" recommend it be changed to read "**...shall not
exceed three hundred twelve (312) square feet of floor space...**"

We inform this body that the predominant inquiry from the general public and our first hand experiences at DPW One-Stop Permit clearance as it concerns "**accessory type uses**" have been those of a residential related use such as the location of a detached "Carport/garage", gazebos, swimming pools and its related accessories, power pedestals; and unmanned telecommunications relay stations that is either existing or proposed to be located on the front one-half portion of the lot.

Continuation of Letter

RE: DLM Comments on Bills: 30-187 (COR); 30-188 (COR); 201-30 (COR);
218-30 (LS)

September 25, 2009

Page 5 of 5

Accordingly, we recommend that vehicle shelters such as a detached carport/garage, be allowed in the front ½ of the lot provided that it is 15' feet from the front lot line and zero feet only one side only; we further recommend gazebos, swimming pools and its related accessory structures be allowed and can be located and maintained at minimum of 5' from the front lot line; and zero feet at the side or rear lot line and further provided that no roof overhang constructed shall extend over any lot line and that any water runoff shall be contain on the subject lot. we further recommend including power pedestals and unmanned telecommunications substations be located on the front, side or rear lot lines whereby connection to the public power system best serves the structure(s) or development on the property.

Lastly, since there are existing structures in each of these accessory types as mentioned above as well as those not mentioned but are considered as "accessory uses", we recommend that they be allowed to exist and be deemed as "grand fathered" for the purposes of compliance provided, at minimum that no roof overhang shall extend over lot lines; that water Runoff is contained within the subject lot and that the existing accessory use(s) shall not be expanded.

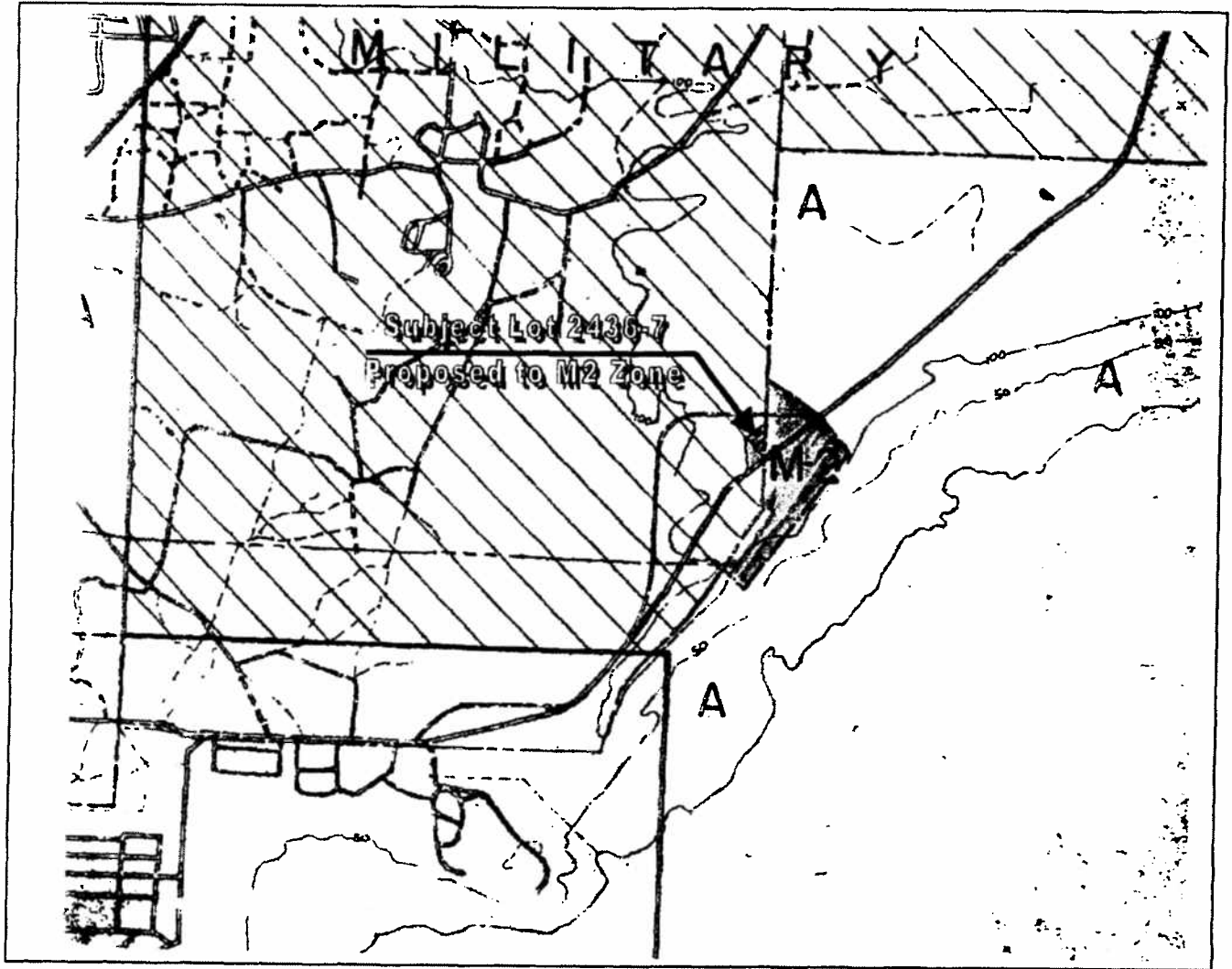
BILL 218-30 (ls) – AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE PORT AUTHORITY OF GUAM TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION. BY 21 GUAM CODE ANNOTATED

From a Planning perspective, we have no objection to this Bill, since it is Primarily an "Ownership and not a Land Use" issue. We applaud this Body in concurrently establishing the zoning designation of "A" Agricultural for the returned subject parcels.

Thank you for the opportunity to provide our comments.

Senseramente,

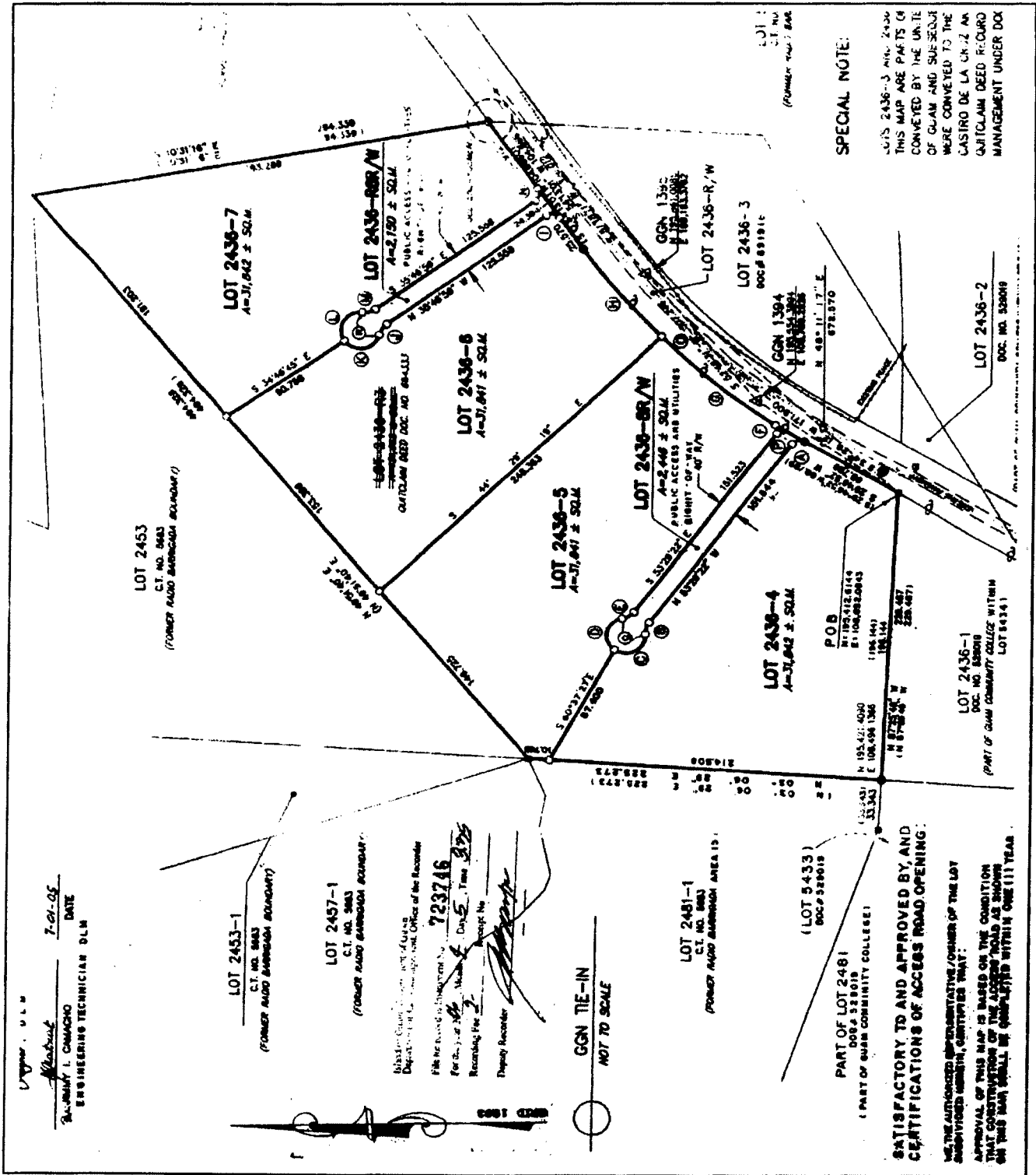

Christopher M. Duenas
Director, Department of Land Management



Zoning Map

A Agriculture Zone
M-2 Industrial Zone

Exhibit A



SPECIAL NOTE:
 LOTS 2436-3 AND 2436-4 THIS MAP ARE PARTS OF CONVEYED BY THE UNITE OF GUAM AND SUBSEQUENTLY WERE CONVEYED TO THE CASIRO DE LA UNIZ AN CANTON DEED RECORD MANAGEMENT UNDER DOC

Survey Map

Exhibit B

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 30-188 (COR)**

AN ACT TO AMEND §61531 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE PROVISIONS OF THE AUTOMOBILE PARKING SPACE PROVISION.

Department/Agency Appropriation Information

Dept./Agency Affected:	Dept./Agency Head: Christopher M. Duenas
Department's General Fund (GF) appropriation(s) to date:	
Department's Other Fund (Land Survey Revolving Fund) appropriation(s) to date:	\$3,542,117
Total Department/Agency Appropriation(s) to date:	\$3,542,117

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2009 Unreserved Fund Balance	\$0	\$0	\$0
FY 2010 Adopted Revenues	\$0	\$0	\$0
FY 2010 Appro. (P.L. 30-55 thru 30-112)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of FY 2010 (if applicable)	FY 2011	FY 2012	FY 2013	FY 2014
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Tourist Attraction Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

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

Analyst: Evelyn G. Fernandez Date: 7/16/10 Director: Bertha M. Duenas Date: JUL 20 2010
Evelyn G. Fernandez Bertha M. Duenas, Director, BBMR

Footnotes:

The Bill has a potential for additional funding impact, however in its present form that impact cannot be determined at this time.



COMMITTEE ON RULES

I Mina' Trenta na Liheslaturan Guåhan • 30th Guam Legislature

155 Hesler Place, Hagatña, Guam 96910 • tel: (671)472-7679 • fax: (671)472-3547 • roryforguam@gmail.com

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SENATOR

July 29, 2009

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: Referral of Bill Nos. 30-187, 30-188, 30-189

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 30-187(COR), 30-188(COR), and 30-189(COR).

Please ensure that the subject bills are referred, in my name, to the respective committees, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina' Trenta Na Liheslaturan Guåhan*.

Should you have any questions, please contact Stephanie Mendiola or Elaine V. Tajalle at 472-7679.

Si Yu'os Ma'åse'!

(1) Attachment

I Mina'Trenta Na Liheslaturan Guåhan

Bill Log Sheet

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date)
30-187 (COR)	A. B. Palacios, S. Specker	An act to zone the previously unzoned Lot Number 2436-7 in the municipality of Mangilao to Heavy Industrial (M-2) Zone.	7/24/09 8:48 a.m.	7/29/09	Committee on Appropriations, Taxation, Banking, Insurance, Retirement and Land			
30-188 (COR)	J. V. Espaldon	An act to amend §61531 of Chapter 61, Title 21, Guam Code Annotated, relative to expanding the provisions of the automobile parking space provision.	7/24/09 2:42 p.m.	7/29/09	Committee on Appropriations, Taxation, Banking, Insurance, Retirement and Land			
30-189 (COR)	J. V. Espaldon, B. J.F. Cruz, R. J. Respicio	An act to create the 12 th Festival of Pacific Arts Coordinating Committee.	7/24/09 2:42 p.m.	7/29/09	Committee on Tourism, Cultural Affairs, Public Broadcasting and Youth			



Mina'Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

September 18, 2009

Memorandum

To: All Senators

From: Senator ben pangelinan

Re: Public Hearing Notice

Chairman
Committee on
Appropriations, Taxation,
Banking, Insurance, and
Land

Member
Committee on Education

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

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

The Committee on Appropriations, Taxation, Banking, Insurance and Land will conduct a public hearing beginning at 8:30am on **Friday, September 25, 2009** at the Guam Legislature's Public Hearing Room. The following confirmations and bills are on the agenda:

Confirmation for the following:

Mr. Roland S. Certeza, Member, Guam Land Use Commission
Mr. Andrew Chung Park, Member, Guam Land Use Commission
Ms. Belinda Cruz Mejia, Member, Alcohol Beverage Control Board
Ms. Antonita S. Camacho, Member Guam Banking & Insurance Board

Bills:

Bill No. 163 (COR): AN ACT TO ADD A NEW ARTICLE 14 TO CHAPTER 5 OF 5GCA RELATIVE TO CREATING AN ON-LINE BIDDING OPTION FOR GOVERNMENT PROCUREMENT.

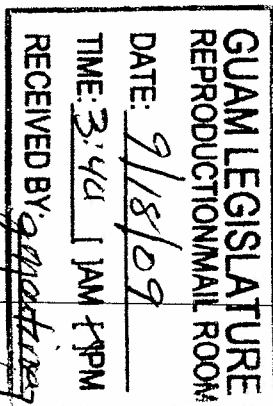
Bill No. 165 (LS): AN ACT TO AMEND 5 1512.1(i) OF ARTICLE 5, CHAPTER 1, TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO PRIOR YEAR INDIVIDUAL AND CORPORATE TAX REFUNDS INCLUDING INTEREST PAID THROUGH BOND PROCEEDS AUTHORIZED UNDER PUBLIC LAW 30-7.

Bill No. 30-173 (COR): AN ACT TO ADD A NEW ARTI CLE' 6 TO CHAPTER 6 4 GCA RELATIVE TO THE PERSONNEL EMPLOYED FOR THE PURPOSE OF ENFORCI NG THE *GUAM TERRITORIAL INCOME TAX LAW*.

Bill No. 30-174 (COR): AN ACT TO AMEND §26203(k)(9), (28), (29), (30), (31) AND (32), OF CHAPTER 26, TIT LE 11 GUAM CODE ANNOTATED RELATIVE TO INCREASING THE EXEMPTIONS AMOUNT FROM FORTY THOUSAND(\$40,000) TO FIFTY THOUSAND (\$50,000) DOLLARS AND THE LIMITATIONS ON GROSS INCOME FROM FIFTY THOUSAND DOLLARS (\$50,000) TO TWO HUNDRED THOUSAND (\$200,000) DOLLARS.

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

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



Memo to All Senators
September 25, 2009
Page 2

Bill No. 30-187 (COR): AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NUMBER 2436-7 IN THE MUNICIPALITY OF MANGILAO TO HEAVY INDUSTRIAL (M-2) ZONE.

Bill No. 30-188 (COR): ACT TO AMEND §61531 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE PROVISIONS OF THE AUTOMOBILE PARKING SPACE PROVISION.

Bill No. 201-30 (COR): AN ACT TO AMEND SUBITEM (h) OF TITLE 21 GUAM CODE ANNOTATED CHAPTER 61 61503, RELATIVE TO EXCEPTIONS TO YARD AND AREA REGULATIONS.

Bill No. 218-30 (LS): AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE PORT AUTHORITY OF GUAM TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION, BY ADDING A NEW § 80105 (a) TO TITLE 21, GUAM CODE ANNOTATED.

For copies of the bills, you can log onto www.guamlegislature.com

If you require any special accommodations, please contact the Office of Senator ben c. pangelinan at 473-4236 or email at senbenp@guam.net

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Lisa Cipollone
Tom Ada <tom@senatorada.org>, fbaguon.guam@hotmail.com, "Frank F Blas, Jr." <frank.blasjr@gmail.com>, "Edward J B Calvo" <sencalvo@gmail.com>, BJ Cruz <senadotbjcruz@aol.com>, Jimmy Espaldon <senator@espaldon.com>, Senator Judi Guthertz <judiguthertz@pticom.com>, Tina Muna Barnes <tinamunabarnes@gmail.com>, ABPalacios@gmail.com, Matt Rector <matt@mattorector.com>, "Rory J Respicio" <roryforguam@gmail.com>, Ray Tenorio <ray@raytenorio.com>, Telo Taitague <senatortelo@gmail.com>, Judi Won Pat <info@judiwonpat.com>, Bill Phillips <phillipsguam@gmail.com>, cquinata@gmail.com, fbtorres@yahoo.com, fred@mattorector.com, jamespcastro@gmail.com, juliette@senatorada.org, Laurie Manibusan <launelisia@gmail.com>, martinbenavente@yahoo.com, patrickcepeda@hotmail.com, rquitugua@gmail.com, mona.duenas@gmail.com, phil@raytenorio.com, epgogue@hotmail.com, roberto.phil@gmail.com, psantos@guamlegislature.org, Yong Pak <yong@guamlegislature.org>, vbemudes@guamlegislature.org, tunsio@guamlegislature.org, Stephanie Mendiola <sem@guamlegislature.org>
Fri, Sep 18, 2009 at 4:09 PM
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
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Office of the People

Senator

ben pangelinan

Notice of Public Hearing

Date: Friday, September 25, 2009

Time: 8:30am

Place: Guam Legislature Public Hearing Room

Agenda

Confirmation for the following:

- Mr. Roland S. Certeza, Member, Guam Land Use Commission,
- Mr. Andrew Chung Park, Member, Guam Land Use Commission,
- Ms. Belinda Cruz Mejia, Member, Alcohol Beverage Control Board,
- Ms. Antonita S. Camacho, Member, Guam Banking & Insurance Board

Bills:

Bill No. 163 (COR): AN ACT TO ADD A NEW ARTICLE 14 TO CHAPTER 5 OF 5GCA RELATIVE TO CREATING AN ON-LINE BIDDING OPTION FOR GOVERNMENT PROCUREMENT.

Bill No. 165(LS): AN ACT TO AMEND 5 1512.1(i) OF ARTICLE 5, CHAPTER 1, TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO PRIOR YEAR INDIVIDUAL AND CORPORATE TAX REFUNDS INCLUDING INTEREST PAID THROUGH BOND PROCEEDS AUTHORIZED UNDER PUBLIC LAW 30-7.

Bill No. 30-173 (COR): AN ACT TO ADD A NEW ARTICLE 6 TO CHAPTER 64 GCA RELATIVE TO THE PERSONNEL EMPLOYED FOR THE PURPOSE OF ENFORCING THE GUAM TERRITORIAL INCOME TAX LAW.

Bill No. 30-174(COR): AN ACT TO AMEND §26203(k)(9), (28), (29), (30), (31) AND (32), OF CHAPTER 26, TITLE 11 GUAM CODE ANNOTATED RELATIVE TO INCREASING THE EXEMPTIONS AMOUNT FROM FORTY THOUSAND (\$40,000) TO FIFTY THOUSAND (\$50,000) DOLLARS AND THE LIMITATIONS ON GROSS INCOME FROM FIFTY THOUSAND DOLLARS (\$50,000) TO TWO HUNDRED THOUSAND (\$200,000) DOLLARS.

Bill No. 30-187 (COR): AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NUMBER 2437-7 IN THE MUNICIPALITY OF MANGILAO TO HEAVY INDUSTRIAL (M-2) ZONE.

Bill No. 30-188 (COR): ACT TO AMEND §61531 OF CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE PROVISIONS OF THE AUTOMOBILE PARKING SPACE PROVISION.

Bill No. 201-30 (COR): AN ACT TO AMEND SUBITEM (h) OF TITLE 21 GUAM CODE ANNOTATED CHAPTER 61 61503, RELATIVE TO EXCEPTIONS TO YARD AND AREA REGULATIONS.

Bill No. 218-30 (LS): AN ACT TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF THE PORT AUTHORITY OF GUAM TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION, BY ADDING A NEW §80105 (a) TO TITLE 21, GUAM CODE ANNOTATED.

FRIDAY, SEPTEMBER 18, 2009 - MARIANAS VARIETY GUAM EDITION



**Mina' Tenta Na Liheslaturan Guahan
THIRTIETH GUAM LEGISLATURE
Senador vicente "ben" c. pangelinan**

**PUBLIC HEARING NOTICE
FRIDAY, SEPTEMBER 25, 2009, 8:30AM
GUAM LEGISLATURE PUBLIC HEARING ROOM**

Agenda

Confirmation for the following:

Mr. Roland S. Certeza, Member, Guam Land Use Commission
Mr. Andrew Chung Park, Member, Guam Land Use Commission
Ms. Belinda Cruz Mejia, Member, Alcohol Beverage Control Board
Ms. Antonita S. Camacho, Member Guam Banking & Insurance Board

Bill No. 163 (CON): An Act to add a new article 14 to chapter 5 of 5GCA relative to creating an on-line bidding option for government procurement.

Bill No. 165 (LS): An Act to amend 5 f3(2)(f) of article 5 to chapter 1, title 5, Guam code annotated, relative to prior year individual and corporate tax refunds including interest paid through bond proceeds authorized under public law 30-7.

Bill No. 30-173 (CON): An Act to add a new article 6 to chapter 6 4 GCA relative to the personnel employed for the purpose of enforcing the *Guam Territorial Income Tax Law*.

Bill No. 30-174 (CON): An Act to *amend* §26203(K)(9), (28), (29), (30), (31) and (32), of chapter 26, title 11 Guam code annotated relative to increasing the exemptions amount from forty thousand (\$40,000) to fifty thousand (\$50,000) dollars and the limitations on gross income from fifty thousand dollars (\$50,000) to two hundred thousand (\$200,000) dollars.

Bill No. 30-187 (CON): An Act to zone the previously unzoned lot number 2436-7 in the municipality of Mangilao to heavy industrial (M-2) zone.

Bill No. 30-488 (CON): Act to amend §61531 of chapter 61, title 21, Guam code annotated, relative to expanding the provisions of the automobile parking space provision.

Bill No. 201-30 (CON): An Act to amend subsection (h) of title 21 Guam code annotated chapter 61 61503, relative to exceptions to yard and area regulations

Bill No. 218-30 (LS): An Act to transfer properties under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission, by adding a new §90105 (a) to the title 21, Guam code annotated.

For copies of bills, you can log onto <http://guamlegislature.com>. If you require any special accommodations, please contact the Office of Senator ben pangelinan at 473-4236 or email at senben@guam.net



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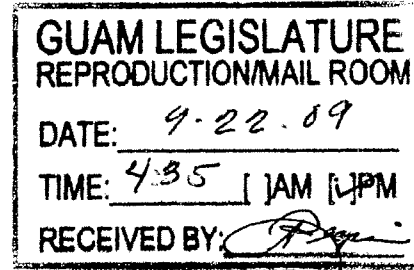
Senator vicente (ben) c. pangelinan (D)

September 22, 2009

SECOND NOTICE

Memorandum

To: All Senators
From: Senator ben pangelinan
Re: Public Hearing Notice



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Committee on
Appropriations, Taxation,
Banking, Insurance, and
Land

Member
Committee on Education

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

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

The Committee on Appropriations, Taxation, Banking, Insurance and Land will conduct a public hearing beginning at 8:30am on **Friday, September 25, 2009** at the Guam Legislature's Public Hearing Room. The following confirmations and bills are on the agenda:

Confirmation for the following:

- Mr. Roland S. Certeza, Member, Guam Land Use Commission
- Mr. Andrew Chung Park, Member, Guam Land Use Commission
- Ms. Belinda Cruz Mejia, Member, Alcohol Beverage Control Board
- Ms. Antonita S. Camacho, Member Guam Banking & Insurance Board

Bills:

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Memo to All Senators
September 22, 2009
Page 2

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Lisa Cipollone

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Office of the People

Senator

ben pangelinan

Notice of Public Hearing

Date: Friday, September 25, 2009

Time: 8:30am

Place: Guam Legislature Public Hearing Room

Agenda

Confirmation for the following:

- Mr. Roland S. Certeza, Member, Guam Land Use Commission,
- Mr. Andrew Chung Park, Member, Guam Land Use Commission,
- Ms. Belinda Cruz Mejia, Member, Alcohol Beverage Control Board,
- Ms. Antonita S. Camacho, Member Guam Banking & Insurance Board

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Mina' Trenta Na Liheslaturan Guahan
THIRTIETH GUAM LEGISLATURE

Senator vicente "ben" c. pangelinan

PUBLIC HEARING NOTICE
FRIDAY, SEPTEMBER 25, 2009, 8:30AM
GUAM LEGISLATURE PUBLIC HEARING ROOM

Agenda

Confirmation for the following:
Mr. Roland S. Certeza, Member, Guam Land Use Commission
Mr. Andrew Chung Park, Member, Guam Land Use Commission
Ms. Belinda Cruz Mejia, Member, Alcohol Beverage Control Board
Ms. Antonita S. Camacho, Member Guam Banking & Insurance Board

- Bill No. 163 (COR):** An Act to add a new article 14 to chapter 5 of 5GCA relative to creating an on-line bidding option for government procurement.
- Bill No. 165 (LS):** An Act to amend 5 1512.1(f) of article 5 to chapter 1, title 5, Guam code annotated; relative to prior year individual and corporate tax refunds including interest paid through bond proceeds authorized under public law 30-7.
- Bill No. 30-173 (COR):** An Act to add a new article' 6 to chapter 6 4 GCA relative to the personnel employed for the purpose of enforcing the *Guam Territorial Income Tax Law*.
- Bill No. 30-174 (COR):** An Act to amend §26203(k)(9), (28), (29), (30), (31) and (32), of chapter 26, title 11 Guam code annotated relative to increasing the exemptions amount from forty thousand (\$40,000) to fifty thousand (\$50,000) dollars and the limitations on gross income from fifty thousand dollars (\$50,000) to two hundred thousand (\$200,000) dollars.
- Bill No. 30-187 (COR):** An Act to zone he previously unzoned lot number 2436-7 in the municipality of Mangilao to heavy industrial (M-2) zone.
- Bill No. 30-188 (COR):** Act to amend §61531 of chapter 61, title 21, Guam code annotated, relative to expanding the provisions of the automobile parking space provision.
- Bill No. 201-30 (COR):** An Act to amend subitem (h) of title 21 Guam code annotated chapter 61 61503, relative to exceptions to yard and area regulations
- Bill No. 218-30 (LS):** An Act to transfer properties under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission, by adding a new §80105 (a) to the title 21, Guam code annotated.

For copies of bills, you can log onto <http://guamlegislature.com>. If you require any special accommodations, please contact the Office of Senator ben pangelinan at 473-4236 or email at senbenp@guam.net



Mina' Trenta Na Liheslaturan Guahan
THIRTIETH GUAM LEGISLATURE

Senator vicente "ben" c. pangelinan

Public Hearing Notice
Friday, September 25, 2009
8:30am
Guam Legislature Public Hearing Room

Agenda

Confirmation for the following:

Mr. Roland S. Certeza, Member, Guam Land Use Commission

Mr. Andrew Chung Park, Member, Guam Land Use Commission

Ms. Belinda Cruz Mejia, Member, Alcohol Beverage Control Board

Ms. Antonita S. Camacho, Member Guam Banking & Insurance Board

Bills:

Bill No. 163 (COR): AN ACT TO ADD A NEW ARTICLE 14 TO CHAPTER 5 OF 5GCA RELATIVE TO CREATING AN ON-LINE BIDDING OPTION FOR GOVERNMENT PROCUREMENT.

Bill No. 165 (LS): AN ACT TO AMEND 5 1512.1(i) OF ARTICLE 5, CHAPTER 1, TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO PRIOR YEAR INDIVIDUAL AND CORPORATE TAX REFUNDS INCLUDING INTEREST PAID THROUGH BOND PROCEEDS AUTHORIZED UNDER PUBLIC LAW 30-7.

Bill No. 30-173 (COR): AN ACT TO ADD A NEW ARTICLE 6 TO CHAPTER 6 4 GCA RELATIVE TO THE PERSONNEL EMPLOYED FOR THE PURPOSE OF ENFORCING THE *GUAM TERRITORIAL INCOME TAX LAW*.

Bill No. 30-174 (COR): AN ACT TO AMEND §26203(k)(9), (28), (29), (30), (31) AND (32), OF CHAPTER 26, TITLE 11 GUAM CODE ANNOTATED RELATIVE TO INCREASING THE EXEMPTIONS AMOUNT FROM FORTY THOUSAND (\$40,000) TO FIFTY THOUSAND (\$50,000) DOLLARS AND THE LIMITATIONS ON GROSS INCOME FROM FIFTY THOUSAND DOLLARS (\$50,000) TO TWO HUNDRED THOUSAND (\$200,000) DOLLARS.

Bill No. 30-187 (COR): AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NUMBER 2436-7 IN THE MUNICIPALITY OF MANGI LAO TO HEAVY INDUSTRIAL (M-2) ZONE.

I MINA'TRENTA NA LIHESLATURAN GUÁHAN
2009 (FIRST) Regular Session

30-188(COR)
Bill No. ~~30-~~ (LS)

Introduced by:

J. V. Espaldon

JUN 24 PM 2:42

ACT TO AMEND §61531 OF CHAPTER 61, TITLE 21, GUAM
CODE ANNOTATED, RELATIVE TO EXPANDING THE
PROVISIONS OF THE AUTOMOBILE PARKING SPACE
PROVISION.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Intent. The laws governing automobile parking spaces do not
3 recognize the use of motorcycles and mopeds. Residents of our island face the rising cost of gas
4 prices and congestion on our roads. The community is also anticipating the increase in military
5 presence within the next few years. This will result in more traffic on our roads, prompting residents
6 to seek an alternative means of transportation such as motorcycles, mopeds, scooters, and other
7 motorized two wheeled vehicles. For those who choose such methods, finding parking involves
8 competing with automobile drivers. As we expect an increase in traffic, we can also expect an
9 increase in the use of motorcycles, mopeds, and scooters. Currently, there are no designated parking
10 spaces specifically to accommodate traffic and rider safety. It is the legislature's intent to designate
11 appropriate areas as parking strictly for operators of motorized two wheeled vehicles.

12 Section 2. §61531 Chapter 61 of GCA is hereby amended to read as follows:

13 "Off-street automobile parking space shall be provided as follows:

- 14 (a) For dwellings, at least one automobile parking space
15 for each dwelling unit;
- 16 (b) For hotels, at least one automobile parking space for
17 each four guest rooms;
- 18 (c) For places of assembly, such as churches, auditoriums
19 or theaters with seating facilities, one parking space for each four seats;
- 20 (d) For places of assembly, such as restaurants or night
21 clubs without fixed seating facilities, one parking space for each one
22 hundred (100) square feet of customer area in such use;

- 1 (e) For retail sales of building materials, and goods
2 requiring extensive display areas, industrial buildings and warehouses, one
3 parking space for each eight hundred (800) square feet of area in such use,
4 exclusive of loading requirements;
- 5 (f) For retail and wholesale sales and services, exclusive
6 of warehouse activity, at least one space for each one hundred (100) square
7 feet or portion thereof of usable commercial floor area;
- 8 (g) For professional and business offices, public
9 administration offices, one parking space for each four hundred (400)
10 square feet or portion thereof of floor area;
- 11 (h) For offices and clinics, of healing arts, at least five (5)
12 spaces for each practitioner;
- 13 (i) For hospitals and nursing homes, at least one space for
14 each two (2) beds;
- 15 (j) Three spaces for every four (4) employees.
- 16 (k) To the extent practicable, each of the subitems (a) through (j) shall provide
17 at least one (1) marked parking space for use by bicycles, bicycles with
18 motors, and motorcycles.
- 19 (l) Total parking requirements will be a total of all
20 applicable elements in paragraphs (a) through (k);
- 21 (m) Appropriate parking space for open space activities such as: swimming
22 beaches, picnic areas, campgrounds, boating areas, shall be determined by the
23 Territorial Land Use Commission.”