

I Mina'Trentai Dos Na Liheslaturan Received
Bill Log Sheet

| BILL NO. | SPONSOR | TITLE | DATE INTRODUCED | DATE REFERRED | CMTE REFERRED | PUBLIC HEARING DATE | DATE COMMITTEE REPORT FILED | FISCAL NOTES |
|--------------|-------------------------------------|---|-----------------------|---------------|---|-----------------------|-----------------------------|---|
| 136-32 (COR) | T. R. Muña Barnes, R.J. Respicio | AN ACT TO REZONE LOT NO. 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1). | 06/04/13 1:36 p.m. | 06/04/13 | Committee on Appropriation, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land | 08/06/13 9:00 a.m. | 09/30/14 11:07 a.m. | Fiscal Note Requested 06/11/13 Fiscal Note Received 06/22/13 |



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Acting Chairman

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

SEP 30 2014

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

Speaker

I Mina'trentai Dos Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio

Chairperson, Committee on Rules

RE: Committee Report on Bill No. 136-32 (COR), As Introduced

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill 136-32 (COR), as introduced, "An Act to rezone Lot No. 2174, Located in Tiyan in the Municipality of Barrigada, from Agriculture (A) to Light Industrial Zone (M-1)" 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:

2 TO PASS

0 NOT TO PASS

5 TO REPORT OUT ONLY

0 TO ABSTAIN

0 TO PLACE IN INACTIVE FILE

Sincerely,


Vice Speaker Benjamin J.F. Cruz
Acting Chairman

2014 SEP 30 AM 11:07

**COMMITTEE REPORT
ON**

**Bill No. 136-32 (COR), As Introduced
Sponsored by Senator Tina Muna Barnes**

**An act to rezone Lot No. 2174, located in
Tiyán in the municipality of Barrigada,
from Agricultural Zone (A) to Light
Industrial Zone (M1)**



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Acting Chairman

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

SEP 30 2014

MEMORANDUM

To: All Members

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

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

Subject: Committee Report on Bill No. 136-32 (COR), As Introduced

Transmitted herewith for your consideration is the Committee Report on Bill No. 136-32 (COR), as introduced, "An Act to rezone Lot No. 2174, Located in Tiyan in the Municipality of Barrigada, from Agriculture (A) to Light Industrial Zone (M-1)" sponsored by Senator Tina Muna Barnes.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 136-32 (COR), As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Written Testimonies
6. Copy of Fiscal Note
7. Copy of COR referral Bill No. 136-32 (COR)
8. Notices of Public Hearing
9. Copy of the Public Hearing Agenda

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact my office.

Sincerely,

Vice Speaker Benjamin J.F. Cruz
Acting Chairman

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 No. 136-32 (COR): An act to rezone Lot No. 2174, located in Tiyan in the municipality of Barrigada, from Agricultural Zone (A) to Light Industrial Zone (M1)

| Committee Members | To Pass | Not To Pass | Report Out Only | Abstain | Inactive File |
|--|-------------------------------------|--------------------------|--|--------------------------|--------------------------|
| Senator Vicente (ben) Cabrera Pangelinan Chairman | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Vice Speaker BJ Cruz Vice Chairperson | <input type="checkbox"/> | <input type="checkbox"/> | 9/30/14 <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Speaker Judith T. Won Pat Member | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Senator Tina Rose Muña-Barnes Member | <input type="checkbox"/> | <input type="checkbox"/> | 9/30 <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Senator Dennis Rodriguez, Jr. Member | <input type="checkbox"/> | <input type="checkbox"/> | 9/30 <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Senator Michael San Nicolas Member | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Senator Tommy Morrison Member | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Senator Michael Limtiaco Member | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Acting Chairman

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

Committee Report

Bill No. 136-32 (COR): An act to rezone Lot No. 2174, located in Tiyan in the municipality of Barrigada, from Agricultural Zone (A) to Light Industrial Zone (M1), sponsored by Senator T.R. Muña Barnes.

I. OVERVIEW

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land convened a public hearing on August 6, 2013 at 9:00 am in *I Liheslatura's* public hearing room.

Public Notice Requirements

Notices were disseminated via hand-delivery and e-mail to all senators and all main media broadcasting outlets on July 30, 2013 (5-Day Notice), and again on August 2, 2013 (48 Hour Notice).

(a) Committee Members and Senators Present

Senator Vicente (ben) C. Pangelinan, Chairman
Senator Benjamin J.F. Cruz, Vice Chairman
Senator Michael Limtiaco, Member
Senator Tommy Morrison, Member
Senator V. Anthony Ada
Senator Christopher Dueñas

(b) Appearing before the Committee

Ms. Margie Ann Leon Guerrero-Artero
Mrs. Marilyn Megofna, Co-Administrator, Estate of Felipe Leon Guerrero
Mr. Ed Ching, Core Tech

(c) Written Testimonies Submitted

Department of Land Management (June 10, 2013)
Department of Land Management (July 19, 2013)
Guam Waterworks Authority
Guam Power Authority
Barrigada Mayor's Office
Margie Ann Leon Guerrero-Artero
Marilyn Megofna
Edwin K. W. Ching

II. COMMITTEE PROCEEDINGS

Chairman Vicente Pangelinan: Bill 136-32, introduced by Senator Tina Muña Barnes, is an act to rezone Lot No. 2174, located in Tiyan in the Municipality of Barrigada, from Agriculture (A) to Light Industrial Zone (M-1).

Notices were sent out to the Governor, Lt. Governor, BBMR, DLM, OPA, Mayor of Barrigada, MCOG and GLUC. The Committee has received testimony from the Guam Waterworks Authority and Ms. Margie A. Leon Guerrero-Artero.

We have signed up to testify: Margie A. Leon Guerrero Artero, Andrew Leon Guerrero has indicated support, Thalia D. Leon Guerrero has indicated support, Bastian S. Leon Guerrero has indicated support, Marilyn Megofna and Ed Ching. Mrs. Megofna?

(a) Testimony

Mrs. Marilyn Megofna: [read written testimony – see attached]

Chairman Vicente Pangelinan: Thank you very much, Mrs. Megofna. Ms. Artero?

Ms. Margie Ann Leon Guerrero-Artero: [read written testimony – see attached]

Chairman Vicente Pangelinan: Thank you very much, Ms. Artero? Mr. Ching?

Mr. Ed Ching: My name is Ed Ching; I represent Core Tech, who owns the adjoining property. The property right now, as owned by Core Tech, is being used for offices, schools, warehouses and some light industrial use, so it is perfect that this property, Lot 2174, be used also for industrial purposes. It's the highest and best use. If you go to Tiyan, you'll notice that there is a change for the use of the property. It's no longer agriculture; it is light industrial use. It is normal; it gives the highest and best use-value for the family and for the economy of Guam. It's the best use you could probably give it. Thank you.

Chairman Vicente Pangelinan: Thank you very much, Mr. Ching? Those are the only individuals that signed up to give oral testimony. Senator Cruz?

Vice Speaker Cruz: I was just wondering was a soil test ever done on that lot? I know that behind there they were doing a lot of...they dug up half of Tiyan to take the dirt away because there was contamination.

Mrs. Marilyn Megofna: I know that there was some environmental cleanup that the Navy had to do, but to answer your question directly, Senator, I want to say “yes,” but I’m not very sure.

Vice Speaker Cruz: It would seem to me that I would not want to eat anything that was grown on that.

Mrs. Marilyn Megofna: No, absolutely. I just got a copy of the binder that was given to me to confirm that. But I believe my cousin, Andy, has been there looking at the lot, and there was some work being done for environmental issues, particularly where the former workshop used to be.

Senator Limtiaco: Have you attempted to submit an application for rezoning through the Land Use Commission? Has there been any application to rezone through the normal process, going through the Land Use Commission?

Mrs. Marilyn Megofna: Not that I’m aware of. No.

Senator Limtiaco: Ok. Thank you.

Chairman Vicente Pangelinan: Thank you very much, Senator Limtiaco. I also want to thank Senator Morrison for joining us. Did you have any questions/comments? [There are none.]

Mr. Ed Ching: Senators, regarding the questions of the environmental impact, I don’t think an environmental impact, I don’t think a study has been done on that property exactly, but Core Tech did an environmental study on our own property, which is right next to it. And there are environmental problems, especially when you have an old building, which will, 99% of time, have asbestos, lead and random problems around it. Core Tech had to go through cleanup of the property and the soil, but again, for agricultural purposes, I would be very careful, as you said, Senator Cruz. It will probably be the same as Core Tech’s property. That’s all I can say.

Chairman Vicente Pangelinan: Mr. Ching, you were able to mitigate or mediate what you found there, with regards to the environmental concerns, which then allowed you to secure the necessary permits to put in commercial activity on Core Tech’s property? I’m assuming? I just want to put that down for the record.

Mr. Ed Ching: Yes, we cleaned it up.

Chairman Vicente Pangelinan: But for agricultural purposes, it would not be suitable, from what you would find in order to mitigate? To be able to put it back to agricultural reuse would not be economical, or even possible?

Mr. Ed Ching: Correct.

Chairman Vicente Pangelinan. Thank you very much. This concludes the testimony on Bill No. 136-32. There being no other individuals to present further 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 W. Soledad Avenue, as well as the Guam Legislature or through any of the electronic processes either email at office@senben.com or through our website at senbenp.com

This hearing is adjourned.

III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriation, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land, hereby reports Bill No. 136-32 (COR) with the recommendation TO REPORT OUT ONLY

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

Bill No. 176-32-(COR)

Introduced By:

T.R. MUÑA BARNES
R.J. RESPICIO

AN ACT TO REZONE LOT NO. 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1).

2013 JUN -4 PM 1:36
RJM

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that it is the desire of the owners of Lot No. 2174 to one day develop their Tiyan
4 property to maximize its highest potential.

5 *I Liheslaturan Guåhan* further finds that with the passage of Public Law 31-
6 198, all federal excess land that were returned to the original landowners were
7 designated as Agricultural Zone (A). *I Liheslaturan Guåhan* further finds that like
8 many other Tiyan properties, Lot No. 2174 as returned was already being used for
9 purposes other than Agricultural. Buildings such as the GATE Theater, the Guam
10 Police Department Mechanic Shop and other amenities currently exist on the
11 property.

12 Therefore, in an effort to assist the owners promote the highest and best use
13 of their property, it is the intent of *I Liheslaturan Guåhan* to authorize the rezoning
14 of the lot described herein for the purposes of maintaining continued development
15 and use of the property.

1 **Section 2. Lot Rezoning.** Notwithstanding any other provisions of law,
2 Lot No. 2174, containing an area of 48,248+/- Square Meters or 11.92 Acres,
3 located in Tiyan in the Municipality of Barrigada, is hereby rezoned from
4 Agricultural Zone (A) to Light Industrial Zone (MI).

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



①

Mina'trentai Dos na Liheslaturan Guahan
32ND GUAM LEGISLATURE
Senator Vicente "ben" Cabrera Pangelinan

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

Bill No. 136
SIGN UP SHEET

| NAME | ADDRESS | PHONE | EMAIL | WRITTEN | ORAL | SUPPORT | |
|-----------------------------|-------------------------------|----------|----------------------------|---------|------|---------|----|
| | | | | | | Yes | No |
| Margie A Leon Guerrero Arto | 1280 Chalan Bamba Ipan Tai | 789-0400 | margiealgon@yahoo | ✓ | ✓ | yes | |
| Andrew F. Longue | TBD | 477-1948 | AndyLongue@yahoo | | | yes | |
| Thalia D. Leon Guerrero | Tiyan | 489-2702 | thaliuleonguerra@yahoo.com | | | yes | |
| Bastian S. Longue | Tiyan | 734-2090 | BASTIAN LG @yahoo.com | | | yes | |
| Shirley Lopez | Tiyan | 734-7407 | tw123@guam.net | ✓ | | yes | |
| ED CHING | Core Tech Center Taming | 473-5000 | ed.ching@coretechintl.com | ✓ | ✓ | yes | |



Mina'trentai Dos na Liheslaturan Guahan
32ND GUAM LEGISLATURE

Senator Vicente "ben" Cabrera Pangelinan

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

Bill No. 136 - Tiyaw
SIGN UP SHEET

| NAME | ADDRESS | PHONE | EMAIL | WRITTEN | ORAL | SUPPORT | |
|-------------|--------------------------------|----------|----------------------|---------|------|---------|----|
| | | | | | | Yes | No |
| Carla Campu | P.O. Box 1526 Hagatna 96910 | 989-2741 | carla.campu@guam.net | — | — | ✓ | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |



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



EDDIE BAZA CALVO
 Governor

MONTE MAFNAS
 Director

RAY TENORIO
 Lieutenant Governor

DAVID V. CAMACHO
 Deputy Director

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

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

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

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

Telephone:
 671-649-LAND (5263)

Facsimile:
 671-649-5383

June 10, 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



SUBJECT: Testimony on Bill No.136-32 (COR)

Bueñas Yan Hafa Adai: The Department has reviewed Bill 136-32 (COR) –**AN ACT TO REZONE LOT 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1).** Our findings and review are a reiteration of our comments and opinion relative to comprehensive attributes of this and other similar lands with the “returned Tiyan area”. We provide the following:

1. Next to “M-2” (Heavy Industrial) zones, Guam’s “M-1” (Light Industrial) Zone is the least restrictive of all zoning designations and can encompass both offensive as well non-offensive activities, albeit, there remains the responsibility for justifying and ensuring that public safety and welfare prevails. In other words, industrial uses or activities as permitted may apply uses being *objectionable, obnoxious or offensive by reason of odor, dust, smoke, noise, gas fumes, cinders, vibration, flashing lights, or water-carried waste* that are or are likely to be emitted.
2. **Former Use.** The property listed in this legislative proposal *may have* included certain harden facilities such as the former NAS Gymnasium and Theater. More exact, the property maintained a former gas station and vehicle repair/ hobby shop that was further used as a vehicle repair facility for Guam Police Department prior to its release. In so far as former land uses by the military, it is wise to note that land uses during that time were compacted from a comprehensive perspective and utilization of land was limited to a defined perimeter that supported a rotating community that ultimately supported naval air support services. Thus, the existence of a “residential community” in Tiyan was at best secondary to the actual mission of its military facilities.

Testimony on Bill 136-32 (COR)

June 10, 2013

Page 2 of 2

3. Assessing its former use is important since we are mandated to identify the highest and best use of the property. In this respect, the potential for residential development on Lot 2174 may be an obsolete consideration since heavy industrial uses appear to dictate sprawling development in a general area close in proximity to other industrial facilities and less restrictive "M-2" (Heavy Industrial) zone (i.e. airport services facilities). To further this consideration, the granting of this property to the Guam Economic Development & Commerce Authority and eventually to ancestral heirs requires that "the property *be* limited to industrial and commercial use and no other use of the property *be* authorized without the written consent of the United States". Therefore, in light of the caveat of land transfer and assessment of development potential of the area with respect to ongoing land activities in the immediate area, we are of the opinion that rezoning said property to "M-1" (Light Industrial) zone **would be appropriate and reflect deliberate steady industrial community growth from more intensive/less restrictive uses to less intensive/more restrictive uses.**

4. In respect to potential impacts to our mandates as requested by the Bureau of Budget Management and Resources, passage of Legislative Bills 136-32 (COR) will not have any affects, thereof.

Senseramente,



David Camacho
Acting Director

cc: Planning Division, DLM



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



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

EDDIE BAZA CALVO
 Governor

MONTE MAFNAS
 Director

RAY TENORIO
 Lieutenant Governor

DAVID Y. CAMACHO
 Deputy Director

July 19, 2013

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

The Honorable Vicente C Pangelinan
 Senator, 32nd Guam Legislature
 324 West Soledad Avenue
 Suite 101, Hagatna, Guam 96910

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

Hafa Adai Senator Pangelinan,

With regards to the subject bill of your request dated June 7, 2013, the Department submits the following:

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

Bill No. 136-32 (COR): An Act to rezone Lot in Tiyan in the Municipality of Barrigada, from Agricultural Zone (A) to Light Industrial Zone (M-1). The Department notes that the lot as noted in the subject bill accommodates a complex that includes buildings such as the GATE Theater, the Guam Police Department Mechanic Shop and other amenities currently existing on the property.


Telephone:
 671-649-LAND (5263)

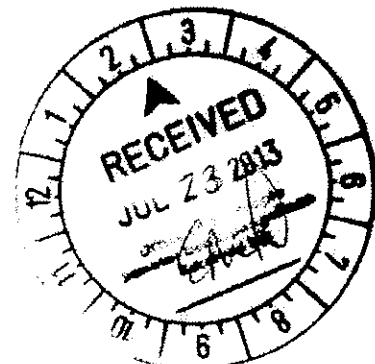
This lot is presently served by the adequate infrastructure to include power, water, sewer, appropriate access for land ingress/egress that are in conformance to the requirements of the Land Zoning Consideration Report and therefore the Department supports the intent to bring the existing uses/structures within the subject lots into compliance thru a zone change from Agricultural Zone (A) to Light Industrial Zone (M-1).

Facsimile:
 671-649-5383

We hope this information will satisfy your needs. Should you require additional information, please contact the Planning Division at 649-5263 extension 300.

Senseramenta,


 Monte Mafnas
 Director



FT/CC



GUAM WATERWORKS AUTHORITY
578 North Marine Corps Drive | Tamuning | Guam 96913

August 5, 2013

Senator Vicente C. Pangelinan
Thirty Second Legislature
324 West Soledad Avenue
Hagatna, Guam 96932

SUBJECT: Bill No. 150-32 (COR): An Act to rezone Lot Nos. 2 and 3 of Tract 1419, located in the Municipality of Dededo from Agricultural Zone ("A") to Commercial Zone ("C")

Bill No. 136-32 (COR): an Act to rezone Lot No. 2174 in the Municipality of Barrigada from Agricultural Zone (A) to Light Industrial Zone (M1)

Honorable Senator Pangelinan:

This is in response to your letter dated July 31, 2013 inviting the Guam Waterworks Authority (GWA) to a public hearing to provide written or oral testimony regarding the above subject. This letter shall serve as GWA's position statement to the above zone change requests related to availability of water and sewer infrastructures to serve the above subject lots. This position statement shall not be construed as a notice that water and wastewater services are immediately available for the subject lots, nor that the current water and sewer systems have the capacities to accommodate the future developments without on-site or off-site improvements. Any extension of the water and sewer systems and/or capacity upgrades required to serve the properties shall be subject to the rules and regulations of GWA. Any required extension to the existing facilities to serve the subject property shall be at the expenses of the property owner.

According to GWA records, the followings are the existing water and sewer facilities adjacent to the subject properties.

- 1) Lot Nos. 2 and 3, Tract 1419, Municipality of Dededo, requesting to rezone from "A" (agriculture) to "C" (Commercial).

WATER

There is an existing eight-inch (8") waterline located along Alageta Road fronting the subject lot.

SEWER

There is no public sewer line in the area.



B11130

8-6-13 KM



GUAM POWER AUTHORITY

ATURIDÁT ILEKTRESEDÁT GUAHAN
P.O. BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

August 5, 2013

The Honorable Vicente C. Pangelinan
Senator, 32nd Guam Legislature
324 W. Soledad Ave. Suite 101
Hagatna, Guam 96910

Subject: Lot 2174, Tiyan, Municipality of Barrigada, to rezone from Agricultural "A" to Light Industrial "M-1". **Bill No. 136-32**

Guam Power Authority has reviewed the application described above and submits the following position statement:

A. Comments and Recommendations Concerning GPA requirements:

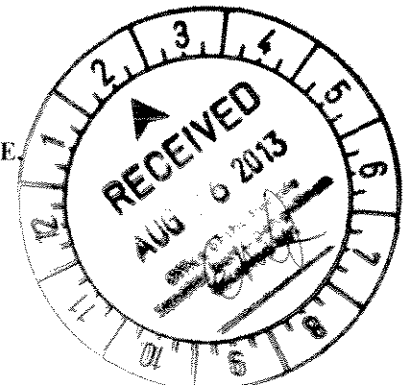
1. GPA has no objection, however customer is required to comply with the following pursuant to the National Electrical Code, National Electrical Safety Code and GPA's Service Rules and Regulations:
 - Coordinate overhead/underground power requirements with GPA Engineering for new structures
 - Maintain minimum clearances as defined by the current edition of the National Electrical Safety Code and National Electrical Code
 - Maintain adequate clearance between any structures and electric utility easements in accordance with NESC and GPA requirements
 - Developer/Owner shall provide necessary electric utility easements to GPA prior to final connection
 - Provide scheduling and magnitude of project power demand requirements for new loads
 - All relocation costs for GPA's facilities, if necessary, is 100% chargeable to the applicant including but not limited to labor and materials
2. Primary distribution overhead and underground line extensions and GPA service connections must adhere to the guidelines outlined in the current issue of GPA's Service Rules and Regulations.
3. A system impact assessment may be required to determine the effect of this facility on GPA's existing power facilities.
4. All costs associated with the modification of GPA facilities shall be chargeable to the customer. This includes relocation costs, new installation costs and any required system upgrades.

B. General Comments

GPA has no objection to the request subject to the conditions cited above.

Sincerely,


JOAQUIN C. FLORES, P.E.
General Manager



ASG/arp



JUNE U. BLAS
MAYOR

MUNICIPALITY OF BARRIGADA

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



JESSE P. BAUTISTA
VICE MAYOR

July 31, 2013

Honorable Vicente C. Pangelinan
Chairman, Committee on Appropriations,
Public Debt, Legal Affairs, Retirement, Public Parks,
Recreation, Historic Reservation and Land
I Mina'trentai Dos na Liheslaturan Guåhan
Hagåtña, Guam 96910

Re: Testimony on Bill No. 136-32 (COR)

Dear Mr. Chairman:

Buenas yan Hafa Adai! Vice Mayor Bautista and I, together with the Municipal Planning Council have reviewed Bill No. 136-32 (COR), "AN ACT TO REZONE LOT NO. 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURE ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1)." We have no objections, and hereby find that the proposed zoning is consistent with the development and land use plans in and around the Tiyán area.

Thank you for your time and attention.

Sinsaramente,


JUNE U. BLAS

cc: Property Owner
Senator Tina R. Muna Barnes



MUNICIPALITY OF BARRIGADA

124 LUAYAO LANE, BARRIGADA GUAM 96913
OFFICE NO. (671) 734-3859/3737 FAX (671) 734-1988

FACSIMILE TRANSMITTAL SHEET

| | |
|-------------------------------------|--|
| TO: HONORABLE SEN. PANGELINAN | FROM: MAYOR JUNE U. BLAS |
| COMPANY: BARRIGADA MAYORS OFFICE | DATE: AUGUST 1, 2013 |
| FAX 473-4238 | TOTAL NO. OF PAGES INCLUDING COVER: 2 |
| PHONE NUMBER: 473-4236 | SENDER'S REFERENCE NUMBER: |
| RE: | YOUR REFERENCE NUMBER: |

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS:

///S/// JUNE U. BLAS

///S/// JESSIE BAUTISTA

August 6, 2013

Written Testimony for Bill No. 136-32

By: Margie Ann Leon Guerrero-Artero

**An Act to rezone Lot No. 2174, located in Tiyan from Agricultural (A)
to Light Industrial (M-1) Zone**

**This testimony is in favor of rezoning LOT No: 2174 in Tiyan, Barrigada
to Light Industrial (M-1) Zone for the following reasons:**

- 1. Tiyan is no longer an agricultural area; people cannot farm the area because of the various businesses that cater to other businesses other than agricultural;**
- 2. The family members of Lot No: 2174 wish to sell the property at a competitive rate;**
- 3. The location of Lot No: 2174 is at the heart of Tiyan and that it should be deemed industrial;**
- 4. Lastly, it's economical for Guam to rezone this property in Tiyan because it can provide businesses that can create jobs for the community and generate revenue for the Government of Guam through taxes.**

August 6, 2013

Senator Ben Pangelinan, Chairman
Committee of Appropriations, Public Debt,
Legal Affairs, Retirement, Public Parks, Recreation
Historic Preservation and Land
Guam Legislature Building
155 Hesler Place
Hagatna, Guam

* RE: Bill No. 136-32 (Cor) Lot 2174 - Tiyan

Good Morning Senator Pangelinan and Committee Members,

My name is Marilyn P. Megofna and CO-Administrator for the Estate of Felipe Leon Guerrero . I, together with all the grandchildren of the late Felipe Leon Guerrero would like to thank you for allowing us to come before your committee to hear our testimony and request for consideration/approval to rezone Lot 2174 from Agriculture to Light Industrial.

Prior to the military taking, my grandfather farmed his property: Lot 2174, as it was for most of the properties within the area. While I have never witness his actual farming, my mother Rosario Leon Guerrero Perez and her sibling Mariana Leon Guerrero often would share their stories of how great a farmer he was. They commented on the richness of the soil and the abundance of crop that he often shares with family and friends.

As I am also told by my mother and aunt that Lot 2174 originally extended to include land area where the current Lighthouse building and Salvation Army stands today. The Salvation Army was formerly the NAS Navy Chapel prior to the transfer. These areas were not part of the released to the original landowners and consequently reduced the lot size. A Quitclaim Deed was executed on June 9, 2003 and recorded under instrument # 677250. Today the properties consist of approximately 48K square meters. The Gate Theater sits on Lot 2174 and for many years have been the home for Theatrical performance for the Gifted and Talented, Department of Education school children. The Estate never collected rental income nor did it ever file for government claim. The Gate Theatre is the only building on lot 2174 while the rest vacant.

The surrounding areas currently are home for Untalan Middle School, some light industrial and commercial business. Albeit it can also be someday revert to farming to conform under its existing zone,

it will not provide economic value for the family since it would require a significant amount of improvement. Further it would certainly be a misfit due to its current surrounding of commercial businesses or the like. The area has grown significantly and continued growth is expected. The REZONING will afford the family someday to have the opportunity to market and gain its highest economic value.

Thank you for the opportunity to testify in favor of the Bill No. 136-32 and look forward for your favorable approval.



Marilyn H. Megofna

Co-Administrator for the Estate of Felipe Leon Guerrero



CORE TECH INTERNATIONAL CORPORATION

General Contractor
Suite 400, 388 South Marine Corps Drive, Guam 96913 Phone: (671) 473-5000 Fax: (671) 473-5500

August 6, 2013

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

Re: Bill No. 136-32 (Cor)
Rezoning of Lot No. 2174, Tiyan
From A to M-1 Zone

Dear Committee Members,

Core Tech is the owner of the lot adjacent to Lot No. 2174, Tiyan, and is in support of Bill 136-32 to rezone Lot No. 2174 from A to M-1 Zone for the following reasons:

1. It would be compatible with the surrounding areas which are presently used for schools, construction, light industry, business and commercial use.
2. The highest and best use of the land is M-1 because it would maximize the use of the land for light industry and business.
3. The land may require a high amount of environmental cleanup due to the old structures presently on the property left by the military. Based on Core Tech's experience, all old buildings and surrounding land in Tiyan contain asbestos, lead and radon. Environmental cleanup is a necessity and must be done to put the land back into any type of use; hence, the highest and most practical use is M-1 zone.
4. To maximize the use of any land on Guam would benefit Guam's economy and the community.

In conclusion, Core Tech fully supports and encourages the approval and passage of Bill 136-32.

Si Yu'os Ma'ase!

Edwin K.W. Ching
S.V.P./Legal



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
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Legislative Secretary
Tina Rose Muña Barnes
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Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

June 21, 2013

Memorandum

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

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

Subject: **Fiscal Notes**

Hafa Adai!

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

FISCAL NOTES: *Memo. 6/22/13*
Bill Nos.: ~~107-32(COR), 129-32(COR)~~, 136-32(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 JUN 22 AM 11:16 *M*

Bureau of Budget & Management Research
Revised Fiscal Note of Bill No. 136-32 (COR)

AN ACT TO REZONE LOT 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1).

| Department/Agency Appropriation Information | |
|--|--|
| Dept./Agency Affected: Department of Public Works | Dept./Agency Head: Carl Dominguez, Acting Director |
| Department's General Fund (GF) appropriation(s) to date: | 9,774,206 |
| Department's Other Fund (Specify) appropriation(s) to date: Building & Design Fund and Guam Highway Fund | 9,160,273 |
| Total Department/Agency Appropriation(s) to date: | \$18,934,479 |

| Department/Agency Appropriation Information | |
|--|---|
| Dept./Agency Affected: Department of Revenue and Taxation | Dept./Agency Head: John Camacho, Director |
| Department's General Fund (GF) appropriation(s) to date: | 9,164,180 |
| Department's Other Fund (Specify) appropriation(s) to date: Better Public Service Fund & Tax Collection Enhancement Fund | 2,077,271 |
| Total Department/Agency Appropriation(s) to date: | \$11,241,451 |

| Fund Source Information of Proposed Appropriation | | | |
|---|---------------|-------------------------|------------|
| | General Fund: | (Specify Special Fund): | Total: |
| FY 2012 Unreserved Fund Balance ¹ | | \$0 | \$0 |
| FY 2013 Adopted Revenues | \$0 | \$0 | \$0 |
| FY 2013 Appro. (P.L. 31-233) | \$0 | \$0 | \$0 |
| Sub-total: | \$0 | \$0 | \$0 |
| Less appropriation in Bill | \$0 | \$0 | \$0 |
| Total: | \$0 | \$0 | \$0 |

| Estimated Fiscal Impact of Bill | | | | | | |
|---------------------------------|-----------|--|------------|------------|------------|------------|
| | | For Remainder of FY 2013 (if applicable) | FY 2014 | FY 2015 | FY 2016 | FY 2017 |
| General Fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Special Fund I/ | I/ | \$0 | \$0 | \$0 | \$0 | \$0 |
| Total | I/ | \$0 | \$0 | \$0 | \$0 | \$0 |

- Does the bill contain "revenue generating" provisions? /X/ Yes // No
If Yes, see attachment I/
- 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 as of the due date // Other:

| | | | |
|--|----------------------|--|----------------------|
| Analyst: <u>Jason Baza</u> Jason W. Baza, BMA I | Date: <u>6/18/13</u> | Director: <u>[Signature]</u> John A. Rios, Director | Date: <u>6/18/13</u> |
|--|----------------------|--|----------------------|

Footnotes:
I/ See attached comments.

Bureau of Budget & Management Research
Revised Attachment to Fiscal Note No. 136-32 (COR)
(for revenue generating provisions)

| Projected Multi-Year Revenues | | | | | |
|---------------------------------------|-----------------------|---------------------|---------------------|---------------------|---------------------|
| | Year 1 | Year 2 | Year 3 | Year 4 | Year 5 |
| General Fund | \$0 | \$0 | \$0 | \$0 | \$0 |
| Territorial Education Facilities Fund | \$761 | \$761 | \$761 | \$761 | \$761 |
| DPW Building and Design Fund | <u>\$1,360</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |
| Total | <u>\$2,121</u> | <u>\$761</u> | <u>\$761</u> | <u>\$761</u> | <u>\$761</u> |

Comments:

1/ Should this proposed legislation become law, there is a potential of revenues generated in the form of building permits and real property taxes through the proposed zone change of Lot No. 2174 from an Agricultural Zone (A) to a Light Industrial Zone (M1). The Lot represents an area consisting of 48,248± square meters or 11.92 acres. The zone changes could offer the potential of additional revenues in future developments to include bottling and packaging plants, ceramic products manufacturing, laundry/cleaning/ dyeing establishments, machine and sheet metal shops, warehouses, cold storage plants, lumber yards, and other uses specified under 21 GCA, Chapter 61, Section 61309. If such developments are constructed on Lot No. 2174, there is also potential for revenues generated through real property taxes. It should be noted that Lot No. 2174 was formerly used by the Federal Government for military purposes and eventually returned to its owners, heirs of Felipe Leon Guerrero (per Department of Revenue and Taxation), as an Agricultural Zone (A). It should also be noted that buildings such as the GATE Theater and the Guam Police Department Mechanic Shop currently exist on Lot No. 2174. Currently, the only revenues being received by the Dept. of Rev. & Tax is through land taxes on the specified lot. Assuming that another repair shop was to be built with an estimated gross square feet count at 2,000 sq. ft, the Department of Public Works anticipates \$1,360 of revenues generated in the form of a building permit. Per Revenue and Taxation, the appraised value of this repair shop would be \$160,000. This would impose a building tax rate (0.00388) of \$620.80 and a land tax rate (0.000875033) of \$140.01. With the given information, the Bureau estimates that \$760.81 will be received by the Department of Revenue and Taxation in additional real property taxes.



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
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Senator
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CHAIRPERSON
MAJORITY LEADER

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Thomas C. Ada
VICE CHAIRPERSON
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V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

June 4, 2013

MEMORANDUM

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

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: Referral of Bill No. 136-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 136-32(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 Guahan

Bill Log Sheet

| BILL NO. | SPONSOR | TITLE | DATE INTRODUCED | DATE REFERRED | CMTE REFERRED | PUBLIC HEARING DATE | DATE COMMITTEE REPORT FILED | FISCAL NOTES |
|-------------------------|-------------------------------------|---|-----------------------|---------------|---|---------------------|-----------------------------|--------------|
| 136-32 (COR) | T. R. Muña Barnes, R.J. Respicio | AN ACT TO REZONE LOT NO. 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1). | 06/04/13 1:36 p.m. | 06/04/13 | Committee on Appropriation, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land | | | |



Lisa Dames <cipo@guamlegislature.org>

Public Hearing - First Notice

2 messages

Lisa Dames <cipo@guamlegislature.org>
To: PHrg Notice <phnotice@guamlegislature.org>

Tue, Jul 30, 2013 at 3:37 PM

July 30, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan

Re: Public Hearing - FIRST NOTICE

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **9:00am on Tuesday, August 6, 2013** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

Para Komfitmasion:**(Confirmation Hearing)****Mr. Lawrence S. Rivera, Member for the Guam Land Use Commission****Ms. Denise Hertslet, Member for the Criminal Injuries Compensation Commission*****Priniponi Siha:*****(Bills)****Bill No. 129-32 (COR) – Introduced by Senator Tina Muna Barnes - An Act to Authorize the A.B. Won Pat Guam International Airport Authority to issue revenue bonds for the purpose of refunding the General Revenue Bonds, 2003 Series A, B, C and D, refinance the Energy Efficiency Loan, to finance new projects.****Bill No. 133-32 (LS) – Introduced by Senator Vicente Pangelinan - An Act to *Add* a Subsection 6206(c) and to *Amend* Subsection 6210(a) and to *Add* Subsection 6210(c) to Title 5 Guam Code Annotated Chapter 6 Article 2; to *Amend* Subsection 6401(b) to Title 5 Guam Code Annotated Chapter 6, Article 4; to *Amend* Subsection 10102(d) and Section 10113 to Title 5 Guam Code Annotated Chapter 10, Article 1; and to *Amend* Section 1820 to Title 1 Guam Code Annotated Chapter 18, Article 2 Relative to prohibit the sealing of settlements of claim against the Government.****Bill No. 136-32 (COR) – Introduced by Senator Tina Muna Barnes - An Act to rezone Lot No. 2174, Located in Tiyán in the Municipality of Barrigada, from Agriculture (A) to Light Industrial Zone (M-1).****Bill No. 144-32 (COR) – Introduced By Senator Frank Aguon, Jr. - An Act Relative to requiring the Department**

of Administration to identify funds necessary to address merit bonus compensation for Judiciary of Guam employees; and thereby authorizing the timely remittance, appropriation, and payment of such obligations.

Bill No. 150-32 (COR) – Introduced by Senator Vicente Pangelinan – An Act to Rezone Lot Nos. 2 and 3 of Tract 1419, Located in the Municipality of Dededo, from Agricultural Zone (A) to Commercial Zone (C).

Bill No. 151-32 (COR) – Introduced by Senator Vicente Pangelinan - An Act to add a New Subsection (A) to §77114.1 and §77115 of Article 1, Chapter 77, Title 21 Guam Code Annotated Relative to Fees and Revenue from Concessions and Uses.

Yanggen un nisisita espesiát na setbision put fabot ágang i Ifsinan Senadot ben pangelinan gi 473- Yanggen un nisisita espesiát na setbision, put fabot ágang i Ifsinan 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 ifsinan-mãmi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi office@senbenp.com Este na nutisiu inapási nu i fendon gubetnamento.

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)

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Adam Bearce <adam@guamlegislature.org>

Tue, Jul 30, 2013 at 3:44 PM

To: Lisa Dames <cipo@guamlegislature.org>, Yong Pak <yong@guamlegislature.org>

Hi. Thanks. This is now posted.

[Quoted text hidden]



Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST Notice

1 message

Lisa Dames <cipo@guamlegislature.org>

Tue, Jul 30, 2013 at 3:04 PM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, nick@kuam.com, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, Josh Tyquiengco <jtyquiengco@k57.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <editor@mvguam.com>, Jon Anderson <jontalk@gmail.com>, gerry@mvguam.com, marvic@mvguam.com, louella@mvguam.com, frank@mvguam.com, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, slimtiaco@guampdn.com, Oyaol Ngirairiki <odngirairiki@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com
Cc: Senator ben pangelinan <senbenp@guam.net>

IINEKUNGOK PUPBLEKO

(PUBLIC HEARING)

gi Máttas, gi díha 6 gi Agosto, 2013

Tuesday, August 6, 2013

Kuátton Inekungok Pupbleko gi I Liheslaturan Guáhan

(Guam Legislature Public Hearing Room)

alas nuebi gi egga'an

(9:00 AM)

TAREHA

(AGENDA)

Para Komfitmasion:

(Confirmation Hearing)

Mr. Lawrence S. Rivera, Member for the Guam Land Use Commission

Ms. Denise Hertslet, Member for the Criminal Injuries Compensation Commission

Priniponi Siha:

(Bills)

Bill No. 129-32 (COR) – Introduced by Senator Tina Muna Barnes - An Act to Authorize the A.B. Won Pat Guam International Airport Authority to issue revenue bonds for the purpose of refunding the General Revenue Bonds, 2003 Series A, B, C and D, refinance the Energy Efficiency Loan, to finance new projects.

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 Lisa Dames
 Chief of Staff
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 Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
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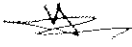
I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

July 30, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan 

Re: Public Hearing – FIRST 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 **9:00m** on **Tuesday, August 6, 2013** at the Guam Legislature's Public Hearing Room.

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Memo to All Senators
July 30, 2013
Page 2

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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - SECOND NOTICE

1 message

Lisa Dames <cipo@guamlegislature.org>
 To: PHrg Notice <phnotice@guamlegislature.org>

Fri, Aug 2, 2013 at 9:02 AM

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **9:00am on Tuesday, August 6, 2013** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

Para Komfitmasion:

(Confirmation Hearing)

Mr. Lawrence S. Rivera, Member for the Guam Land Use Commission

Ms. Denise Hertslet, Member for the Criminal Injuries Compensation Commission

Priniponi Siha:

(Bills)

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Yanggen un nisisita espesiãt na setbisio put fabot ágang i lfisinan Senadot ben pangelinan gi 473- Yanggen un nisisita espesiãt na setbision, put fabot ágang i lfisinan 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-mámi gi 324 West Soledad Avenue gi iya Hagátña, pat guatto gi i Kuation Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi office@senbenp.com Este na nutisiu inapási nu i fendon gubetnamento.

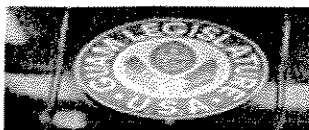
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Lisa Dames
Chief of Staff
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Senator Vicente (ben) Cabrera Pangelinan
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land.
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2 attachments

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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - Second Notice

1 message

Lisa Dames <cipo@guamlegislature.org>

Fri, Aug 2, 2013 at 9:03 AM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, nick@kuam.com, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, Josh Tyquiengco <jtyquiengco@k57.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <editor@mvguam.com>, Jon Anderson <jontalk@gmail.com>, gerry@mvguam.com, marvic@mvguam.com, louella@mvguam.com, frank@mvguam.com, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumatol@guampdn.com>, slimtiaco@guampdn.com, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com

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Lisa Dames
Chief of Staff
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Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
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I Mina'trentai Dos na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

August 2, 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

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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>

Memo to All Senators
August 2, 2013
Page 2

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Listserv: phnotice@guamlegislature.org
As of July 30, 2013

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As of July 30, 2013

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

INEKUNGOK PUPBLEKO (PUBLIC HEARING)

gi Måttes, gi diha 6 gi Agosto, 2013
Tuesday, August 6, 2013

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

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

TAREHA
(AGENDA)

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(Confirmation Hearing)

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Ms. Denise Hertslet, Member for the Criminal Injuries Compensation Commission

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Yanggen un nisisita espeslät na setbisio put fabot ägang i Ifsinan Senadot ben pangelinan gi 473- Yanggen un nisisita espeslät na setbisio, put fabot ägang i Ifsinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, häfom gi i uepsait i Liheslaturan Guåhan gi www.guamlegislature.com Yanggen para un na'hälom testigu-mu, chule' para i ifsinan-mämi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi senbenp@guam.net. Este na nutisio inapási nu i fendon gubetnamento.

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I Mna'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 Måttes, gi diha 6 gi Agosto, 2013
Tuesday, August 6, 2013

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

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

**TAREHA
(AGENDA)**

**Para Komfitmaslon:
(Confirmation Hearing)**

*Mr. Lawrence S. Rivera, Member for the Guam Land Use Commission
Ms. Denise Hertslet, Member for the Criminal Injuries Compensation Commission*

**Priniponi Siha:
(Bills)**

Bill No. 129-32 (COR) – Introduced by Senator Tina Muna Barnes - An Act to Authorize the A.B. Won Pat Guam International Airport Authority to issue revenue bonds for the purpose of refunding the General Revenue Bonds, 2003 Series A, B, C and D, refinance the Energy Efficiency Loan, to finance new projects.

Bill No. 133-32 (LS) – Introduced by Senator Vicente Pangelinan - An Act to Add a Subsection 6206(c) and to Amend Subsection 6210(a) and to Add Subsection 6210(c) to Title 5 Guam Code Annotated Chapter 6 Article 2; to Amend Subsection 6401(b) to Title 5 Guam Code Annotated Chapter 6, Article 4; to Amend Subsection 10102(d) and Section 10113 to Title 5 Guam Code Annotated Chapter 10, Article 1; and to Amend Section 1820 to Title 1 Guam Code Annotated Chapter 18, Article 2 Relative to prohibit the sealing of settlements of claim against the Government.

Bill No. 136-32 (COR) – Introduced by Senator Tina Muna Barnes - An Act to rezone Lot No. 2174, Located in Tiyan in the Municipality of Barrigada, from Agriculture (A) to Light Industrial Zone (M-1).

Bill No. 144-32 (COR) – Introduced By Senator Frank Aguon, Jr. - An Act Relative to requiring the Department of Administration to identify funds necessary to address merit bonus compensation for Judiciary of Guam employees; and thereby authorizing the timely remittance, appropriation, and payment of such obligations.

Bill No. 150-32 (COR) – Introduced by Senator Vicente Pangelinan – An Act to Rezone Lot Nos. 2 and 3 of Tract 1419, Located in the Municipality of Dededo, from Agricultural Zone (A) to Commercial Zone (C).

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This ad paid with government funds.



I 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 Måttes, gi diha 6 gi Agosto, 2013
Tuesday, August 6, 2013

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

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

TAREHA
(AGENDA)

Para Komfütmasion:
(Confirmation Hearing)

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Ms. Denise Hertslet, Member for the Criminal Injuries Compensation Commission

Priniponi Siha:
(Bills)

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I Mina'trentai Dos na Liheslaturan Guáhan

32nd GUAM LEGISLATURE

Senator Vicente (ben) Cabrera Pangelinan

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

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COMMITTEE ON RULES

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

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

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Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

June 21, 2013

Memorandum

To: Rennae Meno
Clerk of the Legislature

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

Subject: Fiscal Notes

Hafa Adai!

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

FISCAL NOTES: *M.M. 6/22/13*
Bill Nos.: ~~107-32(COR), 129-32(COR)~~, 136-32(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 JUN 22 AM 11:16

**Bureau of Budget & Management Research
Revised Fiscal Note of Bill No. 136-32 (COR)**

AN ACT TO REZONE LOT 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1).

| Department/Agency Appropriation Information | |
|--|--|
| Dept./Agency Affected: Department of Public Works | Dept./Agency Head: Carl Dominguez, Acting Director |
| Department's General Fund (GF) appropriation(s) to date: | 9,774,206 |
| Department's Other Fund (Specify) appropriation(s) to date: Building & Design Fund and Guam Highway Fund | 9,160,273 |
| Total Department/Agency Appropriation(s) to date: | \$18,934,479 |

| Department/Agency Appropriation Information | |
|--|---|
| Dept./Agency Affected: Department of Revenue and Taxation | Dept./Agency Head: John Camacho, Director |
| Department's General Fund (GF) appropriation(s) to date: | 9,164,180 |
| Department's Other Fund (Specify) appropriation(s) to date: Better Public Service Fund & Tax Collection Enhancement Fund | 2,077,271 |
| Total Department/Agency Appropriation(s) to date: | \$11,241,451 |

| Fund Source Information of Proposed Appropriation | | | |
|---|---------------|-------------------------|------------|
| | General Fund: | (Specify Special Fund): | Total: |
| FY 2012 Unreserved Fund Balance ¹ | | \$0 | \$0 |
| FY 2013 Adopted Revenues | \$0 | \$0 | \$0 |
| FY 2013 Appro. (P.L. 31-233) | \$0 | \$0 | \$0 |
| Sub-total: | \$0 | \$0 | \$0 |
| Less appropriation in Bill | \$0 | \$0 | \$0 |
| Total: | \$0 | \$0 | \$0 |

| Estimated Fiscal Impact of Bill | | | | | | |
|---------------------------------|--|------------|------------|------------|------------|------------|
| | For Remainder of FY 2013 (if applicable) | FY 2014 | FY 2015 | FY 2016 | FY 2017 | |
| General Fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Special Fund I/ | I/ | \$0 | \$0 | \$0 | \$0 | \$0 |
| Total | I/ | \$0 | \$0 | \$0 | \$0 | \$0 |

- Does the bill contain "revenue generating" provisions? /X/ Yes // No
If Yes, see attachment I/
- 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 as of the due date // Other:

| | | | |
|----------------------------|----------------------|------------------------------|-------------|
| Analyst: <u>Jason Baza</u> | Date: <u>6/18/13</u> | Director: <u>[Signature]</u> | Date: _____ |
| Jason W. Baza, BMA I | | John A. Rios, Director | |

Footnotes:

Bureau of Budget & Management Research
Revised Attachment to Fiscal Note No. 136-32 (COR)
(for revenue generating provisions)

| Projected Multi-Year Revenues | | | | | |
|---------------------------------------|-----------------------|---------------------|---------------------|---------------------|---------------------|
| | Year 1 | Year 2 | Year 3 | Year 4 | Year 5 |
| General Fund | \$0 | \$0 | \$0 | \$0 | \$0 |
| Territorial Education Facilities Fund | \$761 | \$761 | \$761 | \$761 | \$761 |
| DPW Building and Design Fund | <u>\$1,360</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |
| Total | <u>\$2,121</u> | <u>\$761</u> | <u>\$761</u> | <u>\$761</u> | <u>\$761</u> |

Comments:

1/ Should this proposed legislation become law, there is a potential of revenues generated in the form of building permits and real property taxes through the proposed zone change of Lot No. 2174 from an Agricultural Zone (A) to a Light Industrial Zone (M1). The Lot represents an area consisting of 48,248± square meters or 11.92 acres. The zone changes could offer the potential of additional revenues in future developments to include bottling and packaging plants, ceramic products manufacturing, laundry/cleaning/ dyeing establishments, machine and sheet metal shops, warehouses, cold storage plants, lumber yards, and other uses specified under 21 GCA, Chapter 61, Section 61309. If such developments are constructed on Lot No. 2174, there is also potential for revenues generated through real property taxes. It should be noted that Lot No. 2174 was formerly used by the Federal Government for military purposes and eventually returned to its owners, heirs of Felipe Leon Guerrero (per Department of Revenue and Taxation), as an Agricultural Zone (A). It should also be noted that buildings such as the GATE Theater and the Guam Police Department Mechanic Shop currently exist on Lot No. 2174. Currently, the only revenues being received by the Dept. of Rev. & Tax is through land taxes on the specified lot. Assuming that another repair shop was to be built with an estimated gross square feet count at 2,000 sq. ft, the Department of Public Works anticipates \$1,360 of revenues generated in the form of a building permit. Per Revenue and Taxation, the appraised value of this repair shop would be \$160,000. This would impose a building tax rate (0.00388) of \$620.80 and a land tax rate (0.000875033) of \$140.01. With the given information, the Bureau estimates that \$760.81 will be received by the Department of Revenue and Taxation in additional real property taxes.



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MINORITY LEADER

Senator
Aline Yamashita
Member

June 11, 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. 131–140(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, Committee on Rules

Attachments (1)

Cc: Clerk of the Legislature

2013 JUN 11 AM 11:12
File

| Bill Nos. | Sponsor | Title |
|-------------------------|------------------------------------|---|
| 131-32 (COR) | T. C. Ada | AN ACT TO AMEND SUBSECTION (f) AND ADD A NEW SUBSECTION (g) TO §3301 AND OF CHAPTER 3, TITLE 16 GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING SPEEDLIMITS. |
| 132-32 (COR) | Dennis G. Rodriguez,Jr. | AN ACT TO ADD A NEW SECTION 11 TO PUBLIC LAW 30-200 RELATIVE TO EXPANDING THE BORROWING ABILITY OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BY INCLUDING THE AUTHORIZATION TO ALSO ENTER INTO REVOLVING LOAN FUNDS, AND DIRECT LOAN FUNDS. |
| 133-32 (COR) | v.c. pangelinan B.J.F. Cruz | AN ACT TO ADD SUBSECTION 6206(c) AND TO AMEND SUBSECTION 6210(a) AND TO ADD SUBSECTION 6210(c) TO TITLE 5 GUAM CODE ANNOTATED CHAPTER 6 ARTICLE 2; TO AMEND SUBSECTION 6401(b) TO TITLE 5 GUAM CODE ANNOTATED CHAPTER 6, ARTICLE 4; TO AMEND SUBSECTION 10102(d) AND SECTION 10113 TO TITLE 5 GUAM CODE ANNOTATED, CHAPTER 10, ARTICLE 1; AND TO AMEND SECTION 1820 TO TITLE 1 GUAM CODE ANNOTATED, CHAPTER 18, ARTICLE 2 RELATIVE TO PROHIBIT THE SEALING OF SETTLEMENTS OF CLAIM AGAINST THE GOVERNMENT |
| 134-32 (COR) | Frank B. Aguon,Jr | AN ACT RELATIVE TO RECOGNIZING THE OFFICE OF VETERANS AFFAIRS AS THE OFFICIAL LOCAL AGENCY FOR ESTABLISHING AND MAINTAINING THE "GUAM VETERANS REGISTRY" WHICH SHALL BE UTILIZED FOR ENUMERATING THE POPULATION OF VETERANS ON GUAM, AND FOR THE USE OF SUCH INFORMATION FOR INCREASING OR ACQUIRING NECESSARY HEALTHCARE AND OTHER RELEVANT SERVICES TO BENEFIT VETERANS AND THEIR FAMILIES; THROUGH ADDING A NEW §67110 TO CHAPTER 67, TITLE 10, GUAM CODE ANNOTATED. |
| 135-32 (COR) | Frank B. Aguon, Jr. | AN ACT RELATIVE TO INCREASING THE REPRESENTATION OF THE NUMBER OF VETERANS SERVING ON THE GUAM VETERANS COMMISSION, TO INITIATE EFFORTS TOWARD THE EVENTUAL ESTABLISHMENT OF THE "SENGSONG BETERANUN GUAHAN - GUAM VETERANS VILLAGE", WHICH SHALL SERVE AS A ONE-STOP VETERANS SERVICES CENTER; AND FOR OTHER PURPOSES; THROUGH THE REPEAL AND RE-ENACTMENT §67107 OF CHAPTER 67, TITLE 10, GUAM CODE ANNOTATED. |
| 136-32 (COR) | T. R. Muña Barnes R.J. Respicio | AN ACT TO REZONE LOT NO. 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1). |
| 137-32 (COR) | B.J.F. Cruz | AN ACT TO ADD A NEW §1115 TO CHAPTER 1 OF TITLE 12 OF THE GUAM CODE ANNOTATED; RELATIVE TO PROVIDING NO COST SPACE TO THE GUAM CUSTOMS AND QUARANTINE AGENCY IN A MANNER CONSISTENT WITH FEDERAL LAW. |
| 138-32(COR) | Vicente (ben) C. Pangelinan | AN ACT TO AMEND SECTION 1515(i)(2)(G), ARTICLE 5, CHAPTER 1, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO THE REPAIR AND IMPROVEMENTS TO THE GUAM FISHERMEN'S COOPERATIVE. |

| | | |
|-------------------------|-----------------------|---|
| 139-32 (COR) | Frank B. Aguon, Jr | AN ACT RELATIVE TO REMOVING ANY REFERENCE OF SLOT MACHINES IN THE DEFINITION OF GAMING DEVICES; THROUGH DELETING SUB-ITEM "(1)" OF SUBSECTION "(N)" OF §7102, CHAPTER 7, TITLE 3 OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS |
| 140-32 (COR) | Tommy Morrison | AN ACT TO AMEND SECTION 1515(i)(2)(G), ARTICLE 5, CHAPTER 1, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO THE REPAIR AND IMPROVEMENTS TO THE GUAM FISHERMEN'S COOPERATIVE. |



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June 4, 2013

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: Referral of Bill No. 136-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 136-32(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. 172-32-(COR)

Introduced By:

T.R. MUÑA BARNES
R.J. RESPICIO

AN ACT TO REZONE LOT NO. 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1).

2013 JUN -4 PM 1:36
JMB

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

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

3 that it is the desire of the owners of Lot No. 2174 to one day develop their Tiyan

4 property to maximize its highest potential.

5 *I Liheslaturan Guåhan* further finds that with the passage of Public Law 31-

6 198, all federal excess land that were returned to the original landowners were

7 designated as Agricultural Zone (A). *I Liheslaturan Guåhan* further finds that like

8 many other Tiyan properties, Lot No. 2174 as returned was already being used for

9 purposes other than Agricultural. Buildings such as the GATE Theater, the Guam

10 Police Department Mechanic Shop and other amenities currently exist on the

11 property.

12 Therefore, in an effort to assist the owners promote the highest and best use

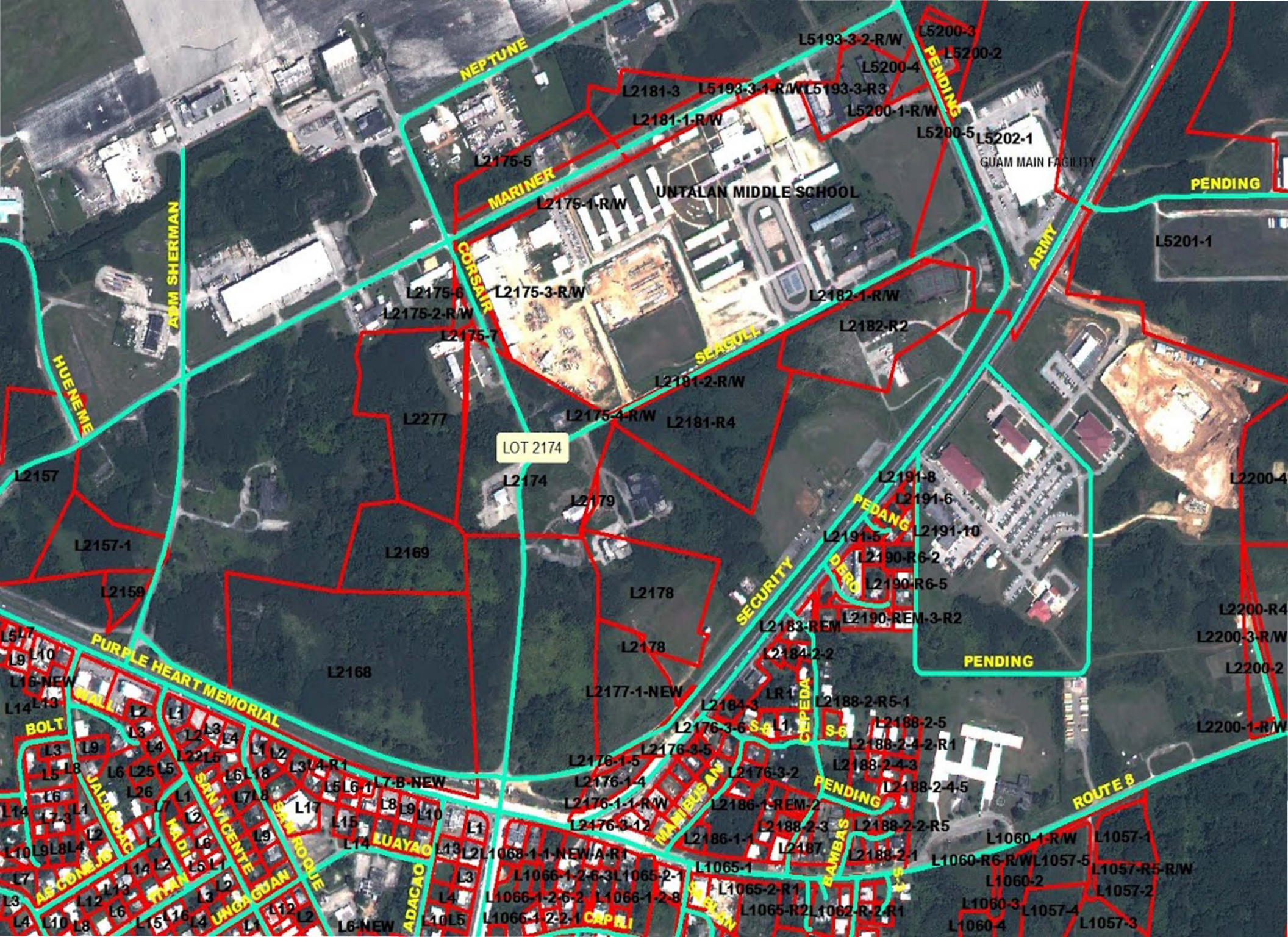
13 of their property, it is the intent of *I Liheslaturan Guåhan* to authorize the rezoning

14 of the lot described herein for the purposes of maintaining continued development

15 and use of the property.

1 **Section 2. Lot Rezoning.** Notwithstanding any other provisions of law,
2 Lot No. 2174, containing an area of 48,248+/- Square Meters or 11.92 Acres,
3 located in Tiyan in the Municipality of Barrigada, is hereby rezoned from
4 Agricultural Zone (A) to Light Industrial Zone (MI).

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



NEPTUNE

MARINER

CORSAIR

SEAGULL

SECURITY

PEDANG
PERO

PURPLE HEART MEMORIAL

BOLT

AS CONEJOS
TITAN

SAN VICENTE
KA DI I
SAN ROQUE

KUAYAG
ADACAO

MANIBUSAN
BAMBAS

ROUTE 8

UNTALAN MIDDLE SCHOOL

GUAM MAIN FACILITY

LOT 2174

L5193-3-2-R/W

L5200-3
L5200-2

L5200-4

L2181-3 L5193-3-1-R/W L5193-3-R3

L5200-1-R/W

L2181-1-R/W

L5200-5

L5202-1

L2175-5

L2175-1-R/W

PENDING

L5201-1

L2175-6

L2175-3-R/W

L2182-1-R/W

L2175-2-R/W

L2175-7

L2182-R2

L2181-2-R/W

L2277

L2175-4-R/W

L2181-R4

L2174

L2179

L2191-8

L2191-6

L2200-4

L2157-1

L2169

L2191-5

L2191-10

L2190-R6-2

L2190-R6-5

L2200-R4

L2200-3-R/W

L2200-2

PURPLE HEART MEMORIAL

L2168

L2178

L2183-REM

L2190-REM-3-R2

L2200-1-R/W

PENDING

L2178

L2184-2-2

L2188-2-R5-1

L2188-2-5

L2188-2-4-2-R1

L2188-2-4-3

L2188-2-4-5

L2177-1-NEW

L2184-3

L2188-2-4-2-R1

L2188-2-4-3

L2188-2-4-5

L2176-3-5

L2176-3-2

L2188-2-2-R5

L2188-2-1

L1060-1-R/W

L1057-1

L2176-1-5

L2176-1-4

L2186-1-REM-2

L2188-2-3

L2188-2-1

L1060-R6 R/W

L1057-5

L2176-1-1-R/W

L2176-3-12

L2186-1-1

L2187

L2188-2-1

L1060-2

L1057-R5 R/W

L21068-1-1-NEW-A-R1

L1066-1-2-6-3

L1065-2-1

L1065-1

L1065-2-R1

L1060-3

L1057-4

L1066-1-2-6-2

L1066-1-2-8

L1065-2-R1

L1065-R2

L1062-R-2-R1

L1060-4

L1057-3

L1066-1-2-2-1

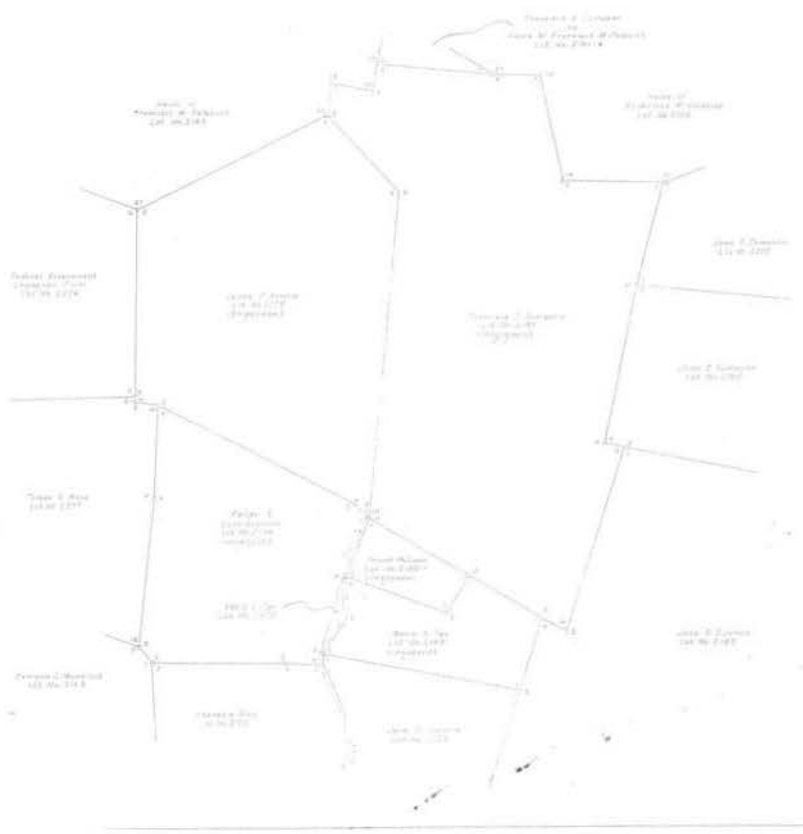
CAPRI

DRAWING NUMBER
MA-9182

DRAWING NUMBER
MA-9182

DESCRIPTION of LOT

| LOT No. 117A | | | LOT No. 117B | | |
|--------------|-----------------|----------|--------------|-----------------|----------|
| Station | Bearing | Distance | Station | Bearing | Distance |
| 1 | S 89° 58' 00" W | 122.00 | 1 | S 89° 58' 00" W | 122.00 |
| 2 | S 89° 58' 00" W | 122.00 | 2 | S 89° 58' 00" W | 122.00 |
| 3 | S 89° 58' 00" W | 122.00 | 3 | S 89° 58' 00" W | 122.00 |
| 4 | S 89° 58' 00" W | 122.00 | 4 | S 89° 58' 00" W | 122.00 |
| 5 | S 89° 58' 00" W | 122.00 | 5 | S 89° 58' 00" W | 122.00 |
| 6 | S 89° 58' 00" W | 122.00 | 6 | S 89° 58' 00" W | 122.00 |
| 7 | S 89° 58' 00" W | 122.00 | 7 | S 89° 58' 00" W | 122.00 |
| 8 | S 89° 58' 00" W | 122.00 | 8 | S 89° 58' 00" W | 122.00 |
| 9 | S 89° 58' 00" W | 122.00 | 9 | S 89° 58' 00" W | 122.00 |
| 10 | S 89° 58' 00" W | 122.00 | 10 | S 89° 58' 00" W | 122.00 |
| 11 | S 89° 58' 00" W | 122.00 | 11 | S 89° 58' 00" W | 122.00 |
| 12 | S 89° 58' 00" W | 122.00 | 12 | S 89° 58' 00" W | 122.00 |
| 13 | S 89° 58' 00" W | 122.00 | 13 | S 89° 58' 00" W | 122.00 |
| 14 | S 89° 58' 00" W | 122.00 | 14 | S 89° 58' 00" W | 122.00 |
| 15 | S 89° 58' 00" W | 122.00 | 15 | S 89° 58' 00" W | 122.00 |
| 16 | S 89° 58' 00" W | 122.00 | 16 | S 89° 58' 00" W | 122.00 |
| 17 | S 89° 58' 00" W | 122.00 | 17 | S 89° 58' 00" W | 122.00 |
| 18 | S 89° 58' 00" W | 122.00 | 18 | S 89° 58' 00" W | 122.00 |
| 19 | S 89° 58' 00" W | 122.00 | 19 | S 89° 58' 00" W | 122.00 |
| 20 | S 89° 58' 00" W | 122.00 | 20 | S 89° 58' 00" W | 122.00 |
| 21 | S 89° 58' 00" W | 122.00 | 21 | S 89° 58' 00" W | 122.00 |
| 22 | S 89° 58' 00" W | 122.00 | 22 | S 89° 58' 00" W | 122.00 |
| 23 | S 89° 58' 00" W | 122.00 | 23 | S 89° 58' 00" W | 122.00 |
| 24 | S 89° 58' 00" W | 122.00 | 24 | S 89° 58' 00" W | 122.00 |
| 25 | S 89° 58' 00" W | 122.00 | 25 | S 89° 58' 00" W | 122.00 |
| 26 | S 89° 58' 00" W | 122.00 | 26 | S 89° 58' 00" W | 122.00 |
| 27 | S 89° 58' 00" W | 122.00 | 27 | S 89° 58' 00" W | 122.00 |
| 28 | S 89° 58' 00" W | 122.00 | 28 | S 89° 58' 00" W | 122.00 |
| 29 | S 89° 58' 00" W | 122.00 | 29 | S 89° 58' 00" W | 122.00 |
| 30 | S 89° 58' 00" W | 122.00 | 30 | S 89° 58' 00" W | 122.00 |
| 31 | S 89° 58' 00" W | 122.00 | 31 | S 89° 58' 00" W | 122.00 |
| 32 | S 89° 58' 00" W | 122.00 | 32 | S 89° 58' 00" W | 122.00 |
| 33 | S 89° 58' 00" W | 122.00 | 33 | S 89° 58' 00" W | 122.00 |
| 34 | S 89° 58' 00" W | 122.00 | 34 | S 89° 58' 00" W | 122.00 |
| 35 | S 89° 58' 00" W | 122.00 | 35 | S 89° 58' 00" W | 122.00 |
| 36 | S 89° 58' 00" W | 122.00 | 36 | S 89° 58' 00" W | 122.00 |
| 37 | S 89° 58' 00" W | 122.00 | 37 | S 89° 58' 00" W | 122.00 |
| 38 | S 89° 58' 00" W | 122.00 | 38 | S 89° 58' 00" W | 122.00 |
| 39 | S 89° 58' 00" W | 122.00 | 39 | S 89° 58' 00" W | 122.00 |
| 40 | S 89° 58' 00" W | 122.00 | 40 | S 89° 58' 00" W | 122.00 |
| 41 | S 89° 58' 00" W | 122.00 | 41 | S 89° 58' 00" W | 122.00 |
| 42 | S 89° 58' 00" W | 122.00 | 42 | S 89° 58' 00" W | 122.00 |
| 43 | S 89° 58' 00" W | 122.00 | 43 | S 89° 58' 00" W | 122.00 |
| 44 | S 89° 58' 00" W | 122.00 | 44 | S 89° 58' 00" W | 122.00 |
| 45 | S 89° 58' 00" W | 122.00 | 45 | S 89° 58' 00" W | 122.00 |
| 46 | S 89° 58' 00" W | 122.00 | 46 | S 89° 58' 00" W | 122.00 |
| 47 | S 89° 58' 00" W | 122.00 | 47 | S 89° 58' 00" W | 122.00 |
| 48 | S 89° 58' 00" W | 122.00 | 48 | S 89° 58' 00" W | 122.00 |
| 49 | S 89° 58' 00" W | 122.00 | 49 | S 89° 58' 00" W | 122.00 |
| 50 | S 89° 58' 00" W | 122.00 | 50 | S 89° 58' 00" W | 122.00 |
| 51 | S 89° 58' 00" W | 122.00 | 51 | S 89° 58' 00" W | 122.00 |
| 52 | S 89° 58' 00" W | 122.00 | 52 | S 89° 58' 00" W | 122.00 |
| 53 | S 89° 58' 00" W | 122.00 | 53 | S 89° 58' 00" W | 122.00 |
| 54 | S 89° 58' 00" W | 122.00 | 54 | S 89° 58' 00" W | 122.00 |
| 55 | S 89° 58' 00" W | 122.00 | 55 | S 89° 58' 00" W | 122.00 |
| 56 | S 89° 58' 00" W | 122.00 | 56 | S 89° 58' 00" W | 122.00 |
| 57 | S 89° 58' 00" W | 122.00 | 57 | S 89° 58' 00" W | 122.00 |
| 58 | S 89° 58' 00" W | 122.00 | 58 | S 89° 58' 00" W | 122.00 |
| 59 | S 89° 58' 00" W | 122.00 | 59 | S 89° 58' 00" W | 122.00 |
| 60 | S 89° 58' 00" W | 122.00 | 60 | S 89° 58' 00" W | 122.00 |
| 61 | S 89° 58' 00" W | 122.00 | 61 | S 89° 58' 00" W | 122.00 |
| 62 | S 89° 58' 00" W | 122.00 | 62 | S 89° 58' 00" W | 122.00 |
| 63 | S 89° 58' 00" W | 122.00 | 63 | S 89° 58' 00" W | 122.00 |
| 64 | S 89° 58' 00" W | 122.00 | 64 | S 89° 58' 00" W | 122.00 |
| 65 | S 89° 58' 00" W | 122.00 | 65 | S 89° 58' 00" W | 122.00 |
| 66 | S 89° 58' 00" W | 122.00 | 66 | S 89° 58' 00" W | 122.00 |
| 67 | S 89° 58' 00" W | 122.00 | 67 | S 89° 58' 00" W | 122.00 |
| 68 | S 89° 58' 00" W | 122.00 | 68 | S 89° 58' 00" W | 122.00 |
| 69 | S 89° 58' 00" W | 122.00 | 69 | S 89° 58' 00" W | 122.00 |
| 70 | S 89° 58' 00" W | 122.00 | 70 | S 89° 58' 00" W | 122.00 |
| 71 | S 89° 58' 00" W | 122.00 | 71 | S 89° 58' 00" W | 122.00 |
| 72 | S 89° 58' 00" W | 122.00 | 72 | S 89° 58' 00" W | 122.00 |
| 73 | S 89° 58' 00" W | 122.00 | 73 | S 89° 58' 00" W | 122.00 |
| 74 | S 89° 58' 00" W | 122.00 | 74 | S 89° 58' 00" W | 122.00 |
| 75 | S 89° 58' 00" W | 122.00 | 75 | S 89° 58' 00" W | 122.00 |
| 76 | S 89° 58' 00" W | 122.00 | 76 | S 89° 58' 00" W | 122.00 |
| 77 | S 89° 58' 00" W | 122.00 | 77 | S 89° 58' 00" W | 122.00 |
| 78 | S 89° 58' 00" W | 122.00 | 78 | S 89° 58' 00" W | 122.00 |
| 79 | S 89° 58' 00" W | 122.00 | 79 | S 89° 58' 00" W | 122.00 |
| 80 | S 89° 58' 00" W | 122.00 | 80 | S 89° 58' 00" W | 122.00 |
| 81 | S 89° 58' 00" W | 122.00 | 81 | S 89° 58' 00" W | 122.00 |
| 82 | S 89° 58' 00" W | 122.00 | 82 | S 89° 58' 00" W | 122.00 |
| 83 | S 89° 58' 00" W | 122.00 | 83 | S 89° 58' 00" W | 122.00 |
| 84 | S 89° 58' 00" W | 122.00 | 84 | S 89° 58' 00" W | 122.00 |
| 85 | S 89° 58' 00" W | 122.00 | 85 | S 89° 58' 00" W | 122.00 |
| 86 | S 89° 58' 00" W | 122.00 | 86 | S 89° 58' 00" W | 122.00 |
| 87 | S 89° 58' 00" W | 122.00 | 87 | S 89° 58' 00" W | 122.00 |
| 88 | S 89° 58' 00" W | 122.00 | 88 | S 89° 58' 00" W | 122.00 |
| 89 | S 89° 58' 00" W | 122.00 | 89 | S 89° 58' 00" W | 122.00 |
| 90 | S 89° 58' 00" W | 122.00 | 90 | S 89° 58' 00" W | 122.00 |
| 91 | S 89° 58' 00" W | 122.00 | 91 | S 89° 58' 00" W | 122.00 |
| 92 | S 89° 58' 00" W | 122.00 | 92 | S 89° 58' 00" W | 122.00 |
| 93 | S 89° 58' 00" W | 122.00 | 93 | S 89° 58' 00" W | 122.00 |
| 94 | S 89° 58' 00" W | 122.00 | 94 | S 89° 58' 00" W | 122.00 |
| 95 | S 89° 58' 00" W | 122.00 | 95 | S 89° 58' 00" W | 122.00 |
| 96 | S 89° 58' 00" W | 122.00 | 96 | S 89° 58' 00" W | 122.00 |
| 97 | S 89° 58' 00" W | 122.00 | 97 | S 89° 58' 00" W | 122.00 |
| 98 | S 89° 58' 00" W | 122.00 | 98 | S 89° 58' 00" W | 122.00 |
| 99 | S 89° 58' 00" W | 122.00 | 99 | S 89° 58' 00" W | 122.00 |
| 100 | S 89° 58' 00" W | 122.00 | 100 | S 89° 58' 00" W | 122.00 |



NOT TO SCALE
 ALL dimensions shown on this map are based on the original survey and are subject to change without notice. The survey was conducted in accordance with the rules and regulations of the State of Maryland. The survey was conducted by the undersigned and is true and correct to the best of his knowledge and belief. The survey was conducted on the 15th day of August, 1982. The survey was conducted at the location shown on this map. The survey was conducted in accordance with the rules and regulations of the State of Maryland. The survey was conducted by the undersigned and is true and correct to the best of his knowledge and belief. The survey was conducted on the 15th day of August, 1982. The survey was conducted at the location shown on this map.

| | | |
|--|----------|----|
| DATE | NOV 1982 | BY |
| U.S. NAVAL GOVERNMENT LAND & CLAIMS COMM. PROPERTY MAP LAND SQUARE 14, SEC 3 MOUNTAIN OF MARYLAND | | |
| SCALE | AS SHOWN | |
| DATE | NOV 1982 | |
| BY | | |
| NO. | 1000 | |