

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
217-32 (LS)	Vicente (ben) C. Pangelinan	AN ACT TO REZONE LOT NO. 3 OF TRACT 1419, LOCATED IN THE MUNICIPALITY OF DEDEDO, FROM AGRICULTURAL ZONE (A) TO COMMERCIAL ZONE (C).	11/05/13 8:52 a.m.	11/05/13	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land	08/06/13 9:00 a.m.	11/05/13 3:39 p.m. (Committee Report for Bill No. 150-32 (COR))	



I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

NOV 05 2013

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. 217-32 (LS)


Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 217-32 (LS) as introduced, "An Act To Rezone Lot No. 3 Of Tract 1419, Located In The Municipality Of Dededo, From Agricultural Zone (A) To Commercial Zone (C)" which was referred to by the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land.

Committee votes are as follows:

- 4 TO PASS
- _____ TO NOT PASS
- 2 TO REPORT OUT ONLY
- _____ TO ABSTAIN
- _____ TO PLACE IN INACTIVE FILE

Si Yu'os Ma'åse',


Vicente (ben) Cabrera Pangelinan
Chairman

2013 NOV -5 PM 3:39


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

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

Member
Committee on General
Government Operations and
Cultural Affairs

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

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

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



I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

November 5, 2013

Memorandum

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

To: Senator Rory Respicio, Committee on Rules

From: Senator Vicente (ben) Cabrera Pangelinan

Re: Committee Report for Bill 217-32 (LS)

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

I introduced 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)", which had a public hearing on August 6, 2013.

Member
Committee on General
Government Operations and
Cultural Affairs

Section 6.01 of the Standing Rules states bills introduced "shall encompass only one (1) subject matter" and Bill No. 150 seeks to rezone two (2) different lots, therefore the bill does not comply with Standing Rules.

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

Therefore, to comply with the Standing Rules, I have introduced Bill No. 217-32 (LS), "An Act to rezone Lot No. 3 of Tract 1419, located in the Municipality of Dededo from Agricultural Zone (A) to Commercial Zone (C)".

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

Bill No. 150 and Bill No. 217 consist of the same subject matter and because Bill No. 150 has had a public hearing, I respectfully request that the committee report for Bill No. 150 be utilized for Bill No 217.

Your consideration is greatly appreciated.

Si Yu'os Ma'ase.

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

COMMITTEE ON RULES	
Name	<i>[Signature]</i>
Date/Time	11/5/13 3:00pm

**COMMITTEE REPORT
ON**

Bill No. 217-32 (LS)

Sponsored by Senator Vicente (ben) Cabrera Pangelinan

**“An Act To Rezone Lot No. 3 Of Tract 1419, Located
In The Municipality Of Dededo, From Agricultural
Zone (A) To Commercial Zone (C)”**



I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

MEMORANDUM

To: All Members

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

From: Senator Vicente (ben) Cabrera Pangelinan
Chairman

Subject: Committee Report on Bill No. 217-32 (LS)

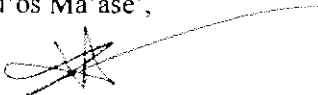
Transmitted herewith for your consideration is the Committee Report on Bill No. 217-32 (LS) as introduced, "An Act To Rezone Lot No. 3 Of Tract 1419, Located In The Municipality Of Dededo, From Agricultural Zone (A) To Commercial Zone (C)" sponsored by Senator Vicente (ben) Cabrera Pangelinan.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 217-32 (LS), As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Written Testimonies
6. Copy of Fiscal Note Request
7. Copy of COR referral
8. Notices of Public Hearing
9. Copy of the Public Hearing Agenda

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

Si Yu'os Ma'åse',


Vicente (ben) Cabrera Pangelinan
Chairman

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

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

Member
Committee on General
Government Operations and
Cultural Affairs

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

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

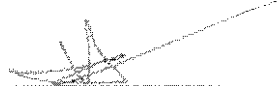




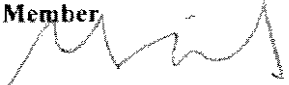

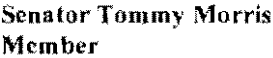
Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN

Committee Voting Sheet

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

Bill No. 217-32 (LS) as introduced, "An Act To Rezone Lot No. 3 Of Tract 1419, Located In The Municipality Of Dededo, From Agricultural Zone (A) To Commercial Zone (C)"

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 Benjamin J. F. Cruz Vice Chairman	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Speaker Judith T. Won Pat, Ed.D Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tina Rose Muña-Barnes Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Dennis Rodriguez, Jr. Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Michael San Nicolas Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Michael Limtiaco Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tommy Morrison Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



I Mina'trentai Dos na Lihseslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

Committee Report

Bill No. 217-32 (LS), "An Act To Rezone Lot No. 3 Of Tract 1419, Located In The Municipality Of Dededo, From Agricultural Zone (A) To Commercial Zone (C)."

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 9:00am in *I Lihseslatura's* public hearing room.

Public Notice Requirements

Notices were published in the newspaper of general circulation as required by the Open Government Law and disseminated via hand-delivery and e-mail to all senators and broadcasting outlets on July 30, 2013 (5-Day Notice), and again on August 2, 2013 and August 4, 2013 (48 Hour Notice).

(a) Committee Members and Senators Present

Senator Vicente (ben) C. Pangelinan, Chairman
Vice Speaker BJ Cruz, Vice Chairman
Senator Mike Limtiaco, Member
Senator Tommy Morrison, Member

(b) Appearing before the Committee

Kum Ju Lee
Consuelo P. Lee
Glenn Eay - Application Review Committee Member,
Department of Public Works
Melissa Savares - Mayor of Dededo

(c) Written Testimonies Submitted

Consuelo P. Lee
Kum Ju Lee
Glenn Eay - Application Review Committee Member,
Department of Public Works
Monte Mafnas - Director, Department of Land Management
Joaquín C. Flores – General Manager, Guam Power Authority

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
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Member
Committee on Municipal
Affairs, Tourism, Housing and
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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

II. COMMITTEE PROCEEDINGS

Chairman Vicente (ben) C. Pangelinan: The next item on the agenda is Bill No. 217-32, is a bill introduced by myself to rezone lot no. 3 of tract 1419, located in the municipality of Dededo, from A to C.

Written testimony was received from Glenn Eay, Mr. Kum Ju Lee, and Mrs. Consuelo P. Lee and are here to present oral testimony as well. Please come to the table. We would also say that the committee received written testimony from the Department of Land Management.

We will now receive testimony from the individuals that are present here today.

(a) **Testimony**

1. **Mrs. Consuelo P. Lee**

Mrs. Lee: Good morning Chairman and members of his committee. My husband, Kum Ju Lee is sitting next to me but he is scared to give an oral testimony because of his accent so I am going to do it for him.

[read Mr. Kum Ju Lee's written testimony - verbatim]

[read her written testimony – verbatim]

PANEL COMMENTS AND QUESTIONS

Chairman Vicente (ben) C. Pangelinan: Thank you and Sí Yu'os Ma'ase Mrs. Lee.

2. **Mayor Melissa Savares, Dededo Mayor**

Mayor Savares: Thank you, for the record my name is Melissa Savares the Mayor of Dededo. Today I am here to testify and to support. I went to look at the property this week and I went again this morning to make an assessment, to see traffic flow and to see if customers would affect the flow of traffic. The property has a large frontage and I don't see any problems with cars going in and out and there is another property next to it and they are asking for both lots to be re-zoned, it has ample parking and ample space for the delivery truck to come in. There is a large area on the left side of the building for large delivery trucks to come in and out of. Mrs. Lee is right; there is another retail store up the street, northbound/eastbound, on the opposite side of the street, which is okay as it would not conflict with their business. We have a municipal planning council meeting next week and we will put this on the agenda and

recommend that we do support this zone change from agricultural to commercial. Thank you.

PANEL COMMENTS AND QUESTIONS

Chairman Vicente (ben) C. Pangelinan: Thank you and Si Yu'os Ma'ase Mayor Savares.

3. Glenn Eay – ARC Member, Department of Public Works

Mr. Eay: Buenas Mr. Chairman and members of the committee.

[read written testimony – verbatim]

PANEL COMMENTS AND QUESTIONS

Chairman Vicente (ben) C. Pangelinan: Thank you and Si Yu'os Ma'ase Mr. Eay.

Vice Speaker Cruz: Just as a point of clarification, you say you work for DPW but you are here on a personal level.

Mr. Eay: Yes, because I am a friend.

Senator Limtiaco: Thank you Mr. Chair. Mr. and Mrs. Lee just a point of clarification and for the record, has a formal application for the Land Use Commission been submitted to rezone this property? Is there any reason why it has not gone through the normal procedure of requesting for rezoning?

Mrs. Lee: First of all, because of my medical situation, they charge a fee at land management for submitting an application plus expense that may occur if they notify residents within a 500-foot radius. The fee would come up to \$800 to \$1,000 and this is not in our budget, our budget is very limited.

Senator Limtiaco: Thank you very much.

Chairman Vicente (ben) C. Pangelinan: Thank you very much for your presence this morning madam Mayor. I know you have a very busy community up there in Dededo and we would like to thank you for being here and giving us your perspective. I certainly appreciate the report on the drive by and I think that lends us a little clearer picture on what we are talking about here and Mr. Eay, your testimony as well will be very helpful in the deliberation of the committee.

We want to thank you very much for your testimony this morning and the committee will then conclude this hearing. The Committee will continue to remain open for the acceptance of any additional information or public testimony on the bill

discussed. You can submit those testimonies to my office directly on Soledad Avenue, as well as the Guam Legislature or through any of the electronic processes either email at office@senbenp.com or through our website at www.senbenp.com.

This hearing is hereby adjourned.

III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land, hereby reports Bill No. 217-32 (LS) with the recommendation To PASS.

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

Bill No. 217-32 (LS)

Introduced By:

V.C. Pangelinan ~~_____~~

2013 NOV -5 PM 8:52 S

**AN ACT TO REZONE LOT NO. 3 OF TRACT 1419, LOCATED
IN THE MUNICIPALITY OF DEDEDO, FROM
AGRICULTURAL ZONE (A) TO COMMERCIAL ZONE (C).**

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. 3 of Tract 1419, which fronts Tun
4 Columbo St. (Alegeta Road) in Macheche, to own and operate a mom-and-pop
5 store for the retail of food and other general merchandise.

6 *I Liheslaturan Guåhan* further finds that the owners propose to utilize the
7 two thousand four hundred and fifty (2,450) square foot first floor of the existing
8 two-story building located on the property for the operation of the convince store.

9 Therefore, to assist the owners in servicing those who live and commute the
10 Macheche/Alegeta road vicinity, *I Liheslaturan Guåhan* intends to authorize the
11 rezoning of the lots described herein for the operation of a mom-and-pop store.

12 **Section 2. Lot Rezoning.** Notwithstanding any other provisions of law,
13 Lot No. 3 of Tract 1419, containing an area of 1,861+/- square meters, located in
14 Macheche in the Municipality of Dededo, is hereby rezoned from Agricultural
15 Zone (A) to Commercial Zone (C).

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

1 **SECTION 4. Severability.** If any of the provisions of this Act or the
2 application thereof to any person or circumstance is held invalid, such
3 invalidity *shall* not affect any other provision or application of this Act
4 which can be given effect without the invalid provision or application, and
5 to this end the provisions of this Act are severable.

6



Asset Management System Map



- Legend**
- Street Layout
 - Parcel Labels
 - Parcel
 - Street
 - Block
 - Village
 - Block
 - Block
 - Block
 - Block

1:1,440



City of Portland
Public Works

This map is not to be used for navigation or other purposes. The map is a tool for asset management and is not intended to be used for navigation or other purposes. Data from this map may not be used for navigation or other purposes. Data from this map may not be used for navigation or other purposes.

City of Portland
Public Works



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. 150
SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT Yes No
GLENN EAY	PO Box 6785 Tarr. St. 96911	649-3149	gleay@guam.net ✓			
Kum Ju Lee	PO Box	21556		✓	✓	Yes
Consuelo P. Lee	GMF Barr	688-1224		✓	✓	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. 150 SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Melissa Savarez	Dededo				<input checked="" type="checkbox"/>	Yes	

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

2

Good morning, MR. CHAIRMAN, VICENTE C. PANGELINAN and members of his Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land:

Thank you Senator Ben Pangelinan for introducing Bill No. 150-32 to your committee and entertaining my request to rezone my properties from zone "Agricultural" to zone "Commercial".

My name is Kum Ju Lee and a resident of 282 Alegeta Street in Macheche, Dededo. I have been a resident of Guam for 25 years and a place I proudly call HOME.

I had purchased my property several years ago so I can build my first house in my life, that I can call my own. I put up a temporary house using a container so I can build my house slowly as I earned my income for 5 years. When I finally built my house for my wife, one son and me, I was so happy that I now have my own house.

I am an owner of a licensed construction company, named PRIME EQUIPMENT COMPANY. I am mainly in the business of heavy equipment rental doing excavation work, demolition, grading, clearing, etc. However, the construction business has been slow and my business workload lessened over the past months. I am now 60 years old and would like to retire from doing heavy equipment work and wish to open a MOM and POP retail store in the first floor of my house instead of a garage.

I believe that I can still support my family without depending upon government welfare or foodstamps if I can open a self-supporting business such as a small retail and wholesale business, serving the Dededo community as well.

This is why I come before your committee requesting to rezone Lots 2 and 3 of Tract 1419 in Macheche, Dededo, which fronts the newly paved Alegeta Road. These 2 lots each contains almost ½ acre and has enough area for parking lot. My house is in Lot 2 and a portion of Lot 3 may be used for parking too.

I hope you senators will consider my request to rezone my properties and hope I will receipt your favorable approval.

Thank you.

282 Alegeta Street
Macheche, Dededo



KUM JU LEE

Buenas días, Senator Vicente C. Pangelinan and members of your Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land.

Guaho si Consuelo Lee, familian Pingue jan asguaho si Kum Ju Lee. Sumasaga hami gi Alegeta, Macheche.

I am here to support my husband's desire to open a small MOM & POP retail business as we plan to retire in a few years so we may continually support ourselves without government assistance.

We have a 2-storey house and reside on the second floor. Our first floor serves as our garage at the present time and contains approximately 2,560 SF. Our 2 lots each contain almost ½ acre of land and fronts the newly paved major route, Route 25 which has had a favorable impact to our local community. There is only one retail store fronting Alegeta Street which is located at the opposite side of our house down the street.

Although I have been a dialysis patient for approximately 3 ½ years, I plan to retire from my present employment in the next few years and assist my husband in running his new dream - to open a MOM & POP store.

I look forward to your favorable approval to my husband's request to rezone the properties, Lots 2 and 3 Tract 1419, from Agricultural to Commercial.

Thank you.



CONSUELO P. LEE (Connie)

**282 Alegeta Street
Macheche, Dededo
632-1676/688-1224**

Buenas yan Hafa Adai!

My testimony this morning is to support Bill No, 150-32 An Act to rezone Lot Nos. 2 & 3 of Tract 1419, Located in the Municipality of Dededo, from Agricultural Zone (A) to Commercial Zone (C).

The primary intent to rezone subject lots mentioned is that Mr. and Mrs. Lee plans to retire soon due to health reasons from their individual jobs and work closely as husband and wife by opening their dream Mom and Pop Store. The proposed activity will also assist in providing opportunity employment for residents of the area.

As a Member of the Application Review Committee (ARC), Base on my review, this particular location is well situated for such a commercial activity because its proximity situated between Route 16 and 26 Mecheche Road Intersection. The two lots has frontage directly of Route 25 also known as Alegeta Street. The Guam Highway Classification Plan describes Route 25 as a Major Arterial Highway. It is my personal opinion that Commercial lot developments along major highways better serves the community and are not adversely detrimental to the community and surrounding neighbors.

The surrounding properties land uses consist predominantly of single family residents, apartments and businesses in which the proposed Mom and Pop store will provide public necessity and convenience within the area. The property is also served by a newly paved road, access to public water, power, telephone and cable and will not detract from services already being used by the adjacent lots.

In closing, I support this bill An Act to rezone Lots No. 2 & 3 of Tract 1419, Municipality of Dededo, from Agricultural Zone (A) to Commercial Zone (C) and humbly seek your support of Bill No. 150-32. Thank you for your consideration.

Si Yu'os Ma'Ase

Glenn R. Eay



DIPĀTTAMENTON MINANEHAN TĀNO'
 (Department of Land Management)
GUBETNAMENTON GUĀHAN
 (Government of Guam)



EDDIE BAZA CALVO
 Governor

MONTE MAFNAS
 Director

RAY TÉNORIO
 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
 Hagåtña, GU 96932

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

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

Telephone:
 671-649-LAND (5263)

Facsimile:
 671-649-5383

August 5, 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. 150-32 (COR)

Bueñas Yan Hafa Adai: The Department has reviewed Bill 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)**

Hereby submitted are the testimonies for the above-described proposal. Comments are based the requirements of Title 21, Guam Code Annotated, Chapter 61 Zoning Law, Article 3, §61301. We provide the following:

Although supportive of the 21st-century sustainability idea, this section under the zoning law allows for the consideration of the proposed rezoning provided that certain standards of assessments are achieved relative to an assessment of potential impacts to elements that could profoundly affect the immediate community with respect to:

1. Safe egress/ingress;
2. Parking accommodations;
3. Ease of traffic congestion;
4. Location and dimension of the proposed building(s) with significant consequences to the proposed development's design;
5. Potential positive or negative affects to the adjacent land uses;

6. Other considerations of other elements as reasonably related to the persistence and encouragement of protecting the health, safety and general welfare of the immediate community; and
7. Public input particularly from adjacent property owners and the immediate community.

It is unfortunate that Bill No. 150-32 does not provide the information supportive of the appropriate assessment notwithstanding the agency's concurrence with its intent. Nonetheless, we are familiar with what infrastructure support is available in the *surrounding* area. On July 12, 2012, the Guam Land Use Commission deliberated on a conditional use permit request for nearby lot 5233-1 for the purpose of operating a retail store and business offices. This property is located approximately 377 feet from the subject lots.

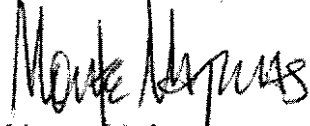
Based on their findings, the GLUC determined that infrastructure was insufficient to support both uses, particularly the potential for an anticipated increase in traffic generated by the retail store. The Commission's action ended with an amended conditional use permit to allow *business offices only*. This decision was surmised with the understanding that business offices would have a lower impact as compared to general mercantile activities.

In a similar case, Bill 17-32 endorsed a conditional use permit for community meetings and cultural purposes on Tract 1413, property approximately ½ mile from Lots 2 and 3. We were unable to support the request citing lack of proper infrastructure and information to otherwise support needs as noted above.

With all due respect to the authority and powers granted to the *I Liheslaturan Guahan* to consider such proposals, the Department of Land Management is **unable to support this legislative proposal** and we suspect findings in the forthcoming Zoning Consideration Report will reflect compatible basis for our position.

In respect to potential impacts to our mandates as requested by the Bureau of Budget Management and Resources, passage of Legislative Bills 150-32 (COR) will not have any affects, thereof.

Senseramente,



Monte Mafnas
Director

cc: Planning Division, DLM



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 2 & 3, Tract 1419 Municipality of Dededo, to rezone from Agricultural "A" to Commercial "C". **Bill No. 150-32**

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

A. Comments and Recommendations Concerning GPA requirements:

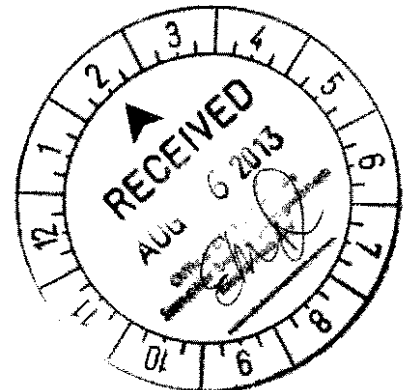
1. GPA has no objection, however customer is required to comply with the following pursuant to the National Electrical Code, National Electrical Safety Code and GPA's Service Rules and Regulations:
 - Coordinate overhead/underground power requirements with GPA Engineering for new structures
 - Maintain 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,


133
JOAQUIN C. FLORES, P.E.
General Manager



ASG/arp

**DEDEDO MUNICIPAL PLANNING COUNCIL
MUNICIPALITY OF DEDEDO**

RESOLUTION NO. 2013-10

Introduced by:
Melissa B. Savares, Chairperson
Andrew Peter A. Benavente, Co-Chairperson

MEMBERS

Acda, Romy
Artero, Pascual V.
Chan, Jose-Arthur Jr.
Cruz, Elizia
Gines, Bernardo
Mafnas, Frank

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



Relative to the Dededo Municipal Planning Council's (DMPC) support Bill No. 150-32, to rezone Lot Nos. 2 & 3, Tract 1419 from Agricultural "A" to Commercial "C" along Chalan Pedro Columbus, also known as Alageta Road, to operate a Mom & Pop Retail Store owned by Consuelo & Kevin Lee in the Municipality of Dededo.

BE IT RESOLVED BY THE DEDEDO MUNICIPAL PLANNING COUNCIL:

WHEREAS, on Tuesday, August 13, 2013, a DMPC meeting was held at the Dededo Senior Citizen Center with ten (10) of fourteen (14) members present; and


WHEREAS, members of the DMPC discussed the request by property owners, Kevin and Consuelo Kim, and verified that there are no retail stores on the same side of the street as this lot; and

WHEREAS, after a lengthy discussion on the direct impact of this store in the immediate community, there is a need for a retail store along Chalan Pedro Columbus; and

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

FURTHER RESOLVED, that the Chairperson of the Dededo Municipal Planning Council certify to and the secretary attest the adoption hereof and that copies of the same be therefore transmitted to Kevin & Connie Lee, the 32nd Guam Legislature, the Department of Land Management, the Department of Public Works.

DULY RECORDED AND REGULARLY ADOPTED BY THE DEDEDO MUNICIPAL PLANNING COUNCIL ON THIS 13th DAY OF August 2013.


MELISSA B. SAVARES
MAYOR & CHAIRMAN


Yvonne S. Acda, Secretary DMPC

Eddie Baza Calvo
Governor of Guam



**BUREAU OF
STATISTICS & PLANS**
SAGAN PLANU SIHA YAN EMFOTMASION



Ray Tenorio
Lieutenant Governor

Government of Guam
P.O. Box 2950 Hagåtña, Guam 96932
Tel: (671) 472-4201/3
Fax: (671) 477-1812

Lorilee T. Crisostomo
Director

AUG 19 2013

Honorable Vicente Pangelinan
Chairman, Committee on Appropriations, Public Debt, Legal Affairs,
Retirement, Public Parks, Recreation, Historical Preservation and Land
32nd Guam Legislature
155 Hesler Street,
Hagåtña, Guam 96910

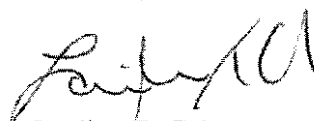
TESTIMONY ON **BILL 150-32 (COR)**, AN ACT TO REZONE LOTS
NOS. 2 AND 3 OF TRACT 1419, LOCATED IN THE MUNICIPALITY OF DEDEDO,
FROM AGRICULTURE ZONE (A) TO COMMERCIAL ZONE (C).

Hafa Adai Senator Pangelinan,

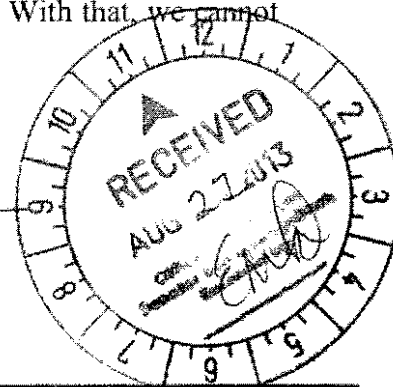
Although BSP is a member of the Application Review Committee (ARC) of the Guam Land Use Commission (GLUC) and the process for zone changes through the ARC have been working effectively for years, we understand the need for the Guam Legislature to step in to move the process forward expeditiously on a case-by-case basis. Please accept our apologies for not being able to attend the public hearing scheduled for Bill 136 at 9:00am, Tuesday, August 6, 2013. We did not receive able notice to obtain proper documents and prepare for the public hearing. However, we appreciate this opportunity to offer written testimony on behalf of the Bureau of Statistics and Plans (BSP) addressing our concern on Bill 150 rezoning Lots 2 and 3 of Tract 1419 in Dededo from Agriculture to Commercial Zone.

Earlier this year, an application was reviewed by the ARC for landowner to construct a two story building to operate a retail store and storage on the first floor and provide office space on the second floor on the subject lot. Although BSP recommended approval on the application with some conditions to follow, the GLUC had concerns and only granted approval on the office space portion of the application. Note that BSP is only one of the members of the ARC providing technical assistance to GLUC to help determine its decision. We highly recommend that the landowner addresses all matters with GLUC rather than bypass it. With that, we cannot support this bill at this time. Thank you for your understanding.

Sincerely,



Lorilee T. Crisostomo
Director





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.

Page 2

Position Statement on Bill Numbers 150 - 32 and 136 - 32

- 2) Lot No. 2174, located in Tiyan, Municipality of Barrigada, requesting to rezone from Agricultural Zone "A" to Light Industrial Zone "M1".

WATER

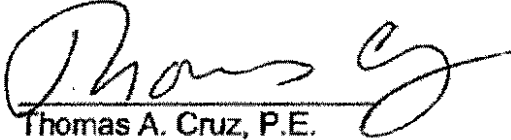
There is an existing six-inch (6") Asbestos Cement Pipe waterline located along the main access road of the former Tiyan Theater. An existing ten-inch (10") cast iron pipe is located along Seagull Avenue.

SEWER

The sewer line in the area is force main and is not available for connection.

For additional information please contact Mr. Menglou Wang, P.E., Assistant Chief Engineer, at 647-2612.

Respectfully,



Thomas A. Cruz, P.E.
Chief Engineer



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

August 14, 2013

Memorandum

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

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

Subject: **Fiscal Notes / Waiver**

Hafa Adai!

Attached please find the fiscal notes and waiver for the bill numbers listed below.

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

FISCAL NOTES:

Bill Nos. 149-32(COR), 150-32(COR), and 152-32(COR)

WAIVER:

Bill No. 154-32(COR)

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

Si Yu'os ma'åse'!

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
Vicente (Ben) C. Pangelinan
Member

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

Senator
Dennis G. Rodriguez, Jr.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muña Barnes
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael E.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

2013 AUG 19 09:12:24
[Signature]

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932EDDIE BAZA CALVO
GOVERNORJOHN A. RIOS
DIRECTORRAY TENORIO
LIEUTENANT GOVERNOR

AUG 09 2013

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

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 149-32(COR), 150-32(COR), 152-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 154-32(COR).

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

A handwritten signature in black ink, appearing to read "John A. Rios".

JOHN A. RIOS
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

Bureau of Budget & Management Research
Attachment to Fiscal Note No. 150-32 (COR)
(for revenue generating provisions)

Projected Multi-Year Revenues					
	Year 1	Year 2	Year 3	Year 4	Year 5
General Fund	1/	\$0	\$0	\$0	\$0
Other Fund:	1/	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0

Comments:

1/ Should this proposed legislation become law, there is a potential of revenues through several factors: a) cost of a business license; b) cost of health inspections; c) Gross Receipt Taxes (GRT) from revenues generated through the newly established store; and d) increased cost of utilities for power and water (use of refrigerators chillers for drinks, frozen foods, etc.). Due to the fact that the Mom-and-Pop store is proposed to utilize space in an existing building, there is no anticipated costs for a building permit. Assuming that the Mom-and-Pop store will generate \$50,000 of revenues per year, the Bureau estimates that \$2,000 for GRT (4% of revenues gained by the Mom-and-Pop store) and \$100 in the form of a business license will be received by the Department of Revenue and Taxation. Per the Department of Revenue and Taxation, there is no change to the building tax as a business establishment is utilizing the space of the building. The Bureau also estimates that \$290 will be received by the Department of Public Health and Social Services in the form of a sanitation permit. The cost of power and water would be dependant on usage of the Mom-and-Pop store, which payments will be received by Guam Power Authority and Guam Waterworks Authority respectively. If this proposed legislation becomes law, the total estimated cost impact to be received by the Government of Guam amounts to \$2,390 plus the cost of utilities. It should be noted that the Department of Land Management is unable to support this legislative proposal based on the grounds of the lack of proper infrastructure and insufficient space in the surrounding area to support the anticipated increase in traffic generated by the proposed store.



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
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CHAIRPERSON
MAJORITY LEADER

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VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

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Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER


Senator
Aline Yamashita
Member

July 9, 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. 150-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 150-32(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 Guahan
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
150-32 (COR)	Vicente (ben) C. 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).	7/9/2013 4:17 p.m.	7/9/13	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land			



Lisa Dames <cipo@guamlegislature.org>

Public Hearing - First Notice

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 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).

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

If you require any special accommodations, auxiliary aids or other special services or for further information, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagâtña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at office@senbenp.com

--
Lisa Dames
Chief of Staff

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

Senator Vicente (ben) Cabrera Pangelinan


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

(671) 473-4236 (office)

(671) 473-4238 (fax)

senbenp.com

www.guamlegislature.org

 PH 080613-1st Notice.pdf
142K

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]



Office of

the People

I Mina'trentai Dos na Liheslaturan Guahan

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

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.

The following is the agenda:

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

Para Komfirmasion:
(Confirmation Hearing)

Member
Committee on General
Government Operations and
Cultural Affairs

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

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

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

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.

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

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.

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

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
July 30, 2013
Page 2

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).

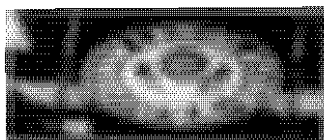
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Lisa Dames <cipo@guamlegislature.org>

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 Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com
Cc: Senator ben pangelinan <senbenp@guam.net>

II NEKUNGOK PUPBLEKO

(PUBLIC HEARING)

gi Máttas, gi diha 6 gi Agosto, 2013

Tuesday, August 6, 2013

Kuátton Inekungok Pubbleko gi I Lheslaturan Guáhan

(Guam Legislature Public Hearing Room)

alas nuabl gi egga'an

(9:00 AM)

TAREHA

(AGENDA)

Para Komfirmasion:

(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
 I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
 Senator Vicente (ben) Cabrera Pangelinan
 Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
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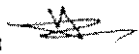
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Senator Vicente (ben) Cabrera Pangelinan (D)

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

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.

The following is the agenda:

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

Para Komfirmasion:
(Confirmation Hearing)

Member
Committee on General
Government Operations and
Cultural Affairs

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

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

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

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.

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

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.

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

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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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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Lisa Dames
Chief of Staff
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Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
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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 <gdumat-ol@guampdn.com>, slimtiaco@guampdn.com, Oyaol Ngirairiki <odngirairiki@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com

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Lisa Dames
Chief of Staff

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

Senator Vicente (ben) Cabrera Pangelinan

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

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1 Mina'trentai 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 díha 6 gi Agosto, 2013
Tuesday, August 6, 2013

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

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

TAREHA
(AGENDA)

Para Konfirmasion: (Confirmation Hearing)

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

Priniponi Silha: (Bills)

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Yanggen un nisisita espesial na serbisio put fabot agang i Hfinan Senado ben pangelinan gi 473- Yanggen un nisisita espesial na serbisio, put fabot agang i Hfinan Senado Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita insipian i priniponi silha gimen este na tareha, halom gi i uepsai i Liheslaturan Guåhan gi www.guamlegislature.com Yanggen para un nahalom testigo-mu, chule' para i Hfinan-mami gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kuarton Katta gi i Liheslatura, pat faks gi 473-4238, patsimo imel gi senben@guam.net. Este na nutriu mapasi nu i fondon gubetramento.

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 senben@guam.net



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

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

**TAREHA
(AGENDA)**

**Para Kamfitmasion:
(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).

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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)

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(AGENDA)**

Para Komfitmasion:
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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

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COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
Vicente (Ben) C. Pangelinan
Member

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

Senator
Dennis G. Rodriguez, Jr.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muña Barnes
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

November 5, 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. 217-32(LS)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 217-32(LS)**.

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. 217-32(LS)

Introduced By:

V.C. Pangelinan ~~_____~~

**AN ACT TO REZONE LOT NO. 3 OF TRACT 1419, LOCATED
IN THE MUNICIPALITY OF DEDEDO, FROM
AGRICULTURAL ZONE (A) TO COMMERCIAL ZONE (C).**

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. 3 of Tract 1419, which fronts Tun
4 Columbo St. (Alegeta Road) in Macheche, to own and operate a mom-and-pop
5 store for the retail of food and other general merchandise.

6 *I Liheslaturan Guåhan* further finds that the owners propose to utilize the
7 two thousand four hundred and fifty (2,450) square foot first floor of the existing
8 two-story building located on the property for the operation of the convince store.

9 Therefore, to assist the owners in servicing those who live and commute the
10 Macheche/Alegeta road vicinity, *I Liheslaturan Guåhan* intends to authorize the
11 rezoning of the lots described herein for the operation of a mom-and-pop store.

12 **Section 2. Lot Rezoning.** Notwithstanding any other provisions of law,
13 Lot No. 3 of Tract 1419, containing an area of 1,861+/- square meters, located in
14 Macheche in the Municipality of Dededo, is hereby rezoned from Agricultural
15 Zone (A) to Commercial Zone (C).

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

2013 NOV -5 AM 8:52

1 **SECTION 4. Severability.** If any of the provisions of this Act or the
2 application thereof to any person or circumstance is held invalid, such
3 invalidity *shall* not affect any other provision or application of this Act
4 which can be given effect without the invalid provision or application, and
5 to this end the provisions of this Act are severable.

6

I, Robert A. Beam, hereby certify that this map was prepared by me or under my direct supervision; that it is based upon a field survey made in August and September of 1979 in conformance with applicable laws and regulations.

Dated: Nov 19, 1979
 Robert A. Beam
 Licensed Surveyor No. 21

This map has been examined for conformance with the requirements of Chapter 9 Title 14 Government Code of Guam and regulations thereunder on this 3rd day of Dec., 1979.

Donna O. Pardo
 Territorial Surveyor

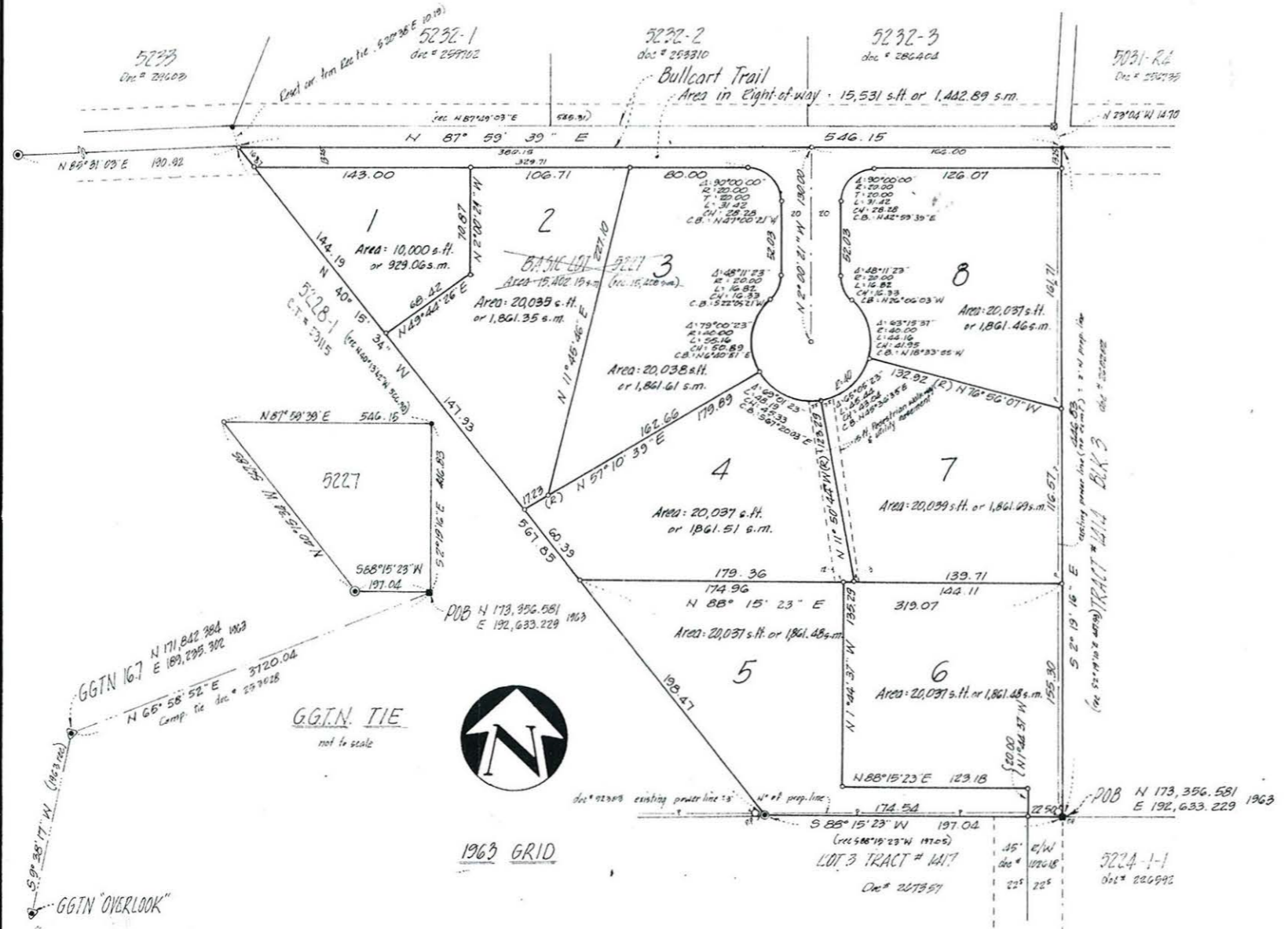
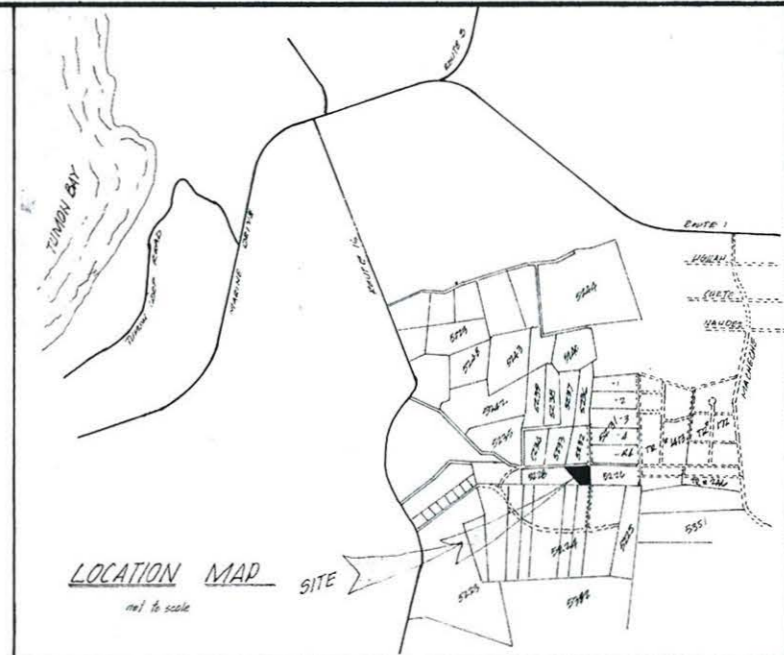
APPROVAL PURSUANT TO PUBLIC LAW 6-134 GOVERNMENT CODE OF GUAM. THIS MAP MUST BE RECORDED PRIOR TO SALE. IF NOT SUCH APPROVAL HEREIN IS NULL AND VOID UPON APPROVAL THESE LOTS SHALL NOT BE SOLD OR LEASE WITH IN FIVE (5) YEARS.

Prepared for and satisfactory to me. The names of my children and the lot to be conveyed to them are as follows:

- lot 1 (to be retained by me, Jose C. Cepeda)
- lot 2 (daughter) Ana C. Taitano
- lot 3 (daughter) Marilyn C. Gague
- lot 4 (son) Ramon G. Cepeda
- lot 5 (daughter) Julia C. Bermudes
- lot 6 (son) David G. Cepeda
- lot 7 (daughter) Jessica C. Mendiola
- lot 8 (son) Pedro G. Cepeda

Dated: Nov 27, 1979
 Jose C. Cepeda
 Owner lot 5227

Dated: 11/27/79
 Territorial Planner



GENERAL NOTES

- indicates G.G.T.N. monument - doc # 90990 & 253028
- indicates 4x4 concrete monument found - no ident - 15" x 10" doc # 102618
- indicates 4" rebar found - no ident - doc # 253028 & 102618
- indicates 3/4" iron pipe with brass 1.5" dia. top - Doc #
- indicates 3/4" iron pipe with brass 1.5" dia. top - Doc #
- indicates 4x4 prewar conc. man found (top broken) see doc #

All distances and dimensions shown hereon are in feet and decimals thereof.
 All bearings shown hereon are based on 1963 grid, record data was taken from doc # 253028 and shown in parenthesis.
 Reference maps used for this survey: "Land Registration Survey Map of Lot 5227" Gregorio S. Torres, Jr., L.S. # 87 doc. no. 253028; "Land Registration & Parceling for lots 5224 & 5225" H.M. Tolbert L.S. # 4 (L.C. Jannerud) doc # 90950; "Parceling of Lots 5228-2 & 5228-3" R.A. Beam, L.S. # 24 doc #

REVISION	BY	DESCRIPTION	APPROVED	DATE
SURVEY & MAP DATA				
RESEARCH: E.A.B.				
SURVEY: M.J.B.				
COMPUTED: E.A.B.				
DRAWN: E.A.B.				
CHECKED: C.B. 11/18/79				
OWNER: JOSE C. CEPEDA				
BASIC LOT: 5227				
C.T. NO.: 40204				
REGISTERED: 12/10/79				
<p>TRACT NO. 1419 PARENTAL SUBDIVISION OF LOT 5227 IN YLISON - MUNICIPALITY OF DEDEDO LND. SQ. 14 SEC. 1</p> <p>ROBERT A. BEAM LAND SURVEYOR NO. 21 68 CHICHIRICA ST., DEDEDO TEL.: 632-7888</p> <p>SCALE: 1" = 50' SEPT. 27, 1979</p> <p style="text-align: right;">SH. 1 OF 1</p>				
Land Management Check No. 013-FY-80 Job 79-27 Dwg. L-506				

3403