



**Sen. Thomas Ada**

**Chairman**

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement

*I Mina Trentai Tres Na Liheslaturan Guáhan* • 33<sup>rd</sup> Guam Legislature

JUL 28 2015

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

Speaker

*I Mina Trentai Tres Na Liheslaturan Guáhan*

155 Hesler Place

Hagåtña, Guam 96910

VIA: *for: [Signature]*  
**The Honorable Rory J. Respicio**

Chairperson, Committee on Rules

**RE: Committee Report on Bill No. 138-33 (COR)**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 138-33 (COR), "AN ACT TO AMEND TITLE 21 GUAM CODE ANNOTATED, CHAPTER 61, SECTION 61217, FEDERAL EXCESS LAND ZONING TO PROVIDE CLARITY AND MAINTAIN UNIFORMITY ON ALL ZONE CHANGE PROCESSES."

2015 AUG - 5 PM 5:16

Committee votes are as follows:

- 5 TO DO PASS
- \_\_\_\_\_ TO NOT PASS
- \_\_\_\_\_ TO REPORT OUT ONLY
- \_\_\_\_\_ TO ABSTAIN
- \_\_\_\_\_ TO PLACE IN INACTIVE FILE

*Si Yu'os ma'ase'.*

Thomas C. Ada



**Sen. Thomas Ada**

**Chairman**

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement

*I Mina Trentai Tres Na Libeslaturan Guåhan* • 33<sup>rd</sup> Guam Legislature

## **COMMITTEE REPORT ON**

**Bill No. 138-33 (COR)**

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



## Sen. Thomas Ada


Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Libeslaturan Guåban* • 33<sup>rd</sup> Guam Legislature

July 27, 2015

### MEMORANDUM

To: **All Members**  
Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement

From: **Senator Thomas C. Ada**, Committee Chairperson 

Subject: **Committee Report on Bill No. 138-33 (COR)**

Transmitted herewith for your consideration is the Committee Report on Bill No. 138-33 (COR), "AN ACT TO AMEND TITLE 21 GUAM CODE ANNOTATED, CHAPTER 61, SECTION 61217, FEDERAL EXCESS LAND ZONING TO PROVIDE CLARITY AND MAINTAIN UNIFORMITY ON ALL ZONE CHANGE PROCESSES."

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 138-33 (COR), As Introduced
- Public Hearing Sign-in Sheet
- Written testimony from: Michael J.B. Borja (Department of Land Management)
- Copy of Fiscal Note Request
- Copy of Fiscal Note Waiver
- COR Referral of Bill No. 138-33 (COR)
- Notices of Public Hearing
- Public Hearing Agenda

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



# Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement

*I Mina Trentai Tres Na Libeslaturan Guåhan* • 33<sup>rd</sup> Guam Legislature

## COMMITTEE VOTE SHEET

**Bill No. 138-33 (COR), "AN ACT TO AMEND TITLE 21 GUAM CODE ANNOTATED, CHAPTER 61, SECTION 61217, FEDERAL EXCESS LAND ZONING TO PROVIDE CLARITY AND MAINTAIN UNIFORMITY ON ALL ZONE CHANGE PROCESSES."**

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
SENATOR THOMAS C. ADA Chairperson		✓				
SENATOR RORY J. RESPICIO Vice Chairperson						
VICE SPEAKER BENJAMIN J.F. CRUZ Member		✓				
SENATOR FRANK B. AGUON, JR. Member	 7/28/15	✓		✓		
SENATOR DENNIS RODRIQUEZ, JR. Member						
SENATOR NERISSA UNDERWOOD Member						
SENATOR FRANK BLAS, JR. Member	 7/28/15	✓				
SENATOR MARY TORRES Member						
SENATOR JAMES V. ESPALDON Member		✓				



## Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Libeslaturan Guåhan* • 33<sup>rd</sup> Guam Legislature

### COMMITTEE REPORT DIGEST

#### I. OVERVIEW

Bill No. 138-33 (COR) was introduced on July 2, 2015 by Senator Thomas C. Ada and was subsequently referred on July 2, 2015 by the Committee on Rules to the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement.

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement convened a public hearing on July 13, 2015 at 2:00 pm in *I Liheslaturan's* Public Hearing Room to receive public testimony on Bill No. 138-33 (COR).

#### Public Notice Requirements

Public Hearing notices were disseminated via email to all senators and all main media broadcasting outlets on July 6, 2015 (5-Day Notice) and again on July 9, 2015 (48-Hour Notice).

#### Senators Present

Senator Thomas C. Ada	<i>Committee Chairperson</i>
Senator Rory J. Respicio	<i>Committee Vice-Chairperson</i>
Vice-Speaker Benjamin J.F. Cruz	<i>Committee Member</i>
Senator Mary Torres	<i>Committee Member</i>
Speaker Judith T. Won Pat, Ed.D	<i>Legislative Member</i>

The public hearing was Called-to-Order at 2:00pm.

#### II. SUMMARY OF TESTIMONY AND DISCUSSION

Chairperson Ada called the Public Hearing to order and, as sponsor, gives an introduction of the bill.

**Michael Borja, Director, DLM:** Mr. Borja reads his written testimony in favor of the bill (see written testimony attached)

In addition to reading his written testimony, he goes on to say that it was the first time the Land Use Commission had experienced this situation in which an individual purchased property that was returned to original landowners. He purchased the land from the original landowner and then was trying to change his land zoning in accordance with the section in the law. The definition of the landowner was in question because is it the one that currently owns the land or only the people that originally owned the land? It listed a whole list of activities that the landowner had to do in order to get the zone change and these activities were functions that the planning division of land management usually performs. All we're asking is that the law revert back to its original design when that bill was first introduced; it was only

one or two sentences long. Take federal excess lands and make it Agricultural (A) Zone and instruct the landowner to go through the process of zone change that is already established and set in concrete.

**Chairperson Ada:** He started saying that the bill does two things. One, the existing law limits the zone designation that is allowed. If the area is zoned R2, and a landowner wants to rezone that property to build a small strip mall, he wouldn't be able to do that. This bill removes that restriction and allows for the application for a higher zone designation by applying at Land Management under the normal process. It takes away the dual application re-zoning process: certain process for returned excess lands and the process for all other lands. So now it's just one process.

**Michael Borja: He answers that** it still holds that any land returned as federal excess will be zoned Agricultural upon return.

**Chairperson Ada:** Correct.

Chairperson Ada ends the public hearing for Bill No. 138-33 (COR).

### **III. Findings and Recommendations**

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement, hereby reports out **Bill 138-33 (COR) as introduced**, with the recommendation TO DO PAFS.

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

Bill No. 138 -33 (cor)

Introduced by:

T.C. Ada 

2015 JUL -2 PM 10:39 

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

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

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

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

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

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

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

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

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

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

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



Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement  
 Public Hearing  
 July 13, 2015  
 1:00 p.m.  
 / Liheslaturan Guåhan, Hagåtña

**Bill No. 138-33 (COR) – TC. Ada**

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

NAME (please print)	AGENCY/ ORGANIZATION	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	NOT IN FAVOR	CONTACT NUMBER
MICHAEL BORTA	DCM					



**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

**MICHAEL JB BORJA**  
 Director

**RAY TENORIO**  
 Lieutenant Governor

**DAVID V. CAMACHO**  
 Deputy Director

July 10, 2015

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

Senator Thomas C. Ada  
 33<sup>rd</sup> Guam Legislature  
 Chairman, Committee on Transportation,  
 Infrastructure, Lands, Border Protection,  
 Veteran's Affairs and Procurement  
 173 Aspinall Ave, Ste 207  
 Hagatna, Guam 96910

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

**SUBJECT: Bill No. 138-33 – AN ACT TO AMEND TITLE 21, GUAM CODE ANNOTATED, CHAPTER 61, SECTION 61217, FEDERAL EXCESS LAND ZONING TO PROVIDE CLARITY AND MAINTAIN UNIFORMITY ON ALL ZONE CHANGE PROCESSES.**

Buenas yan Hafa Adai!

E-mail Address:  
[dldir@land.guam.gov](mailto:dldir@land.guam.gov)

Title 21, Guam Code Annotate (GCA), Chapter 61, Section 61217 was originally crafted to provide a zone designation of Agricultural (A) Zone to federal excess land returned to the government of Guam because these lands were not zoned under the federal control. However, the bill had amendments added prior to its passage and these amendments, while well intentioned, were vague on its execution.

Telephone:  
 671-649-LAND (5263)

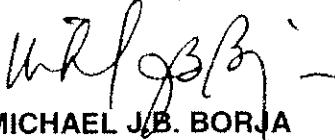
During a recent Guam Land Use Commission meeting, a landowner asked to elevate the zoning his property under the conditions established in 21GCA, §61217. Unfortunately, the commissioners could not entertain this landowner because of the lack of clarity in the law. First, the definition of the landowner was unclear. Secondly, the Land Management action required for documents the landowner was instructed to provide was absent.

Facsimile:  
 671-649-5383


This bill reverts the language of this law to only apply Agricultural (A) Zone to returned federal excess lands and to instruct landowners that an increase in the zone should be done using established zone change procedures. The passage of this bill will establish clarity in the law for both the landowner, the Planning Division of the Department of Land Management, and the Guam Land Use Commission.

Thank you for permitting me to submit this testimony.

*Senseramente,*

  
**MICHAEL J.B. BORJA**

RECEIVED by the  
 Office of Senator  
 Thomas C. Ada

  
 7/10/15



# COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhån* • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)

E-mail: [roryforguam@gmail.com](mailto: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

Speaker

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

Vice-Speaker

Benjamin J.F. Cruz  
Member

Legislative Secretary

Tina Rose Muna Barnes  
Member

Senator

Dennis G. Rodriguez, Jr.  
Member

Senator

Frank Blas Aguon, Jr.  
Member

Senator

Michael F.Q. San Nicolas  
Member

Senator

Nerissa Bretania Underwood  
Member

V. Anthony Ada

MINORITY LEADER

Mary C. Torres

MINORITY MEMBER

July 14, 2015

## Memorandum

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

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

**Subject:** **Fiscal Notes and Fiscal Note Waivers**

*Hafa Adai!*

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

### FISCAL NOTES:

Bill No. 134-33(COR)

Bill No. 139-33(COR)

### FISCAL NOTE WAIVERS:

Bill No. 133-33(COR)

Bill No. 137-33(COR)

Bill No. 138-33(COR)

Bill No. 140-33(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'!*

2015 JUL 14 PM 3:47



**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR

Post Office Box 2950, Hagåtña Guam 96932

**EDDIE BAZA CALVO**  
GOVERNOR

**JOSE S. CALVO**  
DIRECTOR

**RAY TENORIO**  
LIEUTENANT GOVERNOR

**LESTER L. CARLSON, JR.**  
DEPUTY DIRECTOR

**JUL 13 2015**

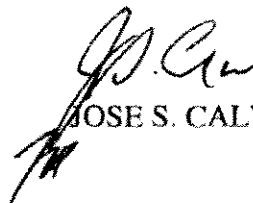
The Bureau requests that Bill No. 138-33 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 138-33 (COR) is an Act to amend Title 21 GCA, Chapter 61, Section 61217, Federal Excess Land Zoning to provide clarity and maintain uniformity on all zone change processes.

Title 21 GCA, Chapter 61, Section 61217 currently contains language that allows any landowner of federal excess land returned by the Government of Guam to apply for higher zoning designations. However, this language has various requirements that make changing returned federal excess land significantly more complicated than applications for zone changes of all other properties.

Section 2 of the proposed legislation includes the amendment to make approval for zone changes for returned federal excess lands be processed through the Department of Land Management's existing rules, regulations, procedures, and policies.

The intent of the Bill poses no fiscal impact upon any funds of the Government of Guam.

  
JOSE S. CALVO



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)

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

Senator

Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

July 7, 2015

Senator

Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

VIA E-MAIL

[joey.calvo@bbmr.guam.gov](mailto:joey.calvo@bbmr.guam.gov)

Speaker

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

Jose S. Calvo

Director

Bureau of Budget & Management Research

P.O. Box 2950

Hagåtña, Guam 96910

Vice-Speaker

Benjamin J.F. Cruz  
Member

RE: Request for Fiscal Notes – Bill Nos. 137-33(COR) through 142-33(COR)

Legislative Secretary

Tina Rose Muna Barnes  
Member

*Hafa Adai* Mr. Calvo:

Senator

Dennis G. Rodriguez, Jr.  
Member

Transmitted herewith is a listing of *I Mina'trentai Tres 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.

Senator

Frank Blas Aguon, Jr.  
Member

*Si Yu'os ma'åse'* for your attention to this matter.

Senator

Michael F.Q. San Nicolas  
Member

Very Truly Yours,

Senator Thomas C. Ada

*Acting Chairperson of the Committee on Rules*

Senator

Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

Attachment (1)

Mary C. Torres  
MINORITY MEMBER

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
137-33 (COR)	T. C. Ada	AN ACT TO AMEND THE LAND TRANSFER FOR GEORGE TOVES AS AUTHORIZED BY P.L. 28-68 TO BE AREA FOR AREA NOT TO INCLUDE LAND USED BY A MILITARY UTILITY EASEMENT.
138-33 (COR)	T. C. Ada	AN ACT TO AMEND TITLE 21 GUAM CODE ANNOTATED, CHAPTER 61, SECTION 61217, FEDERAL EXCESS LAND ZONING TO PROVIDE CLARITY AND MAINTAIN UNIFORMITY ON ALL ZONE CHANGE PROCESSES.
139-33 (COR)	T. C. Ada	AN ACT TO ADOPT RULES AND REGULATIONS TO GOVERN COMMERCIAL LEASES AND LICENSES FOR COMMERCIAL USE OF CHAMORRO LAND TRUST PROPERTIES, TO ADD NEW SUBSECTIONS 14 AND 15 TO SECTION 6.9(g), AND TO ADD A NEW SUBSECTION (g) TO §75107 OF CHAPTER 75 TITLE 21 GUAM CODE ANNOTATED.
140-33 (COR)	T. C. Ada	AN ACT TO AMEND §60112 OF CHAPTER 60, TITLE 21, GUAM CODE ANNOTATED RELATIVE TO LEGISLATIVE APPROVAL FOR AGRICULTURAL LAND USE.
141-33 (COR)	B. J.F. Cruz	AN ACT TO <i>AMEND</i> ITEM (l) OF § 6101 OF ARTICLE 1, § 6302 OF ARTICLE 3, AND SECTIONS UNDER ARTICLE 4, ALL OF CHAPTER 6, TITLE 11, GUAM CODE ANNOTATED; RELATIVE TO CLARIFYING THE DEFINITION OF ELECTRONIC CIGARETTES, RAISING THE MINIMUM AGE OF LEGAL ACCESS TO TOBACCO PRODUCTS AND ELECTRONIC CIGARETTES TO TWENTY-ONE (21) YEARS, AND CITING THIS ACT AS "YOUTH PROTECTION ACT OF 2015".
142-33 (COR)	Dennis G. Rodriguez, Jr.	AN ACT TO AUTHORIZE THE DEPARTMENT OF ADMINISTRATION TO ASSESS AN ACCOUNT MANAGEMENT FEE TO ALL SPECIAL FUNDS ESTABLISHED SEPARATE AND APART FROM THE GENERAL FUND BY ADDING A NEW ARTICLE 7 TO CHAPTER 20 OF DIVISION 2, TITLE 5, GUAM CODE ANNOTATED.



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature

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Senator  
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Legislative Secretary  
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Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER


Mary C. Torres  
MINORITY MEMBER

July 2, 2015

### MEMORANDUM

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

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

**From:** **Senator Thomas C. Ada**   
*Acting Chairperson of the Committee on Rules*

**Subject:** **Referral of Bill No. 138-33(COR)**

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 138-33(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 Tres 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 Tres 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
138-33 (COR)	T. C. Ada	AN ACT TO AMEND TITLE 21 GUAM CODE ANNOTATED, CHAPTER 61, SECTION 61217, FEDERAL EXCESS LAND ZONING TO PROVIDE CLARITY AND MAINTAIN UNIFORMITY ON ALL ZONE CHANGE PROCESSES.	07/02/15 10:39 a.m.	07/02/15	Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement			





Senator Tom Ada

Peter Tran &lt;peter@senatorada.org&gt;

## 1st Notice of Public Hearing: July 13, 2015 at 1:00pm

Charlene Flores &lt;flores@senatorada.org&gt;

Mon, Jul 6, 2015 at 10:31 AM

To: Media <media@senatorada.org>, phnotice@guamlegislature.org, phmaterials@guamlegislature.org, teresa.topasna@land.guam.gov, michael.borja@land.guam.gov, dlmdir@land.guam.gov, chuck.ada@guamairport.net, euntalan@guamairport.net, "Maria D. Sablan" <msablan@guamairport.net>, fpfejeran@guam.net, "Lucy M. Alcorn" <lucymalcorn@gmail.com>, Martin Gerber <martinjgerber@gmail.com>, David Leddy <dleddy@guamchamber.com.gu>, eo@guamrealtors.com, help@investguam.com, ed@guamwcc.com, jvy@cccguam.org

July 6, 2015

### MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*Subject: **1<sup>st</sup> Notice of Public Hearing: July 13, 2015 at 1:00pm**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affair, and Procurement will be conducting a public hearing on **Wednesday, July 13, 2015 at 1:00 p.m.** This meeting will take place in the public hearing room of *I Liheslaturan Guahan*. The agenda is as follows:

#### **1:00 – 2:00 pm**

The Executive Appointment of **Ms. Lucy Alcorn** to serve as a member of the A.B. Won Pat International Airport Authority Board of Directors.

The Executive Appointment of **Mr. Martin Gerber** to serve as a member of the A.B. Won Pat International Airport Authority Board of Directors.

#### **2:00 – 5:00 pm**

#### **Bill No. 139-33 (COR) – T.C. Ada**

AN ACT TO ADOPT RULES AND REGULATIONS TO GOVERN COMMERCIAL LEASES AND LICENSES FOR COMMERCIAL USE OF CHAMORRO LAND TRUST PROPERTIES, TO ADD NEW SUBSECTIONS 14 AND 15 TO SECTION 6.9(g), AND TO ADD A NEW SUBSECTION (g) TO §75107

## OF CHAPTER 75 TITLE 21 GUAM CODE ANNOTATED.

-

**Bill No. 140-33 COR) – T.C. Ada**

AN ACT TO AMEND §60112 OF CHAPTER 60, TITLE 21, GUAM CODE ANNOTATED RELATIVE TO LEGISLATIVE APPROVAL FOR AGRICULTURAL LAND USE.

-

**Bill No. 138-33 (COR) – T.C. Ada**

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

-

**Bill No. 137-33 (COR) – T.C. Ada**

AN ACT TO AMEND THE LAND TRANSFER FOR GEORGE TOVES AS AUTHORIZED BY P.L. 28-68 TO BE AREA FOR AREA NOT TO INCLUDE LAND USED BY A MILITARY UTILITY EASEMENT.

Testimony on the **Executive Appointments of Ms. Lucy Alcorn and Mr. Martin Gerber, Bill No. 139-33 (COR), Bill No. 140-33 (COR), Bill No. 138-33 (COR), and Bill No. 137-33 (COR)** should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to [flores@senatorada.org](mailto:flores@senatorada.org), or via facsimile to (671) 473-3303 until **Wednesday, July 20, 2015 at 5:00pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.

—  
Charlene Flores  
Policy Analyst  
Office of Senator Thomas C. Ada  
*I Mind'trentai Tres na Libeslaturan Guåban* - 33rd Guam Legislature  
671-473-3301

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 **1st PH Notice.pdf**  
553K



Senator Tom Ada

Peter Tran <peter@senatorada.org>

## 2nd Notice of Public Hearing: July 13, 2015 at 1:00pm

Charlene Flores <flores@senatorada.org>

Thu, Jul 9, 2015 at 8:46 AM

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July 9, 2015

### MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **2<sup>nd</sup> Notice of Public Hearing: July 13, 2015 at 1:00pm**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affair, and Procurement will be conducting a public hearing on **Monday, July 13, 2015 at 1:00 p.m.** This meeting will take place in the public hearing room of *I Liheslaturan Guahan*. The agenda is as follows:

#### 1:00 – 2:00 pm

The Executive Appointment of **Ms. Lucy Alcorn** to serve as a member of the A.B. Won Pat International Airport Authority Board of Directors.

The Executive Appointment of **Mr. Martin Gerber** to serve as a member of the A.B. Won Pat International Airport Authority Board of Directors.

#### 2:00 – 5:00 pm

##### Bill No. 139-33 (COR) – T.C. Ada

AN ACT TO ADOPT RULES AND REGULATIONS TO GOVERN COMMERCIAL LEASES AND LICENSES FOR COMMERCIAL USE OF CHAMORRO LAND TRUST PROPERTIES, TO ADD NEW SUBSECTIONS 14 AND 15 TO SECTION 6.9(g), AND TO ADD A NEW SUBSECTION (g) TO §75107 OF CHAPTER 75 TITLE 21 GUAM CODE ANNOTATED.

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**Bill No. 140-33 (COR) – T.C. Ada**

AN ACT TO AMEND §60112 OF CHAPTER 60, TITLE 21, GUAM CODE ANNOTATED RELATIVE TO LEGISLATIVE APPROVAL FOR AGRICULTURAL LAND USE.

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AN ACT TO AMEND THE LAND TRANSFER FOR GEORGE TOVES AS AUTHORIZED BY P.L. 28-68 TO BE AREA FOR AREA NOT TO INCLUDE LAND USED BY A MILITARY UTILITY EASEMENT.

Testimony on the **Executive Appointments of Ms. Lucy Alcorn and Mr. Martin Gerber, Bill No. 139-33 (COR), Bill No. 140-33 (COR), Bill No. 138-33 (COR), and Bill No. 137-33 (COR)** should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to [flores@senatorada.org](mailto:flores@senatorada.org), or via facsimile to (671) 473-3303 until **Monday, July 20, 2015 at 5:00pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.

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Charlene Flores  
Policy Analyst  
Office of Senator Thomas C. Ada  
*I Mina'trentai Tres na Libeslaturan Guåban* - 33rd Guam Legislature  
671-473-3301

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 **2nd PH Notice.pdf**  
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Updated as of July 7, 2015

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Updated as of July 7, 2015

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## Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Liheslaturan Guåhan • 33<sup>rd</sup> Guam Legislature*

### AGENDA

#### **PUBLIC HEARING**

**Monday, July 13, 2015**

**Public Hearing Room, *I Liheslaturan Guåhan***

The agenda is as follows:

#### **1:00 – 2:00 pm**

The Executive Appointment of **Ms. Lucy Alcorn** to serve as a member of the A.B. Won Pat International Airport Authority Board of Directors.

The Executive Appointment of **Mr. Martin Gerber** to serve as a member of the A.B. Won Pat International Airport Authority Board of Directors.

#### **2:00 – 5:00 pm**

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AN ACT TO ADOPT RULES AND REGULATIONS TO GOVERN COMMERCIAL LEASES AND LICENSES FOR COMMERCIAL USE OF CHAMORRO LAND TRUST PROPERTIES, TO ADD NEW SUBSECTIONS 14 AND 15 TO SECTION 6.9(g), AND TO ADD A NEW SUBSECTION (g) TO §75107 OF CHAPTER 75 TITLE 21 GUAM CODE ANNOTATED.

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## Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,  
Border Protection, Veterans' Affairs and Procurement  
*I Mina Trentai Tres Na Libeslaturan Guahan* • 33<sup>rd</sup> Guam Legislature

### PRESS RELEASE

Contact: Joseph Borja  
Phone: 473-3301  
Email: [jborja@senatorada.org](mailto:jborja@senatorada.org)

FOR IMMEDIATE RELEASE

### **“Senator Tom Ada wants to clarify the rezoning process for Returned Federal Excess Lands”**

On Thursday, July 2, 2015 Senator Tom Ada introduced Bill 138-33. The Senator stated: *“The bill is an effort to clarify the rezoning process for returned Federal Excess Lands.”* Bill 138-33 clarifies that subsequent landowners, and not just the original landowner, can apply for a zone change on returned federal excess land. Additionally, Bill 138-33 also removes the restriction that limits the higher zone application *“up to a zone designation consistent with that of the majority of land contiguous to the returned land as of the date of the return by the government of Guam”*.

*Bill 138-33 standardizes the rezoning application process by requiring that zone changes for returned Ancestral lands be governed, in the same way for all other zoning requests, by existing rules, regulations, procedures, and policies of the Department of Land Management and the Guam Land Use Commission.”*

A copy of Bill 138-33 is attached or may be downloaded from our website ([www.senatorada.org](http://www.senatorada.org)) or the Guam Legislature’s website ([www.guamlegislature.com](http://www.guamlegislature.com)). For more information, please contact our office at 473-3301.

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