



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

MAY 22 2000

The Honorable Joanne M. S. Brown
Legislative Secretary
I Mina'Bente Singko na Liheslaturan Guåhan
Twenty-Fifth Guam Legislature
Suite 200
130 Aspal Street
Hagåtña, Guam 96910


OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	<u>[Signature]</u>
Time	<u>10:10am</u>
Date	<u>May 23, 2000</u>

Dear Legislative Secretary Brown:

Enclosed please find Bill No. 367 (COR), "AN ACT TO ADD §61214 TO ARTICLE 2, CHAPTER 61 OF TITLE 21 OF THE GUAM CODE ANNOTATED, RELATIVE TO RESOLVING SPLIT-ZONED SITUATIONS", which I have signed into law today as Public Law No. 25-131.

This legislation allows a property owner whose lot has 2 separate zone designations within its boundaries to choose one of the zonings and have it apply to the entire lot without the necessity of other procedures or approvals. This relieves owners whose lots were partially rezoned on the basis of zoning laws that rezoned property within a certain number of feet from a major road from the time and expense of going through rezoning procedures when zoning is already provided for the lot.

Very truly yours,


Carl T. C. Gutierrez
I Maga'Lahen Guåhan
Governor of Guam

Attachment: copy attached for signed bill or overridden bill
original attached for vetoed bill

cc: The Honorable Antonio R. Unpingco
Speaker

00941

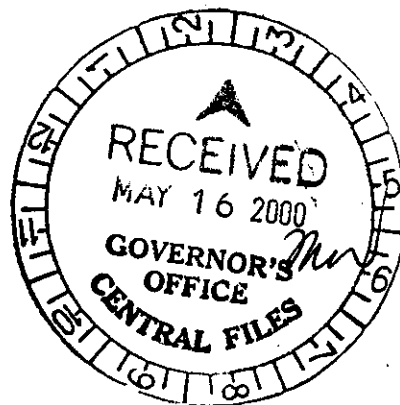


COPY

MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

May 16, 2000

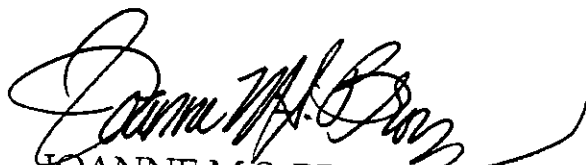
The Honorable Carl T.C. Gutierrez
I Maga'lahaen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910



Dear *Maga'lahi* Gutierrez:

Transmitted herewith are Substitute Bill Nos. 410(COR) and 379(COR) and Bill Nos. 283(COR), 367(COR) and 405(COR) which were passed by *I Mina'Bente Singko Na Liheslaturan Guåhan* on May 11, 2000.

Sincerely,



JOANNE M.S. BROWN
Senator and Legislative Secretary

Enclosure (5)

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
2000 (SECOND) Regular Session

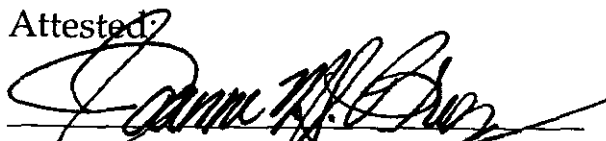
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Bill No. 367 (COR) "AN ACT TO ADD §61214 TO ARTICLE 2, CHAPTER 61 OF TITLE 21 OF THE GUAM CODE ANNOTATED, RELATIVE TO RESOLVING SPLIT-ZONED SITUATIONS," was on the 11th day of May 2000, duly and regularly passed.



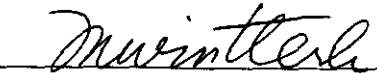
ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahaen Guahan* this 16th day of May, 2000,
at 2:45 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: _____

Public Law No. _____

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 367 (COR)

As amended on the Floor.

Introduced by:

M. G. Camacho
F. B. Aguon, Jr.
E. C. Bermudes

A. C. Blaz
J. M.S. Brown
E. B. Calvo
Mark Forbes
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
K. S. Moylan
V. C. Pangelinan
J. C. Salas
S. A. Sanchez, II
A. R. Unpingco

**AN ACT TO ADD §61214 TO ARTICLE 2, CHAPTER
61 OF TITLE 21 OF THE GUAM CODE
ANNOTATED, RELATIVE TO RESOLVING SPLIT-
ZONED SITUATIONS.**

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

2 **Section 1. Legislative Findings and Intent.** *I Mina'Bente Singko Na*
3 *Liheslaturan Guåhan* finds that situations exist throughout the Island where a
4 single piece of property has two (2) separate zoning designations within its
5 boundaries, often called a "split-zone." It has been the practice of the

CLERK OF THE LEGISLATURE
TRANSMISSION CHECKLIST TO I MAGA'LAHEN GUAHAN

(Included in File w/ All Bills Transmitted)

BILL NO. 367 (copy)

FINAL PROOF-READING OF BLUEBACK COPY

Initialed by:

and Date:

- EXHIBITS ATTACHED 1/10/18
- CONFIRM NUMBER OF PAGES 2
- CAPTION ON CERTIFICATION MATCHES BILL CAPTION
- ENGROSSED SIGN "*" REMOVED FROM BILL
- 15 SENATORS IN SPONSORSHIP OR CONFIRM OTHERWISE
- CERTIFICATION SIGNED BY SPEAKER & LEGIS. SECRETARY
- EMERGENCY DECLARATION, if any

Confirmed By: SL/18

Dated: 1/10/18

- HAND CARRY BILL IN BLUEBACK (ORIGINAL & COPY)
TO THE GOVERNOR. (DANNY, ROBERT OR OTHERS)
- ACKNOWLEDGED COPY W/ ORIGINAL BLUEBACK
PLACED ON CLERK'S DESK. (Same copy given to Susan)
- FILED by: Danny, Robert or others

I MINA' BENTE SINGKO NA LIHESLA TURAN GUAHAN

2000 (SECOND) Regular Session

Date: 5/11/00 (6)

VOTING SHEET

Bill No. 367 (COR)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
AGUON, Frank B., Jr.	✓				
BERMUDES, Eulogio C.	✓				
BLAZ, Anthony C.		✓			
BROWN, Joanne M.S.		✓			
CALVO, Eduardo B.	✓				
CAMACHO, Marcel G.	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
LAMORENA, Alberto C., V	✓				
LEON GUERRERO, Carlotta A.	✓				
MOYLAN, Kaleo Scott	✓				
PANGELINAN, Vicente C.	✓				
SALAS, John C.	✓				
SANCHEZ, Simon A., II					EA
UNPINGCO, Antonio R.	✓				

TOTAL

12 2 _____ _____ 1

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



FILE

COPY

MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

April 26, 2000

(DATE)

Memorandum

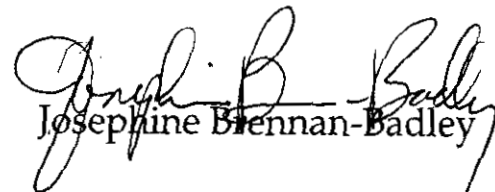
To: Senator Marcel G. Camacho

From: Clerk of the Legislature

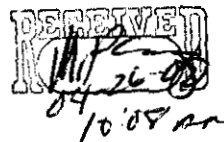
Subject: Report on Bill No. 367(COR)

Pursuant to §7.04 of Rule VII of the 25th Standing Rules, transmitted herewith is a copy of the Committee Report on Bill No. 367(COR), for which you are the prime sponsor.

Should you have any questions or need further information, please call the undersigned at 472-3464/5.


Josephine Brennan-Badley

Attachment





The Office of

Senator Marcel G. Camacho

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
Twenty-Fifth Guam Legislature

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

173 Aspinall Avenue, Hagåtña, Guam 96910
Suite 108A • Ada Plaza Center
Phones (671) **479 8261 / 62 / 63 / 64**
Facsimile (671) **472 8223**

April 26, 2000

The Honorable Antonio Unpingco, Speaker
I Mina' Bente Singko na Liheslaturan Guahan
155 Hesler St.
Hagåtña, Guam 96910

Via: Committee on Rules

Dear Mr. Speaker:

The Committee on Land, Agriculture, Military Affairs and the Arts, wishes to report out its committee report on Bill No. 367, with the recommendation **TO DO PASS**.

Committee Voting Record:

To do Pass: 5

To not Pass: _____

Abstain: _____

A copy of the Committee Report is attached for your consideration.

Sincerely yours,

MARCEL G. CAMACHO
Chairman

Attachments



The Office of

Senator Marcel G. Camacho

MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
Twenty-Fifth Guam Legislature

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

173 Aspinall Avenue, Hagåtña, Guam 96910
Suite 108A • Ada Plaza Center
Phones (671) **479 8261 / 62 / 63 / 64**
Facsimile (671) **472 8223**

March 14, 2000

MEMORANDUM

**TO: Members,
Committee on Land, Agriculture, Military Affairs and the
Arts**

FR: Chairman

RE: Bill No. 367(COR)

Transmitted herewith for your consideration is the Committee on Land, Agriculture, Military Affairs, and the Arts' Report on Bill No. 367(COR), see attached for details.

Should you have any questions please contact me or my Chief-of-Staff, Alfred Duenas.

Sincerely,

MARCEL G. CAMACHO
Chairman

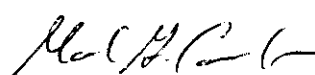


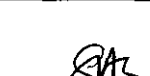

**COMMITTEE ON LAND, AGRICULTURE, MILITARY AFFAIRS
and the ARTS**

**I Mina'Bente Singko Na Liheslaturan Guåhan
Twenty-Fifth Guam Legislature**

VOTING SHEET

April 14, 2000

RE: Bill No. 367(COR): AN ACT TO ADD A NEW SECTION TO CHAPTER 61 OF THE GUAM CODE ANNOTATED RELATIVE TO RESOLVING SPLIT-ZONED SITUATIONS.

COMMITTEE MEMBERS:	SIGNATURE	TO DO PASS	TO NOT PASS	ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Marcel G. Camacho Chairman		✓			
Senator Lawrence F. Kasperbauer, Vice-Chairman					
Senator Joanne M.S. Brown					
Senator Eduardo B. Calvo		✓	/		
Senator Kaleo S. Moylan		✓	/		
Senator Simon A. Sanchez, II		✓	/		
Senator Frank B. Aguon, Jr.		✓	/		
Speaker Antonio "Tony" R. Unpingco, Ex Officio					

Committee on Land, Agriculture, Military Affairs & the Arts

Committee Report March 30, 2000

The Committee on Land, Agriculture, Military Affairs, & the Arts held a public hearing on March 30, 2000 at the Public Hearing Room at the Legislative Building. The hearing was called to order at 9:10 a.m. by the Chairman, Senator Marcel G. Camacho.

Bill No. 367(COR): AN ACT TO ADD A NEW SECTION TO CHAPTER 61 OF THE GUAM CODE ANNOTATED RELATIVE TO RESOLVING SPLIT-ZONED SITUATIONS.

Present for the hearing were Senators Frank Aguon Jr., Eduardo B. Calvo, Lawrence F. Kasperbauer, John C. Salas, Alberto Lamorena V.

Testimony Submitted by:

(None)

Summary of Testimonies:

The Chairman explained that he introduced the bill to correct action by previous legislatures who blanket rezoned private property along the major rights-of-ways and 200 feet into their boundaries to the Commercial zone. This caused lots that straddled the 200 foot boundary line to be zoned both the old zone and the new commercial zone. This bill affords the property owners who have a split-zone to select either of the two zones, and have it apply to the entire lot without having to go through a lengthy and expensive rezoning process.

Senator Salas expressed his agreement with the intent of the bill.

With no others wishing to testify on the bill, the **Chairman** stated that the bill was officially heard.

COMMITTEE FINDINGS AND RECOMMENDATIONS

Certain lots fronting major roadways were zoned "Commercial" without considering whether the entire lot or only a portion of the lot was affected. Pockets of property fronting Route 1, Route 8, and Route 15 were zoned using the two hundred- (200) feet rule. Previous Legislature would handle a re-zoning to either the higher zone designation or the lower zone designation for the entire property on a case by case basis.

Some landowners were not aware that their lot was affected by this two hundred- (200) feet rule and went along and constructed single-family housing. The government approved building plans and issued building permits without addressing the problem. Based on the government's actions, banks financed home construction or purchase of a house not knowing of the problem. The same scenario played out for owners of "Commercial" buildings.

Only when time was placed between the original construction and financing of the structure and the re-sale or refinancing of the structure did this problem surface.

There are a number of families affected by this dilemma and have approached *I Liheslatura* for a solution. Instead of continuing the previous practice of re-zoning on a case by case basis, the Committee feels that a long-range permanent solution is required. Bill No. 367 (COR) is that solution.

The Committee on Land, Agriculture, Military Affairs and the Arts to which was referred Bill No. 367 (COR) wishes to report back its **recommendation to do pass** Bill No. 367 (COR) as introduced.



MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
Kumitean Areklamento, Refotman Gubetnamento Siha, Inetnon di Nuebu, yan Asunton Fidirat

*Senator Mark Forbes, Chairman
Kabisiyon Mayurat*

17 MAR 2000

MEMORANDUM

TO: Chairman
Committee on Land, Agriculture, Military Affairs and Arts

FROM: Chairman
Committee on Rules, Government Reform, Reorganization
and Federal Affairs

SUBJECT: Principal Referral – Bill No. 367

The above bill is referred to your Committee as the Principal Committee. In accordance with Section 6.04.05. of the Standing Rules, your Committee "shall be the Committee to perform the public hearing and have the authority to amend or substitute the bill, as well as report the bill out to the Body." It is recommended that you schedule a public hearing at your earliest convenience.

Thank you for your attention to this matter.

MARK FORBES

Attachment

OFFICE OF
Marcel G. Camacho
SENATOR
Date: 3/30/00 Time: 12:17
Received By: RF

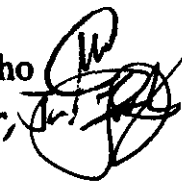
**MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session**

Bill No. 367 (COR)

Introduced by:

M.G. Camacho

F.B. Aguon, Jr.



**AN ACT TO ADD A NEW SECTION TO CHAPTER 61
OF THE GUAM CODE ANNOTATED RELATIVE TO
RESOLVING SPLIT-ZONED SITUATIONS.**

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

2 **Section 1. Legislative Findings and Intent.** *I Mina' Bente Singko Na*
3 *Liheslaturan Guahan* finds that situations exist throughout the island where a single
4 piece of property has two separate zoning designations within its boundaries, often
5 called a "split-zone". It has been the practice of the Government in the past to
6 allow the split-zone to continue and to allow the landowner to develop the property
7 based on uses permitted in either zoning designation.

8 *I Liheslaturan Guahan* further finds that problems and confusion are now
9 occurring when property owners approach lending institutions wishing to secure a
10 mortgage, or to refinance their existing mortgage. Additionally, difficulty is
11 experienced while attempting to sell the property.

12 It is the intent of *I Liheslaturan Guahan* to correct this situation, without
13 imposing any undue burden on the property owner, by offering the opportunity for

1 the owner to chose one of the two zoning designations and to have the single zoning
2 designation apply to the entire lot.

3 **Section 2. Split-zoned lots.** Whenever a lot has two separate zoning
4 designations within its boundaries, the property owner shall have the right to select
5 one of the two zones and to have it apply to the entire lot. Upon receiving a written
6 request by a property owner to correct a split-zoning situation, the Director of the
7 Department of Land Management shall approve the request, shall process all
8 necessary documents to reflect the approval, and shall update all official maps of the
9 island to indicate the zone which the property owner has chosen.

1988 Hyster E50XL-27 5500lbs cap Elec 36 volts 2 stge \$8K Batt Chgr sid sep \$1K 479-5973

AKC Female German Sheperd 3yrs old Large Bone Blk/Red \$500. Alt 3:00PM Call 734-0900

AKC German Shepherds 3 months old \$800 646-7690/477-9412 Peter

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AKC Rottweiler Pups 10wks old \$1000. After 3:00PM Call 734-0900

Pure bred only better pups Adorable Small House Pet w/ shot Only \$500 Call 477-3749

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NEUTERED FEMALE LOOKS PART SHEPHERD 1YR OLD FREE "TAKEN"

PUPPIES!!! BOXERS, SHIHTZU, SHELTIES, SHARPEIS, SAMOYED. PUG CALL 649-PETS


SMART, ALERT CALL 477-4243 10-5:40 MON TO SAT

UKC Pug 1F 3mos. Fawn Color Shots Completed \$1500 OBO 653-1641

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Pacific Daily News
 GUAM'S COMPLETE SOURCE

VEHICLES FOR BID
 CAN ONLY BE SEEN BETWEEN THE HOURS OF 2:00 TO 4:00 P.M.
"AS IS"
 **First Hawaiian Bank**
 CALL LILLIAN OR TERRI AT 475-7863
The Bank reserves the right to refuse any & all bids.

 **GUAM TELEPHONE AUTHORITY**
 ATURIDÁT TILIFON GUÁHAN
 Post Office Box 9008 • Tumon, Guam 96931
 TEL: (671) 646-7070 FAX: (671) 649-2458 or 649-3044

CARL T.C. GUTIERREZ Governor of Guam
 MADELEINE Z. BORDALLO Lt. Governor of Guam
 PEDRO R. MARTINEZ Chairman of the Board
 VINCENT P. ARRIOLA General Manager


"Request For Proposal"
GTA-P4-00
 Guam Telephone Authority announces that competitive sealed Proposal is being solicited for:
GTA-P4-00: Re-Proposal for "GTA's Financial Advisor"

The specifications together with all necessary forms and other documents are set forth in Request for Proposal No. GTA-P4-00. copies may be obtained at GTA's Purchasing Section, 2nd Floor, 642 North Marine Drive, Upper Tumon, Guam 96931.

A Pre-proposal Conference is scheduled for March 31, 2000, 10:00am, at the GTA Purchasing Conference Room, 2nd Floor. Attendance is requested but not mandatory, as information discussed could be significant.

All Proposals will be received at GTA Purchasing's Office, at 2:00 pm, April 17, 2000.

/s/ VINCENT P. ARRIOLA
 General Manager

 **DEPARTMENT OF THE TREASURY**
 U.S. CUSTOMS SERVICE
 HONOLULU, HAWAII


**NOTICE OF SEIZURE AND INTENTION TO FORFEIT
 SELL AND/OR DESTROY**

In accordance with the provisions of Section 607 of the Tariff Act of 1930 as amended (19 USC 1607), notice is hereby given of the seizure and intention to forfeit, sell and/or destroy the same:

1999-3201-000177-01, 06-26-99, \$10,100.00 U.S.Dollars., 31 USC 5317.

The above-described property was seized at the Port of Honolulu, Hawaii for violation of various provisions as noted. Any person involved in the violations desiring to claim any of the property must appear at the Office of the Port Director of Customs, 1001 Bishop Street, Pacific Tower, 25th Floor, Honolulu, Hawaii and file with said Port Director within twenty (20) days from the date of first publications of this notice, a claim to such property and a bond in the sum of \$5,000 or 10% of the value of the claimed property, whichever is lower, but not less than \$250, in default of which the property will be disposed of in accordance with the law.

/s/ Nat H. Aycox
 Port Director

 **Senator Marcel G. Camacho**
 Chariman, Committee on Land, Agriculture, Military Affairs and the Arts
 655 Healer St. Hagatña, GU 96910 • Phone: 479-8261-4 • Fax: 472-8223

PUBLIC HEARING
 Thursday, March 30, 2000 - 9:00 a.m.
 Legislative Public Hearing Room
AGENDA

CONFIRMATION: Ms. Maria Antenor Cruz, Member, Guam Land Use Commission
CONFIRMATION: Mrs. Josefina I. McDonald, Member, Guam Land Use Commission
CONFIRMATION: Ms. Bernadine G. Respicio, Member, Guam Council on the Arts & Humanities
CONFIRMATION: Ms. Cecelia C.A. Perez, Member, Guam Council on the Arts & Humanities
CONFIRMATION: Mr. Jose U. Garrido, Member, Governor's Ancestral Lands Commission

BILL NO. 259(COR): AN ACT AUTHORIZING THE TRANSFER OF LOT NO. 10053 REM PORTION-4, LOCATED IN THE MUNICIPALITY OF DEDEDO, CONTAINING AN AREA OF 1,356± SQUARE METERS, TO THE DEDEDO MUNICIPAL PLANNING COUNCIL.

BILL NO. 261(COR): - AN ACT TO ESTABLISH AN ORGANIC FARMING PROGRAM AT THE DEPARTMENT OF AGRICULTURE AND ADD A NEW §52101.1 AND §52109.1 TO CHAPTER 52, DIVISION 2, TITLE 12 (GCA), AND ADD A NEW §5006.A (GCA) TO CHAPTER 5, ARTICLE 1, TITLE 5 (GCA) RELATIVE TO ENHANCING ORGANIC FARMING ON GUAM.

BILL NO. 282(COR): AN ACT TO AUTHORIZE THE GOVERNOR TO SELL LOT NO. 5-1, BLOCK 9, TALOFOFO, TO MANUEL M. MERFALEN AND TRINIDAD C. MERFALEN.

BILL NO. 351(COR): AN ACT TO EXCHANGE TWENTY EIGHT (28) LOTS WITHIN THE PIGUA SUBDIVISION "LAND FOR THE LANDLESS PROJECT" IN THE MUNICIPALITY OF MERIZO WITH AN EQUAL AREA OF CHAMORRO LAND TRUST PROPERTY WITHIN LOT 505-R11, LOT 440-R1 AND LOT 1 BLOCK 10 IN THE MUNICIPALITY OF MERIZO AND TO DISTRIBUTE THE EXISTING LOTS 7, 8, 9 AND 10 WITHIN THE EXISTING "LAND FOR THE LANDLESS PROJECT" AND TO APPROPRIATE ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000) FROM THE LAND SURVEY REVOLVING FUND ADMINISTERED BY THE DEPARTMENT OF LAND MANAGEMENT TO SURVEY, MAP, ENGINEER AND DESIGN THE LOTS TO BE SUBDIVIDED IN LOT 505-R11, LOT 440-R1 AND BLOCK 10 LOT 1.

BILL NO. 367(COR): AN ACT TO ADD A NEW SECTION TO CHAPTER 81 OF THE GUAM CODE ANNOTATED RELATIVE TO RESOLVING SPLIT ZONED SITUATIONS.

BILL NO. 380(COR): AN ACT AUTHORIZING I MAGALAHEN GUÁHAN TO EXCHANGE A PORTION OF LOT NUMBER 10119-11-R1, MUNICIPALITY OF DEDEDO, WITH LOT NUMBER 1332 NEW, MUNICIPALITY OF HAGATÑA.

BILL NO. 405(COR): AN ACT TO AUTHORIZE I MAGALAHEN GUÁHAN TO CONVEY GOVERNMENT OWNED REAL PROPERTY IN THE MUNICIPALITY OF AGAT.

BILL NO. 406(COR): AN ACT TO AUTHORIZE I MAGALAHEN GUÁHAN TO EXCHANGE A PORTION OF AN ABANDONED PRE-WAR BULL-CART TRAIL IN THE MUNICIPALITY OF TALOFOFO.

The public is encouraged to attend.

Revised
10/1/99

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

Bill No. 367 (COR)

Introduced by:

M.G. Camacho 

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7 Department of Land Management shall approve the request, shall process all
8 necessary documents to reflect the approval, and shall update all official maps of the
9 island to indicate the zone which the property owner has chosen.