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DENR MIMAROPA RECORDS SECTIO

#### **MEMORANDUM**

FOR

The Regional Executive Director

DENR-MIMAROPA Region L & S. Bldg., Roxas Blvd.,

Ermita, Manila

**FROM** 

The OIC, PENR Officer

**SUBJECT** 

COMPLETED STAFF WORK (CSW) REPORT IN

RELATION TO THE FORESHORE LEASE APPLICATION NO. FLA-045108-002 OF WEST ISLAND RESOURCES AGGREGATES, INC. REPRESENTED BY MR. MARK JOSEPH MORALES LOCATED AT BRGY. ADELA,

RIZAL, OCC. MINDORO

Respectfully forwarded is the Memorandum dated September 21, 2022 from CENR Officer Efren L. delos Reyes, regarding the above-mentioned subject.

In this regard, please be informed that based on the CSW report, a representative from CENRO San Jose, Occidental Mindoro conducted a monitoring thru ocular inspection on the subject area and found the following:

- No development/structures has been introduced by the proponents in the 5.0 hectares foreshore area.
- A stockpiling of various aggregates, e. g. sand gravel and rocks, for the construction of a jetty port has been found in the area.

Likewise, the proponents are also advised to submit the lacking requirements as contained in the Memorandum dated July 10, 2020 from LMB Acting Director Atty. Emelyne V. Talabis, *CESE*.

For information and further evaluation.

ERNESTO E. TAÑADA



Republic of the Philippines

# Department of Environment and Natural Resources

MIMAROPA Region

Community Environment and Natural Resources Office

September 21, 2022

# **MEMORANDUM**

**FOR** 

The OIC, PENR Officer

Mamburao, Occidental Mindoro

THRU

The Chief, Technical Services Division

**FROM** 

The CENR Officer

**SUBJECT** 

COMPLETED **STAFF** WORK (CSW) REPORT **FORESHORE** RELATION TO THE LEASE APPLICATION NO. FLA-045108-002 OF WEST ISLAND RESOURCES AGGREGATES INC., REPRESENTED BY **MORALES** MR. MARK **JOSEPH** LOCATED AT

BRGY. ADELA, RIZAL, OCCIDENTAL MINDORO

In connection with the Program/Activity/Project target of this Office pertaining to the compliance monitoring of Lease/Deeds/Permits issued, respectfully forwarded is the Completed Staff Work (CSW) Report of Land Management Officer I John Senry B. Fulgar regarding the above-mentioned subject.

Please be informed that based on the monitoring report, no development/structure has been introduced in the 5.0 hectares area and the applicant continuously informed/advised to submit the lacking requirements as contained in the Memorandum dated July 10, 2020 from the Acting Director of Land Management Bureau (LMB), Atty. Emelyne V. Talabis, CESE.

Be informed further that based on records, no Foreshore Lease Application (FLA) has been approved within the jurisdiction of this Office, hence, monitoring of said FLA is being undertaken and to facilitate submission of the requirements for the processing and approval of the same.

For his information, evaluation and record.



EFREN L. DE COS REYES

RECEIVED BY: DAIL: 9121 PA

ECEIVED BY: P

ATE: 928/2022
TIME:

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BEILT, FI BA!

Brgy. Labangan, San Jose, Occidental Mindoro Tel. Number (043) 457- 0236 / (043) 742-6627

Email: cenrosanjose@denr.gov.ph



Republic of the Philippines

# **Department of Environment and Natural Resources**

MIMAROPA Region

Community Environment and Natural Resources Office

September 5, 2022

#### **MEMORANDUM**

FOR

The CENR Officer

THRU

The Chief, RPS

FROM

Land Management Officer I

SUBJECT

(CSW) COMPLETED STAFF WORK **REPORT** IN RELATION TO THE FORESHORE LEASE APPLICATION OF WEST ISLAND RESOURCES AGGREGATES INC.,

REPRESENTED BY MR. MARK JOSEPH MORALES

#### T. REFERENCE

In compliance with your directive, respectfully submitted herewith is the Completed Staff Work (CSW) Report regarding the above-mentioned subject.

#### II. BACKGROUND

West Island Resources Aggregates Inc., represented by Mr. Mark Joseph Morales, has a foreshore area covering 50,000 square meters situated at Barangay Adela, Rizal, Occidental Mindoro which is intended for the proposed jetty port.

The said area was surveyed by Geodetic Engineer, Jared Carl Colin G. Gacita on January 9, 2015, and approved by Assistant Regional Director for Technical Services, Vicente B. Tuddao Jr., Ph.D, CESO IV on May 24, 2019 with Approved Survey Plan No. Flc-045106-002-D. (see Annex "A")

The proponent applied for Foreshore Lease Application to this Office with FLA No. 045108-002 dated May 30, 2019. (see Annex "B")

Chief, Regulation and Permitting Section (RPS), Engr. Nilo P. Salvador conducted an Ocular Inspection in the premises on June 4, 2019. (see Annex "C")

This Office prepared and sent letters dated June 6, 2019 signed by Chief, RPS, Engr. Nilo P. Salvador requesting for the issuance of Certification from the heads of the following agencies/offices that the land applied for is not needed for public use (see Annex "D"), to wit:

- 1. Philippine Ports Authority (PPA)
- 2. Department of Public Works and Highways
- 3. Department of Tourism
- 4. Municipal Mayor's Office, Rizal, Occ. Mindoro
- 5. Municipal Assessor's Office, Rizal Occ. Mindoro
- 6. Bureau of Internal Revenue (BIR) Office, San Jose

Brgy. Labangan, San Jose, Occidental Mindoro Tel. Number (043) 457- 0236 / (043) 742-6627 Email: cenrosanjose@denr.gov.ph

The said application together with the necessary requirements was submitted by this Office per Memorandum dated October 9, 2019, and forwarded by the PENR Office per Memorandum dated October 15, 2019. (see Annex "E" and Annex "F")

#### SUBMITTED DOCUMENTS

- 1. Approved Survey Plan
- 2. Foreshore Lease Application
- 3. Board Resolution (Representative of the Company/Corporation)
- 4. Articles of Incorporation from the SEC
- 5. Preliminary Report of Investigation
- 6. Appraisal Report
- 7. Comment and Recommendation of the DPWH District Engineer
- 8. Comment and Recommendation of the Philippine Port Authority
- 9. Comment and Recommendation of the Department of Tourism
- 10. Comment and Recommendation of the Municipal Mayor's Office
- 11. Cost estimate of the proposed and existing improvements
- 12. Copy of Zonal Valuation from BIR
- 13. Copy of Market Value from the Municipal Assessor's Office

This Office received a Memorandum dated July 10, 2020 from the Acting Director of Land Management Bureau (LMB), Atty. Emelyne V. Talabis, CESE, together with the Memoranda dated October 29, 2020 and November 18, 2020 from the Regional Executive Director, Maria Lourdes G. Ferrer, CESO IV and the OIC, PENR Officer, Ernesto E. Tañada, respectively, regarding the comments and observations in relation to the above-cited application (see Annex "G"), to wit:

- A. The BIR Zonal Value adopted by the Appraisal Committee amounting to Php20.00 is for Swamp (A7) and Cogon (A10), and Market Value amounting to Php140.00 is the market value for Residential site which was used as basis in determining the appraisal value of the area being DENR Administrative Order No. 2010-26 provides that "If the property is classified as commercial or industrial, the appraised or re-appraised value shall not be less than the zonal value or market value thereof whichever is higher". Clearly, it states that the value for land classified as swamp, cogon and residential cannot be used in computing the appraised value of the foreshore area being applied.
- B. The Appraisal Committee computed the appraisal of the land using DAO 98-20 (Appraised Value = AV+ZV/2) instead of DAO 2010-26 (Zonal Value or Market Value whichever is higher x Area).
- C. In Memorandum dated November 14, 2019 and other documents by this Office, it was stated that the application number of the applicant is FLA No. 045106-002. However, in the attached Foreshore Application, it is FLA No. 045108-002.
- D. Since the use of the area being applied for is jetty port, they recommended to change the application from Foreshore Lease Application (FLA) to Miscellaneous Lease Application (MLA) as well as the survey symbol from FLC to MLA.

gray

ESPONSIBLE
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CENR Office

# III. ACTION TAKEN:

On December 22, 2020, this Office prepared a letter signed by In-Charge, Office of the CENRO, DMO IV Wilfredo A. Aben, and sent to the BIR Office requesting for a Copy of the Zonal Valuation for industrial land in the adjacent barangay/municipality/city of similar character as per DAO 2010-26 (to determine whether or not the value is higher than the market value) as basis for recomputation of appraisal. (see Annex "H")

On January 5, 2021, this Office prepared a letter signed by In-Charge, Office of the CENRO, DMO IV Wilfredo A. Aben, and sent to the Municipal Assessor's Office requesting for a Certification of Market Value of industrial land within the vicinity of the area applied for or if not available, in the adjacent barangay/municipality/city which is of similar character indicating the date of effectivity (to determine whether or not the value is higher than the BIR zonal value) as basis for recomputation of appraisal. (see Annex "I")

On January 12, 2021, this Office prepared a letter signed by In-Charge, Office of the CENRO, DMO IV Wilfredo A. Aben, and sent to the DPWH, MIMAROPA Region reiterating the request for the issuance of Certification that the land applied for is not covered by the priority areas for infrastructure development under the Regional Provincial Development Plan for the Province of Occidental Mindoro. (see Annex "J")

 DPWH Regional Office IV-B furnished this Office a copy of Memorandum dated January 25, 2021 from Officer-In-Charge, Office of the DPWH Regional Director, Yolanda L. Tangco, CESO IV instructing District Engineer, DPWH, Mamburao, Occidental Mindoro, Napoleon S. Famadico to assess and validate if the said foreshore area is not covered by the priority areas for infrastructure development. (see Annex "K")

guy

On April 22, 2021, this Office informed Mr. Mark Joseph Morales thru Official Letter regarding the comments and observations of Land Management Bureau (LMB) in relation to the application, and advised him to coordinate with the DPWH, MIMAROPA Region for the issuance of the said Certification/Clearance per Letter dated January 12, 2021 from this Office. (see Annex "L")

On August 18, 2022, this Office prepared and sent a letter reiterating the request for a Copy of the Zonal Valuation for industrial land from the BIR Office and a Certification of Market Value of industrial land from the Municipal Assessor's Office as basis for recomputation of appraisal. (see Annex "M")

# IV. COMMENTS

On September 1, 2022, the undersigned conducted an Ocular Inspection in the premises (see Annex "N"), and found out the following:

- The stockpiling of sand, gravel and rocks, and other materials that will be used for the on-going jetty port construction.
- No continuous improvements have been made in the said area.

#### V. RECOMMENDATIONS

In view hereof, it is respectfully recommended that:

- the comments and observations of Land Management Bureau (LMB) must be considered:
- the Foreshore Lease Application (FLA) must be *changed* to Miscellaneous Lease Application (MLA) as well as the supporting documents, and the survey symbol from *FLC* to *MLA* for the reason that the use/purpose of the area being applied for is jetty port, and;
- the applicant, West Island Resources Aggregates Inc., represented by Mr. Mark Joseph Morales shall be advised to comply the lacking requirement(s) in relation to the application, and to coordinate with the DPWH, Mamburao, Occidental Mindoro for the issuance of the Certification/Clearance per Memorandum dated January 25, 2021 from Officer-In-Charge, Office of the DPWH Regional Director, Yolanda L. Tangco, CESO IV.

For his information, evaluation and record.

JOHN SENRY B. FULGAR



described as follows:

Republic of the Philippines

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Region IV-MIMAROPA

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Brgy. Labangan, San Jose, Occidental Mindoro

NOTE: This application must be submitted in duplicate, otherwise it will be rejected.

years the tract of land

BUREAU OF LANDS NO FLAT DUTAS DOA

112/10 01 EANDS NO. 1 WIT 042/00 20000	ENTRY No
The undersigned hereby makes application under the p	provisions of Chapters VI and IX of
Commonwealth Act No.141 as amended, to lease for a periodescribed as follows:	d of 25 years the tract of land

AGRICULTURAL, FORESHORE, RECLAIMED LAND OF MISCELLANEOUS LEASE APPLICATION

DATE:

situated in the Barrio of Adela Municipality of Rizal Province of Occidental Mindoro, Island of Mindoro, Philippines, containing an area of 5.0 hectares, the shape and dimensions of said being indicated in the sketch drawn on the back of the application.

2. My name is Mark Joseph Morales, my age is 23 years; the place of my birth is PPC, Palawan, I am a citizen of Philippines and my post office address is Rurok 6-A, Lagona Silang, Can bue, I am marked/single, and the name of my wife/husband is not employed in the covernment service. employed in the government service. I possess funds and personal property as follows; with which I expect to put in beneficial use the land applied for within the period fixed by law; applicant is a corporation or association, attach a certified copy of the articles of incorporation or copartnership and evidence of its having been authorized to transact business in the Philippines.)

3. I have been upon and examined the land applied for, and it contains no improvement or indications and settlement, except as follows:

and to the best of my knowledge and belief, it is either timber nor mineral land and contains no guano or any deposit of salt or coal. The following improvements are proposed to be made on the land applied for the same to be used solely for Jetly Port purpose. (State the kind and appropriate value of proposed improvements such as house, warehouse, factories, wharves, docks, piers, etc.)( If the land will be devoted for agricultural purpose, state the crop to be raised.)

- 4. This application is made in good faith for the exclusive benefit of the applicant and not either directly or indirectly, for the benefit of any other person, corporation, association or partnership, and for the actual purposes of using the land for the object specified in this application and for no other purpose. I will not sell, assign, transfer, sublet or in any manner, encumber the land or rights and that I may acquire, without the approval of the Department of Environment and Natural Resources first had and obtained, as provided in Section 40 of Commonwealth Act 141, as amended.
- The land for is not mortgaged with the na ; a copy of the Deed of Mortgage of which is hereto attached.
- 6. I agree to defray all the expenses that might be incurred in the survey of the land applied for , in the advertisement of this application, and other legal and necessary expenses and to deposit on account thereof, such amount as to the Regional Executive Director may require and to conform to delimitation, classification, survey or resurvey of the land herein applied for.
- That I agree that a strip of forty meters wide starting from the bank on each side of any river or stream that may be found on the land that I applied for, shall be demarcated and preserved as permanent timberland to be planted exclusively to trees of known economic value, and that I shall not make any clearing thereon or utilize the same for ordinary farming purposes even after a contract of lease shall have been executed in my favor.
- 8. I am Operations Mar. a member, stockholder, officer, representative, attorney, agent, employee or bondholder of the following corporations, associations or partnerships which are engaged in agriculture and are holders of agricultural public land in the Philippines.

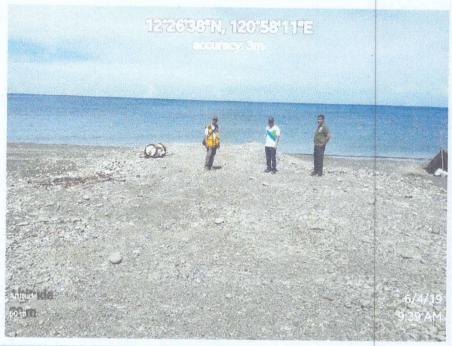
Annex "C"



Rep\_lic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
Region IV-MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

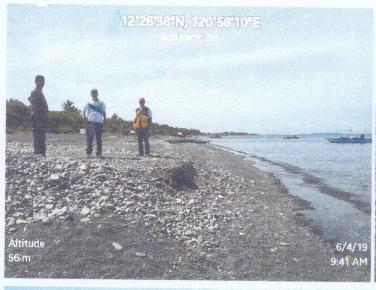
Brgy. Labangan, San Jose, Occidental Mindoro Email Address denrcenro\_sanjose@yahoo.com

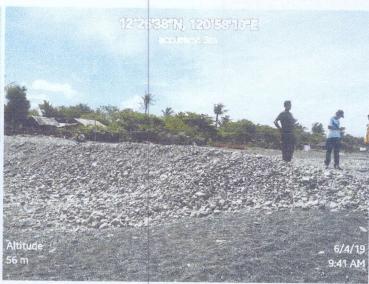
# GEOTAG PHOTOS OF WEST ISLAND RESOURCES AGGREGATES INC. Rep. by Mark Joseph Morales Brgy. Adela, Rizal, Occidental Mindoro

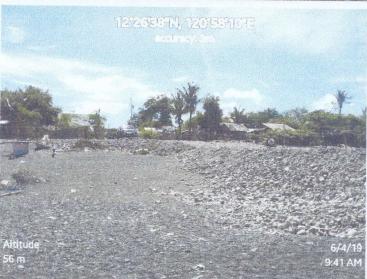










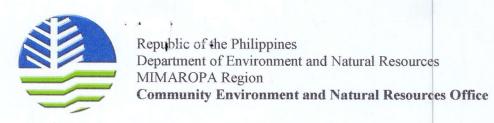












#### OFFICE OF THE MANAGER

Philippine Ports Authority San Antonio, Calapan City, Oriental Mindoro

#### SIR/MADAM:

Area

I have the honour to inform you the receipt of the following Land Application:

Kind of Application : Foreshore Lease Application No. 045106-002

Name of Applicant : West Island Resources Aggregates Inc.

Rep. by Mark Joseph Morales, Applicant

Date of Filing : June 6, 2019

Purpose of Application : Jetty Port

Location of Land

Barangay : Adela Municipality of : Rizal

Province of : Occidental Mindoro : 50,000 square meters

Description and Boundaries : N - Foreshore Area

E - Salvage Zone (25.00 m. wide)

S - Foreshore Area W - Mindoro Straight

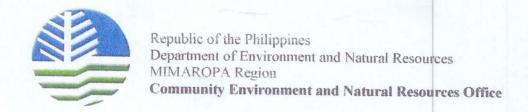
Before taking action on this application, we would like to be informed whether the land applied for will be needed by the Government for any future public improvements, whether its use and/or occupation by the applicant will obstruct any Flood Control Project of the government, and whether, for some other reason, the said land should not be disposed of. And, If needed for future public improvements, whether corresponding funds have been appropriated for the purpose.

Early attention hereto will be highly appreciated. Thank you very much.

Very truly yours,

ENGR. NILOP. SALVADOR

Chief, Regulation and Permitting Section



# SUBJECT:

WEST ISLAND RESOURCES AGGREGATES INC.

Rep. by Mark Joseph Morales, Applicant Foreshore Lease Application No. 045106-002 Area=50,000 square meters Barangay Adela, Rizal, Occidental Mindoro

# THE PORT MANAGER

Caminawit Port, San Jose, Occidental Mindoro

#### SIR/MADAM:

This is in connection with the Foreshore Lease Application (FLA No. 045106-002) applied by the West Island Resources Aggregates, Inc. Rep. by Mark Joseph Morales, for a foreshore area which is intended exclusively for Jetty Port purposes, situated at Barangay Adela, Rizal, Occidental Mindoro.

Relative thereto, it is requested from your good Office a certification/clearance that the said foreshore area is not covered by the priority areas for infrastructure development under the Municipal Development Master Plan for the Municipality of Rizal, Occidental Mindoro, once it is leased for Twenty Five (25) years in favour of the above-mentioned applicant under Chapter IX, C.A. 141 as amended.

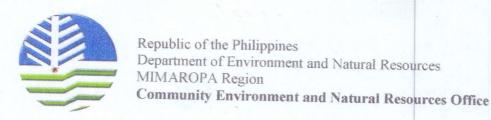
Copy of the approved survey plan is herein attached for your reference.

Hoping for you favourable action. Thank you.

Very truly yours.

ENGR. NICO P. SALVADOR
Chief, Regulation and Permitting Section

PP MOSE
REUEIULU DI GO-FA
UATE: OG-FA



# SUBJECT:

WEST ISLAND RESOURCES AGGREGATES INC.

Rep. by Mark Joseph Morales, Applicant Foreshore Lease Application No. 045106-002 Area=50,000 square meters Barangay Adela, Rizal, Occidental Mindoro

THE DISTRICT ENGINEER

DPWH, Mamburao, Occidental Mindoro

# SIR/MADAM:

This is in connection with the Foreshore Lease Application (FLA No. 045106-002) applied by the West Island Resources Aggregates, Inc. Rep. by Mark Joseph Morales, for a foreshore area which is intended exclusively for Jetty Port purposes, situated at Barangay Adela, Rizal, Occidental Mindoro.

OUBL

Relative thereto, it is earnestly requested from your good Office a certification/clearance that the said foreshore area is not covered by the priority areas for infrastructure development under the regional Provincial Development Master Plan for the Province of Occidental Mindoro, once it is leased for Twenty Five (25) years in favour of the above-mentioned applicant under Chapter IX, C.A. 141 as amended.

Copy of the approved survey plan is herein attached for your reference.

Hoping for you favourable action. Thank you.

Very truly yours,

ENGR. NILO P. SALVADOR

Chief, Regulation and Permitting Section



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region

Community Environment and Natural Resources Office

-60-

June 6, 2019

SUBJECT:

WEST ISLAND RESOURCES AGGREGATES INC.

Rep. by Mark Joseph Morales, Applicant Foreshore Lease Application No. 045106-002 Area=50,000 square meters Barangay Adela, Rizal, Occidental Mindoro

THE PROVINCIAL TOURISM OFFICER

Department of Tourism, Provincial Tourism Office, Mamburao, Occidental Mindoro

#### SIR/MADAM:

This is in connection with the Foreshore Lease Application (FLA No. 045106-002) applied by the West Island Resources Aggregates, Inc. Rep. by Mark Joseph Morales, for a foreshore area which is intended exclusively for Jetty Port purposes, situated at Barangay Adela, Rizal, Occidental Mindoro.

Relative thereto, it is earnestly requested from your good Office a certification/clearance that the said foreshore area is not covered by the priority areas for tourism development under the Provincial Tourism Master Plan for the Province of Occidental Mindoro, once it is leased for Twenty Five (25) years in favour of the above-mentioned applicant under Chapter IX, C.A. 141 as amended.

Copy of the approved survey plan is herein attached for your reference.

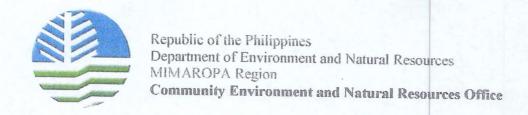
Hoping for you favourable action. Thank you.

Very truly yours,

Chief, Regulation and Permitting Section

Regulation and Permitting Section

Brgy.Labangan, San Jose, Occidental Mindoro



# SUBJECT:

WEST ISLAND RESOURCES AGGREGATES INC. Rep. by Mark Joseph Morales, Applicant Foreshore Lease Application No. 045106-002 Area=50,000 square meters Barangay Adela, Rizal, Occidental Mindoro

HON. JESUS VALDEZ Municipal Mayor Rizal, Occidental Mindoro

SIR:

This is in connection with the Foreshore Lease Application (FLA No. 045106-002) applied by the West Island Resources Aggregates, Inc. Rep. by Mark Joseph Morales, for a foreshore area which is intended exclusively for Jetty Port purposes, situated at Barangay Adela, Rizal, Occidental Mindoro.

Relative thereto, it is requested from your good Office a certification/clearance that the said foreshore area is not covered by the priority areas for infrastructure development under the Municipal Tourism Master Plan for the Municipality of Rizal, Occidental Mindoro, once it is leased for Twenty Five (25) years in favour of the above-mentioned applicant under Chapter IX, C.A. 141 as amended.

Copy of the approved survey plan is herein attached for your reference.

Hoping for you favourable action. Thank you.

Very truly yours,

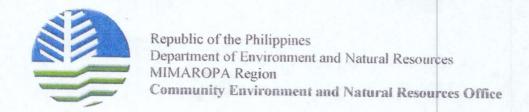
ENGRALO P. SALVADOR
Chief, Regulation and Permitting Section

OFFICE OF THE MAYOR LGU RIZAL, OCC. MDO.

RECEIVED

PATE: JUNE 6, 2016

BY: 714



THE MUNICIPAL ASSESSOR San Jose, Occidental Mindoro

SIR/MADAM:

This is in connection with the Foreshore Lease Application of the West Island Resources Aggregates Inc. Rep. by Mark Joseph Morales located at Brgy. Adela, Rizal, Occidental Mindoro.

In this regard, we would like to request a certification from you good Office as to the late BIR zonal valuation of the property including foreshore land which contains an area of 50,000 square meters. The information is needed in determining the appraisals' leasable value of the land to be administered by the CENRO Level Appraisal Committee.

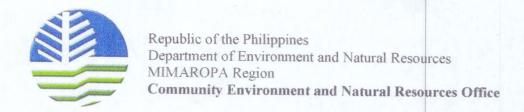
Attached is copy of approved survey plan for your reference. Looking forward on your usual cooperation.

Thank you very much.

Very truly yours.

ENGR. MLO P. SALVADOR
Chief, Regulation and Permitting Section

JOHN HER R. TESTON
GIGIG



# THE REVENUE DISTRICT OFFICER

San Jose, Occidental Mindoro

#### SIR/MADAM:

This is in connection with the Foreshore Lease Application of the West Island Resources Aggregates Inc. Rep. by Mark Joseph Morales located at Brgy. Adela, Rizal, Occidental Mindoro.

In this regard, we would like to request a certification from you good Office as to the late BIR zonal valuation of the property including foreshore land which contains an area of 50,000 square meters. The information is needed in determining the appraisals' leasable value of the land to be administered by the CENRO Level Appraisal Committee.

Attached is copy of approved survey plan for your reference. Looking forward on your usual cooperation.

Thank you very much.

Very truly yours,

ENGR. NILO P. SALVADOR



D 9 DET 2019

### **MEMORANDUM**

**FOR** 

The Regional Executive Director

DENR MIMAROPA Region 1515 L & S Bldg., Roxas Blvd.,

Ermita, Manila

THRU

The OIC, PENR Officer

DENR-PENR Office

Mamburao, Occidental Mindoro

**FROM** 

The Officer In-Charge

**SUBJECT** 

SUBMISSION OF FORESHORE LEASE APPLICATION MADE

FOR WEST ISLAND RESOURCES AGGREGATES, INC. REP. BY MARK JOSEPH MORALES OVER LOT NO. FLC-045106-002-D LOCATED AT BRGY. ADELA, RIZAL, OCCIDENTAL

**MINDORO** 

Forwarded herewith the foreshore lease application together with necessary requirements made for West Island Resources Aggregates, Inc. Rep. by Mark Joseph Morales over Lot No. Flc-045106-002-D located at Brgy. Adela, Rizal, Occidental Mindoro.

For his information and records.

RECEIVED BY. P
DATE: PINE

RELEASED BY.

DATE: TIME.



EFREN L. DELOS REYES

TSE ARECEIVED BY 326-2 FDATE POPULAGE SEA

OCT 13 2019

**MEMORANDUM** 

**FOR** 

The Regional Executive Director

DENR- MIMAROPA Region 1515 L&S Bldg., Roxas Blvd.,

Ermita, Manila

FROM

The OIC-PENR Officer

SUBJECT

SUBMISSION OF FORESHORE LEASE APPLICATION

MADE FOR WEST ISLAND RESOURCES AGGREGATES, INC. REP. BY MARK JOSEPH **OVER** LOT NO. FLC-045106-002-D LOCATED AT BRGY. ADELA, RIZAL, OCC.

**MINDORO** 

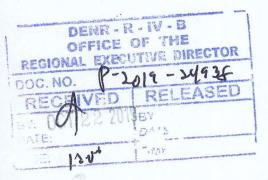
Respectfully forwarded is the Memorandum dated October 9, 2019 of OIC-CENR Officer, Efren L. Delos Reyes, together with the pertinent documents regarding the above-mentioned subject.

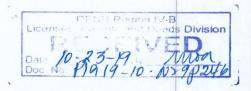
For information and record.

For the PENR Officer:

HILARIAM. VILLAFLORES
Chief, TSD PN 19

TSD-RPS







# Republic of the Philippines

# Department of Environment and Natural Resources







1 0 JUL 2020

RECO



#### **MEMORANDUM**

FOR

The Regional Executive Director

DENR, MIMAROPA Region

1515 L&S Building, Roxas Boulevard

Ermita. Manila

**FROM** 

The Acting Director

SUBJECT

APPROVAL OF APPRAISAL

FORESHORE LEASE APPLICATION NO. 045106-002 WEST ISLAND RESOURCES AGGREGATES INC. REPRESENTED BY MARK JOSEPH MORALES BRGY. ADELA, RIZAL, OCCIDENTAL MINDORO

**AREA: 50,000 SQUARE METERS** 

This refers to the appraisal relative to the Foreshore Lease Application No. 045106-002 of West Island Resources Aggregate Inc. represented by Mark Joseph Morales covering a parcel of foreshore land located in Brgy. Adela, Rizal, Occidental Mindoro for jetty port purposes with the following comments and observations.

- a. The BIR Zonal value adopted by the Appraisal Committee amounting to Php20.00 is for Swamp (A7) and Cogon (A10) and Market value amounting to Php140.00 is the market value for Residential site which was used as basis in determining the appraisal value of the area being applied. DENR Administrative Order No. 2010-26 provides that "If the property is classified as commercial or industrial, the appraised or re-appraised value shall not be less than the zonal value or market value thereof whichever is higher". Clearly, it states that the value for land classified as swamp, cogon and residential cannot be used in computing the appraised value of the foreshore area being applied.
- b. The Appraisal Committee computed the appraisal of the land using DAO 98-20 (Appraised Value = AV+ZV/2) instead of DAO 2010-26 (Zonal value or Market value whichever is higher x Area).
- c. In your Memorandum dated November 14, 2019 and other documents it was stated that the application number of the applicant is FLA No. 045106-002. However, in the attached foreshore application it is FLA No. 045108-002. Please clarify this.
- d. Since the use of the area being applied for is jetty port, we recommend to change the application from Foreshore Lease Application (FLA) to Miscellaneous Lease Application (MLA) as well as the survey symbol from FLC to MLA.

In view of the foregoing observations, it is requested that a recomputation of the appraisal be made in accordance with DAO 2010-26 using the zonal and market values of industrial land whichever is higher since the area will be used for jetty port purposes. Further, may we request for the submission of the following documents:

- 1. Recomputed Appraisal Report;
- 2. Complete Staff Work (CSW);
- 3. Concurrence of the Regional Director of DPWH
- 4. Feasibility Study;
  - 5. Certification of Market Value of **industrial** within the vicinity of the area applied for or if not available, in the adjacent barangay/municipality/city which is of similar character from the Municipal Assessor's Office indicating the date of effectivity (to determine whether or not the value is higher than the BIR zonal value);
  - 6. Copy of the Zonal Valuation from BIR for industrial in the adjacent barangay/municipality/city of similar character as per DAO 2010-26 (to determine whether or not the value is higher than the market value).

The folder containing the records is returned for your appropriate action.

ATTY. EMELYNE V. TALABIS, CESE

Department of Environment and Sisters & Section 1 Section 1 Section 2012 (Section 2012) (Section

cc:

West Island Resources Aggregates Inc. Rep. by Mark Joseph Morales Brgy. Adela, Rizal, Occidental Mindoro

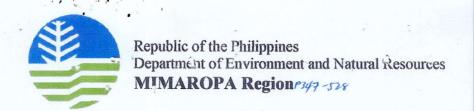
Memo-RED 4B-West Island Resources Aggregates Inc., Occidental MindoroFLA No. 045106-002) (Appraisal) DTN 20191101103 (PALS 362-4)

# CHECKLIST OF REQUIREMENTS ON FORESHORE LEASE APPLICATION (FLA) OR MISCELLANEOUS LEASE APPLICATION (MLA) (UNDER THE PROVISIONS OF CHAPTER IX, CA, 141, AS AMENDED)

Name of Applicant: wet arond recourse	1 aggregates gov.
Application No. PLA - 045 0 0 - 002	L'ocation: argy, adela, Rizal, Occidental mindoro
Survey No.: FLC - 045106 - 002 - D	Area: 5 Hectohia
	Use/Purpose getty Post

	Us	se/Purpose getty	Part		
CHECK	DOCUMENTARY REQUIREMEN	NTS	PAGE	KIND OF DOC (O,X,A)	REMARKS
	1. Approved Survey Plan	roved Survey Plan			
	2. Foreshore Lease Application or Miscellaneous L		X		
	<ul> <li>3. If applied for by a Corporation,</li> <li>a) a Board Resolution or Special Power of Att who among the Incorporators will represent company/corporation, is needed.</li> <li>b) Articles of Incorporation from the Securitie Commission</li> </ul>		×		
	4. Preliminary report of investigation		Part of the	0	
	5. Appraisal Report			0	
·	6. Comment and recommendation of the District DPWH with the concurrence of the Regional	Director of DPWH			
<b>✓</b>	7. Comment and recommendation of the Local Port concerned and/or concurrence of the General Ma	nager of PPA		Х	
	<ul><li>8. Comment and recommendation of the Departmen (if for Beach Resort purpose)</li><li>9. Environmental Compliance Certificate (ECC)</li></ul>	nt of Tourism		X	
	10. Feasibility Study and Development Plan	-			
-1	11. Cost estimate of the prepared and evictive in	1			
	11. Cost estimate of the proposed and existing impro	vements.	12.5	X	1 00 10
	12. Endorsement from CENRO, SAN JOSE TO 13. Endorsement from PENRO	ess a purch	CALO		10-09-19
		acc. MINDORD	to M	)	10-15-19
	14. Recommendation of approval of appraisal and recommendation of approval of appraisal and recommendation of the right to leave the lea				
	of the right to lease the land thru public auction to	official concerned.			
	15. Approval of appraisal and grant of authority to le	ase the land.			
	<ol> <li>Proof of payment of publication expenses if appraise more than P240.00</li> </ol>	aised value of land			
***************************************					
	17. Notice of right to lease the land.	27 1 01 11			
	<ol> <li>Proofs of posting and publication of the to Lease the land, Official Gazette, Newspaper of CENRO, Prov/Mun/City Hall.</li> </ol>	Seneral circulation,			
	19. Report of Bidding				
	20. Proof of payment of 10% of one year rental				
<b>—</b>	21. Order: Award				
	22. Proof of payment of one year rental	And the second s			
	23. Lease Contract				
	<ol> <li>Letter to applicant enclosing prepared Lease Consignature and two (2) credible witnesses duly auth</li> </ol>	tract for his			
	<ol> <li>Letter forwarding the same Lease Contract to offi his approval and signature duly notarized.</li> </ol>	cial concerned for			
-	<ol> <li>Letter to the officials concerned and applicant transithe approved Lease contract.</li> </ol>	nsmitting a copy of			
	<ul> <li>27. Others:</li> <li>a) Competent Evidence of Identity</li> <li>b) Certified true copy of Zonal Valuation fror commercial/industrial</li> </ul>	n BIR for		×	
	c) Certified true copy of Market Value from t Assessors Office for commercial/industrial	he Municipal		×	
	d) Geo-tagged Photographs e) Vicinity Map			0	





**MEMORANDUM** 

OCT 29 2020

TO

THE PENR OFFICER

Mamburao, Occidental Mindoro

**FROM** 

THE REGIONAL EXECUTIVE DIRECTOR

SUBJECT

REQUEST FOR APPROVAL OF APPRAISAL: FORESHORE LEASE APPLICATION NO. 045106-002 OF WEST ISLAND RESOURCES AGGREGATES INC. REPRESENTED BY MARK JOSEPH MORALES SITUATED IN BRGY. ADELA, RIZAL,

OCCIDENTAL MINDORO

Returned herewith is the folder containing the Foreshore Lease Application No. 045106-002 of West Island Resources Aggregates, Inc. represented by Mark Joseph Morales covering a parcel of land situated in Brgy. Adela, Rizal, Occidental Mindoro with the attached self-explanatory Memorandum dated July 10, 2020 of the Acting Director, Land Management Bureau, Quezon City.

Relative thereto, please take note on the observations of the LMB Director regarding the above-cited application as well as the computation of appraisal as stated in the attached memorandum.

For information, guidance and compliance.

143-3 d

MARIA LOURDES G. FERRER, CESO IV

Encl. stated:

Copy Furnished:

The Acting Director Land Management Bureau 880 Estuar Building, Quezon Avenue Brgy. Paligsahan, Quezon City

Department of Environmental and Natural Resources MIMAROPA Region

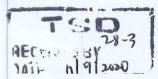




ENR by the Bay Bldg., 1515 Roxas Boulevard, Ermita, Manila 1000

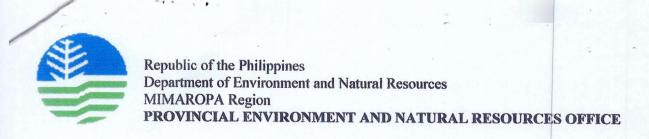
DENR VOIP (02) 8248-3367/ 8249-3367 loc. 2701

Website: http://mimaropa.denr.gov.ph Email: mimaroparegion@denr.gov.ph



Department of Environment and Natural Resources CENRO Occidental Mindoro						ADMIN- NA 867
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Addressee	CENRO				*******	
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November 18, 2020

**MEMORANDUM** 

TO

The OIC, CENR Officer NR - GENRU SAN JUSE

San Jose, Occ. Mindoro

RECEIVED IN HOODO 2312

**FROM** 

The OIC, PENR Officer

12-01-202

**SUBJECT** 

APPROVAL OF FORESHORE LEASE APPLICATION NO. 045106-002 OF WEST ISLAND RESOURCES

AGGREGATES, INC. REPRESENTED BY MARK JOSEPH MORALES SITUATED IN BARANGAY

ADELA, RIZAL, OCCIDENTAL MINDORO

Returned is the folder of Foreshore Lease Application No. 045106-002 of West Island Resources Aggregates, Inc. covering a parcel of foreshore land situated in Brgy. Adela, Rizal, Occidental Mindoro. Transmitted herewith, please see copy of the Memorandum dated July 10, 2020 of Atty. Emelyne V. Talabis, CESE, Acting Director, Land Management Bureau, relative to the appraisal of the above said foreshore land.

In this regard, please take note of the comments and observations of the LMB Director. Therefore, it is requested that computation of appraisal be made in accordance with DAO-2010-26 using the **Zonal Value** or **Market Value** whichever is higher times the total **Area** (in square meters) under the classification of industrial lands for jetty port purposes. Moreover, please submit the following documents:

1. Recomputed Appraisal Report

2. Complete Staff Work (CSW)

3. Concurrence of the Regional Director of DPWH

4. Feasibility study

Certification of Market Value of Industrial land, within the vicinity of the area applied for or if not available, in the adjacent barangay/municipality/city which is of similar character, from the Municipal Assessor's Office indicating the date of effectivity (to determine whether or not value is higher than the BIR zonal value);

6. Copy of **Zonal Valuation from BIR of Industrial land** in the adjacent barangay/municipality/city of similar character as per DAO 2020-26 (to determine whether or not the value is higher than the market value).

For information and compliance.

ERNESTO E. TAÑADA.

Amet -H"



# Republic of the Philippines Department of Environment and Natural Resources MIMAROPA Region

# **Community Environment and Natural Resources Office**

Brgy. Labangan, San Jose, Occidental Mindoro Tel. Number (043) 457- 0236 / (043) 742-6627

Email: cenrosanjose@denr.gov.ph

December 22, 2020

ROSALINDA D. CABIDOG Revenue District Officer San Jose, Occidental Mindoro WEFERRED TO:

Maam,

ROSALINDA D. CABIDOC Revenue District Offices

Isang maka-KALIKASANG pagbati po sa inyo!

This pertains to the Foreshore Lease Application of West Island Resources Aggregates Inc. represented by Mark Joseph Morales located at Barangay Adela, Rizal, Occidental Mindoro.

Pleased find attached memorandum of Land Management Bureau together with findings and recommendations on the said application. It is requested that copy of Zonal Valuation from Bureau of Internal Revenue (BIR) for industrial in the adjacent Barangay/Municipality/City of similar character be provided as our basis for re computation of appraisal report.

Anticipating your immediate response.

BUREAU OF INTERNAL REVEAU.
RDO 37 - OCCIDENTAL MINDER
ADMINISTRATIVE SECRETARIAN
DATE:

Very truly yours,

WIL FREDO A. ABEN DMO IV, In-Charge Officer of the CENRO



Republic of the Philippines Department of Environment and Natural Resources MIMAROPA Region

# **Community Environment and Natural Resources Office**

Brgy. Labangan, San Jose, Occidental Mindoro Tel. Number (043) 457- 0236 / (043) 742-6627 Email: cenrosanjose@denr.gov.ph

January 5, 2021

EMILINDA F. LABINDAO

OIC- Municipal Assessor Municipal Hall Barangay Rumbang, Rizal, Occidental Mindoro

Ma'am,

Isang maka-KALIKASANG pagbati po sa inyo!

This pertains to the approval of Foreshore Lease Application of West Island Resources Aggregates, Incorporation, represented by Mark Joseph Morales located at Barangay Adela, Rizal, Occidental Mindoro.

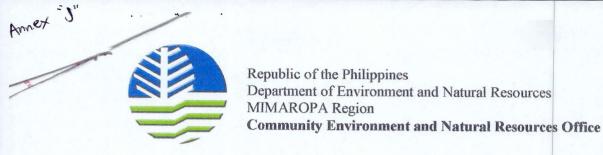
Please find attached memorandum from Land Management Bureau together with findings and recommendation on the said application. It is requested that certification of market value of industrial with in the vicinity of the area be provided as our basis in recomputation of appraisal report. (Attached is the certificate of Zonal Value of properties issued by BIR San Jose in Adela, Rizal, Occidental Mindoro for your reference).

Thank you.

Very truly yours

DMO IV, In-Charge

Officer of the CENRO



January 12, 2021

# SUBJECT:

### WEST ISLAND RESOURCES AGGREGATES INC.

Rep. by Mark Joseph Morales, Applicant Foreshore Lease Application No. 045106-002 Area=50,000 square meters Barangay Adela, Rizal, Occidental Mindoro

#### YOLANDA L. TANGCO

OIC, Regional Director Department of Public Works and Highways MIMAROPA Region EDSA, Quezon City

#### MADAM:

This is in connection with the Foreshore Lease Application (FLA No. 045106-002) applied by the West Island Resources Aggregates, Inc. Rep. by Mark Joseph Morales, for a foreshore area which is intended exclusively for Jetty Port purposes, situated at Barangay Adela, Rizal, Occidental Mindoro.

Relative thereto, it is earnestly requested from your good Office a certification/clearance that the said foreshore area is not covered by the priority areas for infrastructure development under the regional Provincial Development Master Plan for the Province of Occidental Mindoro, once it is leased for Twenty Five (25) years in favour of the above-mentioned applicant under Chapter IX, C.A. 141 as amended.

Copy of the approved survey plan and certification of District Engineer Office Mamburao, Occidental Mindoro are herein attached for your reference.

Hoping for you favourable action. Thank you.

Very truly yours

WILFREDO'A. ABEN

Development Management Officer IV In-Charge, Office of the CENRO



#### Republic of the Philippines DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS A 66 94 **REGIONAL OFFICE IV-B**

EDSA, Quezon City

H-26-2021 403 FILENO

January 25, 2021

#### **MEMORANDUM**

TO

: NAPOLEON S. FAMADICO

Mamburao, Occidental Mindoro

JENR - CENRO SAN JUSE MIMAROPA REGION Mindoro Occidental District Engineering Office (VE) # 2021-19

Furnished is the letter of Mr. Wilfredo A. Aben, Development Management Officer IV, In-Charge, Office of the Community Environment and Natural Resources Office (CENRO) relative to their request for certification/clearance that the proposed foreshore area at Barangay Adela, Rizal, Occidental Mindoro is not covered by the priority areas for infrastructure development under the regional Provincial Development Master Plan.

In this regard, please assess and validate if the said location does not encroach to our projects as enumerated below:

PROJECT NAME	AMOUNT (P'000)	FUNDING SOURCE
Busuanga River Control (Adela Section), Rizal,     Mindoro Occidental Lone District	40,000.00	GAA 2016
2. Construction of Busuanga River Flood Control Structures (Adela Section), Rizal, Occidental Mindoro	56,550.00	GAA 2018
3. Construction of Busuanga River Control Structure (Adela Section-Phase 2), Rizal, Occidental Mindoro	40,000.00	GAA 2018
<ol> <li>Construction of Flood Control Structures along Busuanga River, (Adela Section), Rizal, Occidental Mindoro</li> </ol>	35,000.00	GAA 2019
5. Construction of Flood Control Project, Busuanga River (Adela Section), Rizal, Occidental Mindoro	50,000.00	GAA 2020
6. Construction of Local Road at Brgy. Adela, Rizal, Occidental Mindoro	1,500.00	GAA 2021

Further, coordinate with the provincial government of Occidental Mindoro for future projects since former District Engineer Josefino M. Melgar certified that the said Foreshore Area will not be needed in any infrastructure development.

For your appropriate action.

YOLANDA ID YANGCO, CESO IV Officer-In-Charge Office of the Regional Director

CC: WILFREDO A. ABEN, Regulation and Permitting Section, Community Environment and Natural Resources Office (CENRO) MIMAROPA Region, Brgy. Labangan, San Jose, Occidental Mindoro

R4B.1\RLE\OKVG





# Republic of the Philippines DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS

# MINDORO OCCIDENTAL DISTRICT ENGINEERING OFFICE

REGIONAL OFFICE IV-B Mamburao, Occidental Mindoro

# CERTIFICATION

THIS IS TO CERTIFY THAT the Foreshore Area situated at Barangay Adela, Rizal, Occidental Mindoro, this province, as shown in the approved Plan of Land (Foreshore Lease) as surveyed for West Island Resources Aggregates Inc. (Rep. by Mark Joseph Morales), will not be needed by this office in any infrastructure development.

This Certification was issued based on the said approved Plan of Land (copy attached), which shows that there is no existing road network of national roads in the said Foreshore Area as requested by Engr. Nilo P. Salvador, Chief, Regulation and Permitting Section, Community Environment and Natural Resources Office, Brgy. Labangan, San Jose, Occidental Mindoro.

Issued this 10th day of June 2019 at Mamburao, Occidental Mindoro, for whatever legal purpose it may serve.

JOSEFINO M. MELGAR

District Engineer

Murx L

# Republic of the Philippines Department of Environment and Natural Resources MIMAROPA Region

# **Community Environment and Natural Resources Office**

Brgy. Labangan, San Jose, Occidental Mindoro Tel. Number (043) 457- 0236 / (043) 742-6627 Email: cenrosanjose@denr.gov.ph

APR 2 2 2021

MARK JOSEPH MORALES
WEST ISLAND RESOURCES AGGREGATES INC.
So. Sapang Palay, Central,
San Jose, Occidental Mindoro

Sir,

Isang maka-KALIKASANG pagbati po sa inyo.

This is in connection with your Foreshore Lease Application covered by FLA-No. 045106-002 located at Brgy. Adela, Rizal, Occ. Mindoro.

Please be informed that based on the evaluation and observation by the Land Management Bureau on your application, there are some lacking requirements that is necessary to be submitted particularly the concurrence of the Regional Director of DPWH. Based on the records, this office sent letter addressed to OIC-Regional Director of DPWH, MIMAROPA Region on January 12, 2021, requesting for Certification/Clearance that the foreshore area applied for is not covered by the priority areas for infrastructure development. As a result, on January 25, 2021, Yolanda L. Tangco Officer-In-Charge, Office of the Regional Director already advised Mr. Napoleon S. Famadico, District Engineer of Mindoro Occidental District Engineering Office to assess and validate those projects covered by Provincial Development Master Plan (see attached letter).

In this regard may we request that your office/company do coordinate with the DPWH for the issuance of said Certification/Clearance.

Thank you.

Very truly yours,

EFREN L. DELOS REYES
Officer-In-Charge

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Republic of the Philippines

**Department of Environment and Natural Resources** 

**MIMAROPA** Region

Community Environment and Natural Resources Office

August 18, 2022

CE OF THE MIINICIPAL ASSES

SUBJECT:

WEST ISLAND RESOURCE AGGREGATES INC.

Rep. by Mr. Mark Joseph Morales, Applicant Foreshore/Miscellaneous Lease Application Area = 50,000 square meters Brgy. Adela, Rizal, Occidental Mindoro

THE MUNICIPAL ASSESSOR Rizal, Occidental Mindoro

Sir/Madam:

Isang maka-KALIKASANG pagbati po sa inyo!

This is in connection with the Foreshore/Miscellaneous Lease Application of West Island Resource Aggregates Inc., represented by Mr. Mark Joseph Morales covering 50,000 square meters foreshore area situated at Brgy. Adela, Rizal, Occidental Mindoro.

In this regard, we would like to request a certification from your good Office of the present Assessed Valuation of the property including foreshore land in the said locality. The information is needed in determining the appraisals' leasable value of the land to be administered by the CENRO Level Appraisal Committee.

Attached is copy of approved survey plan for your reference.

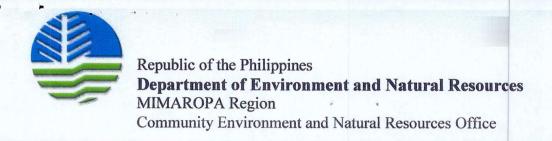
Thank you very much and anticipating your usual support and favorable action.

Very truly yours,

EFRENL. DELOS REYES

CENR Officer

Brazz I ahangan Can Inga Oggidantal Mindago



August 18, 2022

# SUBJECT:

WEST ISLAND RESOURCE AGGREGATES INC.

Rep. by Mr. Mark Joseph Morales, Applicant Foreshore/Miscellaneous Lease Application Area = 50,000 square meters Brgy. Adela, Rizal, Occidental Mindoro

#### THE REVENUE DISTRICT OFFICER

Rizal, Occidental Mindoro

Sir/Madam:

Isang maka-KALIKASANG pagbati po sa inyo!

This is in connection with the Foreshore/Miscellaneous Lease Application of West Island Resource Aggregates Inc., represented by Mr. Mark Joseph Morales covering 50,000 square meters foreshore area situated at Brgy. Adela, Rizal, Occidental Mindoro.

In this regard, may we are respectfully request for a Certification of the present BIR Zonal and Assessment Value of the Land per square meters for Commercial purposes on the area for our reference and guidance in processing said application as per DENR Administrative Order No. 2010-26, series of 2010.

Attached is copy of approved survey plan for your reference.

Thank you very much and anticipating your usual support and favorable action.

Very truly yours,

EFREN L. DELOS REYES
CENR Officer

Brgy. Labangan, San Jose, Occidental Mindoro



Republic of the Philippines

# Department of Environment and Natural Resources

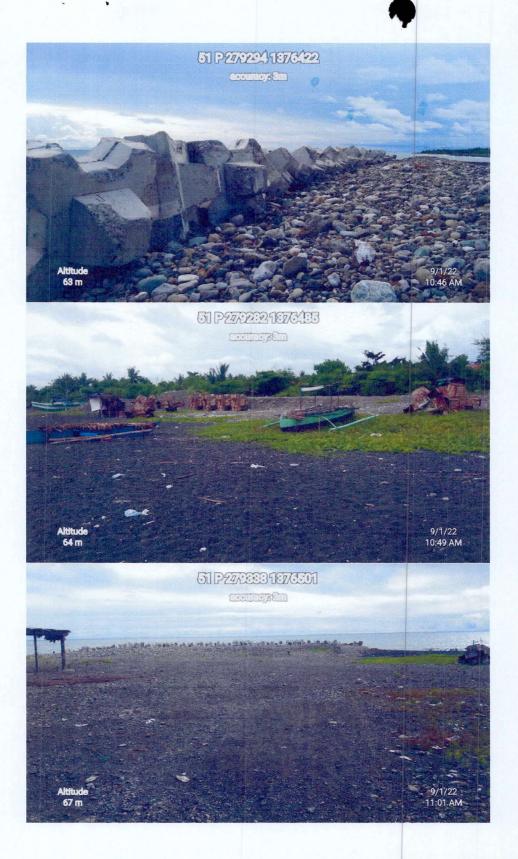
MIMAROPA Region

Community Environment and Natural Resources Office

GEO-TAGGED PHOTOS OF OCULAR INSPECTION ON LOT AT BRGY. ADELA, RIZAL,
OCC. MINDORO IN RELATION TO FORESHORE LEASE APPLICATION (FLA) OF
WEST ISLAND RESOURCES AGGREGATES INC., REPRESENTED BY MR. MARK JOSEPH MORALES



Brgy. Labangan, San Jose, Occidental Mindoro Tel. Number (043) 457- 0236 / (043) 742-6627 Email: cenrosanjose@denr.gov.ph aple



On September 1, 2022, the undersigned conducted an Ocular Inspection in the premises, and found out the following:

The stockpiling of sand, gravel and rocks, and other materials that will be used for the on-going jetty port construction. No continuous improvements have been made in the said premises.