



Republic of the Philippines  
Department of Environment and Natural Resources  
**MIMAROPA REGION**  
Provincial Environment and Natural Resources Office

March 29, 2023

**MEMORANDUM**

**FOR :** The Regional Executive Director  
DENR MIMAROPA Region

**ATTENTION:** The Chief  
Licenses, Patents and Deeds Division

**FROM :** The OIC-PENR Officer

**SUBJECT :** **REPORT RE: THE COMPLAINT AGAINST ALLEGED CONSTRUCTION SITE WITHIN THE SALVAGE ZONE AREA IN ORIENTAL MINDORO [E-2023-101909]**

<b>DENR MIMAROPA RECORDS SECTION RECEIVED</b>	
<b>APR 14 2023</b>	
E-2023-101909-ED	
<input type="checkbox"/> INCOMING	<input type="checkbox"/> OUTGOING
BY: _____	DATE NO. _____
TIME: _____	

Forwarded herewith is the report submitted by Investigation Team of PENRO Oriental Mindoro regarding complaint against alleged construction site within salvage zone area in Oriental Mindoro from Mr. Allan Leuterio.

Based on the report of the team, the alleged construction was the existing concrete pathway which was damaged by typhoon last November 2022. Portion of the damaged pathway was reconstructed by the vlogger of which the fund was donated by one of their subscribers and they vlogged it for the donor.

Further, the team recommended for the actual easement delineation and demarcation along the coastal areas within the municipality to determine the exact measurement of the easement. Hence, fund allocation for the said demarcation shall be allocated. Accordingly, issuance of Notice to Vacate (NTV) to possible violators shall be of jurisdiction of NWRB as per verbal instruction of the Regional Executive Director.

For information, consideration and further instruction.

  
**ALAN L. VALLE**

Tracking No.: 2303000136

TSD/RPS

Ilang-ilang St., Sitio II, Suqui, Calapan City, Oriental Mindoro  
DENR Contact Nos. (043) 288-3017, Tel. Fax No. 288-3006



March 27, 2023

**MEMORANDUM**

**FOR :** The OIC-PENR Officer

**THRU :** The Chief, Technical Services Division

**FROM :** The Investigation Team

**SUBJECT :** **REPORT RE: THE COMPLAINT AGAINST ALLEGED CONSTRUCTION SITE WITHIN THE SALVAGE ZONE AREA IN ORIENTAL MINDORO [E-2023-101909]**

As per instruction from the OIC-PENRO, the undersigned personnel conducted investigation on the area regarding the complaint against alleged construction site within salvage zone area in Oriental Mindoro from Mr. Allan Leuterio.

**I. FACTUAL BACKGROUND AND REFERENCES**

- An email dated November 15, 2022 from Mr. Alan Leuterio was sent to the Office of the Secretary via email address [osec@denr.gov.ph](mailto:osec@denr.gov.ph) and [aksyonkalikasan@denr.gov.ph](mailto:aksyonkalikasan@denr.gov.ph) on November 10, 2022.
- Mr. Alan Leuterio allegedly complaint for the reconstruction of ripraps damaged by waves along coastal area using concrete materials which he saw in the video vlog of Kasister Merry in youtube, and he believes within the salvage zone area.
- USEC for Field Operations Luzon & Visayas and Environment, Atty. Juan Miguel T. Cuna, CESO I, referred the matter to DENR MIMAROPA Region as per Memorandum dated January 20, 2023 which was received on February 10, 2023.
- The OIC, Assistant Regional Director for Technical Services, Maximo C. Landrito, referred the same to PENRO Oriental Mindoro directing to conduct an immediate investigation in coordination with the parties concerned to determine the veracity of the complaint, as per memorandum dated February 20, 2023 duly received at PENRO on March 06, 2023.
- The said instruction / memorandum was then referred to the PENRO Regulation and Permitting Section – Survey Unit headed by Engr. Elizabeth D. Moreno-Mesina dated March 8, 2023 and received on March 13, 2023.

**II. ACTIONS TAKEN**

On March 22, 2023, the team proceeded with the LGU of Bulalacao to coordinate and verify the exact location of the vlogger involved in the complaint and the location of the shoreline being captured in the video. The team found out that the location of the shoreline being the subject of the complaint is in Barangay San Francisco, Bulalacao.

Then the team went to Barangay San Francisco and coordinated with the Barangay Officials and confirmed the whereabouts of Kasister Merry Vlogger (Merry B. Magcalayo). Barangay Concilor Reynaldo P. Zalde and Barangay Tanod Liezel R. Soriano of San Francisco who were the officer on duty in the Barangay that day, assisted the team in conducting site inspection.

The team discovered that the said shoreline has an existing concrete path way about 1-meter wide used as access road of all the residents residing in the beach front. During the



March 27, 2023

**MEMORANDUM**

**FOR** : The OIC-PENR Officer  
**THRU** : The Chief, Technical Services Division  
**FROM** : The Investigation Team  
**SUBJECT** : **REPORT RE: THE COMPLAINT AGAINST ALLEGED CONSTRUCTION SITE WITHIN THE SALVAGE ZONE AREA IN ORIENTAL MINDORO [E-2023-101909]**

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The team discovered that the said shoreline has an existing concrete path way about 1-meter wide used as access road of all the residents residing in the beach front. During the



typhoon that hit the province last quarter of year 2022, portions of the said path way was damaged due to heavy waves. According to the Barangay Secretary, Ms. Renalyn S. Panganiban, the Barangay already submitted Resolution and requested funds for the rehabilitation of said pathway (from Sitio Alimawan to Coro Coro) amounting to Php176,432.33, and still waiting for the approval and downloading of funds. More or less 20 households are inhabiting along the shoreline that will be benefited of the project. See attached copy of said resolution.

On the other hand, as per interview with Merry B. Magcalayo and his brother, Edralin B. Magcalayo, one of their subscribers donated for a fund for the reconstruction of the portion of the damaged pathwalk, and they vlogged it to show to the donor to where the money was spent.

### III. FINDINGS

Based on the Article 51 of PD 1067 or the Water Code of the Philippines, 20-meter legal easement shall be observed for public use considering that Barangay San Francisco is classified as rural barangay. As per inspection, most of the residential houses are built within the 20-meter easement zone.


Per information from some of the residents, years ago, the shoreline is far from the actual shoreline now which changes as time goes by. Per interview, some residents have their title on the land they occupy, but others don't have title. According to the Barangay officials, residents along the shoreline were already warned not to reside thereat because they are the primary problem when typhoon comes to their locality.

### IV. RECOMMENDATIONS

It is recommended that actual easement delineation and demarcation be done along the coastal areas within the municipality to exactly determine the measurement of easement. Residents that might violate onto the legal easment shall be issued with Notice to Vacate (NTV). Likewise, IEC campaign on different enviromental laws shall also be done to be able for them (residents) to be familiarize on the different laws, rules and regualtions being implemented by DENR. Appropriate funds for these activities shall be requested and allocated.

Further, rehabilitation of the pathway probably of great help them to protect their property from erosion during heavy waves. The barangay is hereby advised to fast track the rehabilitation project to protect the land and the residents.

Barangay Officials be advised to strictly observed the strict issuance of permits for the construction of permanent structures within the 20-meter easement zone.

  
**JOSE SOHRABL. TOLENTINO**  
UW I

  
**ELEGIO C. HIO**  
FT II

  
**DALIA G. BIGTAS**  
Special Investigator I

  
**ELIZABETH D. MORENO-MESINA**  
Engineer III



Republic of the Philippines  
Province of Oriental Mindoro  
Municipality of Bulalacao  
**BARANGAY SAN FRANCISCO**



**OFFICE OF THE SANGGUNIANG BARANGAY**

*Barangay Hall, San Francisco, Bulalacao, Oriental Mindoro*

**EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BARANGAY OF SAN FRANCISCO, BULALACAO, ORIENTAL MINDORO HELD LAST DECEMBER 5, 2022 AT BARANGAY SESSION HALL.**

**PRESENT:**

Hon. Elgorio D. Nuestro Jr.	-	Presiding Officer / Punong Barangay
Hon. Jocelyn E. Vicente	-	Sangguniang Brgy. Member
Hon. Reynaldo P. Salde	-	Sangguniang Brgy. Member
Hon. Alejandro A. Esog Jr.	-	Sangguniang Brgy. Member
Hon. Rosana S. Asidor	-	Sangguniang Brgy. Member
Hon. Rogelio E. Panganiban	-	Sangguniang Brgy. Member
Hon. Rudy Boy M. Isug	-	Sangguniang Brgy. Member
Hon. Freddie S. Eje	-	Sangguniang Brgy. Member
Hon. Herbert A. Vicente	-	Sangguniang Kabataan Chairperson

**ABSENT**

X-----X

**APPROPRIATION ORDINANCE NO. 4 S-2022**  
**Supplemental Budget No. 3**


**APPROPRIATING THE AMOUNT OF ONE HUNDRED SEVENTY SIX THOUSAND FOUR HUNDRED THIRTY TWO PESOS AND THIRTY THREE CENTAVOS (P176,432.33) TAKEN FROM CONTINUING PROJECT TO WIT:**

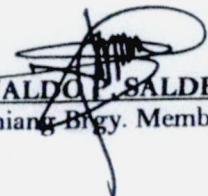
<b>FROM</b>		<b>TO</b>	
20% Continuing Project	176,432.33	Rehabilitation of Pathway (Sitio Alimawan to Coro Coro)	176,432.33
<b>TOTAL EXPENDITURES</b>			<b>P176,432.33</b>

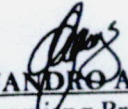
**RESOLVED, AS IT IS HEREBY RESOLVED, APPROPRIATE THE AMOUNT OF ONE HUNDRED SEVENTY SIX THOUSAND FOUR HUNDRED THIRTY TWO PESOS AND THIRTY THREE CENTAVOS (P176,432.33) TAKEN FROM CONTINUING PROJECT TO REHABILITATION OF PATHWAY (Sitio Alimawan to Coro Coro)**

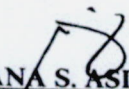
**ON MOTION OF** Sangguniang Brgy. Member Jocelyn E. Vicente duly seconded by all members presents, foregoing was.....

**APPROVED.** 5<sup>th</sup> day of December 2022 at San Francisco, Bulalacao, Oriental Mindoro.

  
**JOCELYN E. VICENTE**  
Sangguniang Brgy. Member

  
**REYNALDO P. SALDE**  
Sangguniang Brgy. Member

  
**ALEJANDRO A. ESOG JR.**  
Sangguniang Brgy. Member



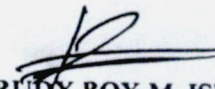
**ROSANA S. ASIDOR**

Sangguniang Brgy. Member



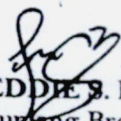
**ROGELIO E. PANGANIBAN**

Sangguniang Brgy. Member



**RUDY BOY M. ISUG**

Sangguniang Brgy. Member



**FREDDIE S. EJE**


Sangguniang Brgy. Member



**HERBERT A. VICENTE**

Sb Chairperson

ATTESTED BY:



**RENALYN S. PANGANIBAN**

Barangay Secretary

APPROVED:



**ELGORIO D. NUESTRO JR.**

Punong Barangay



Republic of the Philippines  
Province of Oriental Mindoro  
Municipality of Bulalacao  
**BARANGAY SAN FRANCISCO**



**OFFICE OF THE BARANGAY DEVELOPMENT COUNCIL**

*Barangay Hall, San Francisco, Bulalacao, Oriental Mindoro*

**EXCERPTS FROM THE MINUTES OF THE BARANGAY DEVELOPMENT COUNCIL MEETING OF BARANGAY OF SAN FRANCISCO, BULALACAO, ORIENTAL MINDORO HELD LAST DECEMBER 5, 2022 AT BARANGAY SESSION HALL.**

**PRESENT:**

Hon. Elgorio D. Nuestro Jr.	- Presiding Officer / Punong Barangay
Hon. Jocelyn E. Vicente	- Sangguniang Brgy. Member
Hon. Reynaldo P. Salde	- Sangguniang Brgy. Member
Hon. Alejandro A. Esog Jr.	- Sangguniang Brgy. Member
Hon. Rosana S. Asidor	- Sangguniang Brgy. Member
Hon. Rogelio E. Panganiban	- Sangguniang Brgy. Member
Hon. Rudy Boy M. Isug	- Sangguniang Brgy. Member
Hon. Freddie S. Eje	- Sangguniang Brgy. Member
Hon. Herbert A. Vicente	- SanG. Kabataan Chairperson
Ms. Maria Lisa G. Piana	- Alimawan E/S Representative
Mr. Garry A. Piana	- Religious Sector Representative
Mr. Leonido Tañedo	- NGO Representative
Mr. Reginio G. Amonggo	- Barangay Treasurer

**ABSENT**

X-----X


**RESOLUTION NO. \_\_\_\_ - SERIES 2022**

**RESOLUTION RECOMMENDING THE APPROVAL OF SUPPLEMENTAL BARANGAY INVESTMENT PLAN INCLUDING PROJECT SUCH AS REHABILITATION OF PATHWAY (Sitio Alimawan to Coro Coro) AMOUNTING ONE HUNDRED SEVENTY SIX THOUSAND FOUR HUNDRED THIRTY TWO PESOS AND THIRTY THREE CENTAVOS (P176,432.33) TAKEN FROM CONTINUING PROJECT.**


**RESOLVED AS IT HEREBY RESOLVED, RECOMMENDING THE APPROVAL SUPPLEMENTAL BARANGAY INVESTMENT PLAN INCLUDING PROJECT SUCH AS REHABILITATION OF PATHWAY (Sitio Alimawan to Coro Coro) AMOUNTING ONE HUNDRED SEVENTY SIX THOUSAND FOUR HUNDRED THIRTY TWO PESOS AND THIRTY THREE CENTAVOS (P176,432.33) TAKEN FROM CONTINUING PROJECT.**


**RESOLVED FINALLY**, to submit copy of this Resolution to the Office of the Municipal Budget Office for his/her perusal and documentation.

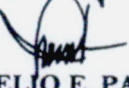
**APPROVED.** 5<sup>th</sup> day of December 2022, San Francisco, Bulalacao, Oriental Mindoro.


  
JOCELYN E. VICENTE  
Sangguniang Brgy. Member


  
REYNALDO P. SALDE  
Sangguniang Brgy. Member

  
ALEJANDRO A. ESOG JR.  
Sangguniang Brgy. Member


  
ROSANA S. ASIDOR  
Sangguniang Brgy. Member

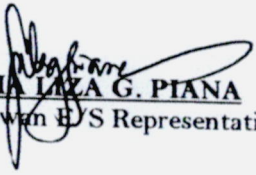
  
ROGELIO E. PANGANIBAN  
Sangguniang Brgy. Member


  
RUDY BOY M. ISUG  
Sangguniang Brgy. Member

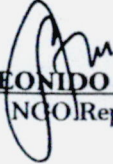
  
**FREDDIE S. EJE**  
Sangguniang Brgy. Member

  
**HERBERT A. VICENTE**  
SK Chairperson

  
**REGINIO G. AMONGGO**  
Barangay Treasurer

  
**MARIA LIZA G. PIANA**  
Alimawan E/S Representative

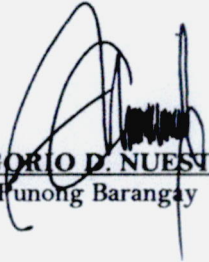
  
**GARRY A. PIANA**  
Religious Sector Representative

  
**LEONIDO TAÑEDO**  
NGO Representative

ATTESTED BY:

  
**RENALYN S. PANGANIBAN**  
Barangay Secretary

APPROVED:

  
**ELGORIO D. NUESTRO JR.**  
Punong Barangay



Republic of the Philippines  
Province of Oriental Mindoro  
Municipality of Bulalacao  
**BARANGAY SAN FRANCISCO**



## OFFICE OF THE SANGGUNIANG BARANGAY

*Barangay Hall, San Francisco, Bulalacao, Oriental Mindoro*

### STATEMENT OF UNEXPENDED BALANCE As of DECEMBER 2022

**Municipality:** Bulalacao, Oriental Mindoro


**Barangay:** SAN FRANCISCO


**Fund:** SURPLUS 2021 (20% DF)

#### Object of Expenditures

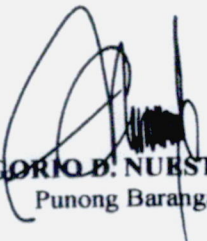
OFFICE	APPROPRIATION	ALLOTMENT	EXPENDITURE	UNEXPENDED BALANCE
SURPLUS 2021	<b>₱176,432.33</b>	<b>₱176,432.33</b>		<b>₱176,432.33</b>
<b>TOTAL</b>	<b>₱176,432.33</b>	<b>₱176,432.33</b>		<b>₱176,432.33</b>

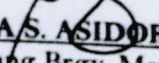
We hereby certify under oath that the above unexpended balance is free of any obligation or encumbrance and is still available for realignment only within the same expense class.


  
**JOCELYN E. VICENTE**  
Chairperson – Comm. On Appropriation.

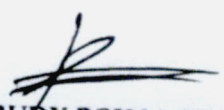
  
**REGINIO G. AMONGGO**  
Barangay Treasurer


Attested by:

  
**ELGORIO B. NUESTRO JR.**  
Punong Barangay


  
ROSANA S. ASIDOR  
Sangguniang Brgy. Member

  
ROGELIO E. PANGANIBAN  
Sangguniang Brgy. Member

  
RUDY BOY M. ISUG  
Sangguniang Brgy. Member

  
FREDDIE S. EJE  
Sangguniang Brgy. Member

  
HERBERT VICENTE  
SK Chairman

  
REGINIO G. AMONGGO  
Barangay Treasurer

ATTESTED BY:

  
RENALYN S. PANGANIBAN  
Barangay Secretary

APPROVED:


  
ELGORIO D. NUESTRO JR.  
Punong Barangay


**SUPPLEMENTAL INVESTMENT PROGRAM  
PRIORITY FOR DEVELOPMENT PROJECTS BY 2022  
FUNDED**

Barangay: **SAN FRANCISCO**  
City/Municipality: **BULALACAO**  
Province: **ORIENTAL MINDORO**


AIP Reference Code	Project/Program Activity Description	Implementing Office/Unit	Schedule of Implementation		Expected Outputs	Fundin g Sources	AMOUNT (In Thousand Pesos)			
			Start Date	Completion Date			Personal Services (PS)	MOOE	Capital Outlay (CO)	Total
8000-01-15	REHABILITATION OF PATHWAY (Sitio Alimawan to Coro coro)	PB	December 2022	Dec 2022	Pathway Rehabilitate	Surplus 2021			176,432.33	176,432.33

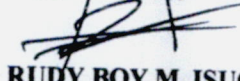
*Note: Formulated and endorsed by the Barangay Development Council (BDC) in a Planning Workshop conducted last December 5, 2022 for the approval of the..*


  
**JOCELYN E. VICENTE**  
Sangguniang Brgy. Member


  
**REYNALDO S. SALDE**  
Sangguniang Brgy. Member

  
**ALEJANDRO A. ESOG JR.**  
Sangguniang Brgy. Member

  
**ROSANA S. ASIDOR**  
Sangguniang Brgy. Member

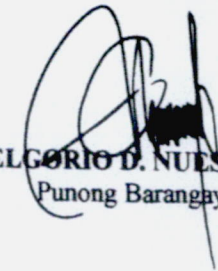
  
**RUDY BOY M. ISUG**  
Sangguniang Brgy. Member

  
**ROGELIO E. PANGANIBAN**  
Sangguniang Brgy. Member

  
**FREDDIE S. EJE**  
Sangguniang Brgy. Member

  
**HERBERT A. VICENTE**  
SK Chairperson

Approved by:


  
**ELGORIO D. NUESTRO JR.**  
Punong Barangay

Province of Oriental Mindoro  
Municipality of Bulalacao  
Barangay SAN FRANCISCO

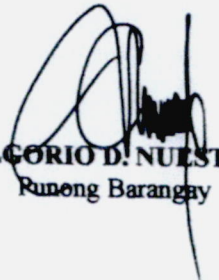
**SUPPLEMENTAL BUDGET**

Object of Expenditure	Account Code	Proposed Amount (Budget Year)	Expected Results	Performance Indicator
REHABILITATION OF PATHWAY (Sitio Alimawan to Coro coro)		176,432.33	Pathway Rehabilitate	___mtr of pathway rehab from Sitio Alimawan to Coro Coro

Prepared by:

  
**REGINIO G. AMONGGO**  
Barangay Treasurer

Approved by:


  
**ELGORIO D. NULSTRO JR.**  
Punong Barangay

**STATEMENT OF SUPPLEMENTAL APPROPRIATION FY 2022**  
**MUNICIPALITY OF BULALACAO**

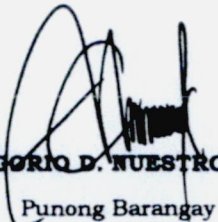
SUPPLEMENTAL BUDGET NO. 2 FY. 2022

Implementing Office	Particular/Purpose	AIP Code	Object of Expenditure	Account Code	Amount
1	2	3	4	5	6
Barangay	REHABILITATION OF PATHWAY (Sitio Alimawan to Coro coro)	8000-01-15	Pathway Rehabilitate		176,432.33
GRAND TOTAL					176,432.33

PREPARED BY:

  
**REGINIO D. AMONGGO**  
 Brgy. Treasurer

APPROVED BY:

  
**ELGORIO D. NUESTRO JR.**  
 Punong Barangay


**STATEMENT OF FUNDING SOURCE  
(SUPPLEMENTAL BUDGET NO. 3)**

**Fiscal Year 2022**

**Municipality of Bulalacao**

Particular	Account Classification	Amount
1.0 New Revenue Source		
2.0 Actual Collection in Excess of the estimated Income		
3.0 Savings		
4.0 Realignment		
<i>Reversion of Unexpended Balances of Current appropriation - General Fund (Exhibit A)</i>		176,432.33
5.0 Reversion		
<b>TOTAL ESTIMATED INCOME</b>		<b>176,432.33</b>

Certified Correct:

  
**REGINIO C. AMONGGO**

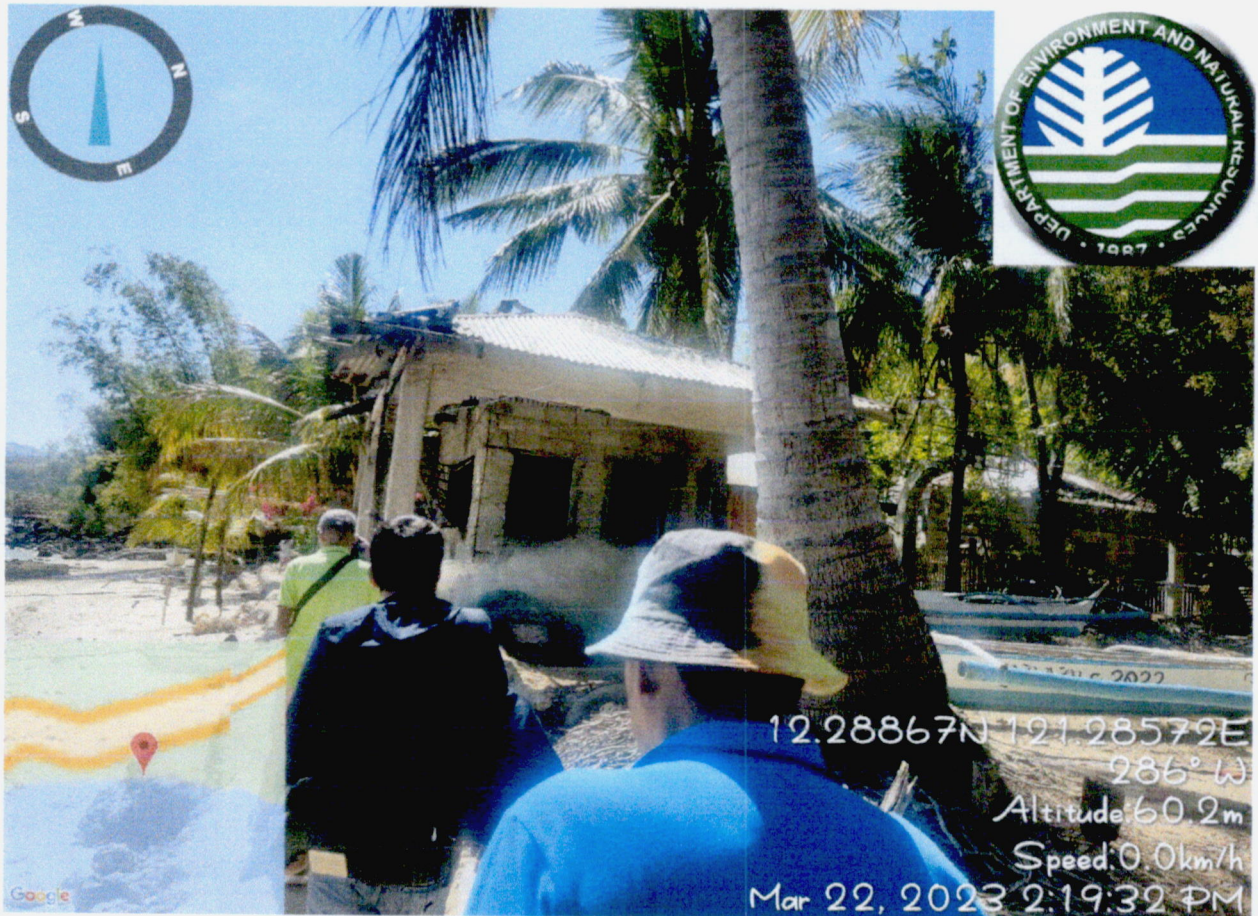
Brgy. Treasurer

  
**ELGORIO D. NULSTRO JR.**

Punong Barangay



Republic of the Philippines  
Department of Environment and Natural Resources  
**MIMAROPA REGION**  
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Ilang-ilang St., Sitio II, Suqui, Calapan City, Oriental Mindoro  
DENR Contact Nos. (043) 288-3017, Tel. Fax No. 288-3006



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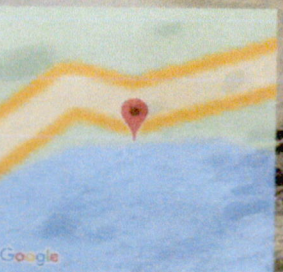
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12.28867N 121.28582E  
273° W  
Altitude: 59.2m  
Speed: 0.0km/h  
Mar 22, 2023 2:19:14 PM



12.28858N 121.28334E  
251° W  
Altitude: 61.8m  
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Mar 22, 2023 1:59:06 PM



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