

**REPUBLIC OF THE PHILIPPINES  
BATANGAS CITY**

**OFFICE OF THE SANGGUNIANG PANLUNGSOD**

**EXCERPT FROM THE MINUTES OF THE SPECIAL SESSION HELD BY THE  
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY  
ON DECEMBER 7, 2017 AT THE SANGGUNIANG SESSION HALL**

**PRESENT:**

|   |                   |
|---|-------------------|
| Hon. Emilio Francisco A. Berberabe Jr., | Presiding Officer |
| Hon. Aileen Grace A. Montalbo,          | Councilor         |
| Hon. Glenn M. Aldover,                  | “                 |
| Hon. Sergie Rex M. Atienza,             | “                 |
| Hon. Oliver Z. Macatangay,              | “                 |
| Hon. Armando C. Lazarte,                | “                 |
| Hon. Karlos Emmanjuel A. Buted,         | “                 |
| Hon. Julian B. Villena,                 | “                 |
| Hon. Gerardo A. Dela Roca,              | “                 |
| Hon. Nestor E. Dimacuha,                | “                 |
| Hon. Angelito “Dondon” A. Dimacuha,     | ABC-Rep.          |

**ABSENT:**

|                            |           |
|----------------------------|-----------|
| Hon. Alyssa Renee A. Cruz, | Councilor |
| Hon. Hamilton G. Blanco,   | “         |
| Hon. Nelson J. Chavez,     | “         |

“On motion of Councilor Dela Roca seconded by Councilor Angelito “Dondon” Dimacuha, the following Resolution was Adopted:

**RESOLUTION NO. 371 S. 2017**

**RECOMMENDING THE APPROVAL OF THE APPLICATION FOR RENEWAL OF  
ZONING/LOCATIONAL CLEARANCE OF MERBAU CORPORATION (JG SUMMIT  
HOLDINGS) FOR THE PROPOSED 2X300 MW COAL-FIRED POWER PLANT TO BE  
LOCATED AT BARANGAY PINAMUCAN IBABA, BATANGAS CITY**

**WHEREAS**, the Merbau Corporation (JG Summit Holdings Inc.) applies for the renewal of the Zoning/Locational Clearance of its proposed 2x300 MW Coal-fired power plant to be located at Barangay Pinamucan Ibaba, Batangas City;

**WHEREAS**, the Sangguniang Panlungsod had approved the Zoning/Locational Clearance of the proposed project on June 20, 2016 thru Resolution No. 144 S. 2016 but the same clearance is considered automatically revoked after the lapse of one (1) year by the failure of the applicant to commence the development/construction activities, as provided in the clearance itself;

**WHEREAS**, no new detail or aspect is introduced for the project and its specific remain unchanged;

**NOW THEREFORE**, be it Resolved, as it is hereby resolved, by the Sangguniang Panlungsod in session assembled, to recommend as it hereby recommends the approval of the application for the Renewal of the Zoning/Locational Clearance of Merbau Corporation (JG Summit Holdings) for the proposed 2x300 MW Coal-fired power plant to be located at Barangay Pinamucan Ibaba, Batangas City, subject to the terms and conditions stated in the Evaluation Report of the CPDO Zoning Division which is hereby attached as Annex “A” and made integral part of this Resolution.

**APPROVED.”**

**Continuation of Resolution No. 371 S. 2017**


**RECOMMENDING THE APPROVAL OF THE APPLICATION FOR RENEWAL OF ZONING/LOCATIONAL CLEARANCE OF MERBAU CORPORATION (JG SUMMIT HOLDINGS) FOR THE PROPOSED 2X300 MW COAL-FIRED POWER PLANT TO BE LOCATED AT BARANGAY PINAMUCAN IBABA, BATANGAS CITY**

---

**SPONSOR : COUN. GERARDO A. DELA ROCA  
COMMITTEE ON ENVIRONMENT, URBAN  
DEVELOPMENT, LAND USE AND ZONING**

---

I hereby certify that the foregoing Resolution No. 371 S. 2017 was approved by the Sangguniang Panlungsod of Batangas City during its Special Session held on December 7, 2017.

  
**ATTY. OLIVA D. TELEGATOS**  
Secretary  
Sangguniang Panlungsod

**ATTESTED:**

(The Presiding Officer declines to affix his signature  
based on the attached manifestations.)  
**EMILIO FRANCISCO A. BERBERABE, JR.**  
Presiding Officer

**ODT/ystingchuy...**



Republic of the Philippines  
Batangas City

## Office of the City Vice Mayor

### MANIFESTATION

Date : 07 December 2017

Subject : **RECOMMENDING THE APPROVAL OF THE ZONING/LOCATIONAL CLEARANCE OF JG SUMMIT HOLDINGS FOR 2X300 M.W. COAL FIRED POWER PLANT TO BE LOCATED IN BARANGAY PINAMUCAN IBABA, BATANGAS CITY**

Noon at ngayon hindi nagbabago ang aking hangarin para sa aking mga kababayan.

Ako bilang isang halal ng bayan na nagsusulong ng adbokasiya para sa kalusugan, ako bilang isang ordinaryong mamamayan na nakikipag-ugnayan sa mga usaping panlipunan, ako na isang doktor na sumumpa na magbigay proteksyon sa bawat buhay na ipinagkatiwala sa akin, ako bilang isang ama na tagapagtaguyod ng pamilya at ako na isang kristyano na sumusunod sa utos ng Dakilang Lumikha ay muling naninindigan sa aking pasya.

Gusto ko ligtas kayo.

Gusto ko healthy kayo.

No to Coal-Fired Power Plant!

Mabigat man ang aking kamay, balot man ng lungkot ang aking puso, subalit dahil nagpasya ang karamihan at anim (6) ang sumang-ayon, dalawa(2) lamang ang tumutol, dalawa (2) ang nag-inhibit at tatlo (3) ang liban, ang panukala ay aprubado.

Nilagdaan ngayong ika-7 ng Disyembre taong dalawang libo't labimpito.

  
HON. EMILIO FRANCISCO A. BERBERABE, JR.  
City Vice Mayor

REPUBLIC OF THE PHILIPPINES  
BATANGAS CITY

OFFICE OF THE SANGGUNIANG PANLUNGSOD

COMMITTEE REPORT


Since the application is merely for the renewal of the Zoning/Locational Clearance previously granted, and considering further that all the details of the proposed project had been scrutinized by the Sangguniang Panlungsod a year ago and that there is no new detail introduced in this renewal-application, the Committee recommends the approval of the renewal and reiterate the same terms and conditions provided in the original approval.


Therefore, the Committee recommends the following:

1. The adoption of this Committee Report.
2. The approval of the application for renewal subject to the same terms and conditions of the original approval.

**Respectfully submitted,** December 6, 2017.

**COMMITTEE ON ENVIRONMENT, URBAN DEVELOPMENT,  
LAND USE AND ZONING**

  
**COUN. GERARDO A. DELA ROCA**  
Chairman

  
**SERGIE REX M. ATIENZA**  
Member

  
**COUN. ARMANDO C. LAZARTE**  
Member

  
**COUN. JULIAN B. VILLENA**  
Member

**COUN. ALYSSA RENEE A. CRUZ**  
Member



Republic of the Philippines  
Batangas City

**City Planning and Development Office**

City Hall Complex, P. Burgos Street, Batangas City 4200  
Tel. Nos.: (043) 723-1832 (telefax) / 773-6100 loc. 2090 & 2092 (CPDC) /  
2093 (ACPDC) / 2091 (Admin. Division) / 2094 (Zoning Division)  
email add: [cpdobatangacity@yahoo.com](mailto:cpdobatangacity@yahoo.com)

**EVALUATION REPORT**

**NAME OF APPLICANT** : **MERBAU CORPORATION  
(JG SUMMIT HOLDINGS)  
By: Mr. Candido A. Cafirma**

**ADDRESS/ TEL.NO.** : **42/F Robinsons - Equitable Tower  
#4 ADB Ave., Ortigas Center,  
Pasig City, Metro Manila  
(02) – 395-3800 to 03  
(02) 395- 2674**

**NAME OF AUTHORIZED REPRESENTATIVE** : **MR. MARINO D. AGBAYANI  
VP – Expansion Project and Government  
Affairs**

**ADDRESS OF AUTHORIZED REPRESENTATIVE** : **Brgy. Simlong, Batangas City**

**PROJECT TYPE** : **Proposed 2 X 300 MW COAL -FIRED  
POWER PLANT**

**PROJECT LOCATION** : **Barangay Pinamucan Ibaba,  
Batangas City**

**PROJECT AREA** : **Approx. 50.0 hectares**

**RIGHT OVERLAND** : **Owner  
TCT Nos. T- 22828, T 22830, T- 23894,  
T-26391, T- 26392 and T - 23893**

**PROJECT COST** :

**PROJECT CLASSIFICATION** : **Heavy Industrial Use  
(Project of Environment/Economic  
Significance)**

**SITE ZONING CLASSIFICATION** : **Heavy Industrial Zone (HIZ)**

**SUBJECT** : **Application for Renewal of Zoning/Locational Clearance of Merbau Corporation (JG Summit Holdings) for the proposed 2 X 300 MW Coal – Fired Power Plant to be located at Barangay Pinamucan Ibaba, Batangas City.**

## **A. DESCRIPTION OF THE PROJECT SITE**

1. The project site of the proposed 2 X 300 MW is the 50.0 hectares property of the proponent located at barangay Pinamucan Ibaba, Batangas City.
2. The project site has a flat terrain which is bounded by the following:

North – boundaries of Pinamucan Ibaba and  
Pinamucan Proper/ Batangas Bay Road  
East – Batangas Bay Road/Residential Settlement  
South – Proponent's Tank Farm Expansion  
West – Batangas Bay / reclaimed area/jetty

## **D. EVALUATION OF FACTS**

1. The project site of the proposed 2 X 300 MW Coal Fired Power Plant located at barangay Pinamucan Ibaba, Batangas City is within the designated Heavy Industrial Zone (HIZ) per the Batangas City Zoning Ordinance.
2. The proposed 2 X 300 MW Coal – Fired Power Plant was granted Zoning/Locational Clearance (Z/LC) on September 26, 2016 wherein one of the conditions re: "This Zoning/Locational Clearance shall be automatically revoked if the project is not commenced within one (1) year from the date of issuance of this clearance"which expired on September 26, 2017.
3. At present, the proponent has not yet started any activity relative to the development/construction of the proposed Coal Fired Power Plant at the project site.
4. The EMB-DENR as of the moment has not yet granted the Environmental Compliance Certificate (ECC) being applied for by the proponent to the proposed Coal Fired Power Plant.

## **RECOMMENDATIONS**

The application for renewal of the Zoning/Locational Clearance of the Merbau Corporation (JG Summit Holdings, Inc.) for the proposed 2 X 300 MW Coal Fired Power Plant is being recommended for appropriate actions of the Sangguniang Panlungsod subject to the following conditions:

1. The Zoning / Locational Clearance granted to the project shall not be taken, or considered or be interpreted as permit or approval for the construction of the proposed project;
2. The proponent shall comply with all the requirements of the concerned national and local government agencies and all other applicable provisions of existing laws and ordinances, prior to the start of the construction of the project;
3. The proponent shall not conduct or start any construction activity within the project site without the required Environmental Compliance Certificate (ECC) from the EMB - DENR, City Environmental Certificate (CEC) from the City ENRO, permits from the City Engineering Office and other clearances and permits from the concerned national and local government agencies.
4. The proponent shall comply with the provisions of City Ordinance No. 08 Series of 1994, otherwise known as "Ordinance Providing Priority in Employment or Work to Qualified Barangay Residents";
5. No expansion, alteration and/or improvement shall be introduced in the project site without prior clearance/permit from the city government;


6. The proponent shall comply with the provisions of the Batangas City Environment Code (City Ordinance No. 6 S. 2010);
7. The buildings /structures/facilities to be constructed in the project site shall be in accordance with the rules and regulations and specifications prescribed by the National Building Code, the Structural Code of the Philippines and other applicable national laws;
8. The proponent shall provide at least five percent (5%) of the total land area of the project site for greening purposes including the establishment of buffer zone planted with trees along its property lines adjacent to residential settlement (Sitio Soriano).
9. The proponent shall provide systems /facilities for the proper collection/disposal of domestic solid wastes that will be generated during the construction and operational phases of the project;
10. The portion of the project site which is adjacent or near to a residential settlement shall be used for structures and facilities that will not be hazardous to the lives and properties of the nearby residents;
11. The proponent shall require all the contractors and sub – contractors of the project to secure Mayor’s permit prior to the conduct of any activity in the project site.
12. The proponent shall adopt a construction strategy aimed at minimizing disturbance to the environment and human activities. Works must be coordinated and cleared with the local officials at the barangay level in accordance with applicable and relevant laws, rules, regulations and ordinances.
13. The proponent shall pay all the required taxes, fees and charges to be imposed for the project by the city government.
14. Any activity that will endanger the general welfare, safety and health of the residents, after due verification, shall be the basis for the revocation of this clearance and will immediately cause the termination of the project construction or operation.
15. The proponent shall allow at anytime, even without prior notice, authorized city government officials/employees to conduct an on- the spot inspection and monitoring of all the activities within the project site.
16. The proponent shall submit to the City Planning and Development Office a quarterly progress report relative to its compliance to the conditions stipulated in the zoning / locational clearance granted to the project.
17. The proponent shall comply with all the conditions setforth in the Sangguniang Panlungsod Resolution No. 144 Series of 2016 dated June 20, 2016;
18. The proponent shall comply with all the conditions stipulated in the decision of the City Zoning Board of Adjustments and Appeals dated August 30, 2016;
19. The proponent shall execute a Memorandum of Agreement among all stakeholders such as the barangay, the city government and affected community organizations as a requirement in the establishment and operationalization of the Multi-Partite Monitoring Team, Environmental Monitoring Fund, Environmental Guarantee Fund and establishment of tree parks and open spaces within the project site;
20. The storage area for coal shall comply the distance standards of the EMB - DENR and applicable international laws from any residential settlement and built – up area, and the proponent shall provide adequate measures to contain any pollution that will be emitted by the coal stock yard;
21. Any misrepresentation, false statement or allegation proven in contrary to the issuance of this decision shall be sufficient ground or basis for the revocation of this clearance;
22. Any valid complaint against the operation of the project from the affected residents shall be sufficient ground or basis for the immediate stoppage of its operation;
23. The proponent shall settle all the complaints and obligations from the affected residents at their own expense following the rules and procedures of the project’s Multi – Partite

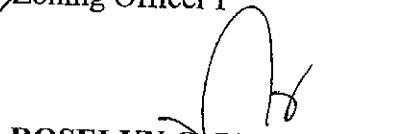
Monitoring Team, Environmental Monitoring Fund and the Environmental Guarantee Fund.

24. The transfer of ownership of the project carries with it the responsibility of complying with all the abovesaid conditions, the transfer of which shall be made known to this office through a written notification by herein grantee within fifteen (15) days from such transfer.
25. This Zoning/Locational Clearance shall be automatically revoked if the project is not commenced within one (1) year from the date of issuance of this clearance.


**November 27, 2017**

Prepared by:

  
**ALEX M. GONDA**  
Zoning Officer I

  
**ROSELYN G. BERBERABE**  
Zoning Officer III

  
**MICHELLE A. FESTIJO**  
Zoning Officer II

  
**DELIA M. LICARTE**  
Zoning Officer IV

Noted by:

  
**JANUARIO B. GODOY C.E., EnP**  
City Planning & Development Coordinator





**JG SUMMIT  
PETROCHEMICAL  
CORPORATION**

Better Life Through Innovation

October 19, 2017

**HON. BEVERLEY ROSE D. MARINO**  
City Mayor  
Batangas City

Dear Mayor Marino,

JG Summit Holdings Inc. was issued a Locational/Zoning Clearance (ZLC# 42840) by the City Government on September 26, 2016 for the proposed Power Plant Project in Barangay Pinamucan ibaba, Batangas City with one-year validity to construct as prescribed by law. For reasons beyond our control, our Environmental Clearance Certificate (ECC) from the Department of Environment and Natural Resources (DENR) have not been issued yet, hence, we have not started the construction of the plant. In view of this, we humbly request for the extension of the validity period of our locational clearance.

Rest assured that we intend to proceed with the construction of the project and continue to be your strong partner in the Batangas City development that is pro-life, pro-people and pro-environment.

We surely hope that this request will merit your kind approval.

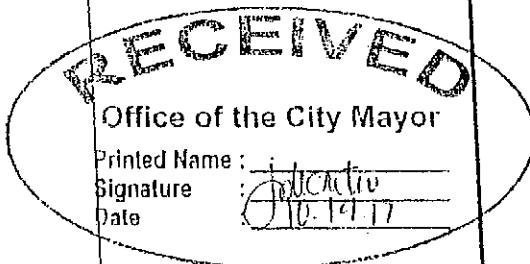
Thank you very much.

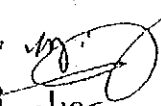
Sincerely,

  
**MARINO C. AGBAYAN**  
VP-Expansion Projects and Govt. Affairs

Attachment: Zoning Locational Clearance

Copy Furnished: Office of the Congressman of Batangas 5th District



REC'D:   
10/19/17

G/F Robinsons Cybergate Center Tower 1  
6D9A con Pioneer Street  
Mandaluyong City, Philippines 1550

+632 396 3800 to 03

+632 395 2674

www.jgspetrochem.com

Assessed by: \_\_\_\_\_



Republic of the Philippines  
Batangas City  
**CITY PLANNING AND DEVELOPMENT OFFICE**  
City Hall Complex, LRDC Bldg., P. Burgos St., Batangas City 4200  
**ZONING DIVISION**  
Telephone: (043) 733 6100 loc 2094

Application No.: \_\_\_\_\_  
CZC No. \_\_\_\_\_  
Date Received: \_\_\_\_\_

O.R. No. \_\_\_\_\_  
Date Issued \_\_\_\_\_  
Amount Paid \_\_\_\_\_

**APPLICATION FOR CERTIFICATE OF ZONING COMPLIANCE /  
LOCATIONAL CLEARANCE (CZC/LC)**

|  |  |
|--|--|
| 1. Name of Applicant<br><b>Cafirma Candido A.</b><br><small>Last First Middle</small>                              | 2. Name of Corporation<br><b>Merbau Corporation (JG Summit Holdings)</b>   |
| 3. Address / Tel. No. of Applicant<br><b>42F Robinsons Equitable Tower, ADB Avenue, Ortigas Center, Pasig City</b> | 4. Address / Tel. No. of Corporation<br><b>42F Robinsons Equitable Tower, ADB Avenue, Ortigas Center, Pasig City</b>   |
| 5. Name of Authorized Representative<br><b>Candido A. Cafirma</b>  | 6. Address of Authorized Representative<br><b>42F Robinsons Equitable Tower, ADB Avenue, Ortigas Center, Pasig City</b>  |
| 7. Project Type<br><b>Coal Fired Power Plant</b>   | 8. Project Area in sq. m.)<br>Lot Area <b>500,000 sqm</b><br>Bldg. Area _____  |
| 9. Project Location<br><b>Barangay Pinamucan Ibaba, Batangas City</b>  | 10. Right over Land (TCT/TD No. _____)<br><input type="checkbox"/> Own <input type="checkbox"/> Lessee <input type="checkbox"/> With Consent <input type="checkbox"/> Others |
| 11. Project Cost (In words and figures)<br><p style="text-align: right;"><b>(Php 2,000,000,000.00)</b></p>         |  |
| 12. Signature of Applicant<br><b>Candido A. Cafirma</b>  | 13. Signature of Authorized Representative<br><b>Marino D. Agbayani</b>  |

REPUBLIC OF THE PHILIPPINES)  
Batangas City ) S.S.

SUBSCRIBED AND SWORN TO before me this NOV 17 2017 day of \_\_\_\_\_, 2017 in Batangas City Province of Batangas exhibited to me his/het passport with Passport No. EC1977306 issued at \_\_\_\_\_ on \_\_\_\_\_

Doc. No.: 122  
Page No.: 2/1  
Book No.: W3  
Series of: 2017

PEPITO D. MENDOZA  
NOTARY PUBLIC  
UNTIL DECEMBER 31, 2018  
PTR NO. 282639-1-4-17 BATS. CITY  
**NOTARY PUBLIC**  
IBF NO. 1022607-ATTN: MOLLINO, 26834  
TIN NO. 123-694-575  
MCLE NO. V-6009554

**ASSESSMENT OF FEES FOR LOCATIONAL CLEARANCE**

Certificate of Zoning Compliance (CZC) Php \_\_\_\_\_  
Additional Fee \_\_\_\_\_  
Total \_\_\_\_\_ Php \_\_\_\_\_

Assessed by: \_\_\_\_\_