

**REPUBLIC OF THE PHILIPPINES
BATANGAS CITY**

OFFICE OF THE SANGGUNIANG PANLUNGSOD

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY
ON JUNE 14, 2022 VIA ZOOM APPLICATION**

PRESENT:

Hon. Emilio Francisco A. Berberabe Jr.,	Presiding Officer
Hon. Alyssa Renee A. Cruz,	Councilor
Hon. Aileen Grace A. Montalbo,	“
Hon. Nestor E. Dimacuha,	“
Hon. Karlos Emmanjuel A. Buted,	“
Hon. Gerardo A. Dela Roca,	“
Hon. Oliver Z. Macatangay,	“
Hon. Nelson J. Chavez,	“
Hon. Julian B. Villena,	“
Hon. Michael Thomas T. Pastor,	“
Hon. Isidra “Ched” M. Atienza,	“
Hon. Maria Aleth A. Lazarte,	“
Hon. Lorenzo A. Gamboa, Jr.,	“
Hon. Angelito “Dondon” A. Dimacuha,	ABC-Rep.
Hon. Marjorie A. Manalo,	SK-Fed. Pres.

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

RESOLUTION NO. 127 S. 2022

**APPROVING THE APPLICATION FOR ZONING/LOCATIONAL CLEARANCE OF
PILIPINAS SHELL PETROLEUM CORPORATION FOR THE PROPOSED SHELL
IMPORT FACILITY TABANGAO (SHIFT) TO BE LOCATED IN BARANGAY
TABANGAO AMBULONG, BATANGAS CITY**

WHEREAS, Pilipinas Shell Petroleum Corporation applies for Zoning/Locational Clearance for the proposed Shell Import Facility Tabangao (SHIFT) to be located in Barangay Tabangao Ambulong, Batangas City.

WHEREAS, the proposed project SHIFT of the Pilipinas Shell Petroleum Corporation shall pave the way to the conversion of the refinery plant to an import terminal facility which aims to optimize the company’s asset portfolio and enhance its cost-and-supply chain competitiveness.

WHEREAS, the project site is within the designated Industrial-3 (I-3) Zone per the Batangas City Integrated Zoning Ordinance.

NOW THEREFORE, be it resolved, as it is hereby resolved by the Sangguniang Panlungsod in session assembled, to approve as it hereby approves the application for Zoning/Locational Clearance of Pilipinas Shell Petroleum Corporation for the proposed Shell Import Facility Tabangao (SHIFT) to be located in Barangay Tabangao Ambulong, Batangas City.

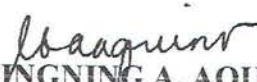
UNANIMOUSLY APPROVED.”

Continuation of Resolution No. 127 S. 2022

**APPROVING THE APPLICATION FOR ZONING/LOCATIONAL CLEARANCE OF
PILIPINAS SHELL PETROLEUM CORPORATION FOR THE PROPOSED SHELL
IMPORT FACILITY TABANGAO (SHIFT) TO BE LOCATED IN BARANGAY
TABANGAO AMBULONG, 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. 127 S. 2022 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on June 14, 2022.


LUNINGNING A. AQUINO
Board Secretary III

NOTED:


ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED:


EMILIO FRANCISCO A. BERBERABE, JR.
Presiding Officer

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**Republic of the Philippines
Batangas City**

OFFICE OF THE SANGGUNIANG PANLUNGSOD

COMMITTEE REPORT

**TO: The Presiding Officer and Members
Sangguniang Panlungsod
Batangas City**

**FROM: The Joint Committees
Committee on Environment, Urban Development, Land Use and Zoning
Committee on Engineering and Public Works**

SUBJECT: Application for Zoning/Locational Clearance of Pilipinas Shell Petroleum Corporation for the Proposed Shell Import Facility Tabangao (SHIFT) to be Located in Brgy. Tabangao, Batangas City

The Joint Committees held a hearing on the subject Application of Pilipinas Shell Petroleum Corporation on May 26, 2022 at the Sangguniang Panlungsod Session Hall. Aside from the Vice Mayor and City Councilors, the representatives of PSPC in the persons of Anna Cristina Estandarte and Benj Ilagan, and CPDO officers Engr. Roselyn Berberabe and Engr. Edgar Festijo, attended the Joint Committee Hearing.

The proposed project SHIFT of the PSPC project shall pave the way to the conversion of the refinery plant to an import terminal facility which aims to optimize the company's asset portfolio and enhance its cost-and-supply chain competitiveness. The project site is the same site of the now non-operational refinery of the PSPC in Tabangao Ambulong, Batangas City. The project will include the construction of assets such as tanks, pipelines, and office/building structures, installation of equipment for the maintenance of assets, decommissioning and abandonment/demolition of redundant assets.

The project site is within the designated Industrial-3 (I-3) Zone per the Batangas City Integrated Zoning Ordinance. The Applicant has secured Environmental Compliance Certificate for the project from the EMB-DENR, as well as the required Barangay Clearance from Brgy. Tabangao Ambulong, Batangas City.

The recommendations of the City Planning and Development Office in its Evaluation Report on the subject application is adopted by the joint Committees.

RECOMMENDATION:

1. The approval of the application for Zoning/Locational Clearance of Pilipinas Shell Petroleum Corporation for the Proposed Shell Import Facility Tabangao (SHIFT) to be Located in Brgy. Tabangao, Batangas City, subject to compliance with the conditions stated in the Evaluation Report of the City Planning and Development Office attached as Annex "A";
2. The adoption of this Committee Report.

Respectfully submitted. June 14, 2022.

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


COUN. GERARDO A. DELA ROCA
Chairman

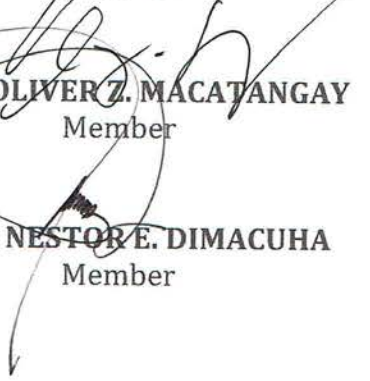

COUN. ALYSSA RENEE A. CRUZ
Member


COUN. MARJORIE A. MANALO
Member


COUN. JULIAN B. VILLENA
Member

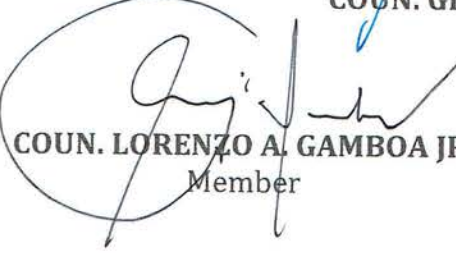

COUN. OLIVER Z. MACATANGAY
Member


COUN. NELSON J. CHAVEZ
Member


COUN. NESTOR E. DIMACUHA
Member

COMMITTEE ON ENGINEERING AND PUBLIC WORKS

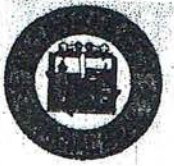

COUN. GERARDO A. DELA ROCA
Chairman


COUN. LORENZO A. GAMBOA JR.
Member


COUN. NESTOR E. DIMACUHA
Member

COUN. MARIA ALETH A. LAZARTE
Member


COUN. ISIDRA M. ATIENZA
Member



EVALUATION REPORT

May 9, 2022

APPLICATION FOR ZONING/LOCATIONAL CLEARANCE OF PILIPINAS SHELL PETROLEUM CORPORATION FOR THE PROPOSED SHELL IMPORT FACILITY TABANGAO (SHIFT) TO BE LOCATED IN BARANGAY TABANGAO AMBULONG, BATANGAS CITY

I. PROJECT BRIEF

NAME OF APPLICANT	:	Pilipinas Shell Petroleum Corporation
ADDRESS OF APPLICANT	:	41st Floor, The Finance Centre, 26th St. Corner 9th Ave. Bonifacio Global City, Taguig City, Metro Manila
NAME OF AUTHORIZED REPRESENTATIVE	:	Ms. Anna Cristina O. Estandarte Facilities Manager
ADDRESS/CONTACT NUMBER	:	Shell Import Facility Tabangao, Brgy. Tabangao Ambulong, Batangas City/09178444204
NAME OF PROJECT	:	Shell Import Facility Tabangao (SHIFT)
PROJECT LOCATION	:	Brgy. Tabangao Ambulong, Batangas City
RIGHT OVER LAND	:	Lease Agreement
PROJECT LAND AREA	:	1,207,014.00sq.m. 120.70 has.
PROJECT COST	:	Php 2,045,699,800.00
SITE ZONING CLASSIFICATION	:	Industrial – 3 (I-3) Zone
PROJECT CLASSIFICATION	:	Heavy Industrial Project

II. SITE DESCRIPTION

1. The project is located within the existing area of Pilipinas Shell Petroleum Corporation (PSPC) Refinery and Terminal in Barangay Tabangao Ambulong, Batangas City.
2. The project site is bounded by the following:
North – Batangas-Lobo Road
East - Private Lots

South – Tabangao Ambulong River
West – Batangas Bay

3. The proposed project involves conversion of the existing refinery into an import terminal. It will include the construction of assets (tanks, pipelines and office/building structures), installation of equipment maintenance of assets, decommissioning and abandonment/demolition of redundant assets.

The key project components are as follow:

A. Facilities to remain operational

- a.1 Storage tanks for finished petroleum products with a total capacity of 400,000 kL;
- a.2 Oil movements including blending system (i.e., Methanol, CME and additives);
- a.3 General facilities; and
- a.4 Utilities (including power generator set, compressed air generator and water supply system).

B. Foreshore – Berthing and offloading facilities consist of:

- b.1 Three (3) jetties (Jetty 1, Jetty 2, and Jetty 3) for domestic and international carriers;
- b.2 Jetty 4 which is subject for refurbishment and will be included in another project's ECC.

III. EVALUATION OF FACTS

1. The abovementioned project site is within the designated Industrial -3 (I-3) Zone per the Batangas City Integrated Zoning Ordinance CY 2019 approved by the Sangguniang Panlungsod on December 20, 2020 through the City Ordinance No. 39 Series of 2020 Sangguniang Panlungsod No. 1104 dated December 14, 2020 and Sangguniang Panlalawigan Resolution No. 734 dated July 5, 2021.
2. The Barangay Council of Tabangao Ambulong, Batangas City passed Barangay Resolution No. 018 Series of 2022 on March 21, 2022 allowing the conversion of Shell Tabangao Refinery into an Import Facility in Tabangao Ambulong this City.
3. The Punong Barangay of Tabangao Ambulong, Batangas City issued a Barangay Clearance dated March 30, 2022 for the construction of Shell Import Terminal Facility (SHIFT).
4. According to PSPC's study, the conversion of Refinery to an Import Terminal Facility will optimize the company's asset portfolio and enhance the cost and supply-chain competitiveness.
5. The project through its proponent was granted an Environmental Compliance Certificate ECC-R4A-2020-07-0086 issued on September 04, 2020 by the Environmental Management Bureau CALABARZON of the Department of Environment and Natural Resources (EMB-DENR).

IV. CONDITIONS

The evaluation report with reference to the standard requirement submitted to the Zoning Division of the City Planning and Development Office regarding the application for zoning/location Clearance of Pilipinas Shell Petroleum Corporation (PSPC) for its proposed Shell Import Facility Tabangao (SHIFT) in Barangay Tabangao Ambulong this city, is being submitted together with the endorsement of the Honorable City Mayor to the Sangguniang Panlungsod for appropriate action but not limited to the following considerations;

1. The proponent shall comply with the provisions of City Ordinance No. 8 Series of 1994, otherwise known as "Providing Priority in Employment or Work to Qualified Barangay Residents";
2. The proponent shall comply with all the applicable provisions of the Batangas City Environment Code of CY 2010;
3. The proponent shall secure the required City Environmental Certificate from the City Environment and Natural Resources Office (City ENRO) prior to the start of the proposed project;
4. The proponent shall provide areas for greening and buffer zone along the entire periphery of the project site in compliance to the provisions of the Environmental Compliance Certificate issued for the project;
5. The proponent shall require all the contractors and sub-contractors to secure the necessary permits and clearances from the city government prior to the conduct of any activity within the project site;
6. The proponent shall allow at any reasonable time even without prior notice, authorized city government officials/employees to conduct monitoring and inspection of the on-going activities being undertaken within the project site;
7. The proponent shall ensure the prevention of siltation and earth filling/deposits within and along all creeks and other waterways within the entire project site through sound and proper engineering interventions;
8. The proponent shall comply with the applicable provisions of Clean Water Act of 2004 or RA 9275, the Clean Air Act of 1999 or RA 8749 and Ecological Solid Waste Management Act of 2000 or RA 9003;
9. The proponent shall implement all the standard mitigating measures to minimize dust emission, nuisance, and other forms of emission during the conduct of the construction activities;
10. The proponent shall be held responsible for any project activities that will endanger the general welfare, safety and health of all its workers and residents of the host and adjacent barangays;
11. The proponent shall strictly observed all the standard health and safety protocols being enforced by the National Inter-Agency Task Force and the Batangas City Government on the Management and Prevention of Emerging Infectious Diseases particularly the prevention and mitigation of the transmission of COVID 19 at the work place;
12. Any valid complaint against the activities being undertaken at the project site shall be sufficient cause for the revocation of the clearance issued to the proponent and shall be the basis of concerned government agencies to order termination or stoppage of all the activities being conducted within the project site; and

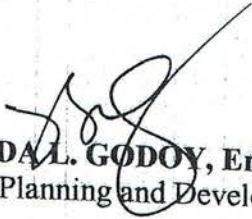
13. The applicable requirements of all other concerned national and city government agencies and applicable provisions of the existing laws and city ordinances shall be complied with.

Prepared by:



ROSELYN G. BERBERABE
Zoning Officer IV

Noted by:



GIL DAL L. GODOY, EnP
City Planning and Development Coordinator