



LITTLE RIVER BAND OF OTTAWA INDIANS

1762 U.S. 31 South
Manistee, MI 49660
(231) 723-8288
(231) 723-8020 Fax

Resolution # 01-1107-08

*Adoption of Utility Ordinance, # 01-500-05, and Directing Utility to Implement Such Ordinance and
Develop Regulations*

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. §1300k et seq.); and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7 to "exercise the inherent powers of the Little River Band by establishing laws through the enactment of ordinances and adoption of resolutions not inconsistent with this Constitution ...to promote, protect and provide for public health, peace, morals, education and general welfare of the Little River Band and its members;" and

WHEREAS, the Tribal Council has determined that the development of a Community Water System and Wastewater Treatment Plant for the Aki Maadzi Win housing, the Little River Casino Resort, and other potential residential and commercial users, is an appropriate governmental action to protect the public health; and

WHEREAS, the Tribal Council has determined that public utilities should be managed through a Utilities Department reporting to the Tribal Ogema, and has he may further delegated; and

WHEREAS, the Tribal Council has reviewed the Utility Ordinance in a work session on August 27th and presented the ordinance for comment and review by the Water and Waste Water Director; and

WHEREAS, such review and comments have been incorporated into the final draft of the Utility Ordinance presented for adoption;

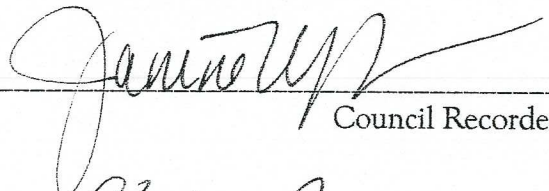
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby adopts the Utility Ordinance, Ordinance # 01-500-05, and directs that a copy of this resolution and the ordinance be forwarded to the Tribal Ogema, Executive Director of Operations and the Water and Waste Water Director for implementation; and

IT IS FURTHER RESOLVED THAT the Tribal Council hereby directs the Water and Waste Water Director to develop and forward copies of regulations, forms, budgets, and fee schedules to the Tribal Council for acceptance and/or approval within 180 days of adoption of this resolution.

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CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 8 FOR, 1 AGAINST, 0 ABSENT, and 0 ABSTAINING, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held at the Little River Band Community Center on November 7, 2001, with a quorum being present for such vote.



Council Recorder



Attest: Council Speaker