



Little River Band of Ottawa Indians
375 River Street
Manistee MI 49660
(231) 723-8288

RESOLUTION NO. #01-1114-04__

**AUTHORIZING THE NATURAL RESOURCE DEPARTMENT TO ISSUE
CAMPING PERMITS TO TRIBAL MEMBERS FOR CAMPING ON
DESIGNATED CAMPING SITES ON TRIBAL LANDS
IN ACCORDANCE WITH REGULATIONS PRESCRIBED BY THE
NATURAL RESOURCE COMMISSION**

WHEREAS, the Little River Band of Ottawa Indians is a federally recognized tribe, as reaffirmed under P.L. 103-324, enacted on September 21, 1994, with property rights secured to it under the 1836 Treaty of Washington (7 Stat. 491) and the 1855 Treaty of Detroit (11 Stat. 621); and

WHEREAS, the Little River Band of Ottawa Indians is descended from, and is the political successor to, Grand River Ottawa Bands which were signatories of the 1836 Treaty of Washington (7 Stat. 491), as reaffirmed under P.L. 103-324, enacted on September 21, 1994; and

WHEREAS, the Little River Band of Ottawa Indians reserved certain rights to hunt, fish, trap and gather natural resources from the lands and waters in those portions of Michigan which were ceded under the 1836 Treaty. These treaty based rights were confirmed, in part, by United States v. Michigan, 471 F.Supp 192 (W.D. Mich. 1979); *affirmed*, 653 F.2d 277 (6th Cir. 1981); *certiorari denied*, 454 U.S. 1124, 102 S.Ct. 971 (1981), and reaffirmed by P.L. 103-324 section 5, and are protected by the United States Constitution (Art. 1, §8, cl. 3 and Art. 6, cl. 2); and

WHEREAS, the Tribal Council, pursuant to Article IV, Section 7(a) of the Tribal Constitution, is invested with the inherent power to govern the conduct of members of the Tribe and other persons within its jurisdiction; and

WHEREAS, the Tribal Council, as an incident of its inherent sovereignty, is entitled to authorize the use and access to Tribal lands subject to terms and conditions that are prescribed by the Tribe; and

WHEREAS, the Tribal Council has, pursuant to Ordinance No. 96-500-01, established a Natural Resource Commission and empowered the Commission to regulate hunting and gathering activities on Tribal lands and in the Ceded Territory; and

WHEREAS, the Natural Resource Commission has developed proposed guidelines to issue permits authorizing Tribal members to camp on Designated Camp Sites on Tribal lands; and

WHEREAS, the Tribal Council is supportive of that request, provided certain controls are implemented to protect Tribal lands and the public welfare of the Tribe and Tribal members.

NOW THEREFORE BE IT RESOLVED that the Tribal Council of the Little River Band of Ottawa Indians has authorized the Natural Resource Commission to promulgate regulations governing the issuance of Camping Permits by the Natural Resource Department on designated camp sites to Tribal members.

IT IS FURTHER RESOLVED THAT the Tribal Council approves the Regulations presented by the Natural Resource Commission for immediate implementation.

IT IS FINALLY RESOLVED THAT the Tribal Council requests that the Natural Resource Commission strongly consider developing proposals for regulations addressing the following subjects:

- (a) Process for identifying and designating additional camp sites on Tribal lands;
- (b) Procedures for ordering the temporary or permanent closure of designated camp sites to protect Tribal resources or for health/safety reasons;
- (c) Maintenance of logs of camping permits issued.

IT IS FINALLY RESOLVED THAT notice of the availability of camping permits, together with the Rules and Regulations applicable to those permits shall be published in the Tribal Newsletter.

Certificate of Adoption

This resolution was adopted by the Tribal Council of the Little River Band of Ottawa Indians at its Regular Session held at the Little River Band Community Center in Manistee, Michigan on November 14, 2001, by a vote of 6 in favor, 2 opposed, 1 absent, and 0 abstentions. A quorum of the Tribal Council being present for such vote.



Janine Sam, Council Recorder

Attest:



Stephen Parsons, Council Speaker

Distribution: Council Records
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