



Little River Band of Ottawa Indians

375 River Street
Manistee, MI 49660
(231) 723-8288

Resolution # 04-1215-509

*Approving "Retail On-Site General" Liquor License
and a "Retail Off-Site General" Liquor License
for Little River Casino Resort for Calendar Year 2005*

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinaábek* (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; 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(a) to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, in furtherance of such authority, and in accordance with Act of August 15, 1953, 18 U.S.C. 1161, and the Tribal-State Compact, the Tribal Council has enacted a Liquor Control Ordinance (Ordinance No. 99-400-02) regulating the sale, possession and consumption of liquor on the Tribe's Reservation; and

WHEREAS, Section 3 of the Liquor Control Ordinance establishes the Tribal Council as the licensing authority; and

WHEREAS, the Tribal Council has, since calendar year 1999, approved a "Retail On-Site General License" for Little River Casino Resort, which authorizes the Resort to sell alcoholic beverages at retail to be consumed on premises; and

WHEREAS, the Resort has submitted an amended application for a "Retail On-Site General License" for Little River Casino Resort for calendar year 2005; and

WHEREAS, Little River Casino Resort has also requested a "Retail Off-Site General License" for the purpose of selling alcoholic beverage at retail from designated outlets at the Resort for off premise consumption; and

WHEREAS, the Tribal Council finds that the application submitted by the Resort's Food & Beverage Manager meets the requirements of Section 3 of the Liquor Control Ordinance and that approval of a Retail On-Site General License and a Retail Off-Site General License for the Resort's facilities is warranted.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves a Retail On-Site General License for Little River Casino Resort at its Casino Resort facilities located at 2700 Orchard Highway on the Little River Reservation in Manistee County, Michigan and authorizes liquor service for on-premise consumption at the areas described in Section 7 of the Resort's application,.

IT IS FURTHER RESOLVED THAT the On-Site General License issued by this Resolution shall be valid for Calendar Year 2005.

IT IS FURTHER RESOLVED THAT the terms of this On-Site General License shall only apply to sales of liquor within the building facilities of Little River Casino Resort at the following facilities:

- a. Service Areas on the casino floor;
- b. The "Heron" Specialty restaurant;
- c. The "Willows" Family Dining restaurant
- d. The "Rapids" Deli/Café
- e. VIP Lounge and Conference Area;
- f. Entertainment Lounge;
- g. Hotel Rooms via room service;
- h. Lobby Bar;
- i. Strawberry Bend (Pavilion area outside the Conference Center)

and any sales outside of the building must be authorized by a separate Temporary License issued by the Tribal Council.

IT IS FURTHER RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves a Retail Off-Site General License for Little River Casino Resort for the purpose of permitting the Resort to sell alcoholic beverages for off-premise consumption at the area described in Section 7 of the Resort's application,.

IT IS FURTHER RESOLVED THAT the Off-Site General License issued by this Resolution shall be valid for Calendar Year 2005.

IT IS FURTHER RESOLVED THAT the terms of this Off-Site General License shall only authorize sales of liquor for off-premise consumption at the following facilities: The "Rapids" Deli/Café

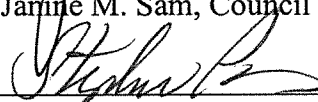
IT IS FINALLY RESOLVED THAT copies of this Resolution, together with a Certificate of Licensure, shall be forwarded to the General Manager of Little River Casino Resort to be maintained in the files of the Resort and that copies of Certificate of License shall be posted in conspicuous locations in public areas of each area of the Resort identified above as required in Section 3.13 of the Liquor Control Ordinance.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 9 FOR, 0 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on December 15, 2004, at the Little River Band's Dome Room in Manistee, Michigan, with a quorum being present for such vote.



Janine M. Sam, Council Recorder



Stephen Parsons, Council Speaker

Attest:

Distribution: Council Records
Tribal Court
Little River Casino Resort
Gaming Commission