

**Little River Band of Ottawa Indians**  
**Tribal Council**  
2608 Government Center Drive  
Manistee, MI 49660  
(231) 723-8288

**Resolution #18-0627-206**

*Recognizing that “cottage food operations” are exempt from additional Food and Safety Licensing and Inspection Requirements for sales taking place on Little River Band of Ottawa Indians Tribal and Trust lands*

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinábek* (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 Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribe adopted amendments to the Constitution on July 11, 2016 which became effective upon approval by the Assistant Secretary-Indian Affairs on August 24, 2016; and

WHEREAS, the Tribal Council is authorized by Article IV, Section 7(a)(1) and (2) of the Constitution to exercise the inherent powers of the Tribe by establishing laws through the enactment of ordinances and adoption of resolutions to govern the conduct of Tribal Members and others within the Tribe’s jurisdiction and to promote, protect, and provide for the public health, peace, morals, education, and general welfare of the Little River Band and its members; and

WHEREAS, the Tribal Council is committed to entrepreneurial opportunities for the Little River Band and its members, including selling, serving, or offering for the sale of food or drink for consumer consumption; and

WHEREAS, the Tribal Council is also committed to the protection of consumers' public health when food vendors are selling, serving, or offering the sale of food or drink on Tribal and Trust lands, and recognizes that certain food service establishments have a responsibility to comply with the principles, practices, and generally recognized standards that protect public health; and

WHEREAS, the Tribal Council has determined that Tribal citizens should not be subject to greater food service restrictions on Tribal and Trust lands than those imposed on the lands of the State of Michigan; and

WHEREAS, the Tribal Council has determined that food vendors or operations that meet the standards of a "cottage food operation" and maintain compliance in accordance with the Michigan's Cottage Food Law, PA 113 of 2010, shall be exempt from additional food and safety licensing and inspection requirements; and


WHEREAS, the Tribal Council does not intend to exempt any additional licensing or procedural requirements mandated by Tribal law, including, but not limited to certain tax licensing requirements.

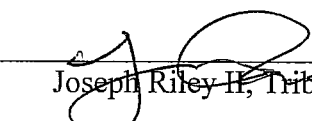
NOW THEREFORE IT IS RESOLVED that the Tribal Council hereby recognizes that "cottage food operations" are exempt from additional food and safety licensing and inspection requirements for sales taking place on Little River Band of Ottawa Indians Tribal and Trust lands.

IT IS FURTHER RESOLVED that Tribal Council hereby intends to incorporate the guidance of this Resolution to any future food service laws, regulations, or policies.

**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 0 AGAINST, 0 ABSTAINING, and 2 ABSENT, at a Regular Open Session of the Little River Band of Ottawa Indians Tribal Council held on June 27, 2018 at the Little River Band's Government Center in Manistee, Michigan, with a quorum being present for such vote.

  
Sandra Lewis, Tribal Council Recorder

  
Joseph Riley II, Tribal Council Speaker

Attest:

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