



SQUAXIN ISLAND TRIBE

RESOLUTION NO. 00 - 12 of the SQUAXIN ISLAND TRIBAL COUNCIL

WHEREAS, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Tribe, its members, its lands, its enterprises and its agencies by authority of the Constitution and Bylaws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965; and

WHEREAS, the Tribe is a federally recognized Indian Tribe possessing reserved powers, including the powers of self-government; and

WHEREAS, under the Constitution, Bylaws and inherent sovereignty of the Tribe, the Squaxin Island Tribal Council is charged with the duty of protecting the health, security, education and general welfare of tribal members, and with protecting and managing the lands and treaty resources and rights of the Tribe; and

WHEREAS, the Squaxin Island Tribal Council has been entrusted with the creation of ordinances and resolutions in order to fulfill their duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources of the Tribe; and

WHEREAS, the Squaxin Island Tribal Council, pursuant to Article 3 of the Treaty of Medicine creek reaffirms that “the right of taking fish, at all usual and accustomed grounds and stations is further secured to said Indians in common with all citizens ...;” and,

WHEREAS, the Squaxin Island Tribal Council observes that the State of Washington exercises responsibilities delegated by the U.S. EPA for certain waters of the U.S. under the Clean Water Act; and,

WHEREAS, the Squaxin Island Tribal Council, in order to secure the right of taking fish, at all usual and accustomed grounds and stations, by the descendents of parties to the Treaty of Medicine Creek in common with all citizens, participates with the State of Washington to manage water resource within certain waters of the U.S.; and,

WHEREAS, the Squaxin Island Tribal Council is aware of the provisions of 40 C.F.R 35.755 and 40 C.F.R. 130.6(d) and 130.15 related to the grants for the development, implementation and continuation of an approved non-point source management program and or ground-water protection program under the Clean Water Act and treatment as a State; and,

THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council directs the Director of the Natural Resources Department to comply with, and to make such submissions as are necessary to meet, the requirements of federal law, including 40 C.F.R 35.755 and 40 C.F.R. 130.6(d) and 130.15 for such purposes.

THEREFORE BE IT RESOLVED, that the Squaxin Island Tribe, to the extent necessary to qualify for or implement a Clean Water Act program under federal legislation or regulations, agrees to comply with 40 CFR 35.755 and 40 CFR 130.6(d) and 130.15 for such purposes.

THEREFORE BE IT RESOLVED, the Squaxin Island Tribe declares that it is and has a governing body carrying out substantial governmental duties and powers; its functions, and those to be exercised by the Squaxin Island Tribe, pertain to the management and protection of water resources which are held by the Squaxin Island Tribe, held by the United States in trust for Indians, held by a member of an Indian Tribe if such property interest is subject to a trust restriction on alienation, or otherwise within the exterior borders of an Indian reservation.

THEREFORE BE IT RESOLVED, that the Director of the Natural Resources Department is to carry out the functions to be exercised in a manner consistent with the terms and purposes of the Clean Water Act and applicable regulations.

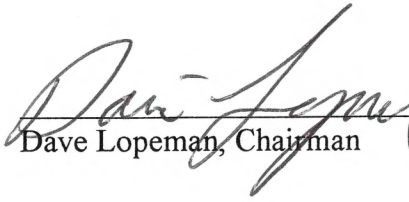
NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council hereby approves the attached TAS Application for "Treatment in a Manner Similar to A State" be submitted to EPA in support of applications for grant funding under the EPA various non-point source management programs under the Clean Water Act, including Section 319 programs.

NOW THEREFORE BE IT FURTHER RESOLVED, that The Director of the Natural Resources Department of the Squaxin Island Tribe is authorized to take such actions, including further submissions as necessary, to obtain TAS status and to become eligible for the grants and services available under the Clean Water Act.

CERTIFICATION

The Squaxin Island Tribal Council does hereby certify that the foregoing Resolution was adopted at the regular meeting of the Squaxin Island Tribal Council, held on this 10th day of February, 2000, at which time a quorum was present and was passed by a vote of 4 for and 0 against with 0 abstentions.

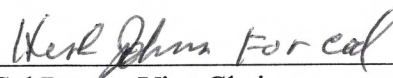
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Dave Lopeman, Chairman

Attested by: 

Sue McFarlane, Secretary



Cal Peters, Vice Chairman

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