

THE TULALIP TRIBES
Resolution No. 2018-304

Amending TTC Chapter 8.20 to Prohibit Unlawful Solid Waste Disposal

WHEREAS the Board of Directors is the governing body of the Tulalip Tribes under the Constitution and Bylaws of the Tribes approved by the United States Commissioner of Indian Affairs and the Secretary of the Interior on January 24, 1936, pursuant to the Act of June 18, 1934 (48 Stat. 984, 25 U.S.C. ' 476);

WHEREAS, under the Tulalip Tribes Constitution Article VI, Sections 1(K) & (L), the Board of Directors has the authority to regulate the use and disposition of property upon the reservation, to promote the peace, safety, morals, and general welfare of the reservation, and to establish a tribal court and define its duties and powers, and

WHEREAS, the Board of Directors has exercised the foregoing constitutional authority by enacting TTC Chapter 8.20, Environmental Infractions, and

WHEREAS, the Board of Directors finds that TTC Section 8.20.460, littering, should be amended to prohibit more broadly any unlawful disposal of solid waste, and to classify infractions based on the volume of solid waste disposed;

NOW THEREFORE BE IT **ENACTED** by the Board of Directors of the Tulalip Tribes that Tulalip Tribal Code Section 8.20.460 is hereby amended as indicated below, with deletions indicated by strikethrough and additions indicated by underline:

8.20.460 ~~Littering~~ Unlawful Solid Waste Disposal.

Any person who places, throws, deposits or otherwise disposes of any ~~rubbish, trash or garbage anywhere other than in containers or areas designated for the deposit of litter, within any lands or waters of the Tribes,~~ solid waste onto or under the surface of the ground or into the waters of the Tribes, or the waters of the United States that lie within the exterior boundaries of the Reservation, except at a transfer station or disposal site for which there is a valid permit, has committed an ~~Class C~~ Class C infraction. It is a Class C infraction to unlawfully dispose of solid waste in an amount less than 10 cubic yards. It is a Class A infraction to unlawfully dispose of solid waste in an amount greater than or equal to 10 cubic yards.

ADOPTED by the Board of Directors of the Tulalip Tribes of Washington at a Regular meeting assembled on the 13 of July, 2018 with a quorum present, by a vote of 5 for and 0 against.

THE TULALIP TRIBES

Marie Zackuse
Marie Zackuse, Chairwoman

ATTEST:

Bonnie Juneau
Bonnie Juneau, Secretary

Approved pursuant to 209 DM 8,
230 DM 1, 3 IAM 4, 4A

Marcelo J. [Signature] 8/15/2018
Superintendent Date