



**ZUNI TRIBAL COUNCIL
ZUNI, NEW MEXICO**

March 29, 2017

RESOLUTION NO. M70-2017-P032

APPROVING SOLID WASTE MANAGEMENT ORDINANCE

WHEREAS, the Zuni Tribal Council, consisting of the Governor, the Lieutenant Governor and the elected six Tenientes is declared to be the legislative authority of the Pueblo of Zuni, by Article V, Section I of the Constitution of the Zuni Tribe; and

WHEREAS, the Zuni Tribal Council, pursuant to Article VI, Section 1(k) of the Constitution of the Zuni Tribe, to enact ordinances for the maintenance of peace and order on the Zuni Reservation;

WHEREAS, the Zuni Tribal Council is authorized by Article VI, Section 1 (g) of the Constitution to regulate the use of tribal property and to protect the wildlife and natural resources of the tribe;

WHEREAS, the Tribal Council desires to respect the earth, land, water, air and other natural resources within the Zuni Indian Reservation;

WHEREAS, the Zuni Tribal Council first enacted the Disposal of Garbage Ordinance (Ordinance No. 5, enacted on June 13, 1973); and then enacted the Zuni Waste Disposal Code (Ordinance No. 51, amended on June 26, 1991), which is currently incorporated into the Zuni Law and Order Code at Title XIX;

WHEREAS, the Zuni Environmental Protection Program ("ZEPP") conducted several public scoping meetings regarding amending the Zuni Waste Disposal Code held on the following dates: July 30 and October 5, 2015; ZEPP also held a booth at the Zuni Fair with information about amendments to the Code on September 18, 2015; the draft amendments to the Code were also posted for comment on the Pueblo of Zuni website in July and August, 2015; and the amendments to the Code were aired on the KSHI community radio station on February 29 and March 1, 2016;

WHEREAS, the Zuni Tribal Council finds it is in the best interests of the Pueblo of Zuni to amend the Code as described in the Pueblo of Zuni Solid Waste Management Ordinance attached as Exhibit A to this Resolution.

THEREFORE BE IT RESOLVED, that the Zuni Tribal Council hereby adopts the amended Pueblo of Zuni Solid Waste Management Ordinance, attached hereto as Exhibit A, as Title XIX of the Zuni Tribal Code-(hereinafter "Ordinance").

BE IT FURTHER RESOLVED, that the existing Zuni Waste Disposal Code is hereby repealed and superseded by the Ordinance.

BE IT FURTHER RESOLVED, that the Ordinance shall become effective on this date of this Resolution.

BE IT FINALLY RESOLVED, that the criminal penalties described in the Ordinance shall be incorporated into the Pueblo of Zuni Criminal Code within 90 days of enactment of this Resolution.

ZUNI TRIBAL COUNCIL:


Val R. Panteah Sr., Governor


Wilfred Eriacho Sr., Head Councilman


Carleton R. Bowekaty, Councilman


Eric Bobelu, Councilman


Birdena Sanchez, Lt. Governor


Virginia R. Chavez, Councilwoman


Audrey A. Simplicio, Councilwoman


Arlen Quetawki Sr., Councilman

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Zuni Tribal Council at a duly called meeting at Zuni, New Mexico at which a quorum was present and that the same was approved disapproved by a vote of 7 in favor, 0 opposed, and 0 abstained on March 29, 2017.


Audrey A. Simplicio, Tribal Council Secretary
Pueblo of Zuni

☒ **APPROVED/** ☐ **DISAPPROVED:**


Val R. Panteah Sr., Governor

3/29/17
Date