



WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance
Over the Fort Apache Indian Reservation*

Resolution No. 07-2013-149

(Approval of the Five (5) Year Solid Waste Management Plan)

WHEREAS, the Tribal Council of the White Mountain Apache Tribe (“Tribe”) is entrusted by the Tribe’s Constitution to act in all matters that concern the welfare of the Tribe, to manage all economic affairs and enterprises of the Tribe, and to regulate subordinate organizations for economic and other purposes; and

WHEREAS, the White Mountain Apache Tribe “WMAT” Solid Waste Division under the WMAT Public Works Department is proposing to adopt a five (5) year Solid Waste Management Plan covering the years 2013-2018; and

WHEREAS, the Tribal Solid Waste Management Plan (“Plan”), also known as an Integrated Waste Management Plan, outlines how the Tribe will reduce, manage, and dispose of waste; and

WHEREAS, in an effort to reduce the impact of solid waste on Tribal Trust land, the Tribe will utilize this plan to address the areas of the Resource Conservation and Recovery Act (RCRA) Subtitle D which pertains to the Tribal Landfill, as well as illegal dumps on trust land and possible diversion alternatives to existing practices; and

WHEREAS, along with addressing these areas, more specifically the WMAT Solid Waste Department will implement an alternative, cost effective solid waste management system. The plan will address, waste disposal, waste collection, waste diversion, community education, regulatory capacity development for RCRA Subtitle D, and program administration; and

WHEREAS, implementation of the plan will also help yield some very important benefits:

- Extend the life of Solid Wastes’ only operating landfill already $\frac{3}{4}$ full by preventing waste and increase recycling,
- Improve the cost-effectiveness of the Solid Waste Management trash disposal program,
- Enhance resident satisfaction with EPO’s Solid Waste Management recycling program; and

WHEREAS, the Solid Waste Management Plan will help with future funding opportunities with United States Rural Development, US Environmental, and other government and private funding agencies; and

WHEREAS, the WMAT Solid Waste Division is primarily responsible for the Solid Waste Management in the business and residential sector of the Fort Apache Indian Reservation; and

WHEREAS, the Solid Waste Division has a working relationship with WMAT Environmental Protection Office, United States Environmental Protection Agency, in coordinating the operation of a recycling program and monitoring the Geronimo Pass Landfill; and

WHEREAS, the Solid Waste Division of the Public Works Department strives to comply with all Federal and Local ordinances and regulations in reference to the Solid Waste Management and in order to support the Solid Waste Division, the Tribal Council finds it is in the Tribe's best interest to adopt the Plan.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby adopts the five (5) year Solid Waste Management Plan from 2013-2018.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs Public Works/Solid Waste Department to comply with directives as stated in this resolution.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign.

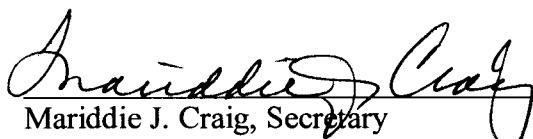
The foregoing resolution was on **JULY 16, 2013** duly adopted by a vote of **SIX** for and **ZERO** against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (k), (i), (s), (t) and (u) of the Tribal Constitution, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



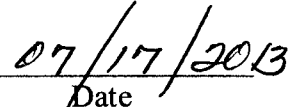
Ronnie Lupe, Chairman



Date



Mariddie J. Craig, Secretary



Date