



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

**(Authorizing the Tribe's Public Works Department to
Use 10 Acres of the Old Cibecue Sawmill Land Parcel to Locate and Operate
a Solid Waste Transfer Station)**

WHEREAS, The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation ("Constitution") provides, at Article IV, Section 1(m) that the Tribal Council ("Council") shall exercise the power "[t]o provide by ordinance for the assignment, use, or transfer of tribal lands within the reservation"; and

WHEREAS, The Tribe's Public Works Department is planning to establish a transfer station within the community of Cibecue, centralized at the previous location of the Cibecue Sawmill; and

WHEREAS, Public Works is seeking permission from the Council to utilize ten (10) acres of the old Cibecue Sawmill parcel to locate and operate its solid waste refuse distribution center, and this day requests permission from the Council; and

WHEREAS, If approved, Public Works/Solid Waste Programs will deliver a roll off in a fenced location for the refuse disposal. The area will have personnel on-site to maintain and distribute the solid waste to the landfill regularly; and

WHEREAS, The Council has reviewed the request by Public Works Solid Waste Program and finds that approving it will provide a badly needed solid waste transfer facility to the community of Cibecue and is in the best interest of the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribe's Public Works/Solid Waste Program to utilize ten (10) acres of the old Cibecue Sawmill land parcel to locate and operate a solid waste transfer station.

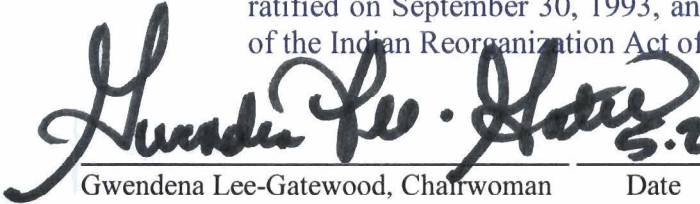
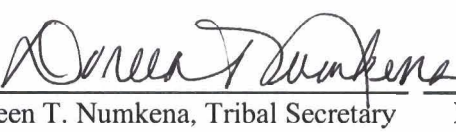
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

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.

Resolution No. 03-2021-45

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairwoman, or in her absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on MARCH 3, 2021 duly adopted by a vote of ELEVEN for, ZERO against, and ZERO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

	<u>5.24.21</u>		<u>5-24-2021</u>
Gwendena Lee-Gatewood, Chairwoman	Date	Doreen T. Numkena, Tribal Secretary	Date