



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATIVE ENACTMENT OF HO-CHUNK NATION ZONING AND LAND USE ORDINANCE (8 HCC § 4)

RESOLUTION 11-19-13C

- WHEREAS,** on November 1, 1994, the Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation ("Constitution"), formerly known as the Wisconsin Winnebago Nation; and
- WHEREAS,** the Ho-Chunk Nation ("Nation") is a federally recognized Indian Tribe, organized pursuant to the Indian Reorganization Act of 1934; and
- WHEREAS,** Article V, Section 2(a) of the Ho-Chunk Nation Constitution ("Constitution") grants the Ho-Chunk Nation Legislature ("Legislature") the power to make laws, including codes, ordinances, resolutions, and statutes; and
- WHEREAS,** Article V, Section 2(b) of the Constitution grants the Legislature the power to establish Executive Departments, and to delegate legislative powers to the Executive branch to be administered by such Departments, in accordance with the law; any Department established by the Legislature shall be administered by the Executive; the Legislature reserves the power to review any action taken by virtue of such delegated power; and
- WHEREAS,** Article V, Section 2(x) of the Constitution grants the Legislature the power to enact any other laws, ordinances, resolutions and statutes necessary to exercise its legislative powers delegated by the General Council pursuant to Article III including but not limited to the foregoing list of powers; and
- WHEREAS,** Article V, Section 2(o) of the Constitution grants the Legislature the power to enact laws to regulate and zone any lands within the jurisdiction of the Ho-Chunk Nation; and
- WHEREAS,** Article V, Section 2(s) of the Constitution grants the Legislature the power to promote public health, education, charity and such other services as may contribute to the social advancement of the members of the Ho-Chunk Nation; and

Executive Offices

W9814 Airport Road • P.O. Box 667 • Black River Falls, WI 54615
(715)294-9343 • Fax (715)284-3172

WHEREAS, the Legislature adopted the Legislative Organization Act (2 HCC §11) to govern the manner in which the Legislature adopts or amends the laws of the Nation; and

WHEREAS, Section 31, subparagraph d(1)(a) of the Legislative Organization Act provides that the Public Review period for consideration of proposed laws or amendments will typically be forty-five (45) days; and

WHEREAS, the Legislature passed resolution 09-03-13F to place the proposed Ho-Chunk Nation Zoning and Land Use Ordinance out for 45-day comment; and

WHEREAS, the Legislature feels that considerable amendments to the existing Ho-Chunk Nation Zoning and Land Use Ordinance are required; and

WHEREAS, no comments were received on the proposed Ho-Chunk Nation Zoning and Land Use; and

WHEREAS, the legislative procedure for drafting legislation has been met and the Ho-Chunk Nation Zoning and Land Use Ordinance is ready for passage.

NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority, enacts the attached Ho-Chunk Nation Zoning and Land Use Ordinance (8 HCC § 4).

CERTIFICATION

I, the undersigned, as Secretary for the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **13 members**, of whom **13** constituting a quorum were present at a meeting duly called and convened and held on the **19th day of November, 2013**, that the foregoing resolution was adopted at said meeting by an **affirmative vote of 13 members, 0 opposed, and 0 abstaining**, pursuant to the authority of Article V, Section 2(a) and (x) of the Constitution of the Ho-Chunk Nation approved by the Secretary of the Interior on November 1, 1994, and that said resolution has not been rescinded or amended in any way. I further certify that this is a verified copy of said resolution.

Kathyleen Lone Tree-Whiterabbit
Kathyleen Lone Tree-Whiterabbit, Tribal Secretary

11.19.13
Date