

SANTA YNEZ BAND OF CHUMASH INDIANS

P.O. BOX 517 · SANTA YNEZ · CA · 93460

Tel: 805.688.7997 · Fax: 805.686.9578

www.santaynezchumash.org



BUSINESS COMMITTEE

KENNETH KAHN, CHAIRMAN
RAUL ARMENTA, VICE-CHAIRMAN
MAXINE LITTLEJOHN, SECRETARY-TREASURER
MIKE LOPEZ, COMMITTEE MEMBER
GARY PACE, COMMITTEE MEMBER

October 25, 2017

Joan Hartmann, Chair
Das Williams, Supervisor
Board of Supervisors
County of Santa Barbara
105 East Anapamu Street
Santa Barbara, CA 93101

RE: Resolution 990 of the Business Committee of the Santa Ynez Band of Chumash Indians as to the management of ground water on Camp 4.

Dear Supervisors Hartmann and Williams:

The Santa Ynez Band of Chumash Indians ("Tribe") hereby delivers to you Resolution No. 990 Resolution of the Business Committee of the Santa Ynez Band of Chumash Indians as to the management of ground water on Camp 4.

The Tribe has consistently maintained that water exports are not part of the approved project on Camp 4 pursuant to the Camp 4 Final Environmental Assessment ("EA") and Camp 4 Finding of No Significant Impact ("FONSI") and pursuant to Resolution 930B for the Project;

By this Resolution, the Tribe reaffirms to follow the uses for ground water on Camp 4 for the Project and otherwise as analyzed by the EA and FONSI and as set forth in Resolution 930B which pursuant to the terms of such Resolution do not include exporting groundwater.

Sincerely,

Kenneth Kahn,
Tribal Chairman

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Resolution No. 990

Resolution of the Business Committee of the Santa Ynez Band of Chumash Indians as to the management of ground water on Camp 4

WHEREAS, the Santa Ynez Band of Chumash Indians (“Tribe”) is a federally recognized Self Governance Indian Tribe by the United States Government possessing inherent powers of self-governance with duties, rights, responsibilities, and with power and authority over the lands within the exterior boundaries of the Santa Ynez Band of Chumash Indians Reservation (the “Reservation”); and

WHEREAS, Pursuant to 25 CFR 151.10 and 151.11, the Indian Reorganization Act and any other applicable federal law and/or regulations, the Santa Ynez Band of Chumash Indians (“Tribe”) submitted to the Bureau of Indian Affairs an application to transfer approximately 1400 acres of real property (“Camp 4”) held by the Tribe in fee simple to the United States of America, to be held in trust for the Tribe (so-called “fee to trust” transfer) as listed herein and as described in more detail in such GRANT DEED dated January 12, 2017, as accepted by the United States into trust on January 20, 2017 and recorded as instrument no. 2017-0004176 on January 26, 2017;

WHEREAS, The “Project” for Camp 4 includes 143 one-acre lots for residential homes and a government building/tribal hall of approximately 12,042 square feet on 30 acres and agriculture, including without limitation, the growing of grapes:

WHEREAS, the Tribe established a policy regarding the use of ground water from Camp 4 which follows the Camp 4 Final Environmental Assessment (“EA”) and Camp 4 Finding of No Significant Impact (“FONSI”) and pursuant to Resolution 930B for the Project;

WHEREAS, the Tribe now wishes to establish a policy regarding the exportation of ground water from Camp 4;

THEREFORE BE IT RESOLVED, that the Business Committee of the Santa Ynez Band of Chumash Indians hereby reaffirms to follow the uses for ground water on Camp 4 for the Project and otherwise as analyzed by the EA and FONSI and as set forth in Resolution 930B (the “Camp 4 Ground Water”);

THEREFORE, BE IT FURTHER RESOLVED, that the Business Committee for the Santa Ynez Band of Chumash Indians, hereby prohibits the exportation of any Camp 4 Ground Water off of Camp 4 until after December 31, 2040 or whenever such MEMORANDUM OF AGREEMENT between the County of Santa Barbara and the Tribe expires or is terminated for any reason, unless that MEMORANDUM OF AGREEMENT is reinstated pursuant to the terms thereof, at which time the prohibition of ground water exportation shall be reinstated until its expiration or termination.

THEREFORE, BE IT FURTHER RESOLVED, that any prohibition of exportation of any Camp 4 Ground Water shall not apply to any storm runoff, wastewater (treated or not) or recycled water;

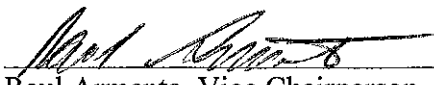
THEREFORE, BE IT FURTHER RESOLVED, that any prohibition of exportation of any Camp 4 Ground Water shall not apply to any disaster relief efforts (such as by way of example water for fire suppression), and nothing shall prevent the use of such Camp 4 Ground Water as part of any irrigation district, water district, or community services district, either by being included as part of its service area by any means, by joint powers authority or otherwise;

This resolution supersedes any previous Tribal resolutions.

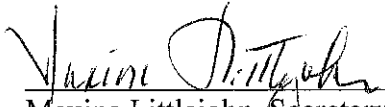
CERTIFICATION

We the undersigned, duly elected members of the Business Council of the Santa Ynez Band of Chumash Indians, do hereby certify that the foregoing resolution was adopted on October 25, 2017 by a vote of 3 in FAVOR, 0 OPPOSED, and 0 ABSTAINING.

Kenneth Kahn, Chairman

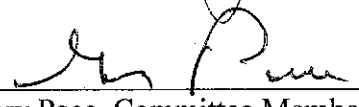


Raul Armenta, Vice Chairperson



Maxine Littlejohn, Secretary/Treasurer

Mike Lopez, Committee Member



Gary Pace, Committee Member