



Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.

# Oneida Tribe of Indians of Wisconsin

## BUSINESS COMMITTEE



UGWA DEMOLUM YATEHE  
Because of the help of this Oneida Chief in cementing a friendship between the six nations and the colony of Pennsylvania, a new nation, the United States was made possible.

P.O. Box 365 • Oneida, WI 54155  
Telephone: 920-869-4364 • Fax: 920-869-4040

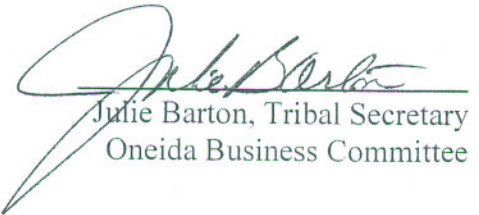
### BC RESOLUTION # 7-13-05-B *Emergency Adoption of the Building Code*

- WHEREAS,** the Oneida Tribe of Indians of Wisconsin is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Tribe of Indians of Wisconsin; and
- WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV of the Oneida Tribal Constitution by the General Tribal Council; and
- WHEREAS,** a settlement agreement was reached between the State of New York and the Oneida Tribe of Indians of Wisconsin which resolved the Oneida Land Claim; and
- WHEREAS,** the settlement agreement included a casino and the Tribe's commitment to adopt particular Tribal laws, including a building code to govern all construction on the Sullivan County land acquired pursuant to the agreement; and
- WHEREAS,** the Administrative Procedure Act authorizes the Oneida Business Committee to enact legislation on an emergency basis, to be in effect for a period of six months, renewable for an additional six months; and
- WHEREAS,** the Oneida Business Committee finds that adopting the Building Code constitutes an emergency situation which requires the immediate passage of the Building Code; and
- WHEREAS,** emergency adoption of the Building Code is necessary for the preservation of the public health, safety, or general welfare of the reservation population, and that observance of the regular APA adoption requirements for passage of laws would be contrary to public interest.
- NOW THEREFORE BE IT RESOLVED,** that the attached Building Code is adopted on an emergency basis.

**BE IT FINALLY RESOLVED**, that Building Code shall be effective immediately and remain in effect for six (6) months unless extended by the Oneida Business Committee for an additional six (6) months.

Certification

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum. 6 members were present at a meeting duly called, noticed and held on the 13<sup>th</sup> day of July, 2005; that the foregoing resolution was duly adopted at such meeting by a vote of 5 members for; 0 members against; and 0 members not voting; and that said resolution has not been rescinded or amended in any way.

  
Julie Barton, Tribal Secretary  
Oneida Business Committee

1  
2  
3  
4  
5  
6  
7  
8  
9

## CHAPTER 201

### Building Code

201.1. Purpose.

201.2. Adoption, Amendment, Applicability and Repeal

201.3. Definitions

201.4. Adoption of the International Building Code

---

10  
11  
12  
13  
14  
15  
16  
17

#### 201.1. Purpose.

201.1-1. It is the purpose of this law to adopt the International Building Code to regulate and govern the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures on the Tribe's lands in Sullivan County; providing for issuance of permits and collection fees therefor.

18  
19  
20  
21  
22  
23  
24  
25

#### 201.2. Adoption, Amendment, Applicability and Repeal.

201.2-1. This law is adopted under the authority of the Constitution of the Oneida Tribe of Indians of Wisconsin by Oneida Business Committee Resolution #\_\_\_\_\_.

201.2-2. This law may be amended, or repealed, by the Oneida Business Committee or by the Oneida General Tribal Council.

201.2-3. The applicability of the provisions of this Law shall be limited to the Sullivan County lands of the Tribe as identified in the Tribe's Land Claim Settlement Agreement with New York State.

201.2-4. Should a provision of this law or the application of this law be held as invalid, such invalidity shall not effect other provisions of this law.

201.2-5. Any law, policy, regulation, rule, resolution or motion, or portion thereof, which directly conflicts with the provisions of this law is hereby repealed to the extent that it is inconsistent with or is contrary to this law.

201.2-6. Should the Land Claim Settlement with the State of New York fail to culminate this law shall be automatically repealed.

201.2-7. This law is adopted under authority of the Constitution of the Oneida Tribe of Indians of Wisconsin.

26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

#### 201.3. Definitions.

201.3-1. Unless the context otherwise requires, the definitions in this section shall govern the construction of the following terms as used in this law:

37  
38  
39  
40  
41  
42  
43

(a) "Sullivan County lands" means those lands located in Sullivan County identified in the Land Claim Settlement with the State of New York that shall be held in trust by the United States for the benefit of the Tribe for Class III gaming and related purposes.

(b) "Tribe" means the Oneida Tribe of Indians of Wisconsin.

44  
45  
46  
47  
48

#### 201.4. Adoption of the International Building Code.

201.4-1. The International Building Code, 2003 edition, including Appendix Chapters, as published by the International Code Council, is hereby adopted as the Building Code of the Oneida Tribe of Indians of Wisconsin for its lands in Sullivan County for regulating and governing the conditions and maintenance of all property, building and structures by providing

49 the standards for supplied utilities and facilities and other physical things and conditions  
50 essential to ensure that structures are safe, sanitary and fit for occupation and use; and the  
51 condemnation of buildings and structures unfit for human occupancy and use and the demolition  
52 of such structures on the Tribe's lands in Sullivan County; providing for issuance of permits and  
53 collection fees therefor.  
54