

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0082-22\_

SPONSOR: Wilson C. Stewart, Jr.

**TITLE: An Action Relating to Resources and Development; Waiving the Applicability of Resolution No. RCJY-142-92 with Respect to the Homesite Lease Application for Jammie Billiman for a Homesite Lease within the Navajo Commercial Forestry Area and within Sawmill Chapter, Navajo Nation (Apache County, Arizona)**

***Date posted:*** April 14, 2022 at 6:10 PM

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## LEGISLATIVE SUMMARY SHEET

Tracking No. 0082-22

**DATE:** April 8, 2022

**TITLE OF RESOLUTION:** PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; WAIVING THE APPLICABILITY OF RESOLUTION NO. RCJY-142-92 WITH RESPECT TO THE HOMESITE LEASE APPLICATION FOR JAMMIE BILLIMAN FOR A HOMESITE LEASE WITHIN THE NAVAJO COMMERCIAL FORESTRY AREA AND WITHIN SAWMILL CHAPTER, NAVAJO NATION (APACHE COUNTY, ARIZONA)

**PURPOSE:** The purpose of the resolution is to approve a waiver of Resources Committee resolution number RCJY-142-92 which placed a moratorium on the issuance of homesite leases within the Navajo Commercial Forestry Area. This request is made for Jammie Billiman for a homesite within the Sawmill Chapter.

**This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate to review each proposed resolution in detail.**

5-DAY BILL HOLD PERIOD: Johnson  
Website Posting Time/Date: \_\_\_\_\_  
Posting End Date: 04-19-22  
Eligible for Action: 04-20-22

1 PROPOSED STANDING COMMITTEE RESOLUTION  
2 24th NAVAJO NATION COUNCIL – Fourth Year, 2022

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4 INTRODUCED BY

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7 (Prime Sponsor)

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9 TRACKING NO. 0082-22

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11 AN ACTION  
12 RELATING TO RESOURCES AND DEVELOPMENT; WAIVING THE  
13 APPLICABILITY OF RESOLUTION NO. RCJY-142-92 WITH RESPECT TO THE  
14 HOMESITE LEASE APPLICATION FOR JAMMIE BILLIMAN FOR A  
15 HOMESITE LEASE WITHIN THE NAVAJO COMMERCIAL FORESTRY AREA  
16 AND WITHIN SAWMILL CHAPTER, NAVAJO NATION (APACHE COUNTY,  
17 ARIZONA)

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19 SECTION ONE. AUTHORITY

- 20 A. The Resources and Development Committee is established as a standing committee  
21 of the Navajo Nation Council. 2 N.N.C. § 500(A).  
22 B. Pursuant to 2 N.N.C. §501(B)(2), the Resources and Development Committee of the  
23 Navajo Nation Council has authority to give final approval of all land withdrawals,  
24 non-mineral leases, permits, licenses, rights-of-way, surface easements and bonding  
25 requirements on Navajo Nation lands and unrestricted (fee) land. This authority shall  
26 include subleases, modifications, assignments, leasehold encumbrances, transfers,  
27 renewals, and terminations.

1     **SECTION TWO. FINDINGS**

- 2     A. The Resources Committee (Predecessor to the Resources and Development) passed  
3         Resolution No. RCJY-14-92 “Establishing a Moratorium on New Structures, New  
4         Homesite and Range Units within the Navajo Commercial Forest Pending  
5         Development and Approval of a New Forest Management Plan”, attached hereto and  
6         incorporated herein as **Exhibit A**.
- 7     B. Jammie Billiman has applied for a homesite lease within the Navajo Commercial  
8         Forestry Area and within Sawmill Chapter, Navajo Nation (Apache County, Arizona),  
9         as further described in the attached **Exhibit B** and have requested a waiver of  
10         Resolution No. RCJY-142-92 as pertains to their request for a homesite lease.
- 11    C. The proposed homesite lease will be located in Apache County, Arizona and is more  
12         particularly described on the map attached hereto and incorporated herein as **Exhibit**  
13         **B**.
- 14    D. The Sawmill Chapter through Resolution SAW-12-13-21-04, attached as **Exhibit C**,  
15         supports the homesite lease request and requests that the Resources and Development  
16         Committee of the Navajo Nation Council waive Resolution RCJY-142-92.
- 17    E. A Field Clearance Certification for Homesite Lease Application signed by the Grazing  
18         Official/Land Board Member concerning Grazing Management District 18-2 in the  
19         community of Sawmill Chapter, states that there is “[n]o grazing permit holder in area”  
20         of the proposed homesite development. The Field Clearance Certification for  
21         Homesite Lease Application is attached as **Exhibit D**.
- 22    F. A letter dated June 25, 2021, from Forest Services Program/NFD to the Director of  
23         the Navajo Land Department, attached as **Exhibit E**, states the homesite lease  
24         application is within the commercial forest boundary and the Resources and  
25         Development Committee is authorized to give final approval authority because of the  
26         moratorium described in Resources Committee Resolution RCJY-142-92.

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28     **SECTION THREE. WAIVING RESOLUTION NO. RCJY-142-92**

- 29     A. The Resources and Development Committee of the Navajo Nation Council hereby  
30         waives the applicability of Resolution No. RCJY-142-92 “Establishing a Moratorium

1 on New Structures, New Homesite and Range Units within the Navajo Commercial  
2 Forest Pending Development and Approval of a New Forest Management Plan”  
3 (**Exhibit A**) with respect to the homesite lease application for Jammie Billiman for a  
4 homesite lease application within the Navajo Commercial Forestry Area and within  
5 Sawmill Chapter, Navajo Nation (Apache County, Arizona), as further described in  
6 the attached **Exhibit B**, subject to the following terms and conditions:

- 7 1. The Lessee shall not infringe on the operation and management of the Navajo  
8 Commercial forestry authority of the Navajo Nation.
- 9 2. The Lessee shall comply with provisions for Homesite Lease Policies and  
10 Procedures for Tribal Trust/Fee Land including the application process.
- 11 3. The Lessee shall obtain a permit from the Navajo Forestry Department prior  
12 to cutting any trees within the homesite lease area.

13 B. The Resources and Development Committee of the Navajo Nation Council hereby  
14 authorizes the Director of the Navajo Land Department to process and to execute all  
15 documents necessary to effectuate the intent and purpose of this resolution.  
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