

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0167-22\_

SPONSOR: Jamie Henio

**TITLE: An Action Relating to Resources and Development Committee, Certifying Ramah Navajo Chapter Community-Based Land Use Plan which has Reevaluated and Readjusted Ramah Navajo Chapter's Previous Community-Based Land Use Plan**

*Date posted:* September 20, 2022 at 5:08PM

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**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0167-22

**DATE:** September 13, 2022

**TITLE OF RESOLUTION:** PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, CERTIFYING RAMAH NAVAJO CHAPTER COMMUNITY-BASED LAND USE PLAN WHICH HAS REEVALUATED AND READJUSTED RAMAH NAVAJO CHAPTER'S PREVIOUS COMMUNITY-BASED LAND USE PLAN

**PURPOSE:** The Chapters are required to reevaluate and readjust their initial Community-Based Land Use Plan every five years. The purpose of this legislation is for the Resources and Development Committee to certify Ramah Navajo Chapter's new Community-Based Land Use Plan which has been reevaluated and readjusted since the Chapter's previous Community-Based Land Use Plan was approved.

**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: 09-25-22  
Eligible for Action: 09-26-22

PROPOSED STANDING COMMITTEE RESOLUTION  
24<sup>th</sup> NAVAJO NATION COUNCIL—Fourth Year, 2022

INTRODUCED BY



Primary Sponsor

TRACKING NO. 0167-22

AN ACTION  
RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, CERTIFYING  
RAMAH NAVAJO CHAPTER COMMUNITY-BASED LAND USE PLAN WHICH  
HAS REEVALUATED AND READJUSTED RAMAH NAVAJO CHAPTER'S  
PREVIOUS COMMUNITY-BASED LAND USE PLAN

BE IT ENACTED:

**SECTION 1. AUTHORITY**

- A. The Resources and Development Committee, pursuant to 26 N.N.C. §2004(D)(2) shall certify community-based land use plans.
- B. Pursuant to 26 N.N.C. §2004(D)(2), “Every five years the plan shall be reevaluated and readjusted to meet the needs of the changing community” and such readjustment is subject to the certification of the Resources and Development Committee of the Navajo Nation Council.
- C. Pursuant to 26 N.N.C. § 2004 (B), “Community Based Land Use Plan. The chapter, at a duly-called chapter meeting shall by resolution, vote to implement a community-based land use plan, after the CLUPC has educated the community on the concepts, needs, and process for planning and implementing a community-based land use plan. The community-based land use plan shall project future

1 community land needs, shown by location and extent, of areas identified for  
2 residential, commercial, industrial, and public purposes. The land use plan shall  
3 be based upon the guiding principles and vision as articulated by the community;  
4 along with information revealed in inventories and assessments of the natural,  
5 cultural, human resources, and community infrastructure; and, finally with  
6 consideration for the land-carrying capacity. Such a plan may also include the  
7 following: 1. An open space plan which preserves for the people certain areas to  
8 be retained in their natural state or developed for recreational purposes. 2. A  
9 thoroughfare plan which provides information about the existing and proposed  
10 road network in relation to the land use of the surrounding area. 3. A community  
11 facilities plan which shows the location, type, capacity, and area served, of  
12 present and projected or required community facilities including, but not limited  
13 to, recreation areas, schools, libraries, and other public buildings. It will also  
14 show related public utilities and services and indicate how these services are  
15 associated with future land use.”

## 16 17 **SECTION 2. FINDINGS**

- 18 A. Resources and Development Committee of the Navajo Nation Council through  
19 Resolution RDCS-19-16 recertified Ramah Navajo Chapter’s Community-Based  
20 Land Use Plan which reevaluated and readjusted Ramah Navajo Chapter’s First  
21 Community-Based Land Use Plan.
- 22 B. Ramah Navajo Chapter adopted Resolution 122109 “Approving and Adopting the  
23 Updated Ramah Navajo Chapter Land Use Plan and Requesting the Resources  
24 and Development Committee to Certify, in Accordance with *26 N.N.C. Navajo  
25 Nation Local Governance Act*” which is attached as **Exhibit A**.
- 26 C. At page 18 of the Ramah Navajo Chapter Community Based Land Use Plan it  
27 states: “Its purpose is to reaffirm Ramah Navajo’s strong ties to the land, assist in  
28 the preservation of the heritage, culture, and way of life of the Ramah Band of the  
29 Navajo, and aid in the stewardship of its ecological, natural, and scenic resources,  
30 as well as recover economically from the coronavirus pandemic. It is a document

1 that strongly re-affirms Ramah Navajo’s connection to the land while serving as a  
2 guide for balanced growth, preserving the character of Ramah Navajo for future  
3 generations, and responding to and recovering from the economic impacts of the  
4 coronavirus pandemic.”

5 D. The Resources Committee, predecessor of the Resources and Development  
6 Committee, approved Resolution RCD-216-99 on December 9, 1999, in which  
7 “[t]he Resources Committee of the Navajo Nation Council hereby requests that  
8 each community of the Navajo Nation designate lands for community cemeteries  
9 in accordance with Title 13, Navajo Nation Code ... .”

10 E. The Ramah Navajo Chapter’s Community-Based Land Use Plan references a  
11 Proposed Community Cemetery at pages 115 and 225 of **Exhibit A**.

12  
13 **SECTION 3. Certification of Ramah Navajo Chapter Reevaluated and**  
14 **Readjusted Community-Based Land Use Plan**

15 The Resources and Development Committee of the Navajo Nation Council hereby  
16 certifies the reevaluated and readjusted Ramah Navajo Chapter Community-  
17 Based Land Use Plan, attached hereto as **Exhibit A**.

18  
19 **SECTION 4. Directives**

20 A. The Ramah Navajo Chapter has use of or partial use of three Navajo Nation fee  
21 lands. These are the Bond Ranch (including Section 21 of Bond Ranch), the  
22 Nicoll Ranch, and the White Land.

23 B. The Ramah Navajo Chapter is hereby directed to submit the Bond Ranch Land  
24 Management Plan, the Section 21 Bond Ranch Land Management Plan, the Nicoll  
25 Ranch Land Management Plan, and the White Land Management Plan through  
26 the Executive Official Review (EOR) process for review by the Navajo Nation  
27 Division of Natural Resources, the Navajo Controller’s Office and the Navajo  
28 Nation Department of Justice and other divisions and departments as the  
29 Department of Justice determines.

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C. After the Executive Official Review, the Navajo Nation Department of Justice is hereby directed to determine whether legislation is necessary to approve the above-mentioned Land Management Plans or whether the approval of the plans is an administrative function for a particular Navajo Nation division or department.