

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0071-24_

SPONSOR: Lomardo Aseret

TITLE: An Action Relating to the Resources and Development Committee; Certifying Klagetoh Chapter's Community-Based Land Use Plan Which has Reevaluated and Readjusted Klagetoh Chapter's 2005 Community-Based Land Use Plan

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0071-24

DATE: March 19, 2024

TITLE OF RESOLUTION: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE, CERTIFYING KLAGETOH CHAPTER'S COMMUNITY-BASED LAND USE PLAN WHICH HAS REEVALUATED AND READJUSTED KLAGETOH CHAPTER'S 2005 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 Klagetoh 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.

Final Authority: Resources and Development Committee

Vote Required: Simple Majority

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 3/24/24
Website Posting Time/Date _____
Posting End Date: 03-31-24
Eligible for Action: 04-01-24

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 25th NAVAJO NATION COUNCIL—Second Year, 2024

3 INTRODUCED BY

4 *Landa Ant* 3/24/24
5

6 Primary Sponsor

7
8 TRACKING NO. 0071-24

9
10 AN ACTION

11 RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE,
12 CERTIFYING KLAGETOH CHAPTER'S COMMUNITY-BASED LAND USE PLAN
13 WHICH HAS REEVALUATED AND READJUSTED KLAGETOH CHAPTER'S 2005
14 COMMUNITY-BASED LAND USE PLAN

15
16 BE IT ENACTED:

17
18 **SECTION 1. AUTHORITY**

- 19 A. Pursuant to 26 N.N.C. §2004 (D) (2) the Resources and Development Committee
20 shall certify community-based land use plans and “[e]very five years the plan
21 shall be reevaluated and readjusted to meet the needs of the changing
22 community.”
- 23 B. Pursuant to 26 N.N.C. § 2004 (B), “Community Based Land Use Plan. The
24 chapter, at a duly-called chapter meeting shall by resolution, vote to implement a
25 community-based land use plan, after the CLUPC has educated the community on
26 the concepts, needs, and process for planning and implementing a community-
27 based land use plan. The community-based land use plan shall project future
28 community land needs, shown by location and extent, of areas identified for
29 residential, commercial, industrial, and public purposes. The land use plan shall
30 be based upon the guiding principles and vision as articulated by the community;

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

13
14 **SECTION 2. FINDINGS**

- 15 A. In 2005, the former Transportation and Community Development Committee
16 approved the Klagetoh Chapter’s initial Community Based Land Use Plan
17 through resolution TCDCJN-17-05.
- 18 B. In 2023, the Klagetoh Chapter approved an reevaluated and readjusted
19 Community-Based Land Use Plan which is attached as **Exhibit A**
- 20 C. The Klagetoh Chapter Resolution KLA-2231-03/2023, attached as **Exhibit B**,
21 approved the Klagetoh Chapter Community-Based Land Use Plan which is
22 attached as **Exhibit A**.
- 23 D. “Klagetoh Chapter [is] [s]ituated in the southern region of the Navajo Nation, the
24 chapter service area covers an area of approximately 151,980 acres or 237.5
25 square miles; ... ‘Klagetoh’ is anglicized from the Navajo phrase name *Leeyitoh*
26 meaning ‘water underneath ground’. It was certified as a Navajo chapter on
27 October 26, 1955.” Klagetoh Chapter Community-Based Land Use Plan, **Exhibit**
28 **A**, page 23.
- 29
30

1 E. The Resources Committee (now Resources and Development Committee) by
2 resolution RCD-216-99 *Recommend[ed] and Request[ed] that Each Community*
3 *Designate Trust Land for Community Cemeteries.*

4 F. The Klagetoh Chapter Community-Based Land Use Plan includes a Cemetery and
5 Memorial Park. *See, Klagetoh Chapter Community-Based Land Use Plan,*
6 **Exhibit A**, page 97.

7 G. The Department of Justice's review of Klagetoh Chapter's Community-Based
8 Land Use Plan is attached as **Exhibit C**.

9
10 **SECTION 3. CERTIFICATION OF KLAGETOH CHAPTER'S**
11 **REEVALUATED AND READJUSTED COMMUNITY-BASED LAND USE**
12 **PLAN**

13
14 A. The Resources and Development Committee of the Navajo Nation Council hereby
15 certifies the reevaluated and readjusted Klagetoh Chapter's Community-Based
16 Land Use Plan, attached hereto as **Exhibit A**.