

**RESOLUTION NO: 34-20**

**DATE ENACTED: March 20, 2020**

**SUBJECT MATTER: SHELTER IN PLACE**

**RESOLUTION NO. 34-20 OF THE MAKAH TRIBAL COUNCIL**

WHEREAS, the Makah Tribal Council is the governing body of the Makah Indian Tribe of the Makah Indian Reservation in Washington by the authority of the Constitution and By-Laws of the Makah Indian Tribe as approved on May 16, 1936 by the Secretary of the Interior; and

WHEREAS, under the Constitution and By-Laws of the Tribe the Makah Tribal Council is charged with the duty of protecting the health, security and general welfare of the Makah Tribe and all Reservation residents; and

WHEREAS, Article VI, Section I (i) empowers the Makah Tribal Council to promulgate and enforce ordinances governing the conduct of members and providing for maintenance of law and order and the administration of justice; and

WHEREAS, on March 13, 2020, the Makah Tribal Council enacted Resolution No. 2020-01 a Proclamation of Emergency following the February 29, 2020, issuance of Proclamation 20-05 of the Governor of the State of Washington declaring a State of Emergency for all counties throughout the state of Washington as a result of the coronavirus disease 2019 (COVID-19) outbreak and confirmed person to person contact spread of COVID in Washington state; and


WHEREAS, the Makah Tribal Council in response to Health Order #01-20 ordering Shelter in Place, has determined the need for a means of civil enforcement; and

WHEREAS, the Makah Tribal Council, in conjunction with state and federal governments, recognizes the need to minimize social contact to prevent the spread of the disease, especially to the most venerable population of the Makah Tribe and Reservation residents.

NOW, THEREFORE BE IT RESOLVED that the Makah Tribal Council hereby approves Ordinance No. 49, Shelter in Place Ordinance.

BE IT FURTHER RESOLVED, Ordinance No.49 shall take effect on the date of the enactment of this resolution.

**MAKAH TRIBE**

  
**Timothy J. Greene, Chairman**

**CERTIFICATION**

The forgoing resolution was adopted at a special meeting held on March 20, 2020 at which time a quorum was present. The resolution was adopted by a vote of \_\_\_\_ FOR and \_\_\_\_ AGAINST, the Chairman or the Vice-Chairman in his absence being authorized to sign the resolution.

  
\_\_\_\_\_  
(Acting) Tribal Secretary

## **SHELTER IN PLACE ORDINANCE NO. 49**

### **TITLE**

This ordinance shall be known as the Makah Tribe's Shelter in Place Ordinance

### **PURPOSE**

1. The Makah Tribal Council recognizes the need to keep all Makah Tribal members and reservation residents safe during the COVID-19 pandemic.
2. The COVID-19 disease is highly contagious and affects vulnerable populations much more seriously.
3. The Makah Tribal Council is implementing necessary action to limit person-to-person contact within the boundaries of the Makah Reservation.

### **SHELTER IN PLACE**

- a) All Makah tribal members and Reservation residents shall shelter in place. It shall be unlawful for any person(s) without good cause to be in or on any street, road, highway, alley, or any other public place on the Makah Indian Reservation.
- b) Any person found in violation of the shelter in place ordinance may be assessed a civil monetary fine up to \$500. for each offense.

### **EXEMPTIONS**

The following may be exempt from sanctions

- a) Obtaining medical care or supplies
- b) Caring for sick or elderly in another household
- c) Getting the mail
- d) Fishing, hunting, or other subsistence practices
- e) Chopping wood or gathering food/materials and traditional medicines from the forest or beach
- f) Going to work or locations like the Post Office, Washburn's, Clinic, Law and Order, the Dock or other jobs which cannot be conducted remotely
- g) Going to Marina to check/work on boats
- h) Going to Washburn's to get groceries or supplies
- i) Going to locations off Reservation to obtain essential food and supplies or for essential activities: i.e. medical appointments etc.

### **ENFORCEMENT**

Neah Bay Public Safety will strictly enforce this ordinance.