

ST. CROIX CHIPPEWA INDIANS OF WISCONSIN  
ST. CROIX RESERVATION NATURAL RESOURCES CODE

BE IT ORDAINED BY THE TRIBAL COUNCIL OF THE ST. CROIX CHIPPEWA  
INDIANS OF WISCONSIN:

515 CHAPTER I - INTRODUCTION

- 101 - Title - This ordinance shall be known as the St. Croix  
Reservation Natural Resources Code.
- 102 - Authority - This ordinance is enacted pursuant to Article V,  
Section 1 of the Constitution and Bylaws of the St. Croix  
Chippewa Indians of Wisconsin.
- 103 - Purpose - It is the purpose of this ordinance to:
- a) provide an orderly sytem for the control and regulation  
of hunting, fishing and gathering on the lands and waters  
of the St. Croix Indian Reservation by members and non-  
members of the St. Croix Chippewa Indians of Wisconsin.
  - b) provide a means to promote the conservation and manage-  
ment of reservation wildlife resources under the authority  
of the St. Croix Tribal Council, and;
  - c) provide a means for the control and regulation of other  
outdoor recreational activities under the authority of  
the St. Croix Tribal Council.
- 104 - Effective Date - This ordinance shall be effective on the  
date adopted by the St. Croix Tribal Council.
- 105 - Abrogation and Greater Restrictions - Where this ordinance  
imposes greater restrictions than those contained in other  
tribal ordinances, the provisions of this ordinance shall  
govern.

106 - Interpretation - In their interpretation and application, the provisions of this ordinance shall be held to be minimum requirements and shall be liberally construed in favor of the tribe and shall not be deemed a limitation or repeal of any other tribal power or authority.

107 - Severability and Non-Liability - If any section, provision or portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby. The Tribe asserts there is no liability on the part of the St. Croix Chippewa Indians of Wisconsin, its agencies, or employees for damages that may occur as a result of reliance upon and conformance with this ordinance.

516 CHAPTER II - DEFINITIONS

201 - General Definition - For the purpose of this ordinance, the following definitions shall be used. Words used in the present tense include the future; the singular includes the plural; and the plural includes the singular. The word "shall" is mandatory and the word "may" is permissive.

202 - Specific Words and Phrases:

- a) "All terrain vehicle" means any motorized vehicle designed for or capable of travel over unimproved terrain.
- b) "Closed season" means that period of time during which the taking of wildlife is prohibited.
- c) "Code" means St. Croix Reservation Natural Resources Code.
- d) "Department" means the St. Croix Natural Resources Commission.

- e) "Commission Member" a member of the St. Croix Natural Resources Commission.
- f) "Fishing" means to reduce to possession aquatic wildlife by any means.
- f) "Hunting" means to take any bird or animal by any means other than trapping.
- h) "Tribal Identification" means a valid tribal identification card issued by the St. Croix Tribal Council identifying the holder as a member of the St. Croix Chippewa Indians of Wisconsin.
- i) "Open season" means that period of time during which the taking of wildlife by legal means is permitted.
- j) "Possession limit" means the maximum number of wildlife which may be legally possessed by any one person at a given point of time.
- k) "Protected species" shall include those species that the Wisconsin Department of Natural Resources has designated as protected or endangered unless changed or altered by regulation or proclamation by the St. Croix Natural Resources Commission.
- l) "Warden" shall mean law enforcement officer of the St. Croix Department of Natural Resources Commission.
- m) "Recreational vehicle" means any/all terrain vehicle engaged in off-highway recreational use.
- n) "Reservation" includes all lands and waters within the exterior boundaries of the St. Croix Reservation or other lands or waters owned by or for the benefit of the St. Croix Tribe and shall include waters adjacent to lands owned by the St. Croix Tribe or held in trust for the benefit of the Tribe.

- o) "Tag" means a card, label or other identification device issued for attachment to the carcass of any wildlife.
- p) "Tribal member" or "member" of the Tribe means any person of St. Croix Tribal descent recognized by the Tribal Council as a member of the St. Croix Chippewa Indians of Wisconsin.
- q) "Tribe" means the St. Croix Chippewa Indians of Wisconsin.

517 CHAPTER III - ST. CROIX TRIBAL WARDENS .

- 301 - Qualifications - Tribal Wardens shall possess those qualifications as established by the Tribal Council and the Commission.
- 302 - Temporary Appointments - Temporary wardens may be appointed to aid/assist in times of unusual need.
- 303 - Powers - St. Croix Tribal Wardens are police officers for purposes of enforcing the provisions of this Code and any proclamations or other regulations issued hereunder.. St. Croix Tribal Wardens may exercise those powers authorized by the Tribal Council through the adoption of an ordinance defining said powers.

518 CHAPTER IV - REGULATIONS

- 518.0
- 401 - Regulations - Annually or at such other specified periods as the Tribal Council shall direct, the Tribal Council shall adopt regulations concerning regulations governing hunting and fishing activities on lands and waters of the St. Croix Reservation.

518.1 402 - Natural Resources Commission Recommendations - The Natural Resources Commission shall propose appropriate regulations to the Tribal Council, which, when adopted by the Tribal Council either with or without amendments, shall have the force of law on the St. Croix Reservation and where specially identified on ceded lands.

518.2 403 - Regulation - The following regulations shall be adopted by the St. Croix Tribal Council:

- a) Establishment of seasons on any species of wildlife in any specific reservation locality or localities. Said seasons shall be based on a finding that such action is necessary either to assure maintenance of an adequate supply of a species or to effectuate proper wildlife management and control.
- b) Establishment of closed or open lakes, streams and refuges, specified localities or parts thereof, to angling, trapping, hunting or gathering and to regulate and prescribe the means by which wildlife may be taken as in its judgement may be best to perpetuate, restore, increase or control any species of wildlife and assure an adequate supply thereof.
- c) Prescribe the manner and means of taking or transportation of any wildlife, including, but not limited to, the type or kinds of bait, lures, tackle, equipment, traps, firearms and weapons, tagging of game or fish or parts thereof, or any other means or device for taking such wildlife.
- d) Establishment of refuges or sanctuaries for game, game birds, fish or fur bearing animals. All boundary lines shall be posted at the usual place of ingress with signs bearing the title of the St. Croix Tribe.

e) Establish fees for licenses, permits, tags, special hunting seasons.

f) Establishment of rules and regulations governing the operation of boats upon waters located within the St. Croix Reservation. Said rules and regulations shall conform with the established rules and regulations of the United States Coast Guard where applicable.

g) Establishment of rules and regulations governing the operation of all terrain and recreational vehicles on Tribal lands.

h) *Timber harvesting*

518.3 405 - Publication of Regulation(s) - The regulation(s) adopted by the Tribal Council shall, be posted in at least three (3)- public places within the reservation.

518.4 406 - Additional Regulations - The Tribal Council may adopt additional regulations of either temporary or permanent application governing the dates, places, means or manner of taking wildlife or any limitations thereon and such regulations shall, when posted in the manner provided for in Section 405, have the force of law.

519 CHAPTER V - IDENTIFICATION, TAGS AND PERMITS

501 - Hunting, Fishing and Gathering Identification - Members of the St. Croix Tribe:

a) Members of the St. Croix Tribe shall be required to have a valid St. Croix Tribal Identification card in their possession to hunt, fish and gather on lands and waters of the St. Croix Reservation or on lands and waters where an off-reservation hunting, fishing and gathering rights exist.

- b) Members of the St. Croix Tribe who wish to take wildlife for any religious group must first obtain a religious hunting permit specifying the type of wildlife which is authorized to be taken. No permit shall be issued to any person who cannot demonstrate either membership in or a legitimate connection with such religious group. Such permits shall be subject to the approval and regulation of the Department as to dates, places, limits and types of hunting permitted.

502 - Hunting License Requirement - Non-Members of the St. Croix Tribe - All non-members of the St. Croix Tribe, while hunting any type of wildlife on reservation lands, are required to have in their possession a St. Croix hunting license appropriate to the type of hunting involved.

503 - Permits and Tags

- a) The Tribal Council may, by resolution or proclamation, establish special permit requirements for the taking of certain species of wildlife in designated areas and/or designated times, and no wildlife of the designated type may be taken under the specified circumstances except by persons possessing a valid permit therefor.
- b) The Tribal Council may, by resolution or proclamation, establish tagging requirements for specified types of game and any taking of game without compliance with established tagging requirements shall be a violation of this Code.
- c) It shall be a condition precedent to the obtaining of any special permits or tags, that the person receiving such special permit or tag possess a valid St. Croix Identification Card. The Tribal Council may, but shall not be required to, make an exception in the case of religious hunting permits.

504 - Sale of Licenses, Permits and Tags

- a) The Tribal Council shall direct the manner by which non-member licenses, permits and tags are sold.
- b) The Commission shall administer the sale of licenses, permits, and tags and may appoint license agents authorized to sell licenses, permits and tags.

505 - Hunter Safety Required - No person under the age of twelve (12) years shall be allowed to hunt unless he or she has completed an approved hunter safety training course.

520 CHAPTER VI - OFFENSES, PENALTIES AND PROCEDURES

601 - Penalties and Procedures

- a) Violation of any provision of this Natural Resource Code or any regulation or proclamation issued thereunder by the Tribal Council shall, unless otherwise designated, subject said violator to a civil remedial money penalty, as set forth in the St. Croix Tribal Court Code and may in addition be punishable by revocation of fishing and hunting or other licenses and civil remedial forfeiture of property as set forth in the St. Croix Tribal Court Code. The provisions for penalties herein shall apply to all persons, both members and non-members of the Tribe alike, unless otherwise provided herein. The procedures for the imposition of civil remedial money penalties and civil remedial forfeitures of property are located in the St. Croix Tribal Court Code.
- b) At the time a complaint is made and/or citation issued for violation of this Code, the enforcing officer may confiscate any fishing equipment, rifles, guns or other fishing or hunting equipment or paraphernalia as reasonably appears to have been involved in the Commission of the violation for which the arrest was made and shall give the person from whom such things are taken an itemized receipt for all such confiscated items.



The officer shall follow those procedures for civil remedial forfeitures of property found in the St. Croix Tribal Court Code.

- c) The Tribal Council may adopt a schedule of civil remedial money penalties to be imposed for first violations of this code.

602 - Enforcement - Wardens and other law enforcement officers of the Tribe are authorized to enforce the provisions of this Code and any regulations and proclamations issued hereunder and shall act in accordance with the provisions of the St. Croix powers of wardens ordinance.

603 - Offenses - The following are declared to be general offenses under this Code:

- a) Carrying or handling firearms while under the influence of alcohol - It is unlawful for any person to carry or use any firearm while under the influence of alcohol.
- b) Damaging property by gunfire - It is unlawful for any person to knowingly damage any property of the Tribe through negligence or careless use of firearms.
- c) Exceeding the bag limits and possession - It is unlawful for any person to take or otherwise possess more than the allowed number of wildlife or fish. Bag and possession limits will be established through regulation by the St. Croix Tribal Council. All wildlife possessed in excess of these limits may be seized and forfeited to the St. Croix Tribe.
- d) Careless use of a firearm - It is unlawful for any person to carry, handle or use any firearm in such a manner as to carelessly endanger the life, limb or property of another.

- e) Hunting or possessing game out of season - It is unlawful for any person, except as authorized by the St. Croix Tribal Council, to hunt, kill, wound or otherwise take, capture or have in his possession any big game, or any game bird as herein defined when the season has not been declared open. Hunting seasons will be established by proclamation by the St. Croix Tribal Council.
- f) Hunting on wildlife refuges - It is unlawful for any person to knowingly or willfully hunt or otherwise take any game birds or game animals on any posted wildlife refuge or sanctuary unless authorized by the St. Croix Tribal Council.
- g) Killing or taking protected species - It is unlawful for any person to hunt or otherwise take any protected species, unless authorized by the St. Croix Tribal Council.
- h) Fishing out of season - Unless otherwise provided by regulation of the St. Croix Tribal Council the fishing season will be open the entire year. If limited, fishing out of season will be an offense.
- i) Planting of fish - It is unlawful for anyone to plant, place or attempt to plant or place any type of fish in any body of water without the authorization of the St. Croix Tribal Council.
- j) Littering - It is unlawful for any person to deposit garbage, refuse, ashes, junk, glass, bottles, cans or any other form of litter or debris anywhere except in containers or dumping grounds which are provided and designated for such use.
- k) Disobeying a tribal warden - It is unlawful for any person to fail to obey, knowingly flee or obstruct a lawful order given by an authorized officer of the St. Croix Tribe while in the course of performing his duties.

- l) Loss of license or permit - Any person, knowingly using a lost license, tag or permit is guilty of an offense.
- m) Making a false statement - It is unlawful for any person to knowingly swear or affirm to any false statement while applying for any type of hunting or fishing license, tag or permit.
- n) Allowing fires to spread - Any person who makes a campfire or other fire and negligently allows it to spread and do damage to any property shall be deemed guilty of an offense.
- o) Impersonating a ranger - It shall be unlawful for any authorized person to falsely represent himself to be a warden of the St. Croix Tribe.
- p) It shall be unlawful to violate any rule or standard declared by a proclamation or regulation of the St. Croix Tribal Council.

# St. Croix Tribal Council

P.O. Box 287

Hertel, Wisconsin 54845

(715) 349-2195

## TRIBAL COUNCIL

Don Saros  
Tribal Chairman  
Sand Lake Community

Kenneth Mosay  
Vice-Chairman  
Round Lake Community

Beverly Benjamin  
Secretary/Treasurer  
Danbury Community

Lewis Taylor  
Member  
Sand Lake Community

Mary A. Washington  
Member  
Maple Plain Community

## EXECUTIVE SECRETARY

Mary Hartmann

## COMPTROLLER

## TRAINING DEPARTMENT

Richard F. Hartmann

## JUDICIAL BRANCH

David Merrill  
Judge

Alternate Judge

## TRIBAL ATTORNEY

Howard J. Bichler

## BIOLOGIST

Elizabeth Greiff

## ENTERPRISES

Economic Development Commission  
Turtle Lake Bingo  
Danbury Bingo  
Chippewa Corners Cafe  
Round Lake Bingo  
Maple Plain Bingo

## ST. CROIX RESERVATION NATURAL RESOURCES CODE TREE CUTTING ORDINANCES

### Chapter V - Identification, Tags, and Permits

### Section 603 - Offenses

Paragraph q) It shall be unlawful for any person to cut living trees for firewood on St. Croix Reservation lands without prior written authorization of the St. Croix Tribal Council.

Paragraph r) It shall be unlawful for any person to sell any wood cut from living or dead trees on St. Croix Reservation lands without prior written authorization of the St. Croix Tribal Council.

Ordinances V.603.q and V.603.r were approved by the St. Croix Tribal Council on the 11 of November, 1991 in Resolution number 11-11-91-2.

*Regulation pursuant to  
403 (h)  
ADDENDUM (now 518.2(h))?*

# St. Croix Tribal Council

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RESOLUTION NO. 11-11-91-2

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WHEREAS, The St. Croix Tribal Council has in effect a reservation natural resources code designed to protect reservation natural resources and regulate harvest of those natural resources, and

WHEREAS, the St. Croix Tribal land base is inadequate to allow for unregulated harvest of trees for commercial sale as timber or firewood, and

WHEREAS, without regulations, tribal members will continue to cut living trees for firewood and other uses, and

WHEREAS, such unregulated harvest will diminish the reservation natural resources including wildlife habitat, water quality and stands of maple trees suitable for maple sugar and syrup production.


NOW THEREFORE BE IT RESOLVED, that the St. Croix Tribal Council hereby adopts the following amendments to the St. Croix Reservation Natural Resources Code.

Section 603(q) It shall be unlawful for any person to cut living trees for firewood on St. Croix Reservation lands without prior written authorization of the St. Croix Tribal Council.

Section 603(r) It shall be unlawful for any person to sell any wood cut from living or dead trees on the St. Croix Reservation lands without prior written authorization of the St. Croix Tribal Council.

## Certification

I, the undersigned as Secretary of the St. Croix Tribal Council, do hereby certify that the Council is composed of ~~five~~ (5) members of whom ~~four~~ (4) ~~were~~ present, constituting a quorum, at a meeting duly called, convened and held this 11th day of November, 1991, and that the foregoing resolution was adopted at said meeting by an affirmative vote of 3 for 0 against 0 members abstaining from the vote, and that said resolution has not been rescinded or amended in any way.

  
Beverly Benjamin, Secretary/Treasurer  
ST. CROIX TRIBAL COUNCIL