

RINCON INDIAN RESERVATION  
P.O. BOX 68  
VALLEY CENTER, CALIFORNIA 92082

COPY

AN EMERGENCY INTERIM ORDINANCE OF THE TRIBAL COUNCIL OF THE RINCON SAN LUISENO BAND OF MISSION INDIANS ADOPTED AS AN URGENCY MEASURE ESTABLISHING TEMPORARY LAND USE CONTROLS PENDING CONSIDERATION BY THE TRIBAL COUNCIL OF A COMPREHENSIVE LAND USE PLAN AND BUILDING CODE.

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The Tribal Council of the Rincon San Luiseno Band of Mission Indians does ordain as follows:

WHEREAS, the unregulated development of commercial and industrial land within the boundaries of the Rincon Indian Reservation constitutes a threat to the health, safety and general welfare of the Rincon San Luiseno Band of Mission Indians;

AND WHEREAS, the Rincon San Luiseno Band of Mission Indians has the authority, right and obligation to regulate the development of commercial and industrial buildings and activities by both members and non-members within the boundaries of the Rincon Indian Reservation;

AND WHEREAS, the Rincon San Luiseno Band of Mission Indians intends to prepare and adopt comprehensive land use and building code ordinances regulating commercial and industrial development within the boundaries of the Rincon Indian Reservation;

AND WHEREAS, it is necessary pending the adoption of such comprehensive land use and building code ordinances to impose interim controls on commercial and industrial development within the boundaries of the Rincon Indian Reservation to insure that the public health, safety and welfare are protected;

NOW, therefore, the Tribal Council of the Rincon San Luiseno Band of Mission Indians does ordain as follows:

SECTION 1: During the effective period of this ordinance, no new construction or development of any industrial or commercial structure of any kind shall be commenced or proceed past the grading stage without the express written approval of the Rincon Business Council.

In granting such approval, the Business Council must make an express finding that any such new construction or development shall be compatible with present surrounding land uses and that such new construction does not have a significant environmental impact upon the Rincon Indian Reservation.

SECTION 2. During the effective period of this ordinance, no modification or remodeling, demolition or reconstruction of any kind on any existing commercial or industrial structure shall be permitted without the express written approval of the Rincon Business Council.

In granting such approval, the Business Council must make an express finding that such new activity shall be compatible with present surrounding land uses and that such new activity does not have a significant environmental impact upon the Rincon Indian Reservation.

SECTION 3. Violation of this ordinance is punishable by a fine of up to \$10,000.00 for each occurrence.

SECTION 4. This interim ordinance is hereby declared to be an emergency ordinance adopted as an urgency measure to protect the public health, safety and welfare and shall take effect immediately upon its adoption. The facts constituting the emergency are set forth above and represent a threat to the public health, safety or welfare of the citizens of the Rincon Band.

SECTION 5. This ordinance shall be effective immediately upon passage and shall continue to be in full force and effect until rescinded by the Rincon Business Council.

#### **CERTIFICATION**

This is to certify that the above Interim Ordinance was duly adopted at a General Band Meeting of the Rincon Band of Mission Indians on the 11TH day of JUNE, 1989, by a vote of '37' "for", '3' "against", and '0'

abstaining". The above has not been rescinded or amended in any way.

Edmund J. Arino  
\_\_\_\_\_, Chairman

John Magetti  
\_\_\_\_\_, Vice-Chairman

Ante Mally Pund  
\_\_\_\_\_, Councilman

Douglas Calas  
\_\_\_\_\_, Councilman

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\_\_\_\_\_, Councilman