



NOOKSACK INDIAN TRIBE

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RESOLUTION # 83-487

SUBJECT Business License Ordinance,
Title 54

RESOLUTION NO. _____ OF THE NOOKSACK INDIAN TRIBE

WHEREAS, the Nooksack Tribal Council is the duly elected governing body of the Nooksack Indian Tribe, and

WHEREAS, the Nooksack Tribal Council has the power and authority to enact ordinances for the benefit of the Tribe under Article VI, Section 1(h) of the Constitution of the Nooksack Indian tribe, and

WHEREAS, it is in the best interests of the Tribe that it have a Business License ordinance for business conducted or performed on Tribal Lands.

NOW, THEREFORE, BE IT RESOLVED, that the Business License Ordinance, Title 54, of the Nooksack Tribal Code of Laws, attached hereto, be adopted and enacted by this resolution.

CERTIFICATION

The above resolution was adopted at a regular meeting of the Nooksack Tribal Council at which a quorum was present on (September) 8, 1983 by a vote of 4 FOR, 0 AGAINST, 0 ABSTAIN.

Wilfred Cline
Wilfred Cline
Chairman

G. Doris Romero
G. Doris Romero
Secretary

BUSINESS LICENSE ORDINANCE

TITLE 54

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TITLE 54

BUSINESS LICENSE ORDINANCE

54.01 DEFINITIONS

54.01.010 Definitions: Wherever in this ordinance, unless a different meaning clearly appears:

- a) "Business" includes all activities engaged in with the object of gain, benefit, or advantage to the taxpayer or to another person or class, directly or indirectly.
- b) "Engaging in Business" means commencing, conducting, performing business tasks, or continuing in business and also in the exercise of corporate or franchise powers, as well as liquidating a business when the liquidators thereof hold themselves out to the public as conducting such business.
- c) "Person" means any individual, receiver, assignee, trustee in bankruptcy, trust, estate, firm, co-partnership, joint venture, club, company, joint stock company, business trust, municipal corporation, corporation, association, society or group of individuals acting as a unit, whether mutual, cooperative, fraternal, nonprofit, or otherwise.

54.02 BUSINESS LICENSE AND FEE

54.02.010 Business License and Fee: There is levied and shall be collected from every person, a business license fee for the issuance of a license authorizing such person to engage in business activities within the Nooksack Tribal land in the amount of \$100 per annum.

54.02.020 Licenses of Each Activity: Every person engaging in businesses or occupations shall be required to have a business license for each kind of business activity in which he engages.

54.02.030 Exemptions: The following persons are exempt from the requirements of this ordinance:

- a) Businesses owned by the Nooksack Indian Tribe, and
- b) Persons who gross yearly income from engaging in business activities on Tribal lands is less than \$1,000.00; and

- c) Other persons who request exemption from the Nooksack Tribal Council due to hardship and the Tribal Council so exempts.

54.03 PERIOD OF VALIDITY OF LICENSE

54.03.010 Period of Validity: The license provided for herein shall be for the privilege of operating on Tribal land for a period of one year. The fee shall be paid in full to the Tribal Treasurer through the Tribal Affairs officer, or his designee, prior to the commencement of business operations and the renewal fee shall be due each succeeding year on or before the anniversary date of the initial license payment.

54.03.020 License Delinquency; Effect and Penalties: The failure of any person to pay the business license fee within 30 days of the annual anniversary date constitutes a breach of the privilege to doing business within the Tribal land and such person's license to engage in business within the Nooksack Tribal land shall be revoked. Persons who are not members of the Nooksack Tribe and whose license is so revoked, shall be expelled from the Tribal land as trespassers.

54.04 ENFORCEMENT AND SEVERABILITY

54.01.010 Enforcement: Suit for enforcement of this Ordinance or collection of unpaid fees may be brought in the Nooksack Tribal Court or other court of competent jurisdiction.

54.04.020 Severability: If any section or subsection of this ordinance shall be declared invalid for any reason, that provision shall be severed from the remainder of this ordinance and the remainder of this ordinance shall not be affected by that decision.