

**BAD RIVER BAND OF THE LAKE SUPERIOR TRIBE  
OF CHIPPEWA INDIANS**

**CHAPTER 1000 -- WINTER PARKING ORDINANCE**

Adopted Pursuant to Resolution 11-6-91-160.

**Section 1000.01 - Purpose.** The purpose of this Ordinance is to protect the public health, safety and welfare of Bad River Reservation residents and visitors by regulating vehicular parking during winter months.

**Section 1000.02 - Authority.** This Ordinance is adopted pursuant to the Bad River CONST. art. VI, § 1(q); and Tribal Resolution 11-6-91-160.

**Section 1000.03 - Effective Date.** This Ordinance shall take effect upon its adoption by resolution by the Tribal Council.

**Section 1000.04 - Construction.** This Ordinance shall be interpreted to comport with the customs and traditions of the Bad River Band of the Lake Superior Tribe of Chippewa Indians.

**Section 1000.05 - Definitions.** For purposes of this Ordinance, the following definitions shall apply:

- (a) "Ticketing Official" means any Bad River Tribal Law Enforcement Officer, to include Bad River Snow Plow Operators authorized by the Bad River Garage Supervisor to issue tickets for non-compliance with this ordinance.
- (b) "Class 1 Road" means all Bad River Community Streets; including: Maple Street, Kinnickinick Street, Oak Street, Birch Street, Pine Street, Elm Street, Evergreen Street, Caville Road, Old Odanah Road, Kakagon Street, Birch Hill Court, Sand Pit Road, Fire Break Road, Plantation Lane, Red Pine Lane, Birch Lane, Clear Cut Drive, Moccasin Trail, West Denomie Street, Fire Hall Lane, Butterfield Road, and Lemieux Road.
- (c) "Class 2 Road" means all Bad River Tribal Roads other than those listed above in Subsection b. including: Lake Birch Road, Pine Flats Road, Potato River Road, and Cemetery Road.

**Section 1000.06 - Severability and Non-Liability.**

(a) If any section, provision or portion of this Ordinance is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be effected thereby.

(b) The Tribe declares that there is no liability on the part of the Tribe, its agencies,

agents, or employees for any damage which may occur as a result of reliance upon or conformance with this Ordinance.

**Section 1000.07 - Parking prohibited in certain specified places.**

(a) No person shall stop or leave any vehicle standing on any Class 1 road within the confines of the Bad River Reservation from November 1, to April 30, except temporarily for the purpose of and while actually engaged in loading or unloading, or in receiving or discharging passengers and while the vehicle is attended by a licensed operator so that it may promptly be moved to avoid obstruction of snowplow traffic.

(b) No person shall stop or leave any vehicle standing on any Class 2 road within the confines of the Bad River Reservation for a period longer than 24 hours from November 1, to April 30.

**Section 1000.08 - Enforcement.**

(a) Any Ticketing Official may issue a citation to any Tribal member or non-member if the Ticketing Official reasonably believes that such person has breached a provision of this Ordinance.

(b) Any Ticketing Official may authorize the removal of any vehicle in violation of this ordinance by having the vehicle towed at the owner's expense, including any impound charge.

**Section 1000.09 - Penalties.** Any person who violates the provisions of this Ordinance shall be subject to the following penalties:

Any person violating a provision of § 1000.07 shall be required to forfeit \$30.00 for a first offense, \$45.00 for a second offense and \$60.00 for a third or subsequent offense within a two year period.

**Section 1000.10 - Jurisdiction.** Jurisdiction is hereby conferred upon the Bad River Tribal Court over all matters related to the enforcement of this Ordinance.