

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Opposing Zone Change for the Adamsville Sanitary Landfill West of Florence, Arizona)**

RESOLUTION NO. 01-035

- 1 **WHEREAS, Pinal County, applicant and landowner has requested approval of a zone change to**
2 **amend the zoning ordinance and/or maps for the unincorporated area of Pinal**
3 **County, Arizona, from General Rural Zone (GR) to Industrial Zone (CI-2) on a 51-acre**
4 **parcel to secure proper industrial zoning for the existing Adamsville Sanitary**
5 **Landfill, currently under lease by Waste Management of Arizona; and**
- 6 **WHEREAS, the purpose of the requested zone change is to expand the existing Adamsville Landfill**
7 **and increase the long-term disposal capacity for the Florence/Coolidge Area as a**
8 **regional landfill site; and**
- 9 **WHEREAS, the subject parcel in question is situated in a portion of the W¹/₂ Section 9, T5S, R9E,**
10 **Tax Parcel 202-18-007, which is 2 miles west of Florence; and**
- 11 **WHEREAS, the parcel in question is situated near 20 acres of land in Florence set aside as a**
12 **reservation in the form of 20 acres acquired in trust on March 31, 1976, pursuant to**
13 **the Act of June 18, 1934 (48 Stat. 984), declared to be an addition to and a part of the**
14 **Tohono O'odham Nation (P.L. 95-361; 92 Stat. 595), and 22.796 acres of land**
15 **contiguous to Florence acquired in trust on October 29, 1985 by the Papago Agency**
16 **Superintendent pursuant to the Act of June 18, 1934 (48 Stat. 984); and**
- 17 **WHEREAS, the Tohono O'odham Nation did not receive notice of the Public Hearing scheduled**
18 **for January 11, 2001; and**
- 19 **WHEREAS, according to the Tohono O'odham Nation Solid Waste Management Program, Solid**
20 **Waste Regulatory Office and Environmental Protection Agency, the proposed**
21 **expansion has the potential of polluting the groundwater and air of the area to the**
22 **detriment of the members of the Tohono O'odham Nation who reside in Florence**
23 **village, surrounding farm land and other residents; and**
- 24 **WHEREAS, Waste Management, Inc., the lessee, has not provided any assurances to the Tohono**
25 **O'odham Nation or Florence Village that sufficient and adequate measures will be**
26 **implemented to prevent groundwater and air pollution; and**
- 27 **WHEREAS, the members of the Tohono O'odham Nation who reside in Florence Village did meet**
28 **and discuss the zone change proposed for the subject parcel and voted unanimously**
29 **to oppose the zone change.**

1 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council hereby supports
2 **the interests of the members of the Tohono O'odham Nation who reside in Florence**
3 **Village and opposes the requested zone change of Pinal County in order to expand the**
4 **Adamsville Sanitary Landfill's capacity.**

5 **BE IT FURTHER RESOLVED** that the Chairman of the Nation is hereby authorized to undertake all
6 **necessary actions to oppose the requested zone change.**

7 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12TH Day**
8 **of JANUARY, 2001 at a meeting at which a quorum was present with a vote of 2,032.1 FOR; -0-**
9 **AGAINST; -0- NOT VOTING; and 133.4 [07] ABSENT, pursuant to the powers vested in the Council by**
10 **Section 1 (c)(2) of Article VI and Section 2(a), (b) of Article XVIII of the Constitution of the Tohono**
11 **O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by**
12 **the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to**
13 **Section 16 of the Act of June 18, 1934 (48 Stat. 984).**

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15 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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19 **Dennis Ramon, Legislative Chairman**

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21 17 day of January, 20 01

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24 **ATTEST:**

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28 **Julianna Saraficio, Acting Legislative Secretary**

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30 12 day of January, 20 01.

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32 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham**
33 **Nation on the 17 day of January, 20 01 at 9:04 o'clock, A.M.,**
34 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
35 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
36 **submittal.**

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38 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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42 **Dennis Ramon, Legislative Chairman**

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APPROVED

on the 17th day of January, 20 01

DISAPPROVED

at 10:36 o'clock, A.M.


EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 17 day of

January, 20 01, at 4:20 o'clock, P.M.


Julianna Saraficio, Acting Legislative Secretary

ACTION: OPPOSING ZONE CHANGE FOR THE ADAMSVILLE SANITARY LANDFILL WEST OF FLORENCE, ARIZONA

MOVED: COUNCILMAN CAMILLUS LOPEZ

SECOND: COUNCILWOMAN GLORIA MONTANA

DATE: JANUARY 12, 2001

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			X
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			
SELLS 372.7	1. DENNIS E. JOSE ()	186.35	X			
	2. EVELYN JUAN ()	186.35	X			
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7				X
	2. AMBROSE ENCINAS ()	66.7				X
SAN XAVIER 165.9	1. TONY BURRELL ()	82.95	X			
	2. DENNIS RAMON ()	82.95	X			
BABOQUIVARI 286.5	1. FRANCES MIGUEL ()	143.25	X			X
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			
GU ACHI 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ()	104.8	X			
PISINEMO 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ()	78.4	X			
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05	X			
	2. GLORIA RAMIREZ ()	64.05	X			
GU VO 160.0	1. FERN SALCIDO ()	80.0	X			X
	2. GLORIA MONTANA (Phillip Antone)	80.0	X			
HICKIWAN 158.1	1. SHIRLEY MOLINA ()	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			X
CHUKUT KUK 222.6	1. KENNETH WILLIAMS ()	111.3	X			X
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
TOTAL		2,165.5	2,032.1	-0-	-0-	133.4 [07]

**PASSED VOTES