



NCA 17-030

CLASSIFICATION: #28. LANDS AND MINERALS

A LAW OF THE MUSCOGEE (CREEK) NATION REPEALING TITLE 28, CHAPTER 6 ENTITLED "TRIBAL CAPITOL COMPLEX MASTER SITE PLAN" AND CREATING A NEW TITLE 28, CHAPTER 6 ENTITLED "TRIBAL MASTER SITE PLAN"

Be it enacted by the National Council of the Muscogee (Creek) Nation:

SECTION ONE. NEW LAW. The following new law shall be codified in Title 28, Chapter 6, of the Code of Laws of the Muscogee (Creek) Nation; provided that for purposes of codification of said new law and its inclusion in pocket parts for the Code of Laws of the Muscogee (Creek) Nation, the Attorney General is hereby authorized: (1) to approve any changes related to the manner in which sections, articles, chapters and sub-chapters are designated in this law in order to be consistent with the format in the Code of Laws published in 2003 by West Publishing Company; (2) to include footnoted references to the legislative history in said pocket parts to the Code of Laws; and (3) to note in said pocket parts any editorial correction of minor clerical or grammatical errors in the following new law:

**TITLE 28. LAND AND MINERALS
CHAPTER 6. TRIBAL MASTER SITE PLAN**

§6-101. Title

This Chapter shall be entitled Tribal Master Site Plan.

§6-102. Definitions

A. "Capital improvement" – shall mean any expenditure for physical facilities of the government, such as costs for land acquisition; construction of roads or utilities; installation of fixed equipment; landscaping; and similar expenditures.

B. "Capital Improvement Program" – shall mean a schedule of projects, with associated funding, that will guide construction and demolition efforts over a period of at least five (5) years.

C. "Tribal Master Site Plan (TMSP)" – shall mean a layout of existing and planned tribal properties within a five (5) mile radius of the Executive Building. The TMSP shall include, *inter alia*, the Capitol campus, Claude Cox Omniplex, Muscogee (Creek) Nation Okmulgee Golf Course, College of Muscogee Nation, and Independent Agencies.

D. "Minor changes" – shall mean a change in a specific building site such as the name of a building; aesthetic continuity; or upgrades.

E. "Substantial changes" – shall mean a major deviation from the overall TMSP such as a change in building location; lack of funding; building function; or use.

§6-103. Physical development matters to be submitted for approval

All matters affecting the physical development of the Tribal Master Site Plan (TMSP) shall be submitted to the Tribal Planner to ensure conformity to the TMSP. The Tribal Planner shall submit his/her recommendations to the Principal Chief for approval.

§6-104. Adoption and review of Master Plan

A. The document entitled "Tribal Master Site Plan" ("TMSP") is hereby adopted as the Official Master Plan for the Tribal Capitol Complex and outlying areas within a five (5) mile radius of the Muscogee (Creek) Nation Executive Building.

B. To ensure that the TMSP is at all times current with the needs of the tribal government, the Tribal Planner shall annually review the TMSP and recommend changes to the Principal Chief. The Tribal Planner is authorized to approve minor changes to the TMSP; substantial changes to the TMSP require approval by the Principal Chief.

C. The Capital Improvement Program will be guided by the TMSP. The Capital Improvement Program serves as the driving force for administrative and financial activities for development purposes. The Tribal Planner shall submit an annual report to the Office of the Principal Chief regarding the Capital Improvement Program and its conformity to the TMSP. The Capital Improvement Program will be reviewed annually in order to make recommendations and adjustments regarding improvements in economy or efficiency. Excess, or otherwise unused, funds will be recirculated into the Capital Improvement Program and applied to other planned developments contained in the TMSP.

§6-105. Principles and guidelines for future development; Building code

A. All buildings shall be constructed and/or renovated in accordance with Title 28, Chapter 7 and the Building Code adopted in MCNCA Title 28, Chapter 8, § 8-102.

B. All buildings shall be designed and built to complement each other.

C. All landscape designs, sidewalks and plazas shall be designed to unify facilities.

D. Every effort possible shall be made to keep and protect native trees.

§6-106. Funding applications and proposals

The Office of the Principal Chief is authorized to submit applications, grants and proposals to various federal and private funding sources to help the Nation achieve its short-range and long-range goals and objectives of the Capital Improvement Program. Authorization to expend grant funds awarded shall be approved by the National Council.

§6-107. Office assignments

The Office of the Principal Chief shall make office space assignments to the various branches, entities, agencies, departments, programs and service functions of the Muscogee (Creek) Nation Tribal Government.

SECTION TWO. REPEALER. MCNCA Title 28, Chapter 6, Entitled "Tribal Capitol Complex Master Site Plan" is hereby repealed.

SECTION THREE. EFFECTIVE DATE. This Act shall become effective immediately upon proper approval and execution in accordance with the requirements of the Muscogee (Creek) Nation Constitution.

ENACTED by the Muscogee (Creek) National Council on this 25th day of March, 2017.


IN WITNESS WHEREOF, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.



Lucian Tiger III, Speaker
National Council
Muscogee (Creek) Nation

CERTIFICATION

I, the undersigned, certify that the foregoing is a true extract from the minutes of the Muscogee (Creek) National Council comprised of Sixteen members with Fifteen members attending this meeting on the 25th day of March, 2017 and that the above is in conformity with the provisions therein adopted by a vote of 14 in favor, 0 against, and that said Law has not been rescinded or amended in any way and the above is the signature of the Speaker of the National Council.



Kristie A. Sewell, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature on this 29th day of March, 2017 to the above Law, NCA 17-030 authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.



James R. Floyd, Principal
Muscogee (Creek) Nation

