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CONFEDERATED TRIBES AND BANDS

Yakima Indian Nation

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Record File

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WM #1001 WM-10

Docket No.

GENERAL COUNCIL

TRIAL COUNCIL

LPDR

Distribution:

(Return to WM, 623-SS)
February 16, 1983

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CERTIFIED MAIL-RETURN RECEIPT REQUESTED


Director of Nuclear Material Safety
& Safeguards
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Dear Sir:

Please find enclosed our Tribal Council Resolution to insure
our participation as an affected tribe under 10 CFR, Part 60.

Thank you.

Sincerely,



Johnson Meninick, Chairman
Yakima Tribal Council

Enclosure

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R E S O L U T I O N

T-45-83

WHEREAS, applicable legislation and 10 CFR part 60 provide that potentially affected Indian tribes shall be granted a right to participate in the site review and licensing of disposal of high level radioactive wastes in geologic repositories before the Nuclear Regulatory Commission (NRC), and

WHEREAS, the Nuclear Regulatory Commission has determined that the Confederated Tribes and Bands of the Yakima Indian Nation (YIN) is a potentially affected Indian Tribe as regards the disposal of high level radioactive wastes on the Hanford Reservation, and

WHEREAS, the Yakima Tribal Council wishes to make every effort to protect the health, safety, property and treaty rights of the Yakima Indian Nation and its members.

NOW, THEREFORE, BE IT RESOLVED by the Yakima Tribal Council which has recognized full authority as a governing body and tribal organization of an Indian tribe under PL 73-638, that

1. By this resolution the Yakima Indian Nation does inform the Nuclear Regulatory Commission's Office of Nuclear Material Safety and Safeguards that it is the wishes of the Yakima Indian Nation to fully participate and consult in all ways under federal law and 10 cfr part 60 in the selection and licensing of a disposal of high level radioactive wastes in geologic repositories with the Hanford Reservation.
2. Yakima Indian request that all information regarding said action, including but not limited to the Nuclear Regulatory Commission regulations, site selection and licensing, licensing procedures and potential schedules, be forwarded to the hereinafter authorized representative:

Russell Jim, Secretary
Land Committee
Yakima Tribal Council
P. O. Box 151
Toppenish, Washington 98948

with a copy of said materials forwarded to the office of tribal attorney:

Jame B. Hovis
Hovis, Cockrill, Weaver & Bjur
316 North Third Street
P. O. Box 487
Yakima, Washington

3. Tribal Council Secretary is directed to send a signed copy of this resolution by certified mail to the Director of Nuclear Material Safety & Safeguards, U. S. Nuclear Regulatory Commission, Washington, D. C. 20555.

4. The Director of Nuclear Safety & Safeguards is informed, that:

A. The Yakima Indian Nation wishes to fully participate and consult in all matters by interpreting, reviewing all materials submitted by Nuclear Regulatory Commission staff, and states and applicant. The issues of interest to the Yakima Indian Nation are all matters, including but not limited to the following:

- (1) Site area
- (2) Criteria used in site selection
- (3) Method of selection
- (4) Alternatives to Hanford
- (5) Safety considerations and protections
- (6) Health considerations
- (7) Down-the-line effect on area
- (8) Environmental considerations
- (9) Environmental impacts
- (10) Environmental impacts of alternatives
- (11) Impacts on reserved treaty rights of Indian tribes
- (12) Impact on the property, health and safety of Yakima Indian Nation and its members
- (13) Effect of present waste disposal on the environment, health and safety, and history of accidents and leaks
- (14) Cumulative effect of present and proposed reactors, waste disposal, located on the Hanford Reservation on the health, safety and environment, together with their effect on the economic and place-to-live considerations of the neighboring communities including the Yakima Indian Reservation and its residents
- (15) Psychological health effects and community deterioration from location of present and proposed nuclear and radioactive activity on the Hanford Reservation
- (16) Consideration of archaeological and cultural impacts
- (17) Geological and seismological information regarding site area and "Columbia Plateau Tectonic Province"


- (18) Review of applicable Nuclear Regulatory Commissions regulations, licensing procedures, potential schedules and the type and scope of tribal review permitted by law
- (19) Review and cost estimates of grants available for study and participation by Yakima Indian Nation under existing law
- (20) Assistance in and funding for participation by the residents of the Yakima Indian Reservation and members of the Yakima Indian Nation in informational services and comment meetings regarding the areas of interest delineated in this resolution
- (21) Assistance in preparation of and communication with appropriate federal authorities to provide Yakima Indian Nation with the full benefits of an affected Indian tribe under the provisions of P1 97-425.

B. Yakima Indian Nation after consultation, review and preparation with the Nuclear Regulatory Commission will wish to present any applicable information and consideration regarding the disposal of high level radioactive wastes on the Hanford Reservation.

DONE AND DATED on this 9th day of February, 1983, by the Yakima Tribal Council at the Governmental Offices of the Confederated Tribes and Bands of the Yakima Indian Nation, Toppenish, Washington, by a vote of 10 for and none against.


Johnson Meninick, Chairman
Yakima Tribal Council

ATTEST:


Anthony Washines, Secretary
Yakima Tribal Council