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colvilletribes.com

Boating & Water Use Code

CCT Fish & Wildlife Code Title 4 Chapter 4-1-360

Trail & Off Road Use Code

CCT Fish & Wildlife Code Title 4 Chapter 4-1-410

Non-Member Camping Regulations

CCT Fish & Wildlife Code Title 4 Chapter 4-1-480

All Passes/Permits Must be Purchased Online https://colville.nagfa.net/online

If you have, any questions or concerns contact any of the following:

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TITLE 4

NATURAL RESOURCES & ENVIRONMENT CHAPTER 4-1 FISH, WILDLIFE, & RECREATION

DEFINITIONS

The following definitions shall apply to this Subchapter and to any regulations promulgated here under:

<u>"Camping"</u> means the erecting of a tent or shelter of natural or synthetic material, preparing a sleeping bag or other bedding material for use, parking of a motor vehicle, motor home or trailer, or mooring of a vessel, for the apparent purpose of overnight occupancy.

<u>"Designated Campground"</u> means a site where a tent or trailer camping is permitted. Designated campgrounds are two (2) types: (1) primitive (outhouses, picnic tables, & grills), and (2) developed (flush toilets, water, picnic tables, & grills).

<u>"Guest Camper"</u> means any non-member (not qualifying as family of a Tribal Member) who engages in camping activities in the company of one or more Tribal Members.

<u>"Harassing and/or Harassment"</u> means a course of conduct directed at any person that causes substantial emotional distress in such person and serves no legitimate purpose.

<u>"Highway Legal</u>" means any motorized vehicle legal to operate on all public, primary and secondary highways, state and interstate highways, including the entire right of way.

<u>"Highway Road"</u> means all primary and secondary State/Interstate Highways, including the entire right of way.

"Immediate Family/Family of Tribal Member" means (for purposes of this Subchapter) related persons and immediate kin of both a Tribal member & a non-member spouse, whether related by blood or marriage, including parents, children (includes foster children & children of previous marriages), brothers, sisters, aunts, uncles, grandparents, grandchildren, nieces, nephews, cousins, as well as members of the household of a Tribal Member living under the same roof to the extent inconsistent with the definitions Resolution No. 1990-477 (Omak Lake) 1988-338 (Restricted Beach Area), and 1993-547 (Certain campgrounds & recreation areas) are hereby repealed.

<u>"Natural Resource Enforcement Officer</u>" means the person or persons charged with the responsibility of enforcing these chapter regulations and tribal resolutions promulgated hereunder and shall include all Colville Tribal:

- 1. Police Officer
- 2. Parks & Recreation Program Law Enforcement Personnel
- 3. Fish & Wildlife Program Law Enforcement Personnel
- 4. Regulatory Enforcement Officer, and
- 5. Any other qualified individual authorized by the Business Council to act as a Natural Resources Enforcement Officer under this Chapter

<u>"Non-Highway Road"</u> means any public road within the boundaries of the Colville Reservation, except Highways.

<u>"Non-Motorboats"</u> means a boat with no motor but which is designed & constructed to be used as a boat for transportation of a person or persons on water. i.e. canoe, inflatable boat, paddle boat, kayak and/or powered by oars.

"Non-Motorized Vehicle" means mountain bike, hiking, and/or walking.

<u>"Off-Road Vehicle (ORV)"</u> means any motorized vehicle used for recreational travel on trails, non-highway roads and cross-country travel over natural terrain. Such vehicles include, but not limited to, motorcycles, dune buggies, snowmobiles, and terrain vehicles.

<u>"Open Waters"</u> means those waters opened by in-season regulation for specific management purposes.

"Operator" means any person who operates (in physical control) of an ORV.

<u>"ORV Closed Area"</u> means that portion of the Colville Reservation where the use of an ORV is prohibited.

<u>"Owner"</u> means any person (other than a lien holder) having a property interest in an ORV and entitled to use or possess said ORV.

<u>"Public Housing Site"</u> means areas of public housing on trust or Tribal land, examples include HUD housing sites, trailer courts, and Agency Campus public housing.

<u>"Random Camping"</u> means camping outside designated camping areas.

<u>"Recreational Vehicle"</u> means a vehicle or unit that is self-propelled or mounted on another vehicle designed for temporary living, which may be moved on public highways. Recreational vehicles include: travel trailers, camping trailers, truck campers, and motor homes.

<u>"Reservation Pass"</u> means non-members must obtain the pass to access the reservation as a use permit and have in the vehicle at all times, while visiting.

"Shoreline Jurisdiction" means those lands subject to the regulation contained in the Shoreline Management Program. Such lands include those extending landward 400 feet on a horizontal plane from the ordinary high water mark of Type 1 waters; 300 feet on a horizontal plane from the ordinary high water mark of Type 2 waters; 200 feet on a horizontal plane from the ordinary high water mark of Type 3 water; and 100 feet on a horizontal plane from the ordinary high water mark of Type 4 waters; including any floodways and contiguous floodplain areas and all wetlands associated with the streams and lakes which are subject to the provisions of this policy.

<u>"Shorelines of the Reservation"</u> means total of all "shorelines" within the Reservation.

<u>"Trail"</u> means any path used for travel that is not necessarily suitable for travel by automobiles.

All Passes/Permits Must be Purchased Online:

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Boating & Water Use Activities

4-1-360 Application

The rules set herein apply to Lake Roosevelt, all boundary waters of The Colville Reservation and all water bodies on the Reservation

4-1-361 Inspection

(a) Natural Resource Enforcement Officers may at any time stop and/or board a vessel to examine document, licenses or permits relating to the operation of the vessel, and to inspect such vessel to determine compliance with regulations pertaining to safety equipment and operation.

(b) A Natural Resource Enforcement Officer who observes a vessel being operated without sufficient lifesaving or fire devices, or in an overloaded/unsafe condition, as defined in United States Coast Guard or this Subchapter, may direct the operator to take immediate and reasonable steps necessary for the safety of those aboard the vessel, including but not limited to directing the operator to:

- (1) Correct the hazardous condition immediately
- (2) Proceed to a mooring, dock, or anchorage; or
- (3) Suspend further use of the boat until the hazardous condition is corrected.

4-1-362 Prohibited Operations

The Following Activities Are Prohibited Under This Chapter:

(a) Operating a vessel or knowingly allowing another person to operate a vessel in a reckless or negligent manner, or in a manner as to endanger or likely to endanger any person or property. It shall be deemed a violation of this section to operate a vessel while under the influence of alcohol or in a designated swimming area.

(b) Operating a vessel while under the influence of alcohol or controlled substance.

(c) Failing to overserve a restrictions established by a regulatory marker.

(d) Operating a vessel in excess of five (5) mph or creating a wake in areas so designated by signs and/or buoys.

(e) Operating a vessel within one hundred (100) feet of a diver's marker, downed water skier or swimmers, and anglers.

(f) Harassing, while operating a motorized vessel, individuals lawfully engaged in activities on Tribal waters or shorelines.

(g) Operating a vessel in a designated as a swimming area.

(h) Allowing a person to ride on the gunwales, transom, or on the decking over the bow of a vessel propelled by machinery when operated in excess of five (5) mph; however this provision shall not apply under the following circumstances:

- 1. When that portion of the vessel was designed and constructed for the carrying of passengers safely at all speeds.
- 2. When the vessel is being maneuvered for anchoring, mooring or casting off moorings.

(i) Attaching a vessel to or interfering with a marker, navigation buoy or other navigational aid or anchoring to a non-authorizing facility.

(j) Launching or recover vessels, except at designated launching sites (k) No gas outboard motors on Gold Lake/Rebecca Lake

(I) No water skiing and/or jet skis on Buffalo Lake/Rebecca Lake/Gold Lake
(m) Operating a vessel at speed greater than which will permit the operator to bring the vessel to a stop to avoid injury to persons or property. The operator of a vessel is responsible for its wakes at all times.
(n) Overloading a boat beyond its safe carrying capacity rating, taking into consideration weather and other normal operating conditions.

(o) Capacity plates are required on all boats less than twenty (20) feet in length construct on or after Nov. 1, 1972. Capacity plates state the boats maximum weight/person capacity and for outboard powered boats, the maximum horsepower. Exceptions to this requirement are sailboats, canoes, and inflatable boats.

(p) Operating personal watercraft at night without navigation lights

(q) Operating personal watercraft at night without P.F.D.

(r) Launching boat/watercraft in a sensitive site or other than authorized site.

Authorized Boat Launch Sites on the Reservation:

Inchelium Ferry Boat LaunchBoat Launch CostLake Rufus Woods RV Park Boat Launch\$10.00/DailyMcGinnis Lake Boat Launch\$80.00/AnnuallyOmak Lake – Nicholson Beach(from date purchased)Reynolds Resort Boat LaunchSan Poil Boat Launch (Primitive)San Poil Boat LaunchFrimitive)Wilmont Bay Boat Launch (Primitive)Here the Device Attach (Primitive)

All Passes/Permits Must be Purchased Online: <u>https://colville.nagfa.net/online</u>

PROTECT OUR WATERS FROM INVASIVE SPECIES!!

Before Entering and Leaving Waterbodies:

*CLEAN: All equipment of aquatic plants, algae and mud. This includes boat hulls and engines, trailers, shoes, waders, life vests, and all other gear.
*DRAIN: Motor, bilge, live well and other water containing devices before leaving water access.

***DRY:** Everything for at least five (5) days or wipe with towel before use. ***DO NOT TRANSPORT LIVE FISH:** It is illegal to transport or release any live fish into Reservation waters. Retained fish must be killed before leaving waterbody.

4-1-363 Personal Floatation Device

(a) Personal Floatation Device (P.F.D.) requirements for recreational vessels (under sixteen (16) feet): All boats less than sixteen (16) feet in length and canoes/kayaks must have one Type I, II, III, or IV P.F.D. of a suitable size for each person on board; including water skiers being towed by the vessel.

(b) P.F.D. requirements for recreational vessels sixteen (16) feet and over: All boats sixteen (16) feet or over in length mush have on Type I, II, or III (wearable) P.F.D. of a suitable size for each person on board; including water skiers being towed by boat. In addition, one Type IV (throw able) P.F.D. must be aboard each boat. Canoe and Kayak are not required to have a Type IV P.F.D. All P.F.D.'s must be U.S. Coast Guard approved, in serviceable condition, and of an appropriate size for the person who intends to wear it.

(c) Children Twelve (12) years and under are required to wear U.S. Coast Guard approved life jackets on all boats; whenever a vessel is underway; when on an open deck or in an open cockpit; And on any waters of the Reservation and boundary waters.

4-1-364 Fire Extinguishers

(a) All motorboats less than twenty-five (25) feet in length shall be equipped with one (1) U.S. Coast Guard approved Type B-1 fire extinguisher.

(b) All motorboats twenty-six (26) feet in length to less than forty (40) feet in length shall be equipped with at least two (2) U.S. Coast Guard approved Type B-1 fire extinguisher or one (1) U.S. Coast Guard approved Type B-11 extinguisher.

(c) All motorboats forty (40) feet to maximum sixty-five (65) feet in length shall be equipped with at least three (3) U.S. Coast Guard approved Type B-1 fire extinguishers or one (1) U.S. Coast Guard approved Type B-11 fire extinguishers.

4-1-365 Additional Safety Equipment

Every Motorboat:

(a) Sixteen (16) feet or over in length shall be equipped with an efficient whistle or other sound producing appliance.

(b) Shall have two or more ventilators with cowls or equivalent capable of removing gases from bilges in any compartment containing gasoline engines or gasoline tanks. Motorboats so constructed as to have the greater portion of the bilges under the engine and fuel tanks open and exposed to the natural atmosphere at all times are not required to be fitted with such ventilators.

(c) Shall have the carburetor of any inboard gasoline engine equipped with a device for arresting backfire. Such device shall be of the type approved by the Commandant, U.S. Coast Guard.

(d) Shall have the exhaust to every internal combustion engine used on any motorboat shall be effectively muffled by equipment so constructed and used to muffle the noise of the exhaust in a reasonable manner.

4-1-366 Navigation Lights

(a) All non-motorboats anchored or underway from sunset to sunrise or such times as vision is less than five hundred (500) feet shall be equipped with a hand lantern showing a white light which shall be exhibited in sufficient time to prevent a collision.

(b) All motorboats less than twenty-six (26) feet in length from sunset to sunrise or such times vision is less than five hundred (500) feet shall be equipped with the following lights:

Anchored Boats

1. One (1) white light aft to show all around the horizon (32 points in the compass or 360 degrees)

Underway Boats

- One (1) combination light on the fore part of the vessel to tower than the white light aft, showing a green light to the starboard and a red light to the port side of the vessel, each showing ten (10) points of the compass or 112.5 degrees.
- (c) All motorboats twenty-six (26) feet to sixty-five (65) feet in length or Less from sunset to sunrise or such times, vision is less than five

Hundred (500) feet shall be equipped with the following lights:

- One (1) white light as far forward as possible to show an unbroken light twenty (20) points of the compass or two hundred & twentyfive (225) degrees with ten (103 points or 112.5 degrees on each side of the vessel.
- 2. One (1) white light aft to show all around the horizon (32 points of the compass or 360 degrees) and higher than the white forward.
- 3. One (1) red light on the port side and one (1) green light on the starboard side showing ten (10) points on the compass or 360 degrees with a screen installed to prevent lights from being seen across the bow.
- 4. Every white light required in this Section shall be carried on the centerline of the vessel, except that the all-around white light aft on a motorboat of less than twenty-six (26) feet in length may be carried off the centerline. All motorboats may display in lieu of this Section navigation lights required by the International Rules of the Road.

4-1-367 Water Skiing

(a) The towing of person by vessels is prohibited, except in designated waters.

- (b) Where towing is authorized The Following are Prohibited:
 - 1. Towing between the hours of sunset and sunrise
 - 2. Towing a person who is not wearing an approved U.S. Coast Guard personal floatation device (P.F.D.).
 - 3. Towing or being towed in channels or within five hundred (500) feet of areas designated as harbors, swimming beaches, or mooring areas, or within one hundred (100) feet of a person fishing, swimming, or diver's marker. Skiers must be picked up by a vessel before coming within one hundred (100) feet of the shoreline.
 - 4. On the interior lakes towing or being towed in channels or within one hundred (100) feet of areas designated as harbors, swimming beaches, mooring areas, or within one hundred (100) feet of a person fishing, swimming, or diver's marker. Skiers must be picked up by a vessel before coming within one hundred (100) feet of the shoreline.

(c) A vessel towing a person(s) shall have at least one (1) operator and one (1) observer. The observer shall continuously observe the person(s) towed and display a flag immediately after the person(s) falls into the water, and continually during person(s) time in the water. Flags shall be a bright red

or brilliant orange color, measuring at least twelve (12) inches square, mounted on a pole no less than twenty-four (24) inches long and displayed visibly from every direction.

(d) No water and/or jet skiing on Buffalo Lake.

4-1-368 Age Requirement to Operate Motorboat/Personal Watercraft

(a) It shall be unlawful for a minor under age sixteen (16) years to operate a personal watercraft or motorboat powered by a ten (10) horsepower or more, unless accompanied by a person who is legally capable of operating such a motorboat.

(b) It shall be unlawful for a minor ten (10) years of age or under to operate a motorboat in excess of four (4) horsepower.

(c) It shall be unlawful for the owner or person in charge of a motorboat to permit a minor to operate a personal watercraft or motorboat in violation of subsection (a) and (b) above.

4-1-369 Duty Involved in Collision, Accident, or Other Casualty Immunity from Liability of Person Rendering Assistance

(a) Accidents – All incidents involving an accident, collision, fire injury, or other casualty shall be reported to the Parks & Recreation Program within twenty-four (24) hours. Filing this report satisfies applicable National Park Service accident report requirements. Filing shall be made to any Natural Resource Enforcement Officer, National Park Ranger, Parks & Recreation Office, or the National Parks Service Office.

(b) The operator of a vessel involved in a collision, accident, or other casualty shall render all practical and necessary assistance to person(s) affected by the incident (to the extent the operator can do so without serious danger to the operator's own vessel or person(s) aboard). Assistance rendered under this Section shall not be evidence of the liability of the operator for the collision, accident, or casualty. The operator shall also give their name, address, and identification of the operator's vessel to the Parks & Recreation Program, Natural Resource Enforcement Officer, and National Park Service, if any accident, collision, or casualty occurred at Lake Roosevelt and any person(s) injured, and any property damaged. These duties are in addition to any duties otherwise imposed by law. (c) Any person(s) who complies with Subsection (a) of this Section or who gratuitously and in good faith renders assistance at the scene of a vessel collision, accident, or other casualty, without objection of the person assisted, shall not be held liable for any civil damages resulting from rendering assistance or for any act of omission, providing/arranging salvage, towage, medical treatment, or other assistance. Where the

assisting person acts as any reasonably prudent person would act under the same or similar circumstances.

4-1-370 Motorboats Crossing

(a) Motorboats Crossing: When two (2) motorboats are crossing and risk colliding, the vessel with the other on their starboard side shall keep out of the other's way.

(b) Sailing Vessel Right of Way: When a motorboat and sailboat are proceeding in a direction to cause risk of collision, the motorboat shall keep out of the way of the sailboat (except when the sailing vessel is overtaking the motorboat from behind).

(c) Privileged Vessel Duty: Whenever, under this Subchapter, one of the two vessels is to keep out of the way, the other is to maintain their course and speed.

4-1-371 Overtaking Vessels

(a) When two motorboats are running in the same direction and the vessel astern desires to pass, it must give the sound signal: two (2) short horn blasts to pass on the port side and one (1) horn blast to pass on the starboard side.

(b) If the course ahead is not safe for passing, the stand-on (privileged) vessel shall indicate so by sounding five or more short rapid horn blasts. This danger signal must be used on both inland and international waters.
(c) At any time when there is danger of collision and conditions prevent immediate compliance by either vessel with the other vessels signals, the danger signal shall be sounded and both vessels shall be slowed or stopped, until signals for passing safely are sounded and understood.

4-1-372 Right of Way – Fishing Vessels

Vessels underway shall keep out of the way of sailboats or boats with fishing nets, lines, trawl, beach seines, or fish weirs/platforms. This section shall not give any vessel or boat engaged in fishing the right of totally obstructing a channel used by vessels (other than fishing vessels) such that other vessels are denied passage, unless permitted by Tribal regulation implementing the Tribes fishing rights.

4-1-373 <u>General Prudential Rule</u>

In obeying and constructing this Subchapter, regard shall be had to all dangers of navigation, collision, and to any special circumstances which may render a departure from the normal navigation rules in order to avoid immediate danger.

4-1-374 Shooting From a Boat

No person will be allowed to hunt or shoot from a boat unless said person has a Tribal hunting permit or is an enrolled member of the Colville Confederated Tribes, and only when the boat is not under power and all forward momentum is stopped.

4-1-375 <u>Garbage</u>

(a) It shall be unlawful for any person to discard any waste, debris, refuse, oil garbage, other fluids, or solid materials in any manner intended to pollute said waters or shores.

(b) the prohibition in subsection (a) above shall apply to all persons on the shore, watercrafts, or in a structure extending onto a waterway.

4-1-376 <u>Trespassing & Vandalism</u>

Then following are prohibited:

(a) Trespassing, entering, or remaining in/upon personal property of the Colville Confederated Tribes located in that portion of the Indian Zone, located within the Lake Roosevelt not open to the public. Except with the express invitation or consent of the Colville Confederated Tribes.

(b) Destroying, injuring, defacing, or damaging personal property or real property of the Colville Confederated Tribes.

4-1-377 <u>Swimming</u>

(a) The following are prohibited:

Fires

- 1. Swimming or bathing in locations designated as closed
- 2. Swimming from vessels which are underway, except in circumstance where a capable operator is onboard and all propulsion machinery is off.

(b) The Natural Resource Enforcement Officer may prohibit the use of floatation devices, glass containers, kites, or incompatible sporting activities within locations designated as swimming beaches.

(c) A parent or adult guardian must be present and supervising preschool aged children are on the beach or in the water of designated swimming beaches. Voice and visual contact must be maintained with the child.

4-1-378

(a) It shall be a violation of this Chapter to engage in the following activity

- 1. the willful or careless setting or starting of a forest fire, brush, grass fire, or other destructive fire.
- 2. Failure to maintain a campfire
- 3. Setting a campfire in an area where fires are prohibited by any person while on the Reservation.

(b) Enforcement action under this Chapter for the violation of this Section shall not relieve a person from liability under any other provision of Tribal or Federal law relating to fire control, nor from liability for any damage caused.

(c) Fires are only permitted as provided by regulation adopted by the Colville Tribal Business Council.

(d) Leaving a fire unattended is prohibited

(e) Throwing or discarding lighted or smoldering material in a manner that threatens, causes damage to, or results in the burning of property or park resources or creates public safety hazard.

 (f) It is unlawful to violate any fire restrictions placed on an area by the Parks & Recreation Program or Bureau of Indian Affairs Fire Management.
 (g) Fireworks are prohibited in campgrounds, unless authorized by the Colville Tribal Business Council.

4-1-379

379 <u>Property</u> (a) the following are prohibited:

- 1. Abandoning Property
- 2. Leaving property unattended for longer than twenty-four (24) hours except in locations where longer time periods have been designated or is accordance with conditions established by the Parks and Park Program.
- 3. Failing to turn in found property to the Parks & Recreation Program Manager or Natural resource Enforcement Officer within seventy-two (72) hours.

(b) Property determined to be left unattended in excess of an allowed period of time may be impounded by the Parks & Recreation Program Manager or Natural Resource Enforcement Officer.

(c) Unattended property that interferes with visitor safety, orderly management of the park area, or presents a threat to park resources may be impounded or moved by law enforcement officer authorized by prior approval by Parks & Recreation Program Manager.

(d) Impounded property shall be inventoried to determine ownership and safeguard personal property.

(e) The registered owner is responsible and liable for charges to the person who has removed, stored, or otherwise disposed of property impounded pursuant to this Section. The Parks & Recreation Program Manager may access the registered owner reasonable fees for impoundment/storage of property impounded pursuant to this Section.

(f) Disposition of Property:

- Property impounded pursuant to this Section shall be deemed abandoned unless property claimed by the owner or an authorized representative thereof within sixty (60) days. The sixty (60) day period shall begin from the earliest of either:
 - (a) The time the Parks & Recreation Program notifies the rightful owner of the property; or
 - (b) If the owner cannot be identified, the time the property was placed in the custody of Parks & Recreation Manager
- 2. the finder may claim the abandoned property.
- 3. Abandoned property still in the custody of Parks & Recreation Program after ninety (90) days shall be disposed of in accordance with this subchapter at the cost to the owner.

4-1-380 Prohibition of Intoxicants/Firearms – Designated Locations

(a) No person shall possess intoxicating liquors while present on those water bodies and associated shorelines where such possession is prohibited by resolution of the Colville Tribal Business Council and Colville Tribal Law/Order Code.

(b) No person shall possess a firearm while present at those locations where such possession is prohibited by resolution of the Colville Tribal Business Council and Colville Tribal Law/Order Code.

(c) Any person in violation of this Section shall be subject to a civil penalty of no more than \$500 for each such violation.

(d) Any individual using the shoreline of any water body where possession of intoxicating liquors or firearms is prohibited by resolution of the Colville Tribal Business Council, by virtue of their presence on said shoreline consents to search of their personal property by any Natural Resource Enforcement Officer or Law Enforcement Officer to determine compliance with the provisions of this Section. Any contraband discovered in the course of said search may be immediately seized by the Officer for use as evidence in an enforcement action under this Chapter and subsequent disposal.

(e) The term "shoreline" as used in this Section shall include public and Tribal lands adjacent to any body of water regulated by this Chapter (whether above or below the ordinary high water mark) including, but not limited to, beaches, parking lots, and picnic areas.

TRAIL AND OFF ROAD USE

4-1-410 <u>Purpose</u>

The primary purpose of this Subchapter is to protect and regulate use of lands, waterways, archeological sites, and wildlife habitat within the boundaries of the Colville Reservation. It is the policy of the Colville Confederated Tribes to manage, govern, preserve and protect persons, property, and natural and cultural resources within the boundaries of the Reservation.

4-1-411 <u>Penalties</u>

Persons of all ages are subject to this Subchapter. For children under sixteen (16) years of age who are found to have violated one or more provisions of this Subchapter, the adult directly responsible for supervision of the child will be subject to the prescribed penalty as if the adult had committed the offense.

4-1-412 Off-Road Vehicles

Off-Road vehicles, unless otherwise restricted, may be operated within the boundaries of the Colville Reservation on dirt, includes county dirt roads, (No Gravel), logging roads, and unimproved tribal roads. Snowmobiles, unless otherwise restricted, may be operated on snow covered, unplowed, and non-highway roads.

4-1-441 <u>Member/Non-Member ORV Use</u>

(a) Any Tribal member, while engaged in motorized ORV use on the Reservation, shall produce Tribal membership card if requested for identification purposes by an authorized Natural Resource Enforcement Officer.

(b) All lands on the Reservation shall be closed to unauthorized motorized ORV use by non-tribal members with the exception of parents, spouses, and children of enrolled members of the Colville Confederated Tribes when the Tribal member is present. Parks & Recreation Program Manager may allow or restrict non-member ORV use by regulation adopted and pursuant to this Chapter.

(c) Any adult Tribal member (18yrs or older) shall be allowed up to two Non-member guests when snowmobiling.

4-1-442 <u>Rules & Regulations</u>

No person shall operate an ORV in violation of any rule or regulation conditioning the use of an ORV.

4-1-443 <u>Area Closures</u>

The Parks & Recreation Program Manager shall have the authority to determine areas in risk of harm by any type of ORV use and areas requiring closure for any other reason. In consultation with Fish & Wildlife Program Manager, shall make recommendations to the Tribal Natural Resources Committee regarding areas designated as closed to certain or all ORV use. Areas shall be designated closed to certain or all ORV use only upon approval by the Tribal Business Council.

4-1-444 Prohibited Acts

(a) It is unlawful for any non-member to operate an ORV on the Colville Reservation unless he/she is an employee of the Colville Confederated Tribes operating said vehicle during employment or unless exempted by any other section of this Chapter. Employees shall obtain a permit from the Parks & Recreation Program.

(b) It is unlawful for any person to operate an ORV as follows:

- While the operator is eighteen (18) years of age or younger, and not wearing a safety helmet which meets the U.S. Dept. of Transportation standards for street motorcycle helmets.
- 2. Throw/Discard any waste, debris, refuse, oil, garbage, other fluids, or solid materials intended to pollute the natural environment.
- 3. Endanger the life or property of another.
- 4. Without a lighted headlight and taillight between the hours of dusk and dawn, or visibility is less than five hundred (500) feet.
- 5. Without an adequate braking device
- 6. Without a spark arrester device that prevents hot carbon from escaping the ORV.
- Without an adequate operational muffling that limits exhaust noise to 105 decibels at 20 inches from the exhaust exits when the vehicle is stationary and the engine RPMs are at one-half the manufacturer's allowable maximum (red line) RPMs. (RPMs – revolutions per minute).
- 8. While the operator is under the influence of intoxicating liquor and/or drugs.
- 9. Upon the shoulder or inside bank/slope of any highway.
- 10. Drive on the draw-down of any shoreline.
- In any area to unreasonably expose the underlying soil, create an erosion condition, grow crops (other vegetation), or injure, damage, or destroy trees.

- 12. On any non-highway road/trail that is restricted for pedestrian/ animal travel only.
- (Exceptions motorcycle) on any public paved/gravel road maintained for automobile, motorcycle, and truck use. For example: Bureau of Indian Affairs Class 2-4 paved or gravel roads, highways, etc.
- 14. In any area in which ORV use is prohibited.
- 15. Chase, harass, or run down any wildlife/livestock. (Except as provided in this Chapter or Colville Tribal Business Council).
- 16. At a rate of speed greater than is reasonable/prudent under existing conditions.
- 17. In violation of any terms or conditions of an ORV Use Permit.
- 18. After failing to sign a notice of infraction citation issued by a Natural Resource Enforcement Officer.
- 19. Hunt or shoot/throw any object from the ORV while in motion.
- 20. Carry a passenger, when ORV is not designated to carry a passenger, or carry more passengers than the allowed for the ORV designed.
- 21. When such person is not an enrolled member of the Colville Confederated Tribes, carry or transport a loaded weapon (bullet in the chamber/magazine) in/on an ORV within the boundaries of the Reservation.
- 22. On a snow plowed road or highway (when ORV is snowmobile)
- 23. Within a public housing site (except for a motorcycle or mountain bike).
- 24. In any manner prohibited by this Subchapter or the rules and regulations promulgated hereunder.
- 25. Who over thirteen (13) and under sixteen (16) years of age unless an adult is present; or
- 26. Who is under the age of thirteen (13).

4-1-445 Accidents

The operator/owner (with knowledge) of an ORV involved accident shall file/cause to file an accident report with Tribal Police, when such accident results in injury/death to any person or property damage estimated at \$500.00 or more. (**MUST** be reported within twenty-four (24) hours of the accident). Tribal Police: (800)551-5800.

COLVILLE CONFEDERATED TRIBES PARKS & RECREATION PROGRAM NON-MEMBER ORV USE REGULATIONS

Unauthorized Non-Member ORV Use

- 1. Recreational use of motorized ORV's on Tribal Land including roads
- 2. Recreational use of non-motorized ORV's on Tribal Land Excluding Roads.

Authorized Non-Member ORV Use

- 1. Recreational use of motorized ORV's on Tribal Land (including roads) when the non-member is a parent, spouse or child of a Tribal member/member is present.
- 2. recreational use of non-motorized ORV on Tribal roads.
- 3. Employees of the Tribe or BIA to perform their job duties
- 4. Contractors of the Tribe or BIA to perform their contract scope.
- 5. Permitter of the Tribe or BIA to perform conditions of the permit
- 6. Leasee of the Tribe or BIA to perform conditions of the lease.
- 7. Contracts to perform surveys on Tribal lands.
- 8. Contracts to perform appraisals on Tribal lands.
- 9. Licensed vehicles shall be allowed on BIA maintained roads.

10. Agent of permitter on Tribal land.

Conditions:

Motorized ORV's shall include, but not limited to, motorcycles, dune buggies, and snowmobiles. Non-motorized ORV's shall include, but not limited to, mountain bikes. All contract permits/leases shall serve as an ORV use permit for proper authorization. A Tribal "Blue Card" shall serve as an ORV use permit for Tribal members, their parents, spouse, and children.

Non-members may not use snowmobiles anywhere on the reservation Except, any Tribal member (18 years or older) shall be allowed up to two non-member guest.

NON-MEMBER CAMPING REGULATIONS

4-1-480

Findings: Purpose

(a) The Colville Tribal Business Council hereby finds: Tribal Trust Land of The Colville Confederated Tribes Reservation (as well as other tribally owned or managed lands) contain many areas suitable and desirable for camping/related recreational activities (whether or not established campgrounds may exist) that these areas are attractive to non-member as well as Tribal members; that Tribal members are entitled to expect a priority in the opportunity to use these areas due to their ancestral and aboriginal ties to the lands of the Reservation; and that in many cases non-member use of these camping areas has resulted in crowded conditions and environmental degradation that conflict with enjoyment and use of these areas by Tribal members.

(b) Consistent with the legislative intent safe forth in this Chapter, the purpose of this Subchapter is to establish policies and procedures to regulate and restrict non-member camping activities on Tribal Trust Land and on other lands within the Reservation owned or managed by the Tribes, in order to protect the rights of Tribal members to use and enjoy Tribal lands, to prevent degradation of the land/natural resources, and to defray the cost of such regulation.

4-1-481

Closure: Permit Regulation: Public Notice

(a) Consistent with the policy previously established by the Colville Tribal Business Council, all Tribal Trust and Fee Lands of the Confederated Tribes of the Colville Reservation (whether located within or outside the exterior boundaries of the Reservation) are closed to camping by non-members except to the extent, and under such conditions, as they may be opened pursuant to regulation adopted by the Colville Tribal Business Council in accordance with this Chapter.

(b) Such regulations may identify specified areas to be opened to non-member camping. Non-members must obtain a Tribal camping permit and have in their possession while camping. Such regulation shall be reviewed on an annual basis, but remain in effect until modified/repealed by the Colville Tribal Business Council as provided by this Chapter.
(c) Camping areas subject to closure of conditions shall be posted and identified in an efficient/reasonable manner, and posting shall include a listing of camping rules based on requirements of this Subchapter and regulations/other applicable tribal law.

(d) Due to a high rate of vandalism involving signs and notices on the Reservation, it is incumbent upon individuals seeking to recreate on the Reservation land to contact the Natural Resources Dept. to ascertain closures and restrictions on the use/enjoyment of Tribal land/resources.
(e) Reservation Use Pass is required to boat, camp, fish, hunt, or gather on the Colville Tribal Reservation.

4-1-482 Interpretation

(a) Nothing in this Subchapter shall be interpreted to restrict the inherent or delegated authority of the Tribes to regulate any land within the exterior boundaries of the Reservation or otherwise exercise its jurisdiction for reasons related to the protection and promotion of the political integrity, economic security, or health/welfare of the Tribes, including, but not limited to, protection of natural resources or reserved right.

(b) All prior resolutions and enactments relating to camping by non-members are hereby repealed to the extent they are inconsistent with the provisions of this Subchapter or regulations approved pursuant hereto.

(c) This Subchapter is not intended to impose any conditions on camping activities of Tribal members except to the extent such conditions may be imposed by regulation approved by the Colville Business Council when necessary to protect the resources of the Reservation. The Colville Tribal Business Council may restrict camping by non-member guests, immediate family or family of Tribal members.

(d) This Subchapter shall not be interpreted as establishing a matter of Tribal Law, any criminal penalties for camping activities by non-member (including where the language defining a civil violation is adopted from the Tribal Criminal Code), but shall not be interpreted to preclude federal prosecutions pursuant to this Chapter/any applicable federal law.
(e) If any part of the Subchapter or the regulations promulgated here under is found to be invalid by a court of competent jurisdiction, it is the Colville Tribal Business Council that the remaining provisions shall continue in full force and effect to the maximum extent possible.

4-1-484 <u>Civil Offenses</u>

The following constitute a civil offense under this Subchapter: (a) No person shall violate any provision of this Subchapter or any regulation promulgated hereunder. (b) Any person is subject to regulations under this Subchapter and not in possession of a permit shall be in violation of this Subchapter. (Camping permit/holder maintain the permit on his/her person or displayed in the windshield of his/her vehicle – Required for non-members.

(c) No person subject to regulation under this Subchapter shall possess a firearm in any campground/public area adjacent thereto/waters of any lake/shoreline/public area adjacent thereto, except to the extent authorized by Tribal Law permitting such person to exercise hunting privileges.

(d) No person shall engage in disorderly conduct, under the influence of any intoxicating beverage, drug, or controlled substance, as these offenses are defined in the criminal offenses provisions of this Code.
(e) Any person who, while engaging in camping activities regulated by this Subchapter commits an act in violation of any other provisions of this Chapter or any other applicable Tribal law, is deemed to have violated this Subchapter.

(Boating & Water Use Code, Trail & Off Rd. Use Code, and Non-member Camping Regulations 1996-51 to 54, have been re-designated as Dept. Regulations and not a part of this Law & Order Code. Any subsequent resolutions adopting similar regulations will be designated as Dept. Regulations).

All Passes/Permits Must be Purchased Online: https://colville.nagfa.net/online

NON-MEMBER CAMPING SEASONS, AREAS, FEES, & CONDITIONS

OPENING DAY:

*April 1 thru 2nd Sunday in November : (For All Campgrounds Listed Below)

*NORTH TWIN LAKES – ROCKY POINT

*BUFFALO LAKE – PUBLIC ACCESS

LAKE ROOSEVELT:

- *ROGERS BAR
- *WILMONT CREEK
- *BARNABY ISLAND
- *BARNABY CREEK
- *INCHELIUM FERRY CAMPGROUND (AA CAMP)

SANPOIL:

- *KELLER PARK
- *13 MILE CAMPGROUND (NO FEE REQUIRED)
- *21 MILE CAMPGROUND
- *BEAR CREEK CAMPGROUND
- *BRIDGE CREEK ROAD CAMPGROUND
- *OMAKE LAKE MISSION END
- *HIGHWAY 155 COYOTE CREEK (UPPER LEVEL)

Random camping by non-members is permitted in the Tribally managed portion of the Lake Roosevelt Management Area subject to payment of a designated camping fee – shoreline up with a recreational vehicle, boat moored, or anchored to the Reservation Zone of the Colville Confederated Tribes with self-contained sanitation facilities.

OPEN AREAS (SUBJECT TO FEE/PERMIT):

Non-members are permitted to camp in authorized campgrounds (listed above) who have paid all fees to obtain camping permits and Reservation Use Pass (must be on person or displayed on the windshield of permittees vehicle). A camping permit is considered a valid camp fire permit, when fires are allowed. It is the responsibility of the Camper to check restrictions, at the time of purchase & before arrival. During periods of HIGH, VERY HIGH, or EXTREME FIRE DANGER burning may be restricted. Garbage packed in is packed out.

DO NOT dispose of animal parts and/or fish waste in garbage cans.

AREAS CLOSED EXCEPT TO FAMILY & GUESTS OF TRIBAL MEMBERS

All lands of the Tribes not listed in Section 2 ("Open Areas subject to Fee & Permit pg.25) both within and outside the Reservation, are closed to camping by non-members of the Tribes, except as follows:

Family members of Tribal members, (defined in Section 4-1-483 of Chapter 4-1 Fish, Wildlife and Recreation), may camp without a permit on all land open to Tribal members. Provided that an adult Tribal member, who is a family member, be physically present with such non-member at all times. Except, that a non-member who is the legal guardian of a minor Tribal member may camp with said minor Tribal member. Non-member guests of Tribal members, provided that an adult Tribal member is physically present with guests at all times, and that there shall not be more than five (5) non-member guests in the company of one (1) Tribal member. (This does not include family members).

FEES:

RESERVATION USE PASS IS REQUIRED FOR ALL VISITORS TO ACCESS THE RESERVATION TO BOAT, CAMP, HUNT, FISH, OR GROUP GATHERINGS IN DESIGNATED AREAS ONLY (SEE MAP PG.33). Disabled Veteran's 65yrs and older may obtain a free Reservation Use Pass with ID and disabled Veteran's card.

Non-Member Designated/Random Camping Fees \$35.00/daily

Permit **check out time is 11:00 am last day of the permit**. A campsite shall be limited to eight (8) people (one (1) tent or one (1) RV) any additional people, tents, or RV's will require additional permits.

BOAT LAUNCH PERMIT: \$10.00/Daily \$80.00/Annually Annually is valid for one year from the date of purchase

RESERVATION USE PERMIT:\$20.00/Daily \$80.00/Annually Annually is valid for one year from date of purchase You may have two (2) license plates listed on permit

All Passes/Permits Must Be Purchased Online: https://colville.nagfa.net/online

CAMPING CONDITIONS:

The following conditions apply to the use of any designated camping areas by non-members.

(a) Stay limited to two (2) weeks (after which a non-member must Depart for at least two (2) weeks before returning).

(b) Non-members are required to check current regulations, before camping anywhere on the Colville Reservation, to assure that no closures have occurred. Contact Parks & Recreation (509)634-3145.
(c) NOT Permitted: drugs and/or intoxicates in any areas open to non-member camping.

(d) NOT Permitted: firearms in any areas open to non-member camping, except to the extent permitted under Tribal law authorizing the exercise of hunting privileges.

(e) Campers shall comply with all posted campground rules:

- Camp only in designated sites. Vehicles and trailers must not obstruct traffic flow. Vehicles will only be operated on designated roads.
- 2. Quiet hours are 10:00pm to 6:00am
- 3. Wastewater may be drained or disposed of only in facilities provided for such purposes.
- 4. Any use of motorized ORV's are subject to the Colville Tribal Trail & Off Road Use Code.
- 5. Possessing or using weapons, trap or metal detector is prohibited.
- 6. Pets must be restrained on a leash not to exceed six (6) feet in length, or by physically confined.
- 7. Dispose of garbage in refuse containers
- 8. Children under sixteen (16) years of age must be supervised by an adult eighteen (18) years or older.

(f) Fires are only permitted in fire grills (designated campgrounds & adjoining beaches). Campgrounds are subject to closure without notice and burn permits may be cancelled, if necessary, to protect against fire danger or other damage to the natural resources of the Reservation.
(g) Random camping on Lake Roosevelt – in these areas self-contained Porta-Potty is required. All garbage packed in MUST be packed out. Fires must comply with all rules set by the BIA Fire Management.

(h) Day Use – shall mean the use of any campground/shoreline area from 8:00am to 6:00pm.

- (i) No digging beaches, random camping sites, or campgrounds.
- (j) No metal detectors in campgrounds/random camping/the Reservation.

(k) No fireworks allowed when camping – designated or random. (Except when allowed by the Colville Confederated Tribal Council Resolution).

LIMITED EXCEPTIONS:

(a) These regulations do not apply to Trust Lands & Allotment lands belonging to Tribal members and other individuals.

(b) A limited exception to the rule against camping by non-members in areas other than those listed above may be made for non-member Tribal employees in circumstances where Tribal and departmental objectives are furthered by allowing non-members to camp in closed areas for work related purposes. The Tribal department whose employees need approval for such camping shall obtain the appropriate permit or other approval from Parks & Recreation Program.

(c) The Parks & Recreation Program may approve applications to allow non-member contractors to perform their contracts, or to allow nonmember permitee or leases to perform the conditions of their permits or leases, regardless whether the contract, lease, or permit in question is issued by the Tribes or by a private party. It shall be the responsibility of the party issuing the contract, lease, or other permit to obtain the special camping permit from Tribal Parks & Recreation Office.

(d) the Parks & Recreation Program may approve applications for special permits to allow non-member camping in connection with specific community events in areas otherwise closed to non-member camping.

CAMPFIRE REGULATIONS:

(a) A fire permit is required for all fires on the Colville Tribe Reservation.(b) A signed camping permit (acts as valid fire permit), in designated campgrounds/random camping areas unless fire restrictions are in effect

CALL: (509)634-3100

(c) Landowner or landowner permission prior to burning

(d) Have a shovel, axe, and bucket full of water or charged garden hose, at the burn site.

(e) Build a campfire away from overhanging branches, steep slopes, rotten stumps or logs, dry grass, and leaves. Pile firewood at least fifteen (15) feet from the rock ring.

(g) Scrape away litter, duff, and any burnable materials in a ten (10) foot circle. This will keep a small campfire from spreading.

(h) Burning is normally safe in calm or light winds, and unsafe when wind speed noticeably sways trees, extends flags, or forms crests on lakes/rivers(i) Fuel within the rock ring will be less than two (2) feet in total height.

(j) In the center of the ten (10) foot, cleared, circle build a rock ring no larger than three (3) feet in diameter. This keeps a small campfire from spreading.

(k) Never leave your campfire unattended. If you must leave the campfire unattended, extinguish the campfire. Always can re-start upon returning.
(I) Do not burn rubber products, plastics, asphalt, garbage, dead animals, petroleum products, paint, or any similar materials that emit dense smoke or create offensive odors when burned.

(m) When extinguishing your campfire, drown it with water, stir it with your shovel, drown it again with water, and then check with your hand to make sure the fire is cool before leaving.

(n) Any campfire that escapes, the permittee may be billed for all suppression costs.

(o) Permittee is responsible for the campfire.

CAMPFIRE RESPONSIBILITIES:

(a) The area (minimum of four (4) feet required) around the fire must be cleared of any burnable materials.

(b) The fire must not be within fifty (50) feet of any structure.

(c) The fire must be less than six (6) feet in diameter or contained within the fire pit provided in the campground.

(d) Must have a bucket of water or charged hose nearby, while campfire is burning, and have a suitable tool (such as shovel, axe, or hoe) nearby to stir the fire, when extinguishing the campfire.

(e) Must make sure campfire is completely (dead) out before leaving the campsite. Dead out means – to put water on fire/coals, stir it around, put more water on it and stir again until there is no more heat left in the fire coals.

DO NOT dispose of animal parts and/or fish waste in the garbage cans.

NOT meeting these guidelines will result in a civil infraction and fine against the camper.

If you have any questions, please contact the Colville Tribes Parks & Recreation Office at 509-634-3145.

All Passes/Permits Must be Purchased Online:

https://colville.nagafa.net/online

REYNOLD'S RESORT

Located on Buffalo Lake approximately 5 miles South of Nespelem, WA



For Resort Information/download registration form go to: <u>https://www.colvilletribes.com/parks-recreation</u> Call – Office: (509)633-1092 Fax: (509)634-3150 Parks&Rec: (509)634-3145

Reservation Use Pass: Required (non-refundable)

RV Sites – Rustic Cabins – Tent Camping – Boat Launch Boat Rentals – Fishing Permits – Swim Dock Special Winter Fishing Season

Reservations Required/Per Site with a (\$25 non-refundable deposit) Reservation form colvilletribes.com/parks-recreation

RV Camping: \$40.00/daily (full hookup to water, sewer, electricity) Monthly: \$250.00 (full time) or \$200.00 (come and go) Cabins (no water): Cabins 1&2 \$25.00/daily/Cabins 3-4 \$30.00/daily Tent Camping: \$35.00/daily Dry Camping: \$35.00/daily Boat Launch: \$10.00/daily or \$80.00/annually (valid one year from the date of purchase) Boat Rentals: \$20.00/daily (no motor)/\$40.00/daily (with motor/own fuel)

All Passes/Permits Must be Purchased Online:

https://colville.nagfa.net/online

RUFUS WOODS NET PENS RV SITE

Physical Address: 3364 Columbia River Rd., Nespelem, WA. Located: Off Hwy. 155 at Colville Tribal Agency. Turn onto Columbia River Rd. at the intersection at Colville Tribal Agency. Go approximately 5 miles.



Contact Number: (509)634-1675 or Parks & Rec. (509)634-3145 **Reservation Use Pass Required (non-refundable)** \$20.00/daily or \$80.00/annually (valid one year from date of purchase)

RV RATES: Daily \$35 Weekly \$210 Monthly \$450 Six (6) Months \$2,200 **TENT CAMPING:** \$35.00/daily

BOAT LAUNCH: \$10.00/daily or \$80.00/annually (valid one year from the date of purchase)

BATHROOM FACILITY/SHOWER FEES:

3 minutes: \$.50 4.5 minutes: \$.75 6 minutes: \$1.00 7.5 minutes: \$1.25

RV/Camping permits for Rufus **MUST** be purchased on site Kiosk and dropped into the fee box. All Other Passes/Permits Must be Purchased Online:

https://colville.nagfa.net/online

SAN POIL BOAT LAUNCH

Located: Hwy. 21, 9 miles S. of Keller Store, 1 mile N. of Keller Ferry

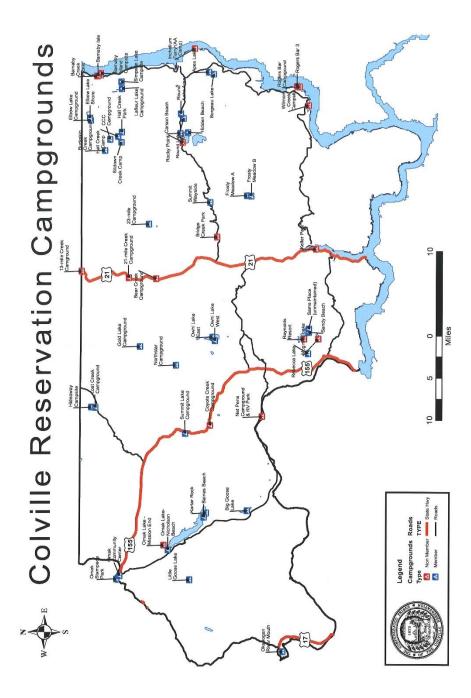


Colville Tribes Parks & Recreation Office (509)634-3145 Office Hours: Monday – Thursday from 7:00am to 5:30pm Located at Mt. Tolman Complex 90 Tolman Rd., Keller, WA 99140

Reservation Use Pass Required (non-refundable) \$20.00/daily or \$80.00/annually (valid one year from date of purchase)

Fee Station available on site for Boat Launch Permits **Only** \$10.00/daily or \$80.00/annually (valid one year from date of purchase)

All Passes/Permits Must be Purchased Online: https://colville.nagfa.net/online





WILDFIRE AWARENESS

*RECOGNIZE THE VALUE AND IMPORTANCE OF THE SIGNS YOU SEE IN THE FOREST CAUTIONING YOUR AREA OF THE FIRE LEVELS. *ALWAYS USE FIRE SAFELY WHILE ENJOYING THE OUDOORS, & <u>NEVER</u> LEAVE A CAMPFIRE UNATTENDED. *PREPARE YOUR HOME EACH YEAR BY CREATING A DEFENSIBLE SPACE AROUND YOUR PROPERTY.

*ADBIDE BY BURNING REGULATIONS – PERMITS ARE REQUIRED MARCH 1ST – NOVEMBER 30TH.

TO REPORT A WILDFIRE PLEASE CALL MT. TOLMAN DISPATCH OFFICE AT: (509)634-3100

TO OBTAIN A BURNING PERMIT PLEASE CALL THE FIRE PREVENTION OFFICE AT: (509)634-3157

IF YOU HAVE ANY INFORMATION REGARDING ARSON ON THE COLVILLE RESERVATION PLEASE CONTACT WE-TIP HOTLINE AT: 1(888)47-ARSON

Reminder:

Reservation Use Pass required for all non-members to access boating, camping, hunting, fishing, or gatherings.

Permits required for Boat Launch, Fishing, Camping and Hunting.

All Passes/Permits Must Be Purchased Online:

https://colville.nagfa.net/online



CONFEDERATED TRIBES OF THE COLVILLE RESERVATION

To Report Fires BIA Fire Management: (509)634-3100

For More Information Contact Parks & Recreation Office At: (509)634-3145 Fax: (509)634-3150 Hours: Monday – Thursday from 7:00am to 5:30pm

> After Hours/Emergency Contact Colville Tribal Police: 1(800)551-5800