



TIOWERO:TON POLICY

Kahnawa'kehró:non Ratisénhaienhs
Kahnawà:ke Lands Unit
P.O Box 720, Kahnawà:ke, QC J0L 1B0
Tel: 450-632-8774



1. PRINCIPLES

This policy is guided by the following principles and provides the foundation for present and future decisions for usage of the Tioweró:ton Territory by Kahnawà:ke and Kanehsatá:ke. We, the Kanien'kehá:ka of Kahnawà:ke and Kanehsatá:ke, as part of the Iroquois Confederacy:

- are, and have always been a sovereign people;
- have consistently declared the right to govern our affairs and exercise our jurisdiction within our Territory of Tioweró:ton that includes surface and sub-surface lands, airways and waterways;
- have responsibility to protect the earth from contamination, so future generations will have a clean and healthy environment in which to grow;
- must assert responsibilities to conserve and protect our Territorial lands from contamination including all lands that may be added through negotiation, land claims and resolutions or as result of any other means;
- are responsible to provide and support Tioweró:ton Caretakers who will act to conserve environmental integrity, promote awareness of practices to protect this natural resource and provide information to community members related to the Territory;
- understand that wetlands keep waters clean and that working with the Kahnawà:ke Environment Protection Office will assist Tioweró:ton Caretakers and cabin owners to identify the best approach to protection and conservation when planning to construct a cabin near a wetland;

This policy and the Tioweró:ton Procedures support land use standards for the Tioweró:ton Territory. These support the protection of the Tioweró:ton Territory to minimize and manage risk of environmental degradation related to cabin construction and unauthorized land use by anyone entering the Territory.

2. PURPOSE

As the governing body of the Tioweró:ton Territory, it is the position of the Kahnawa'kehró:non and Kanehsata'kehró:non Ratitsénhaienhs to ensure that the necessary procedures are in place to ensure Territory use in a fair and equitable manner for community members. It is desirable to eliminate or at the very least, minimize any

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risk to public health and safety due to unauthorized and unacceptable land use by anyone entering the Territory.

It is the purpose and intent of the *Tioweró:ton Policy and Tioweró:ton Procedures* to ensure efficient, standard and consistent service delivery for community members of Kahnawà:ke and Kanésatá:ke. Our environmental protection and conservation commitments are supported by providing clear procedure for land use and for hunting and fishing practices when bringing visitors to the Tioweró:ton Territory

3. AUTHORITY

The authority for this Policy is derived from the Kahnawa'kehró:non and Kanésata'kehró:non Ratitsénhaienhs who gives the mandate and identifies the role of the Ohontsa'shòn:a Ronterihwatsterísta's Tioweró:ton Coordinator to apply this Policy and follow all Policy procedures.

The *Sanitary Conditions Law*, the *Kahnawà:ke Membership Law*, the *Kahnawà:ke Protection, Preservation & Management of Fur-Bearing Animals, Fish and Game Law*, the *Kahnawà:ke Weapon Control Law*, the *Kahnawà:ke and Kanésatá:ke Law Respecting Zoning of the Territory of Doncaster*, the *Kahnawà:ke Hazardous Structures Law*, the *Kahnawà:ke Emergency Preparedness Law* and the *Kahnawà:ke ATV/ATC Law*, including any regulations pursuant to these Laws, as may be amended from time to time, are fundamental for implementation of this *Tioweró:ton Policy and Tioweró:ton Procedures*. Alignment with current community laws, regulations, policies and guidelines that affect our Territorial lands are paramount.

4. APPLICABILITY

The *Tioweró:ton Policy and Tioweró:ton Procedures* applies to individual cabin owners and visitors frequenting the Tioweró:ton Territory.

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1. GLOSSARY OF TERMS

Alterations: means a partial replacement, addition, change or rearrangement in the structural parts of a building, which result in any change in the size, shape or height of buildings, waterways or landscape.

ATV/ATC: means a passenger vehicle with no less than three (3) wheels designed for recreational and work-related use off a public highway or unrestricted lands within the Tioweró:ton Territory and having a net mass of less than 600 Kg.

Cabin: means a building that is closed in against the weather and able to provide shelter from the natural elements.

Cabin Interest: means ownership (or part ownership as the case may be) of a cabin located in the Tioweró:ton Territory. For further clarity, an individual with a Cabin Interest will be listed as an owner or part-owner of a cabin, as the case may be. A family owned cabin will have the names of each family member listed as part owner in the cabin.

Cabin Registry: means a database that contains all Applicant and Co-applicant information, as well as all cabin site and cabin construction information.

Cabin Site: means an area designated for cabin construction. The cabin site is not considered an allotment and will remain Common Land.

Certificate of Insurance: means a document used to provide information on specific insurance coverage. The certificate provides verification of the insurance and usually contains information on types and limits of coverage, insurance company, policy number, named insured, and the policies' effective periods.

Co-applicant: means a person who applies for a cabin site in conjunction with another person using the same application form. A Co-applicant must be a registered member on the Kahnawà:ke Kanien'kehá:ka Registry in Kahnawà:ke, from Kanehsatà:ke or from a Thiionkwehonwehserá:te Nation.

Common Land: means land in Tioweró:ton that is held by Kahnawa'kehró:non and Kanehsta'kehró:non collectively.

Common-Law Relationship: means an intimate personal relationship, not solemnized by a marriage ceremony, law or custom, between two persons who have lived together for not less than one year.



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Conservation Officer: means a person appointed and sworn in pursuant to the provisions of the Conservation Law, enacted 31 Kenténha/October, 1983.

Contaminant: means a solid, liquid or gaseous matter, a microorganism, a sound, a vibration, rays, heat and odor, a radiation or a combination of any of them likely to alter the quality of the environment in any way.

Dangerous: means partly demolished decayed, deteriorated property or property in such a state of disrepair so as to be dangerous or unhealthy. This includes, but is not limited to, the following;

- a) ashes, junk, cleanings of yards or other rubbish or refuse or a derelict vehicle, vessel, item of equipment or machinery, or bodies of these or parts thereof.
- b) an accumulation of wood shavings, paper, sawdust, dry and inflammable grass or weeds or other combustible material.
- c) any other thing that is dangerous, unsightly, unhealthy or offensive to a person.

Debris: means demolition or construction waste materials resulting from construction, remodeling, repair and demolition operations on cabins, and includes discarded solid waste from structural or community activities. It does not include agricultural, industrial, hazardous and infectious waste materials.

Disaster: means an urgent and critical situation of a temporary nature in the Tioweró:ton that is caused by a real or imminent:

- a) fire, flood, drought, storm, earth quake or other natural phenomenon, or
- b) disease in human beings, animals or plants or,
- c) accident or pollution or,
- d) civil insurrection.

Emergency Measures: means the special temporary measures that may be necessary in response to a Disaster;

Family: means, for the purpose of this procedure and in relation to the quota for hunting large game in Tioweró:ton, per household.

Green Fence: means planting of small trees or shrubs along roadways, or along cabins for privacy, that does not block public access to waterways or public thoroughfares. Use of trees and shrubs indigenous to the area is required when planting a green fence.



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Hazardous Structure: means a structure in Tioweró:ton, which includes but is not limited to:

- a) in such poor condition that it may pose a hazard to people, or
- b) houses dangerous goods in an unsafe manner so as to pose a safety hazard to people or,
- c) houses goods, materials or animals that pose a health hazard to people.

Kanien'kehá:ka of Kahnawà:ke: means a person who is listed as a member on the Kahnawà:ke Kanien'kehá:ka Registry.

Kanien'kehá:ka of Kanehsatá:ke: means a Mohawk of Kanehsatá:ke who has met the criteria accepted by the community of Kanehsatá:ke.

Kahnawà:ke Kanien'kehá:ka Registry: means the list of members and the list of non-member residents maintained by the Mohawk Council of Kahnawà:ke Membership Registrar and, for greater certainty, does not mean any lists kept by Aboriginal Affairs and Northern Development Canada(AANDC) or any other foreign government.

Maintenance: means, in relation to waste disposal systems being used for a cabin site, routine recurring work or action required to keep a disposal system in such condition that it may be continuously used, at its original or designated capacity and efficiency.

Member: means a member at birth or a person who has been confirmed as being a member of the Kanien'kehá:ka of Kahnawà:ke, according to the criteria and procedures in the Kahnawà:ke Membership Law and its regulations, provided the person's membership has not been revoked or confirmed as being a member of the Kanien'kehá:ka of Kanehsatá:ke, as the case may be.

Non-member: means a person who is not a member of the Kanien'kehá:ka of Kahnawà:ke, according to the criteria and procedures in the Kahnawà:ke Membership Law and its regulations or is not a Kanien'kehá:ka of Kanehsatá:ke, pursuant to the criteria accepted by the community of Kanehsatá:ke.

On-site sewage disposal system: means a private system for sewage disposal serving one cabin site.

Outhouse: means a toilet with no water-flushing system that is built outside of an isolated dwelling.



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Peacekeeper: means a person appointed and sworn as a Kahnawà:ke Peacekeeper pursuant to the provisions of the Kahnawà:ke Peacekeeper Law, enacted 17, Ohiarí:ha/June, 1996.

Property: means all property, moveable and immovable, real and personal dwellings, buildings, residences, garages, driveways, yards situated in Tioweró:ton of which a Member has been approved for use of a common land cabin site.

Refuse: means garbage that is thrown away as being of no value or use.

Septic Tank: means a primary treatment system composed of a tank intended for receiving waste water;

Thiionkwehonwehserá:te: means, for purposes of these procedures, a Native person who is not a Kanien'kehá:ka and is from a different Nation. If any discrepancies arise, Kanien'kéha interpretation will prevail;

Tioweró:ton Committee: means the Committee established by the Mohawk Council of Kahnawà:ke Resolution Number 75/2004/2005, mandated to monitor on a global level the use and care of Tioweró:ton and to ensure the preservation and conservation of Tioweró:ton natural resources.

Trespasser: means a person(s) who is on the Territory who is not a Kahnawa'kehró:non, Kanehsata'kehró:non, Thiionkwehonwehserá:te or accompanied by a member.

Wetland: means land that is flooded or saturated with water and results in wet-altered soil and water-tolerant plants.



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2. TIOWERÓ:TON CARETAKERS

2.1 AUTHORITY

The Caretakers will patrol the Territory and monitor all activities. The Caretaker's authority includes, but is not limited to, the following:

- determining if a situation or activity is unsafe;
- requesting anyone from the Territory to leave, if their behavior is causing a public health or safety problem;
- request that trespasser(s) leave the Territory;
- contacting the Peacekeepers and/or local fire authorities;
- identifying and restricting areas due to flooding or any other natural disaster;
- determining if the area surrounding a cabin is too dry and an increased fire hazard;
- preventing individuals from making their own fires(bonfires, pit fires) because of fire risk in the area;
- participate, as required, in the current Tioweró:ton Emergency Preparedness Plan;
- prevent the unauthorized making of access or walking trails on the Territory;
- determine when it is necessary to inspect any Cabin Site or to monitor any activity;
- determine suitability of a selected Cabin Site and recommend alternative site if unsuitable;
- determine if a site cleanup was carried out following removal of an Abandoned Building;
- monitoring cabin construction;
- conducting assessments of plans for cabin construction using a checklist;
- to request information about cabin construction plans;
- To monitor and enforce policy regarding hunting and fishing.

2.2 WHEN TO CONTACT A CARETAKER

A person should contact a Caretaker to address the following, but not limited to:

- when a visitor(s) arrives and departs from Tioweró:ton;
- when a hunter has killed large game (deer, moose) to give information on the type of kill and the total number killed;
- when a person shoots an animal and is unable to locate the animal;



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- to obtain a letter in order to transport game on Quebec highways to return to Kahnawà:ke or Kaneshatà:ke. This letter can be obtained at the Caretaker's home at the main entrance only;
- when an overnight hunting camp will be set up. Include information of time estimates for returning to your cabin;
- when unsure of hunting locations;
- about alternating use of lakes for fishing;
- if there is an oil spill on a Cabin Site;
- if experiencing any type of emergency.

3. TIOWERÓ:TON ADMINISTRATION

3.1 TIOWERÓ:TON COORDINATOR

The Tioweró:ton Coordinator ("Coordinator") is the primary contact for any questions or concerns about Tioweró:ton. The Coordinator is responsible to coordinate Tioweró:ton services, administer the *Tioweró:ton Procedures* and to supervise the Caretakers.

3.1.1 The Tioweró:ton Coordinator will receive the *Application for a Tioweró:ton Cabin Site (Appendix A)*, the *Acknowledgement Form (Appendix B)*, the *Prepared to Build a Cabin Attestation (Appendix C)* and the *Cabin Site Construction Checklist (Appendix D)*.

As applicable, the Coordinator will receive *The Renouncement of Cabin Interest in Tioweró:ton (Appendix E)*, the *Cabin Sale in Tioweró:ton Territory (Appendix F)* and the *Declaration of Permanent Residency in the Tioweró:ton Territory form (Appendix H)*. The procedures related to these appendices will be applied.

3.1.2 The Coordinator oversees the application process set out in procedure point 6.1.

3.1.3 The Coordinator verifies the membership status of all applicant's and confirms that the applicant does not presently hold a Cabin Interest.

3.1.4 The Coordinator will arrange for a thirty (30) day public notice for all applicants and new Cabin owners.

3.1.5 Once the information in 3.1.3 is obtained, and no objections were received from the public notice, the Coordinator will inform the applicant to select a Cabin Site with the Caretaker.



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Those applicants not given permission to select a Cabin Site will be informed in writing of this decision by the Coordinator.

Once the application process has been completed and all required documents have been reviewed and received, the Coordinator will send an approval letter for the cabin construction to the applicant.

- 3.1.6 The Coordinator inform the Caretakers of newly approved applicants ready for cabin construction.
- 3.1.7 The Coordinator will record suggested amendment needs of the current procedures until the standard amendment period is reached.
- 3.1.8 The Coordinator will be a non-voting member on the Tioweró:ton Committee.
- 3.1.9 After the Tioweró:ton Committee informs the Coordinator of a newly approved Cabin Site area, the Coordinator will identify the site locations on a Cabin Site map.
- 3.1.10 The Coordinator will forward all suggestions made by Members regarding the Tioweró:ton Territory to the Tioweró:ton Committee.
- 3.1.11 The Coordinator will maintain a Cabin Registry of cabin owners, cabin sales and transfers of Cabin/Interest.

3.2 TIOWERÓ:TON COMMITTEE

The Tioweró:ton Committee is mandated through MCR No. 75/2004-2005 to manage the Territory. It is made up of representatives from Kahnawà:ke and Kaneshatá:ke.

- 3.2.1 The planning, approval and construction of new roads and cabin locations are under the exclusive mandate of the Tioweró:ton Committee. Suggestions or requests can be forwarded to the Coordinator.
- 3.2.2 Construction of new roads or development areas, based upon accepted planning methods, will include a site assessment and an environmental impact assessment authorized by the Tioweró:ton Committee.
- 3.2.3 The Tioweró:ton Committee will inform the Coordinator of newly approved Cabin Site locations.



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3.3 PEACEKEEPERS AND CONSERVATION OFFICERS

Peacekeepers and Conservation Officers can respond to calls for assistance when contacted by a Caretaker or the Coordinator. The response will be determined by the Peace Keepers based on the availability of Officers to travel from Kahnawà:ke to Tioweró:ton.

Special arrangements for Peacekeeper(s) and/or a Conservation Officer to be in the Territory can be made by the Coordinator for specific times based on availability of personnel. Peacekeepers will enforce applicable laws and regulations.

4. WILDLIFE CONSERVATION

The following conservation principles must be respected when hunting and fishing to allow a continued and healthy balance for all wildlife populations in the Territory.

- The killing of any wildlife in Tioweró:ton must be for sustenance and not for commercial sale or sport;
- No competitive sports involving wildlife, as in fishing derbies, are permitted.

4.1 HUNTING TRADITION

Refer to Section 2.2 for information regarding when to contact a Caretaker when hunting. The *Kahnawà:ke Protection, Preservation & Management of Fur-Bearing Animals, Fish and Game Law*, as may be amended from time to time, is applicable.

It is our inherent right to hunt for the purpose of sustenance when needed in accordance with the principles found in the *Kanien'kehá:ka Traditional Hunting Traditions* in *Appendix G*. With these principles in mind, the following rules apply:

4.1.1 No person, other than Kahnawà:ke or Kaneshatà:ke Members, or Thiionkwehonwehserá:te accompanied by Kahnawà:ke or Kaneshatá:ke Members, shall trap, fish or hunt in Tioweró:ton;

4.1.2 A maximum of three (3) large kills per family, specifically up to one (1) moose and up to two (2) deer, is the limit for hunting. Kills must not be left to spoil;

4.1.3 There will be no kills of the following:

- cubs;
- fawns;



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- baby animals;
- female cow accompanied by their calf/calves;
- cow that is recognized as in calf.

4.1.4 Hunting can only occur in areas identified for this purpose. Hunting near Cabins or public areas is strictly prohibited.

4.1.5 Hunting is not permitted between dusk and dawn.

4.1.5 Artificial light for hunting, commonly known as “jack lighting”, is not permitted.

4.2 WEAPON USE

The responsible use of firearms is expected and can be learned by attending a firearms safety course. Use of bows (minimum 40 lb. draw weight compound bows and hunting arrows for large game) and guns for hunting is acceptable. Automatic hunting weapons are strictly prohibited.

The *Kahnawà:ke Weapon Control Law*, as may be amended from time to time, will be in force to the extent it is applicable in Tioweró:ton.

4.2.1 Unloaded firearms and ammunitions must be locked in a secure storage location when not being used for hunting.

4.2.2 A stored firearm must be rendered inoperable by means of a secure locking device, by the removal of the bolt or bolt-carrier or be stored in a container, receptacle or room that is kept securely locked and that cannot readily be broken open or into and that is not readily accessible to ammunition.

4.2.3 Persons under the age of sixteen (16) years must not be in the possession of a firearm or bow unless accompanied by an adult.

4.2.4 It is prohibited to use a gun or bow from any motorized vehicle at any time.

4.2.5 Use of any weapon near a Cabin Site or public area is strictly prohibited.

4.2.6 No person shall use, carry, handle or store a firearm in such a manner as to constitute a danger to the health and safety of himself or of any other person.

4.2.7 No one shall have in his/her possession any firearm while under the influence of alcohol or drugs.



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4.2.8 General principles when using a firearm include, but are not limited to, the following:

- keep the muzzle pointed in a safe direction,
- firearms should be unloaded when not in use,
- do not rely on the firearm's safety mechanism,
- be sure of the intended target and what is beyond it,
- use proper ammunition,
- if the gun fails to fire when the trigger is pulled, handle with care,
- always wear eye and ear protection when shooting,
- ensure the barrel is clear of obstructions before shooting,
- do not alter or modify your firearm,
- have your firearm serviced regularly,
- learn the mechanical and handling characteristics of the firearm being used.

4.3 FISHING TRADITION

Fishing in Tioweró:ton is primarily for sustenance. The *Kahnawà:ke Protection, Preservation & Management of Fur-Bearing Animals, Fish and Game Law*, as may be amended from time to time, is in force to the extent it is applicable in Tioweró:ton.

4.3.1 It is suggested not fishing in early spring and fall seasons to allow for spawning.

4.3.2 Minnows are not used as bait. Use worms or artificial lures only.

4.3.3 Fishing nets are not used in Tioweró:ton.

4.3.4 'Catch and release' fishing must be practiced for brook trout in the lakes greater than eleven (11) inches long and all other fish less than 6 inches. Catch and release is a method of fishing where the catch is released shortly after being reeled in to allow the fish to live.

4.3.5 The limit for trout caught is 12 per household, per day.

5. ENVIRONMENT AND NATURAL RESOURCE CONSERVATION

It is everyone's responsibility to ensure environmental preservation and that the cycle of life continues for future generations. Environment protection is directed towards protection of our natural resources of waters, land, wildlife, forest and to minimize any risk of habitat destruction or depletion of our resources.



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5.1 TREE CUTTING

- 5.1.1 Only trees necessary for Cabin construction should be cleared. This also applies to clearing a driveway to a Cabin Site. Cut trees should be used in any way possible.
- 5.1.2 Clear cutting of trees or the clearing of underbrush is prohibited in Tioweró:ton;
- 5.1.3 With the exception of clearing for a Cabin Site and driveway, the clearing of any other areas must be authorized by the Tioweró:ton Committee.
- 5.1.4 Clearing for new trails or maintenance of existing trails or paths is not practiced in Tioweró:ton. Such clearing is only performed by persons authorized by the Tioweró:ton Committee.
- 5.1.5 Any tree/timber or firewood cut or collected in Tioweró:ton are not to be sold or exploited for commercial use.
- 5.1.6 Trees for firewood can be cut in areas designated for this purpose by the Caretakers.
- 5.1.7 Tree stumps must be buried or used for firewood.

5.2 WETLANDS AND WATER BODIES

When undertaking maintenance and development activities, such as cabin construction, near water habitats reference must be made to the *Best Management Practices for Activities in and Around Water Habitats in Kahnawà:ke and Tioweró:ton*. A copy can be found at www.kahnawake.com.

The Kahnawà:ke Environment Protection Department should be contacted if there are any questions related to this document.

- 5.2.1 The natural configuration, flow or depth of streams, lakes or marshes and natural water structures are not to be altered or modified in any way.
- 5.2.2 Wetlands and water bodies are sensitive habitats and access through these areas must be kept to a minimum. Motorized vehicles are not driven in any wetland or water body for any reason.
- 5.2.3 Wetlands and water bodies are to be protected by:



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- using phosphate free soaps and detergents for washing;
- not disturbing or altering in any way banks along the creeks, lakes and marshes as water levels fluctuate after rain or snow thaw, and can cause flooding;
- not washing or dumping wash water from any motorized vehicle into or in close proximity to streams, lakes, wet lands, water bodies or their banks;
- not using gasoline or diesel powered boat engines in any lake or in any stream to keep the waters free of contaminants. This includes miniature scale models or toys that use gas or diesel fuel.

5.2.4 Visitors will not disturb or alter grass, shrubs and trees that grow naturally along the banks in order to maintain the stability of the shoreline and prevent detrimental algae growth in the water bodies;

5.3 USE OF PESTICIDES

The use of chemicals such as pesticides and herbicides are prohibited in Tioweró:ton for health and safety purposes. Businesses cannot use prohibited products when providing these services in the Territory. The Tioweró:ton Committee has sole authority to authorize any exceptions to this prohibition.

6. CAMPGROUND

The campground was created for Kahnawa'kehró:non and Kanehsata'kehró:non to utilize as an alternative to cabin construction. The Mohawk Council of Kahnawà:ke and Kanehsatà:ke, Tioweró:ton Committee and the Caretakers are not responsible for lost, stolen or damaged property.

- Campers must be eighteen (18) years or older or accompanied by an adult;
- The use of the campground is on a first come first served basis;
- Reservations can be made for community organizations.

6.1 CAMPER RESPONSIBILITIES

All campers using the campground must adhere to the following rules:

6.1.1 Caretakers must be informed by all campers of arrival.

6.1.2 Trailer sites are not permanent seasonal sites. They must be removed when exiting the Territory.



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- 6.1.3 Quiet hours are between the hours of 11 p.m. and 7 a.m.
- 6.1.4 Generators may be used between the hours of 9 a.m. and 9 p.m. only.
- 6.1.5 Dogs must be on a leash at all times and not left out overnight.
- 6.1.6 Sewage must be disposed of off the Territory.
- 6.1.7 Procedure point 11.1.2 will be applicable to fires in the campground.

7. CABIN CONSTRUCTION

Only the areas designated by the Tioweró:ton Committee will be available for Cabin Site selection and Cabin construction. Current Cabin Sites can be viewed on a Territory map that is available from both the Coordinator and the primary Caretaker at the main entrance or Mohawk Council of Kahnawà:ke web-site. Members may give suggestions for Cabin Sites outside of these identified areas to the Tioweró:ton Coordinator, who will forward them to the Tioweró:ton Committee.

7.1 APPLICATIONS

An *Application for a Tioweró:ton Cabin Site (Appendix A)* can be obtained from the Tioweró:ton Coordinator at the Mohawk Council of Kahnawà:ke Ohontsa'shòn:a Ronterihwatsterítha, the Mohawk Council of Kanésata:ke or from the primary Caretaker at the main entrance of the Tioweró:ton Territory. There is a time limit of two (2) years to complete cabin construction from the date of the approval letter.

All applications for a cabin site and the signed *Acknowledgement Form (Appendix B)* will be submitted to the Coordinator. An applicant who is applying for a Cabin Site must not already have a Cabin Interest and be at least 18 years.

- 7.1.1 Once an application is received the Coordinator will verify, the applicant's membership on the Kahnawà:ke Kanien'kehá:ka Registry or with the Kanésata:ke Mohawk Council Office membership.
- 7.1.2 The Coordinator will confirm whether the applicant has an existing Cabin Interest.
- 7.1.3 If the applicant has an existing cabin interest, he/she will be required to complete a *Renouncement of Cabin Interest in Tioweró:ton Territory (Appendix E)* form to renounce his/her interest in the Cabin . Following completion, the applicant will be eligible to proceed with the application process for a new Cabin Site.



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- 7.1.4 If an applicant renounces a Cabin Interest and is married or lives in common law with a spouse who already owns a Cabin they will not be eligible to apply for a Cabin Site. The spouse may renounce the Cabin Interest as per procedure points 7.1.3 and 7.1.6 and then apply for a Cabin Site as a couple.
- 7.1.5 The completed and signed *Renouncement of Cabin Interest in Tioweró:ton Territory* will be submitted by the applicant to the Tioweró:ton Coordinator.
- 7.1.6 The signature on the *Renouncement of Cabin Interest in Tioweró:ton* must be witnessed by the Coordinator. The document must be signed before a Commissioner of Oaths.
- 7.1.7 The Coordinator will provide a copy of the signed *Renouncement of Cabin Interest in Tioweró:ton Territory* to the applicant and file the original. The Coordinator will enter the information into the cabin registry system.
- 7.1.8 If an applicant does not meet the applicable membership criteria, has an existing Cabin Interest or is ineligible for any other reason as determined by the Coordinator, the applicant will be informed in writing by the Coordinator of the specific reason(s) for the application being refused.
- 7.1.9 Once the applicant's membership is verified and it is confirmed that the applicant does not have a Cabin Interest and no objections were received within the 30 day public notice period, the applicant will be contacted by the Coordinator and informed that permission to select a Cabin Site with the Caretaker will be given when the applicant is ready to construct a Cabin.
- 7.1.10 The Coordinator will in writing inform the applicant a minimum of two (2) weeks prior, that a Kahnawà:ke and Kanehsatà:ke posting of the name(s) written on the application approved for Cabin Site selection will occur for thirty (30) days using media. Any objection by a Member will need to be provided to the Coordinator in writing.
- 7.1.11 The Coordinator will review the validity of an objection.

If, following the 30 day posting of applicant names approved for Cabin Site selection, no objections have been received in writing by the Coordinator, the applicant may continue with procedure point 7.1.16.



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7.1.12 If a valid objection is received by the Coordinator within the thirty (30) day public notice period, the applicant will be informed in writing within ten (10) business days of the receipt of the objection.

The application will be placed on hold for an investigation. The Coordinator will investigate the objection and determine an appropriate action.

7.1.13 If the objection is determined by the Coordinator to be invalid, the Member who objected will be informed of the invalidity and will be provided with reason for decision.

7.1.14 Both the Member who objected and the applicant will be informed in writing of the outcome of the investigation.

If it is determined that the objection will not change the approval status of the applicant, the applicant will continue with procedure point 7.1.16.

7.1.15. If the objection will change the approval status of the applicant, the applicant will be informed of what steps, if any, that can remedy the problem.

7.1.16 If the Coordinator is in a conflict of interest, the Director of Lands will follow up on the complaint and conduct the investigation, if necessary.

7.1.17 The applicant will be permitted to select a Cabin Site once the *Confirmation for Cabin Construction* form (Appendix C) is completed and provided to the Coordinator.

7.1.18 The Coordinator will advise the Caretaker that a request for Cabin Site selection by the applicant will occur.

7.1.19 The applicant must:

1. Contact a Caretaker or the Coordinator to select a Cabin Site from the current site map,
2. Visit the selected Cabin Site,
3. Confirm Cabin Site suitability with a Caretaker and,
4. Place a marker that indicates the person's or family's name and date of Cabin Site approval in plain view at the Cabin Site.

7.1.20 If the applicant does not select a Cabin Site within twelve (12) months period from the date the *Confirmation for Cabin Construction* form was completed as



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per procedure point 7.1.16, the applicant will be required to update their file by request of the Coordinator.

The Coordinator may delay the Cabin construction due to a change in eligibility requirements.

7.2 CABIN CONSTRUCTION APPROVAL

7.2.1 When the applicant has selected a Cabin Site identified as suitable by the Caretaker, the Caretaker will complete a *Cabin Site Construction Checklist (Appendix D)*. The applicant must be present when the Caretaker completes this form.

7.2.2 Before signing the *Cabin Site Construction Checklist*, the Caretaker will advise the applicant of any information that needs to be provided, clarified or altered so that the form can be deemed complete.

7.2.3 Upon completion, the Caretaker will sign the *Cabin Site Construction Checklist* and provide a copy to the applicant. The Caretaker will retain the original copy.

The applicant will request a copy of the *Cabin Site Construction Checklist* from the Caretaker if misplaced.

7.2.4 The applicant will provide the completed *Cabin Site Construction Checklist* to the Coordinator. Following a review of information provided, the Coordinator will sign the *Cabin Site Construction Checklist* and request the applicant sign to complete the form.

7.2.5 The application process for a Cabin Site is considered complete when the Coordinator has received and reviewed all of the following documentation:

- *Application for a Tioweró:ton Cabin Site,*
- *Acknowledgement Form,*
- Verification of membership in Kahnawà:ke or Kanehsatá:ke,
- Confirmation that the applicant does not have a cabin interest,
- *Confirmation for Cabin Construction,*
- A Cabin Site has been selected and deemed suitable by the Caretaker, a completed *Cabin Site Construction Checklist* signed by the Caretaker, the Coordinator and the applicant.



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- 7.2.6 The Coordinator will inform the Caretaker when the application process is completed and send to the applicant a letter of approval to begin Cabin construction.
- 7.2.7 The name of the new Cabin owner(s) and Cabin Site location information will be entered on a Cabin Registry by the Coordinator.

7.3 TIME LIMITATIONS

In the event Cabin construction is not completed within the time limitation, the approved applicant may 1) sell the unfinished structure to an interested applicant that has already begun the Cabin Site application process, or 2) remove the unfinished structure at their own expense. There will be no exceptions made to the time limitation for constructing a Cabin.

- 7.3.1 An approved applicant has two (2) consecutive years to complete construction of a cabin determined by the date on the letter of approval for cabin construction. See procedure point 7.2.6.
- 7.3.2 No less than 60 days prior to the two (2) year time period expiry for cabin construction, the Coordinator will confirm with a Caretaker that the cabin construction has been completed, that it is not completed and/or is uninhabitable.
- 7.3.3 The Coordinator will notify the approved applicant of the time remaining to complete the cabin construction. Such notification will be made in writing no less than 60 days prior to the two (2) year time limit. A reminder will also be sent no less than 30 days prior to the two (2) year time limit.

The approved applicant will also be informed that the Cabin Site will be made available to other applicants after the expiry of the two (2) year time limit.

- 7.3.4 If cabin construction is not completed by the expiry of the two (2) year construction time period, the Coordinator will identify the Cabin Site as available for Members on the Cabin Site map and in the Cabin Registry.
- 7.3.5 Once the two (2) year time limit expires and the Cabin Site is available to other approved applicants, the Member may re-apply for a Cabin Site twelve (12) months following the time limit expiration.



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7.4 CONSTRUCTION STANDARDS

The Cabin owner(s) is responsible to clean and maintain their Cabin and surrounding Cabin Site area and ensure it is free of Debris.

7.4.1 CABIN CONSTRUCTION

7.4.1.1 The base of a cabin may be one of the following:

- concrete piers,
- woodpile base,
- cinder block pilings, or
- concrete footing with a maximum depth to the frost line;

7.4.1.2 A Caretaker will visit the cabin construction site to inspect that cabin base standards are being met and that construction is progressing according to the *Cabin Site Construction Checklist (Appendix D)*. The Caretaker will also monitor construction. The Cabin owner will make best efforts to be on site during cabin construction.

7.4.1.3 Preparation of concrete on the Cabin Site or use of one (1) cubic yard trailers is acceptable providing the yard trailer weighs no more than one ton and a half (1.5 tons).

7.4.1.4 The total Cabin Site cleared for development of structures shall not exceed 1600 square feet with no exceptions. The 1600 square footage area would include the Cabin, storage facility, outhouse/septic system or other buildings, if applicable.

7.4.1.5 The maximum height for any Cabin in Tioweró:ton is two(2) floor levels with a roof peak not exceeding 35 feet (10.668 meters).

7.4.2 CABIN DISTANCES

The minimum distances found below will be maintained by all cabin owners. Any changes to these distances, due to special circumstances, will be authorized by the Coordinator in collaboration with the Caretaker(s).

- Cabin to Cabin – 250 feet (76.2 meters) distance required between the Cabins;



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- Cabin to Wetland or Water Body – 100 feet (30.48 meters) minimum distance required between the cabin and any body of water (lakes, streams);
- Cabin Driveway – 300 feet (91.44 meters) maximum length of the driveway.
- Cabin Driveway – distance to a neighboring cabin – 100 feet (30.48 meters) minimum distance required.

7.4.3 CONSTRUCTION RESTRICTIONS

The following restriction apply:

7.4.3.1 Foundations or concrete slabs are expressly prohibited for use as a cabin base in the Territory;

7.4.3.2 Driveways will not be covered with asphalt;

7.4.3.3 Mobile trailers, campers or buses will not be left on a Cabin Site unless wheels are removed and the vehicle skirted so it can function as a habitable cabin. The Caretaker will visit the Cabin Site to monitor whether the structure is properly modified to function as a Cabin.

7.4.3.4 Gates, fences or restrictive barriers will not be constructed on a Cabin Site. The applicant can create a barrier using a Green Fence.

7.4.3.5 A Green Fence must not block public access to waterways or public thoroughfares.

7.4.3.6 Hydroelectric services are available only to the Caretaker Cabins. Refer to procedure point 11.6.1 for information on use of generators.

7.4.4 WASTE DISPOSAL

All Cabins require construction of an onsite sewage disposal system using an outhouse or the installation of a septic tank system. Regular Cabin refuse and recyclable items will be disposed of at the designated areas only.

7.4.4.1 The minimum distance requirement for septic disposal system and wetlands or water bodies, including a personal well for water consumption, is as follows:



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- Between the septic disposal system to a well is 150 feet (45.72 meters);
- Between the septic disposal system to water body is 150 feet (45.72 meters).

7.4.4.2 Regular maintenance will be practiced by those cabin owners using an on-site sewage disposal system for a septic tank. No person may discharge or allow the discharge of toilets into the wetlands or water bodies.

7.4.4.3 Communal refuse containers are available for regular solid waste and are located at a designated area near the primary Caretakers cabin at the main entrance.

7.4.4.4 Refuse from minor renovations may be deposited in the communal refuse containers upon, special arrangements with a Caretaker. Large items such as furniture or mattresses will not to be disposed of in communal refuse containers but are to be disposed of outside the Territory.

7.4.4.5 Cabin construction practice will require that the Cabin owner will provide their own bins to collect Debris and to remove it from the Territory when full. To avoid dangerous or unsightly conditions, no Debris will be left on a Cabin Site. No construction Debris will be deposited at a Caretaker's home.

8. HAZARDOUS STRUCTURES

Hazardous Structures present a safety hazard for visitors. The Caretaker will inform the Coordinator of a Cabin that is a Hazardous Structure.

8.1 The Coordinator will contact the Kahnawà:ke Portfolio Chief for community protection once informed by a Caretaker of a suspected Hazardous Structure.

8.2 The *Kahnawà:ke Hazardous Structures Law*, as may be amended from time to time, will be used to the extent that it is applicable in Tioweró:ton, to address the suspected hazardous structure.

8.3 Abandoned wells must be emptied and removed or filled with gravel, sand or earth and sealed to eliminate danger of someone falling into the well or having the shaft collapse, and to remove any risk of contamination of the ground water system.



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- 8.4 Once the Coordinator is informed by the community building inspector that the necessary actions have been carried out to remove the hazardous structure, a new Cabin Site can be selected by the former Cabin owner.

9. SALE OF CABINS

Maintenance of the Cabin Registry is important for public safety since maintenance provides the Coordinator with current contact information of Cabin owners in the case of an emergency.

- 9.1 A current Cabin owner must inform the Coordinator if their cabin was sold or transferred to another Member. The Member who transferred ownership, sold or is selling a Cabin must provide the name and contact number(s) of the person(s) who will be the new owner of the Cabin.

- 9.2 The current Cabin owner must complete and sign a *Cabin Sale in Tioweró:ton Territory (Appendix F)* form once their Cabin is sold or is transferred to another Member.

If the *Cabin Sale in Tioweró:ton Territory* form is not completed and signed by the Cabin owner, the Cabin Registry will not be updated and the Cabin Site will not be put in the name of the buyer or transferee.

- 9.3 The Coordinator will provide a copy of the signed *Cabin Sale in Tioweró:ton Territory* to the Cabin seller/transferee and file the original. The Coordinator will enter the information into the cabin registry system.

- 9.4 The Coordinator will in writing inform the new Cabin owner a minimum of two (2) weeks prior, that a Kahnawà:ke and Kanésata:ke posting of the names on the Cabin Sale in Tioweró:ton Territory will occur for thirty (30) days.

- 9.5 Any person buying or who has bought a Cabin in the Tioweró:ton Territory must be:

1. A Kanien'kehá:ka of Kahnawà:ke or Kanésata:ke;
2. not have an interest in another cabin;
3. be 18 years or older.

Review procedure point 7.1 to be sure of who can own/build a Cabin in Tioweró:ton.



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- 9.6 The Coordinator will contact the person identified as the new owner of the Cabin and confirm the sale or ownership transfer.
- 9.7 The Coordinator will verify the new owner as a Kanien'kehá:ka of Kahnawà:ke or Kanehsatà:ke. If membership requirements are met, the Coordinator will enter the new information into the Cabin Registry and inform the Caretaker of the change in cabin ownership.
- 9.8 A new owner of a Cabin must complete an *Cabin Owner Information (Appendix H)* form and provide it to the Coordinator so a cabin owner file can be opened by the Coordinator.

The new Cabin owner must provide this form within three (3) months of the transaction. The Coordinator will follow-up in writing with the new owner if three (3) months pass from the date the previous owner signed the *Cabin Sale in Tioweró:ton Territory*. Until such time as the form is provided to the Coordinator the transaction will not be registered.

- 9.9 All sales or transfers of cabins will be entered on the cabin registry maintained by the Coordinator.

10. SELLER OF A CABIN

- 10.1 A person(s) who has sold a Cabin is not eligible to apply for another Cabin Site in Tioweró:ton.
- 10.2 A person(s) who has sold a Cabin can purchase another Cabin from another seller any time.
- 10.3 The Coordinator will determine if an exceptional circumstance exists related to procedure point 10.1.

11. RESPONSIBILITIES OF CABIN OWNERS

All cabin owners and visitors have responsibilities to their cabins, neighbors and the environment.

11.1 PUBLIC AND PERSONAL SAFETY

- 11.1.1 All persons in the Tioweró:ton must cooperate with emergency measures implemented by the Emergency Preparedness Committee of Kahnawà:ke and any other emergency personnel in the event of a disaster.



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11.1.2 The use of open campfires and bonfires depend on general forest conditions. It must be verified with the Caretaker if conditions are acceptable for the building of open campfires and bonfires. Forest conditions will be posted on the public bulletin board at the entrance of Tioweró:ton at the primary Caretaker home.

All campfires must be built within a proper stone circle with a dirt or sand base. Use water to extinguish any open fire.

11.1.3 The use of fireworks is prohibited in Tioweró:ton at all times.

11.1.4 In order to eliminate disturbances, physical danger to people and potential damage to property or the environment the use of paintball and related activities is prohibited in Tioweró:ton.

11.1.5 The disruptive or reckless use of ATV's and moto-cross bikes is prohibited. The *Kahnawà:ke ATV/ATC Law* as may be amended from time to time is in force to the extent it is applicable in Tioweró:ton, to minimize the public nuisance of three (3) and four (4) –wheel all-terrain vehicles. Eligibility requirements under this law include being 16 years of age, having a valid driver's permit in addition to an ATV/ATC user's permit.

11.1.6 ATVs and moto-cross bikes will not be operated near cabins or parked automobiles.

11.1.7 The following safety methods should be practiced when a boat or canoe is being used for fishing:

- everyone in the boat or canoe must wear life jackets,
- the maximum number of people for the boat or canoe type should be respected,
- the use or possession of alcohol or drugs on board is prohibited,
- not being under the influence of alcohol or drugs when fishing.

11.1.8 Cabin owners may obtain insurance coverage for the cabin and any structures on the cabin site.

11.1.9 It is recommended that any person(s) working on construction or alteration of a cabin or other structures in Tioweró:ton obtain Mohawk Self Insurance coverage for the duration of the construction work.



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11.1.10 There are no medical facilities in the immediate area. Refer to *Contact Numbers (Appendix I)* for a listing of medical assistance available in the area.

11.1.11 If in doubt of what to do in any situation. See procedure point 2.2.

Member is informed of any personal safety risks associated with permanent residency.

11.2 VISITORS

All Kanien'kehá:ka of Kahnawà:ke and Kanehsatà:ke may use Tioweró:ton. Thiionkwehonwehserá:te may also enjoy the privilege to visit, hunt, fish, trap, and harvest in Tioweró:ton, provided they are the guest of a member of Kahnawà:ke or Kanehsatà:ke.

11.2.1 All visitors must abide by the *Tioweró:ton Policy and the Tioweró:ton Procedures*.

11.2.2 Members must inform the Caretakers of non-member visitors. Non-member visitors can use and enjoy Tioweró:ton and must leave Tioweró:ton when their host leaves.

11.2.3 The hosts of all visitors are responsible for the conduct of their guests during the visit. Non-native visitors can only visit.

11.3 PERSONAL CONDUCT

11.3.1 Individuals under the age of eighteen (18) will be accompanied and supervised by a parent or adult when in Tioweró:ton. The parent or adult will be responsible for the conduct and actions of the minor who they are accompanying and supervising.

11.3.2 All applicable Kahnawà:ke community Laws, the *Tioweró:ton Policy and Tioweró:ton Procedures* will be made available and respected by everyone entering Tioweró:ton.

11.4 COMMERCIALISM

11.4.1 Commercial ventures in Tioweró:ton are prohibited by the *Kahnawà:ke and Kanehsatà:ke Law Respecting Zoning of the Territory of Doncaster*, as may be amended from time to time, which reserves Tioweró:ton for recreation, leisure,



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hunting and fishing and any other activity harmonious with nature. In light of this prohibition:

- No commercial ventures will be permitted on the Territory;
- Fish cannot be sold or exploited for commercial purposes;
- Wildlife kills are for the non-commercial use by Kahnawà:ke and Kanesatà:ke Members and will not be sold or exploited for commercial purposes;
- No person shall build or finance the construction of any cabin(s) for real estate property sale or development purposes.

11.5 USE OF MOTORIZED VEHICLES

11.5.1 Children under the age of 16 must not use ATV's (All Terrain Vehicles) or moto-cross bikes as per section 11.1.5.

11.5.2 Speed limits on all roads in Tioweró:ton will be 15 km/h (10 mph) and is expected to be maintained for all motorized vehicles, including but not limited to:

- ATV or ATC,
- moto-cross bikes,
- motorcycles,
- cars, and
- trucks.

11.5.3 Recreational use of ATV's and moto-cross bikes is not permitted in Tioweró:ton after dusk.

11.5.4 All motorized vehicles must be equipped with an appropriate muffler system.

11.6 USE OF GENERATORS

11.6.1 Generator usage will be kept at a minimum. Generators will not to be used between the hours of 11:00 p.m. and 7:00 a.m.

11.7 CABIN MAINTENANCE

11.7.1 Proper connections and security for taps on oil drums are required in order to avoid accidental spills of heating oil in cabins. Installation of drip pans or storage reservoir pans beneath heating fuel drums is mandatory. Approved tanks or drums are recommended for fuel storage, to minimize damage to the environment in the event of an oil spill.



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11.7.2 All cabin owners will maintain their cabin and cabin site and avoid creation of dangerous conditions.

11.7.3 All cabin owners will ensure their cabin receives regular maintenance and does not become a Hazardous Structure.

11.8 APPEAL PROCESS

Members may appeal a decision made by the Coordinator or a Caretaker involving Cabin Sites, Cabin maintenance requirements or Hazardous Structures. A decision rendered through the *Kahnawà:ke Communal Arbitration Procedure* is final.

11.8.1 A Member can appeal a decision made by the Coordinator or a Caretaker to the Tioweró:ton Committee by submitting a letter to the Tioweró:ton Committee addressed to the Tioweró:ton Committee Chairperson, describing the disputed decision and the grounds for appeal. The appeal will be reviewed by the Committee and a written response will be sent to the appellant within five (5) days of the Committee meeting where the appeal letter was discussed.

11.8.2 If the Member is not satisfied with the Tioweró:ton Committee's decision, the Member has the option to appeal the Committee's decision through the *Kahnawà:ke Communal Arbitration Procedure*.

11.8.3 An appeal to the *Kahnawà:ke Communal Arbitration Procedure* must be made within ten (10) days following receipt of the decision made by the Tioweró:ton Committee. The *Kahnawà:ke Communal Arbitration Procedure* is available from the Court of Kahnawà:ke or upon request from the Coordinator.

11.8.4 The Member appealing a decision of the Committee must, in writing, inform the Coordinator of the intent to use the *Kahnawà:ke Communal Arbitration Procedure*, citing the reasons for appeal. The Coordinator or other party identified in the appeal, will, if required, participate in the arbitration process.

12. AMENDMENTS

The Coordinator, Director of Lands and the Tioweró:ton Committee will conduct a mandatory review of the Tioweró:ton Policy and its Procedure every five (5) years from the last approval date by the Kahnawa'kehró:non and Kaneshata'kehró:non Ratisénhaienhs. Amendments to these Tioweró:ton Policy and its Procedures will be developed by the Ohontsa'shòn:a Ronterihwatsteristha/Lands Unit and must be approved



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through a Mohawk Council Executive Directive (MCED) by the Kahnawa'kehró:non and Kanehsata'kehró:non Ratitsénhaienhs.

If amendments are required prior to the standard amendment period, the Coordinator will submit a request to the Director of Lands to approve proceeding with the amendments.

12.1 APPENDICES

Modification to an appendix under the *Tioweró:ton Procedures* outside of an amendment review process may be amended by the Coordinator, who will obtain approval for any amendment from the Director of Lands.

Community Consultation - August 2015

APPENDIX A
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APPLICATION FOR A TIOWERO:TON CABIN SITE

The applicant must complete all sections on this application form. A completed application is provided to the Tioweró:ton Coordinator by appointment at the Kahnawa'kehró:non Ratisénhaienhs Lands Unit.

Required Information:

Full Legal Name: (Print clearly) _____

Address: _____

Band Number: _____ Telephone Number: _____

Full legal name of applicant's Father and band number:

Full legal name of applicant's Mother including maiden name and band number:

Please check one of the following about marital status:

Single Married Common-law Divorced Widowed Traditional

Are you listed on the Kahnawà:ke Kanien'kehá:ka Registry or the Kanehsatá:ke Mohawk Council Office community membership list? Yes No

Do you own a cabin in Tioweró:ton or are you listed as an owner of another cabin?
 Yes No

If yes, please give more information. _____

Is there another person who will be named as an owner of a cabin if approved? A spouse, partner or friend? Yes No

If yes and there will be another person named as owner, please complete the other side of this application. Complete side 2 for every person who will be named as an owner. Additional copies of this application can be obtained from the Tioweró:ton Coordinator or Caretaker.

I confirm that all the information provided on this application is true and accurate.

Applicant's Signature Date

(DEPARTMENT USE ONLY)

MEMBERSHIP VERIFICATION

The above named applicant: is a registered member is not a registered member
Comment _____

Mohawk Council of Kahnawà:ke Membership Registrar Signature _____

Mohawk Council of Kanehsatá:ke Membership List Designate Signature _____

Date Signed for Membership Verification _____

APPENDIX A
Kahnawa'kehró:non Ratitsénhaienhs
Kahnawà:ke Lands Unit
P.O Box 720, Kahnawà:ke, QC J0L 1B0
Tel: 450-638-8244

APPLICATION FOR A TIOWERO:TON CABIN SITE
ADDITIONAL OWNER

The additional or co-applicant must complete all sections on this application form. If there is more than one additional applicant for the same cabin, use copies of this form necessary for each additional owner. A completed application is provided to the Tioweró:ton Coordinator preferably by appointment at the Kahnawa'kehró:non Ratisénhaienhs Lands Unit.

Required Information:

Full Legal Name: (Print clearly) _____

Address: _____

Band Number: _____ Telephone Number: _____

Full legal name of applicant's Father and band number:

Full legal name of applicant's Mother including maiden name and band number:

Please check one of the following about marital status:

Single Married Common-law Divorced Widowed Traditional

Are you listed on the Kahnawà:ke Kanien'kehá:ka Registry or the Kanehsatá:ke Mohawk Council Office community membership list? Yes No

Do you own a cabin in Tioweró:ton or are you listed as an owner of another cabin?

Yes No

If yes, please give more information. _____

I confirm that all the information provided on this application is true and accurate.

Co-Applicant's Signature

Date

(DEPARTMENT USE ONLY)

MEMBERSHIP VERIFICATION

The above named applicant: is a registered member is not a registered member

Comment _____

Mohawk Council of Kahnawà:ke Membership Registrar Signature _____

Mohawk Council of Kanehsatá:ke Membership List Designate Signature _____

Date Signed for Membership Verification _____

ACKNOWLEDGEMENT FORM

By signing this acknowledgement form and returning it to the Tioweró:ton Coordinator along with your application form, it is known that you have received a copy of the *Tioweró:ton Procedures* that was included in your application package, have read these and have taken responsibility to make clear with the Tioweró:ton Coordinator any areas of concern.

It is also understood and acknowledged that only the cabin structure is owned by the applicant(s) and not the cabin site because the land in Tioweró:ton is held in common by Kahnawà:ke and Kanehsatá:ke communities.

Please sign the acknowledgment form and return this to the Tioweró:ton Coordinator at the Kahnawa'kehró:non Ratitsénhaienhs Lands Unit along with your application for a cabin site.

If the cabin and site will have more than one name attached, this person(s) must also sign this acknowledgement form. Use additional forms if applicants will be more than three persons.

| | |
|---------------------|-------|
| _____ | _____ |
| Applicant Signature | Date |
| _____ | _____ |
| Applicant Signature | Date |
| _____ | _____ |
| Applicant Signature | Date |

Tioweró:ton Department Only

Date Acknowledgement Form Received _____

Tioweró:ton Coordinator Signature _____

Comments _____

APPENDIX C
Kahnawa'kehró:non Ratitsénhaienhs
Kahnawà:ke Lands Unit
P.O Box 720, Kahnawà:ke, QC J0L 1B0
Tel: 450-638-8244

PREPARED TO BUILD A CABIN ATTESTATION

I (Print Name) _____ attest that I am prepared to build a cabin and know that I have been verified as eligible for a cabin site by the Tioweró:ton Coordinator.

I understand that by signing and providing this form to the Tioweró:ton Coordinator, I will be able to select a cabin site and follow procedures for cabin construction approval.

Signed and witnessed this ____ day of _____, 20____, in _____.

Name

Witness

Notes for Tioweró:ton Office Use Only:

APPENDIX D
Kahnawa'kehró:non Ratitsénhaienhs
Kahnawà:ke Lands Unit
P.O Box 720, Kahnawà:ke, QC J0L 1B0
Tel: 450-638-8244

CABIN SITE CONSTRUCTION CHECKLIST

A community member signature will attest that all cabin construction standards described in the Tioweró:ton procedures are understood. A Caretaker will complete the checklist.

1. Cabin Site

Where is the location of the cabin site selected? _____

Will the cabin be located (please check what applies):

- a) Next to another cabin? yes No

Write in the distance from the neighboring cabin(s):

Distance from cabin 1: _____

Distance from cabin 2: _____

(The minimum distance from the other cabin must be 250 feet/76.2 meters).

- b) Next to wetlands or water bodies yes No

Write in the distance from the cabin to a wetlands or water body _____

(The minimum distance of a cabin to wetlands or water bodies must be 100 feet/30.48 meters).

- c) Write the total length of the driveway: _____

(The maximum distance of a cabin driveway is 300 feet/91.44 meters).

- d) Write in the cabin driveway distance to a neighboring cabin: _____

(100 feet (30.48 meters) minimum distance required).

2. Construction Standards

What is the size of the planned cabin in square feet that includes all additional structures of storage area and privy/outhouse/septic system? _____

(Maximum square footage is 1600 square feet for a cabin and all additional structures).

What type of disposal waste system is planned for the cabin site?

- Privy/outhouse septic system with requirement for emptying at regular times

Other Please describe _____

Additional notes: _____

APPENDIX D
Kahnawa'kehró:non Ratitsénhaienhs
Kahnawà:ke Lands Unit
P.O Box 720, Kahnawà:ke, QC J0L 1B0
Tel: 450-638-8244

What type of base structure is planned for the cabin?

concrete piers Woodpile cinder block concrete footing for a 2 foot(0.06096 meters) width and 1 foot (0.3048 meters) in height

Additional Notes: _____

Signature of Caretaker

Date

By signing this checklist, the community member confirms that all the information provided is true and accurate and also confirms that the construction standards described in the Tioweró:ton Procedures will be followed once cabin construction approval is received from the Tioweró:ton Coordinator. It is realized that Caretakers will check in when the cabin is being constructed.

Community Member Signature

Date

Community Member Signature

Date

Tioweró:ton Coordinator Signature

Date

Notes for Tioweró:ton Office Use Only:

+

Renouncement of Interest in Cabin Site in Tioweró:ton Territory

I, (print name) _____, do hereby fully acknowledge that I have an interest in the cabin site located in the Tioweró:ton Territory and that the cabin site is situated at (describe actual location of the cabin site):

I further fully acknowledge that this interest is currently a shared interest with (print names that share this cabin interest):

I understand that I am not eligible to apply for my own cabin site as long as I already have an interest in a cabin site. As such, I hereby voluntarily and freely renounce and release any and all of my claims, rights or interests in the whole cabin site in favor of those individuals listed above. This includes any cabin and other structures on the cabin site that has or may be constructed thereupon.

Signed and witnessed this _____ day of _____, 20____, in _____.

Name

Witness

Commissioner of Oaths

Notes for Tioweró:ton Office Use Only:

+

**Cabin Sale in
Tioweró:ton Territory**

I, (print name) _____, do hereby fully acknowledge that I am the owner of a cabin located in the Tioweró:ton Territory and that the cabin is situated at(describe actual location of the cabin site):

I further fully acknowledge that the cabin and the structure(s) listed above have been sold to (print name of the buyer with contact information): _____

This sale also included the following structures:

I also acknowledge, with this sale, that I have transferred all of my claims, rights or interests in the whole cabin site described above to the buyer and that I am not eligible to apply for another cabin site.

Signed and witnessed this ____ day of _____, 20____, in _____.

Name

Witness

Commissioner of Oaths

Notes for Tioweró:ton Office Use Only:

Kanien'kehá:ka Traditional Hunting Practices

To begin, an opening and greeting to sustenance of life should be a practice for all who hunt and/or fish in Tioweró:ton or anywhere:

Akwé:kon énska entitewahwe'nón:ni ne onkwa'nikòn:ra, tánon teiethinonhwerá:ton ne Tionhnhéhkwen. Nia'tekarió:take eh tho tehonatawénrie né: nen né: 'e iotón:'on aontakónhtka'we ne aoti'wà:ron. Né: káti teiethinonhwerá:ton.

(All of us as one will put our minds all in one and give greeting/thanks to sustenance of life. The different wild animals in the place where they live that it is possible for them to give of their meat. For that we should give thanks and greetings) – general English translation.

Our traditional practice of hunting wild game comes from the laws of nature. This follows conservation ruling that hunting and fishing are for sustenance of life, Tionhnhéhkwen, and is not for sport. Hunters should be providing tobacco invocations to their hunts. Following are some traditional guiding principles when hunting or fishing in Tioweró:ton:

When to begin and end hunting for large, wild game:

- ❖ when the leaves change color it is the time to prepare for hunting;
- ❖ following the first big frost – this marks the opening of the hunting season because there may be parasites in the meat before this time;
- ❖ take large game for family sustenance of life;
- ❖ Around the first full moon of a new year, Tsothohrkó:wa/January, when the time comes for antlers to drop and animal muscle are getting hard because of the digging for food, this is viewed as a marker to hunt large game less often;

Guiding principles for hunting and fishing:

- ❖ never hunt around a residence or cabin or practice baiting game to these areas;
- ❖ stay away from cubs and baby animals and prevent cruelty and suffering of their catch;
- ❖ transition to smaller game (from deer and moose for example) once the large game season ends;
- ❖ Be attentive of females around bulls – this will indicate numbers of females and allow a hunter to judge to hunt down females. Females in calf or those who are with a calf are not to be killed;
- ❖ Be mindful of the prophetic teachings about distinct colorings of game animals, unusual markings with these animals not to be hunted down;
- ❖ fishing should use principles of catch and release of small fish with all fish caught being placed in the water and not on the banks. Release fish eggs under water if the catch will not be released. Change locations if fishing often.

Information noted from Jake Thomas' Great law discussion and interview with Shakowennáhawe Thompson.

APPENDIX H
Kahnawa'kehró:non Ratitsénhaienhs
Kahnawà:ke Lands Unit
P.O Box 720, Kahnawà:ke, QC J0L 1B0
Tel: 450-638-8244

CABIN OWNER INFORMATION

The owner(s) must complete all sections on this information form. A completed form is provided to the Tioweró:ton Coordinator by appointment at the Kahnawa'kehró:non Ratisénhaienhs Lands Unit.

Required Information:

Full Legal Name: (Print clearly) _____

Address: _____

Band Number: _____ Telephone Number: _____

Full legal name of applicant's Father and band number:

Full legal name of applicant's Mother including maiden name and band number:

Please check one of the following about marital status:

Single Married Common-law Divorced Widowed Traditional

Are you listed on the Kahnawà:ke Kanien'kehá:ka Registry or the Kanehsatá:ke Mohawk Council Office community membership list? Yes No

Do you own a cabin in Tioweró:ton or are you listed as an owner of another cabin?

Yes No

If yes, please give more information.

Is there another person who will be named as an owner of a cabin if approved? A spouse, partner or friend? Yes No

If yes and there will be another person named as owner, please complete the other side of this application. Complete side 2 for every person who will be named as an owner. Additional copies of this application can be obtained from the Tioweró:ton Coordinator or Caretaker.

I confirm that all the information provided on this application is true and accurate.

Applicant's Signature

Date

(DEPARTMENT USE ONLY)

MEMBERSHIP VERIFICATION

The above named applicant: is a registered member is not a registered member

Comment _____

Mohawk Council of Kahnawà:ke Membership Registrar Signature _____

Mohawk Council of Kanehsatá:ke Membership List Designate Signature _____

Date Signed for Membership Verification _____

APPENDIX H
Kahnawa'kehró:non Ratitsénhaienhs
Kahnawà:ke Lands Unit
P.O Box 720, Kahnawà:ke, QC J0L 1B0
Tel: 450-638-8244

CABIN OWNER INFORMATION
ADDITIONAL OWNER

The additional owner must complete all sections on this information form. If there is more than one additional owner for the same cabin, use copies of this form necessary for each additional owner. A completed form is provided to the Tioweró:ton Coordinator preferably by appointment at the Kahnawa'kehró:non Ratisénhaienhs Lands Unit.

Required Information:

Full Legal Name: (Print clearly) _____

Address: _____

Band Number: _____ Telephone Number: _____

Full legal name of applicant's Father and band number:

Full legal name of applicant's Mother including maiden name and band number:

Please check one of the following about marital status:

Single Married Common-law Divorced Widowed Traditional

Are you listed on the Kahnawà:ke Kanien'kehá:ka Registry or the Kanehsatá:ke Mohawk Council Office community membership list? Yes No

Do you own a cabin in Tioweró:ton or are you listed as an owner of another cabin?

Yes No

If yes, please give more information. _____

I confirm that all the information provided on this application is true and accurate.

Co-Applicant's Signature

Date

(DEPARTMENT USE ONLY)

MEMBERSHIP VERIFICATION

The above named applicant: is a registered member is not a registered member

Comment _____

Mohawk Council of Kahnawà:ke Membership Registrar Signature _____

Mohawk Council of Kanehsatá:ke Membership List Designate Signature _____

Date Signed for Membership Verification _____

APPENDIX I
Contact Numbers
Kahnawà:kehró:non Ratitsénhaienhs
Kahnawà:ke Lands Unit
P.O Box 720, Kahnawà:ke, QC J0L 1B0
Tel: 450-638-8244

Centre Hospitalier Laurentian
234 Rue Saint-Vincent
Sainte – Agathe-des-Monts
J8C 2B8
(819) 324-4010

911

Kahnawà:ke Community Protection
(Conservation Officers, Emergency
Preparedness, Animal Protection)
450 632-0635

CLSC de Saint-Donat
377 Rue du Foyer
St Donat, QC
J0T 2C0
(819) 424-1511

Kahnawà:ke Peacekeepers
450-632-6505

Kahnawà:ke Fire Brigade
450-632-2010

Ambulances Gilles Thibault Inc
1333 Rue Princip0ale
St Agathe des Monts
J8C 1B1
819-326-0314

Mohawk Council of Kahnawà:ke
450-632-7500

Kanehsatà:ke Council Office
450-479-8373

St Agathe Volunteer Fire Department
819 326-4595

St Donat Volunteer Fire Department
819 424 2383

St Agathe Policy Department
22 Rue St Agathe
Sainte Agathe Des Monts

819 326 7707
Surete Quebec - Mont Tremblant Police Service
380 Rue Simeon
Mont Tremblant
J8E 2R 2
819 425 2723

St Agathe Hospital
234 Rue St Vincent
Sainte Agathe des Monts
QC, J8C 2B8
819 326 4000

St Agathe Ambulance Service

