

EXHIBIT B

Coleman Letter Dated May 4, 2016

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May 4, 2016

Wade Max Williams
Red Cliff Band of Lake Superior Chippewa Indians
88385 Pike Road
Bayfield, Wisconsin 54814

Via US Mail

Re: Bayfield County Zoning on fee simple parcels

Dear Mr. Williams,

We have been advised that, via an email to Jennifer Croonboerg-Murphy of the Bayfield County Planning and Zoning Department, you suggested that the Tribe should be the sole zoning authority for all lands within the reservation boundaries and have asked the County to consider reaching an agreement to defer to Tribal zoning regulations. We disagree and decline to enter into such an agreement. While you reference the “concurrent jurisdiction” of the Tribe and the County of fee simple parcels, the United States Supreme Court has held that a county undeniably has zoning power on fee simple parcels located within reservation boundaries whereas “the governing principle is that the tribe has no authority itself, by way of tribal ordinance or actions in the tribal courts, to regulate the use of fee land.” *Brendale v. Confederated Band of the Yakima*, 492 US 408 (1989).

Given the current directive of the Supreme Court, Bayfield County will continue to implement and enforce County zoning ordinances on fee simple parcels located within the reservation boundary. We will do so regardless of the tribal membership of the owners of such parcels. As you noted yourself, it is important to maintain consistency given that fee simple properties can and often do change hands. The authority of the County to zone such lands is undeniable and it is incumbent upon the County to protect the interest of private land owners by consistently applying County Zoning Ordinances.

If you have any questions or concerns, please advise.

Regards,



Linda I. Coleman

Assistant Corporation Counsel

Bayfield County

CC: Robert Shierman, Mark Ables-Allison