



AGENDA

Board of Supervisors Meeting

December 10, 2019

7:00 PM

- A. Call to Order and Pledge of Allegiance of the United States of America
- B. Public Presentations Comment Period
Public Presentation time is intended as an opportunity for the public to give input on relevant issues and not intended as a question and answer period
- C. Discussion and Consideration of the Adoption of a Resolution Regarding the Second Amendment of the Constitution of the United States of America – Doug Stanley
- D. Adjournment



COUNTY OF WARREN, VIRGINIA

BOARD OF SUPERVISORS AGENDA ITEM

| | | | |
|-------------------|-------------|---|--------------------|
| DATE | ITEM | SUBJECT: | PAGE 1 OF 1 |
| December 10, 2019 | | Adoption of a Resolution Regarding the Second Amendment of the Constitution of the United States of America | |

EXPLANATION & SUMMARY:

Please see the two attached resolutions for consideration. Also enclosed are the resolutions which were proposed/adopted by the locality's governing body in the Commonwealth of Virginia:

- Appomattox County
- Campbell County
- Carroll County
- Culpeper County
- King William County
- Madison County
- New Kent County
- Pittsylvania County
- Powhatan County
- Rappahannock County

COST & FINANCING: N/A

PROPOSED OR SUGGESTED MOTION:

I move that the Board of Supervisors adopt the proposed resolution declaring Warren County, Virginia to be a Second Amendment Sanctuary.

OR

I move that the Board of Supervisors adopt the proposed resolution declaring Warren County, Virginia to be a Constitutional County.

OR

I move that the Board of Supervisors not adopt the proposed resolution.

OR

I move that the Board of Supervisors adopt the proposed resolution declaring Warren County, Virginia to be a _____ with the following amendments: _____.

| | | |
|---|--|----------------------|
| SUBMITTED BY: | DISPOSITION OF BOARD: <input type="checkbox"/> APPROVED <input type="checkbox"/> OTHER (DESCRIBE) | PROCESSED BY: |
| Douglas P. Stanley, County Administrator | | |

JORDAN K. BOWMAN

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(540) 437-3059

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December 5, 2019

Via Email

Douglas P. Stanley, County Administrator
County of Warren
220 North Commerce Avenue
Front Royal, Virginia 22630

Daniel J. Murray, Jr.
County of Warren
220 North Commerce Avenue
Front Royal, Virginia 22630

Thomas H. Sayre
County of Warren
220 North Commerce Avenue
Front Royal, Virginia 22630

Tony F. Carter
County of Warren
220 North Commerce Avenue
Front Royal, Virginia 22630

Archie A. Fox
County of Warren
220 North Commerce Avenue
Front Royal, Virginia 22630

Linda P. Glavis
County of Warren
220 North Commerce Avenue
Front Royal, Virginia 22630

Re: Resolution regarding Second Amendment

Dear Supervisors:

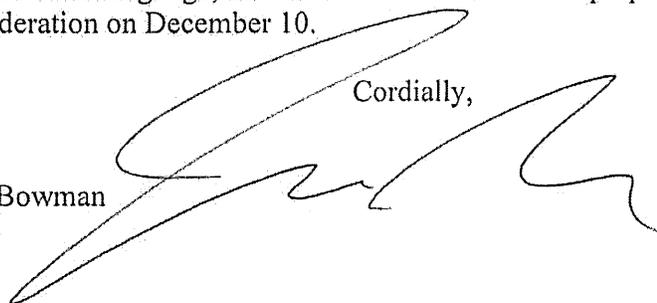
A special meeting of the Warren County Board of Supervisors has been called for Tuesday, December 10, at 7:00 p.m. for discussion and consideration of the adoption of a resolution declaring Warren County to be a Second Amendment Sanctuary.

Attached is an example resolution that was provided to the County. Many other jurisdictions have adopted such resolutions, and Mr. Stanley has gathered several and will also be providing those to you via email.

My colleague, Jason Ham, will be attending the December 10 meeting. However, I wanted to go ahead and circulate the attached resolution for your review. I ask that if you desire to see certain specific language included in a resolution, please let Mr. Stanley know and indicate the substance of such language, so that we can review it and prepare a resolution or resolutions for your consideration on December 10.

Cordially,

Jordan K. Bowman
JKB\kds\7062
Enclosure



RESOLUTION



of the Board of Supervisors of Warren County Declaring Warren County to be a Second Amendment Sanctuary

WHEREAS, the Constitution of the United States is the supreme law of our nation;
and

WHEREAS, the Second Amendment to the Constitution states, “a well-regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed;” and

WHEREAS, the U.S. Supreme Court found in *Miranda v. Arizona*, 384 U.S. 436 (1966), that, “where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them;” and

WHEREAS, the U.S. Supreme Court in *the District of Columbia v. Heller*, 554 U.S. 570 (2008), affirmed that the Second Amendment right to keep and bear arms is not connected in any way to service in a militia; and

WHEREAS, the U.S. Supreme Court in *United States v. Miller*, 307 U.S. 174 (1939), stated that firearms that are part of ordinary military equipment with use that could contribute to the common defense are protected by the Second Amendment; and

WHEREAS, the Fourteenth Amendment to the Constitution states, “no State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws;” and

WHEREAS, the U.S. Supreme Court in *McDonald v. City of Chicago*, 561 U.S. 742 (2010), affirmed that a person’s Second Amendment right to “keep and bear arms” is further secured by the “due process” and the “privileges and immunities” clauses of the Fourteenth Amendment. This decision also protects rights closely related to the Second Amendment, namely the right to manufacture, transfer, purchase, and sell firearms, accessories, and ammunition; and

WHEREAS, the Tenth Amendment to the Constitution states, “the powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the People;” and

WHEREAS, the U.S. Supreme Court found in *Printz v. United States*, 521 U.S. 898 (1997), that the Federal government cannot compel law enforcement officers of the States to enforce federal laws as it would increase the power of the Federal government far beyond that which the Constitution intended; and

WHEREAS, Article I, Section 13, of the Commonwealth of Virginia Constitution states: "That a well-regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed;" and

WHEREAS, due to dual sovereignty of the U.S. Constitution, the Federal government has no authority to enforce state laws and States cannot be compelled to enforce Federal laws; and

WHEREAS, the last protectors of the U.S. Constitution are the County Sheriffs and "we the people of the United States of America" and our ability to fulfill that role successfully rests on our Second Amendment rights.

NOW THEREFORE, BE IT RESOLVED by the Warren County Board of Supervisors that the County of Warren, Virginia is hereby declared to be a Second Amendment Sanctuary in order to preserve for the People of, on, and in Warren County, their rights guaranteed by the Constitution of the United States of America.

Adopted: December 10, 2019

RESOLUTION



of the Board of Supervisors of Warren County Declaring Warren County to be a Constitutional County

WHEREAS, the Constitution of the United States is the supreme law of our nation;
and

WHEREAS, the Second Amendment to the Constitution states, “a well-regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed;” and

WHEREAS, the U.S. Supreme Court found in *Miranda v. Arizona*, 384 U.S. 436 (1966), that, “where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them;” and

WHEREAS, the U.S. Supreme Court in *the District of Columbia v. Heller*, 554 U.S. 570 (2008), affirmed that the Second Amendment right to keep and bear arms is not connected in any way to service in a militia; and

WHEREAS, the U.S. Supreme Court in *United States v. Miller*, 307 U.S. 174 (1939), stated that firearms that are part of ordinary military equipment with use that could contribute to the common defense are protected by the Second Amendment; and

WHEREAS, the Fourteenth Amendment to the Constitution states, “no State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws;” and

WHEREAS, the U.S. Supreme Court in *McDonald v. City of Chicago*, 561 U.S. 742 (2010), affirmed that a person’s Second Amendment right to “keep and bear arms” is further secured by the “due process” and the “privileges and immunities” clauses of the Fourteenth Amendment. This decision also protects rights closely related to the Second Amendment, namely the right to manufacture, transfer, purchase, and sell firearms, accessories, and ammunition; and

WHEREAS, the Tenth Amendment to the Constitution states, “the powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the People;” and

WHEREAS, the U.S. Supreme Court found in *Printz v. United States*, 521 U.S. 898 (1997), that the Federal government cannot compel law enforcement officers of the States to enforce federal laws as it would increase the power of the Federal government far beyond that which the Constitution intended; and

WHEREAS, Article I, Section 13, of the Commonwealth of Virginia Constitution states: "That a well-regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed;" and

WHEREAS, due to dual sovereignty of the U.S. Constitution, the Federal government has no authority to enforce state laws and States cannot be compelled to enforce Federal laws; and

WHEREAS, the last protectors of the U.S. Constitution are the County Sheriffs and "we the people of the United States of America" and our ability to fulfill that role successfully rests on our Second Amendment rights.

NOW THEREFORE, BE IT RESOLVED by the Warren County Board of Supervisors that the County of Warren, Virginia is hereby declared to be a Constitutional County in order to preserve for the People of, on, and in Warren County, their rights guaranteed by the Constitution of the United States of America.

Adopted: December 10, 2019

RESOLUTION OF APPOMATTOX COUNTY BOARD OF SUPERVISORS

WHEREAS, the Second Amendment of the United States Constitution reads: "A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed," and,

WHEREAS, Article 1, Section 13, of the Constitution of Virginia provides "that a well regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases the military should be under strict subordination to, and governed by, the civil power;" and,

WHEREAS, certain legislation introduced in the 2019 session of the Virginia General Assembly, and certain legislation introduced in the current session of the United States Congress could have the effect of infringing on the rights of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment of the United States Constitution; and,

WHEREAS, the current Governor of Virginia has stated that he intends to endorse and pass into law legislation that is unconstitutional as it pertains to the rights enumerated in the US & Virginia Constitution.

WHEREAS, the Appomattox County Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of Appomattox County to keep and bear Arms or could begin a slippery slope of restrictions on the Second Amendment rights of the citizens of Appomattox County, and,

WHEREAS, the Appomattox County Board of Supervisors wishes to express its deep commitment to the rights of all citizens of Appomattox County to keep and bear Arms; and,

WHEREAS, the Appomattox County Board of Supervisors wishes to express opposition to any law that would unconstitutionally restrict the rights under the Second Amendment of the citizens of Appomattox County to bear arms; and,

WHEREAS, the Appomattox County Board of Supervisors wish to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitutions of the United States and the Commonwealth of Virginia, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the right of the citizens to keep and bear arms, including

through legal action, the power of appropriation of public funds, and the right to petition for redress of grievances, and the direction to the law enforcement and judiciary of Appomattox County to not enforce any unconstitutional law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF APPOMATTOX, VIRGINIA:

That the Board of Supervisors hereby expresses its intent to uphold the Second Amendment rights of the citizens of Appomattox County, Virginia and its intent that public funds of the County not be used to restrict Second Amendment rights or to aid in the unnecessary and unconstitutional restriction of the rights under the Second Amendment of the citizens of Appomattox County, Virginia to bear arms; and

That the Board of Supervisors hereby declares its intent to oppose unconstitutional restrictions on the right to keep and bear arms through such legal means as may be expedient, including without limitation court action; and,

That the Board of Supervisors hereby declares Appomattox County, Virginia, as a "Second Amendment Sanctuary,"

RESOLUTION OF CAMPBELL COUNTY BOARD OF SUPERVISORS

WHEREAS, the Second Amendment of the United States Constitution reads: "A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed," and,

WHEREAS, Article 1, Section 13, of the Constitution of Virginia provides "that a well regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases the military should be under strict subordination to, and governed by, the civil power;" and,

WHEREAS, certain legislation introduced in the 2019 session of the Virginia General Assembly, and certain legislation introduced in the current session of the United States Congress could have the effect of infringing on the rights of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment of the United States Constitution; and,

WHEREAS, the current Governor of Virginia has stated that he intends to endorse and pass into law legislation that is unconstitutional as it pertains to the rights enumerated in the US & Virginia Constitution.

WHEREAS, the Campbell County Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of Campbell County to keep and bear Arms or could begin a slippery slope of restrictions on the Second Amendment rights of the citizens of Campbell County, and,

WHEREAS, the Campbell County Board of Supervisors wishes to express its deep commitment to the rights of all citizens of Campbell County to keep and bear Arms; and,

WHEREAS, the Campbell County Board of Supervisors wishes to express opposition to any law that would unconstitutionally restrict the rights under the Second Amendment of the citizens of Campbell County to bear arms; and,

WHEREAS, the Campbell County Board of Supervisors wish to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitutions of the United States and the Commonwealth of Virginia, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the right of the citizens to keep and bear arms, including through legal action, the power of

appropriation of public funds, and the right to petition for redress of grievances, and the direction to the law enforcement and judiciary of Campbell County to not enforce any unconstitutional law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CAMPBELL, VIRGINIA:

That the Board of Supervisors hereby expresses its intent to uphold the Second Amendment rights of the citizens of Campbell County, Virginia and its intent that public funds of the County not be used to restrict Second Amendment rights or to aid in the unnecessary and unconstitutional restriction of the rights under the Second Amendment of the citizens of Campbell County, Virginia to bear arms; and

That the Board of Supervisors hereby declares its intent to oppose unconstitutional restrictions on the right to keep and bear arms through such legal means as may be expedient, including without limitation court action; and,

That the Board of Supervisors hereby declares Campbell County, Virginia, as a "Second Amendment Sanctuary,"

CERTIFICATION OF ADOPTION OF RESOLUTION

The undersigned Clerk of the Board of Supervisors of the County of Campbell County, Virginia hereby certifies that the Resolution set forth above was adopted during an open meeting on November 7, 2019, by the Board of Supervisors with the following votes:

RESOLUTION OF CARROLL COUNTY BOARD OF SUPERVISORS

WHEREAS, the Second Amendment of the United States Constitution reads: "A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed." and,

WHEREAS, Article I, Section 13, of the Constitution of Virginia provides "that a well regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases the military should be under strict subordination to, and governed by, the civil power;" and,

WHEREAS, certain legislation introduced in the 2019 session of the Virginia General Assembly, and certain legislation introduced in the current session of the United States Congress could have the effect of infringing on the rights of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment of the United States Constitution; and,

WHEREAS, the Carroll County Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of Carroll County to keep and bear Arms or could begin a slippery slope of restrictions on the Second Amendment rights of the citizens of Carroll County; and,

WHEREAS, the Carroll County Board of Supervisors wishes to express its deep commitment to the rights of all citizens of Carroll County to keep and bear Arms; and,

WHEREAS, the Carroll County Board of Supervisors wishes to express opposition to any law that would unconstitutionally restrict the rights under the Second Amendment of the citizens of Carroll County to bear arms; and,

WHEREAS, the Carroll County Board of Supervisors wishes to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitutions of the United States and the Commonwealth of Virginia, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the right of the citizens to keep and bear arms, including through legal action, the power of appropriation of public funds, and the right to petition for redress of grievances.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CARROLL COUNTY, VIRGINIA:

That the Board of Supervisors hereby expresses its intent to uphold the Second Amendment rights of the citizens of Carroll County and its intent that public funds of the County not be used to restrict Second Amendment rights or to aid in the unnecessary and unconstitutional restriction of the rights under the Second Amendment of the citizens of Carroll County to bear arms; and

That the Board of Supervisors hereby declares its intent to oppose unconstitutional restrictions on the right to keep and bear arms through such legal means as may be expedient, including without limitation court action; and,

That the Board of Supervisors hereby declares Carroll County, Virginia, as a "Second Amendment Sanctuary."

CERTIFICATION OF ADOPTION OF RESOLUTION

The undersigned Clerk of the Board of Supervisors of the County of Carroll, Virginia hereby certifies that the Resolution set forth above was adopted during an open meeting on April 8, 2019, by the Board of Supervisors with the following votes:

Aye:

Rex Hill
Robbie McCreaw
Phil McCreaw
Bob Martin
Joe Webb

Nay:

Abstentions:

Absent: Dr. Littrell

Signed this 13th day of May, 2019.

By: Rex L. Hill
Clerk, Board of Supervisors



**A RESOLUTION IN AFFIRMATION OF THE OATH OF OFFICE
AND REGARDING A COMMITMENT TO RESPECT, PRESERVE, UPHOLD,
AND ENFORCE THE SECOND AMENDMENT (US CONSTITUTION)
AND ART. 1, § 13 (VA CONSTITUTION)**

WHEREAS the Code of Virginia (1950), as amended, § 15.2-1522 provides that every elected County officer, unless otherwise provided by law, on or before the day on which his term of office begins, shall qualify by taking the oath prescribed by § 49-1;

WHEREAS the Code of Virginia (1950), as amended, § 49-1 prescribes the Oath of Office of the members of the Board of Supervisors of the County of Culpeper, Virginia, as follows: I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the Commonwealth of Virginia, and that I will faithfully and impartially discharge all the duties incumbent upon me as an elected member of the Board of Supervisors according to the best of my ability, so help me God;

WHEREAS the Constitution of the United States at Amendment II expressly states that a well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed;

WHEREAS the Constitution of Virginia at Article I, § 13 expressly states that a well regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore the right of the people to keep and bear arms shall not be infringed;

WHEREAS there is concern that unconstitutional or unlawful legislation, which infringes upon the rights of the citizens to keep and bear arms under the Constitutions of the Commonwealth of Virginia (Article 1, § 13) and the United States (Amendment II), or which has the tendency to infringe upon or place any additional burdens on the right of law-abiding citizens to bear arms, may be introduced in the legislative sessions of the General Assembly of the Commonwealth of Virginia and/or the United States Congress; and,

WHEREAS there is concern that unconstitutional or unlawful executive and administrative action or enactments, which infringe upon the rights of the citizens under the Constitutions of the Commonwealth of Virginia (Article 1, § 13) and the United States (Amendment II), or which have the tendency to infringe upon or place any additional burdens on the right of law-abiding citizens to bear arms, are being considered by the Governor of the Commonwealth of Virginia and/or the offices and agencies under his control.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF CULPEPER, VIRGINIA THAT:

1. As a body collective, the Board hereby affirms the Oath of Office pursuant to the Code of Virginia (1950), as amended, § 49-1 committing to support the Constitution of the United States, and the Constitution of the Commonwealth of Virginia, and to faithfully and impartially discharge all the duties incumbent upon the Board to the best of its ability;

2. The Board of Supervisors expresses its commitment by any and all legal means to Respect, Preserve, Uphold, and Enforce the Second of Amendment of the Constitution of the United States and Article 1, § 13 of the Constitution of the Commonwealth of Virginia to the fullest extent permitted by law¹;

3. The Board of Supervisors implores the Virginia General Assembly, the United States Congress, and other agencies of the Commonwealth of Virginia and the United States Government vigilantly to preserve, uphold, and protect the rights of the citizens to keep and bear arms under the Constitutions of the Commonwealth of Virginia (Article 1, § 13) and the United States (Amendment II) by rejecting any provision, law, or regulation that may infringe, have the tendency to infringe, or place any additional burdens on the right of law-abiding citizens to bear arms;

4. The Board of Supervisors expresses its commitment to oppose unconstitutional and unlawful legislation and proposed restrictions that infringe upon the right of its citizens to keep and bear arms, or which have the tendency to infringe upon or place any additional burdens on the right of law-abiding citizens to bear arms, through any and all legal means, as may be expedient, including without limitation, court action;

5. The Board of Supervisors directs staff to forward a copy of this Resolution to the County's elected representatives in the Virginia General Assembly and the United States Congress, and to the Governor of Virginia; and,

6. The Board of Supervisors hereby declares the County of Culpeper, Virginia a "Constitutional County".

Be it so resolved and adopted this 3rd day of December, 2019.

VOTING AYE (*alphabetically*):

The Honorable William C. Chase, Jr.

The Honorable Gary Deal

The Honorable C. Jack Frazier

The Honorable Alexa Fritz

The Honorable Sue D. Hansohn

The Honorable Brad C. Rosenberger

The Honorable Steven L. Walker

VOTING NAY: **None**

¹ Nothing herein this Resolution is intended to declare any intent or effectuate any act, present or prospective, by the Board or any County officer or employee in contravention of law, including but not limited to Va. Code Ann., §15.2-915.

ABSTAINING: **None**

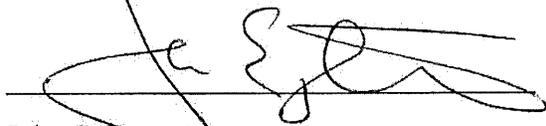
ABSENT: **None**

Witness this signature and seal.



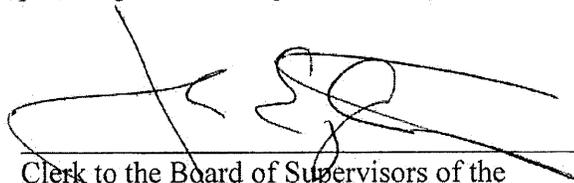
The Honorable Brad C. Rosenberger, Chairman
Board of Supervisors of Culpeper County, Virginia

ATTEST:



John C. Egerton

The undersigned Clerk of the Board of Supervisors of the County of Culpeper, Virginia, hereby certifies that the foregoing constitutes a true and correct copy of a Resolution adopted by the Board of Supervisors of the County of Culpeper, Virginia at its regular meeting held on December 3, 2019.


Clerk to the Board of Supervisors of the
County of Culpeper, Virginia

1 **RESOLUTION 19-71 OF KING WILLIAM COUNTY BOARD OF SUPERVISORS**

2 **WHEREAS**, the Second Amendment of the United States Constitution reads: “A well-regulated
3 Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall
4 not be infringed”; and,
5

6 **WHEREAS**, Article I, Section 13, of the Constitution of Virginia provides “that a well-regulated
7 militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a
8 free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing
9 armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases the military should
10 be under strict subordination to, and governed by, the civil power;” and,
11

12 **WHEREAS**, legislation considered at the state and federal levels potentially could have the effect
13 of infringing on the rights of law-abiding citizens to keep and bear arms, as guaranteed by the Second
14 Amendment of the United States Constitution; and,
15

16 **WHEREAS**, the King William County Board of Supervisors wishes to oppose the passage of any
17 bill containing language which would unlawfully infringe the rights of the citizens of King William County
18 to keep and bear arms or unconstitutionally restrict the Second Amendment rights of the citizens of King
19 William County; and,
20

21 **WHEREAS**, the King William County Board of Supervisors wishes to express its deep
22 commitment to the constitutional rights of all citizens of King William County to keep and bear arms; and,
23

24 **WHEREAS**, the King William County Board of Supervisors wishes to express its opposition to
25 any law that would unconstitutionally restrict the rights of the citizens of King William County to bear arms
26 under the Second Amendment; and,
27

28 **WHEREAS**, the King William County Board of Supervisors wishes to express its intent to oppose,
29 within the limits of the Constitutions of the United States and the Commonwealth of Virginia, any efforts
30 to unconstitutionally restrict such rights, and to use reasonable legal means at its disposal to protect the
31 constitutional rights of the citizens to keep and bear arms, including, its power to not appropriate public
32 funds to violate such rights, and its recognition of citizens' right to petition for redress of grievances.
33

34 **NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF**
35 **KING WILLIAM COUNTY, VIRGINIA:**
36

37 That the Board of Supervisors hereby expresses its intent to uphold the Second Amendment rights
38 of the citizens of King William County and its intent that public funds of the County not be used to
39 unlawfully restrict Second Amendment rights or to aid in the unnecessary and unconstitutional restriction
40 of the rights under the Second Amendment of the citizens of King William County to bear arms; and
41

42 That the Board of Supervisors hereby declares its intent to oppose unconstitutional restrictions on
43 the right to keep and bear arms through such reasonable means as may be approved by the Board hereafter;
44 and,
45

46 That the Board of Supervisors hereby declares King William County, Virginia, as a "Second Amendment
47 Sanctuary.”

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF MADISON COUNTY, VIRGINIA
RESOLUTION # 2019-19**

WHEREAS, the Second Amendment of the Constitution of the United States reads: "A well-regulated Militia, being necessary to the security of a free state, the right of the people to keep and bear arms, shall not be infringed;" and,

WHEREAS, Article 1, Section 13, of the Constitution of Virginia provides "that a well-regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases the military should be under strict subordination to, and governed by, the civil power;" and,

WHEREAS, certain legislation introduced in the Virginia General Assembly, and certain legislation introduced in the United States Congress could have the effect of infringing on the right of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment of the United States Constitution; and,

WHEREAS, the Governor has stated that he intends to endorse and pass into law legislation that infringes on the Constitutional rights of Virginia's citizens; and,

WHEREAS, the Madison County Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of Madison County to keep and bear arms or could begin a slippery slope of restrictions on the Second Amendment rights of the citizens of Madison County; and,

WHEREAS, the Madison County Board of Supervisors wishes to express its deep commitment to the rights of citizens of Madison County to keep and bear Arms as guaranteed by the Second and Fourteenth Amendments of the Constitution of the United States; and,

WHEREAS, the Madison County Board of Supervisors wishes to express opposition to any law that would unconstitutionally infringe the rights under the Second Amendment of the citizens of Madison County to bear arms; and,

WHEREAS, the Madison County Board of Supervisors wishes to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitution of the United States and the Commonwealth of Virginia, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the right of the citizens to keep and bear arms, including through legal action, the power appropriation of public funds, and the right to petition for redress of grievances, and the direction to the law enforcement and judiciary of Madison County to not enforce any unconstitutional law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MADISON COUNTY, VIRGINIA:

That the Board of Supervisors hereby express its intent to uphold the Second Amendment rights of the citizens of Madison County, Virginia and its intent that public funds of the County not be used to restrict Second Amendment rights or to aid in the unnecessary and unconstitutional restriction of the rights under the Second Amendment of the citizens of Madison County, Virginia to bear arms; and,

That the Board of Supervisors hereby declares its intent to oppose unconstitutional restrictions on the right to keep and bear arms through such legal means as may be expedient, including without limitation court action; and,

That the Board of Supervisors hereby declares Madison County, Virginia, as a "Second Amendment Sanctuary."

CERTIFICATION OF ADOPTION OF RESOLUTION

The undersigned Chairman of the Board of Supervisors of the County Madison, Virginia hereby certifies that the Resolution set forth above was adopted during an open meeting on the ____ day of November, 2019, by the Board of Supervisors, on motion of Supervisor _____, seconded by Supervisor _____

R. Clay Jackson, Chairman
Madison County Board of Supervisors

| | Aye | Nay | Abstain | Absent |
|-------------------|-----|-----|---------|--------|
| R. Clay Jackson | ___ | ___ | ___ | ___ |
| Amber Foster | ___ | ___ | ___ | ___ |
| Jonathon Weakley | ___ | ___ | ___ | ___ |
| Kevin McGhee | ___ | ___ | ___ | ___ |
| Charlotte Hoffman | ___ | ___ | ___ | ___ |

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

R-26-19

At the regular work session of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 27th day of November, 2019:

Present:

Vote:

Thomas W. Evelyn
C. Thomas Tiller, Jr.
Patricia A. Paige
Ronald P. Stiers
W.R. Davis, Jr.

Motion was made by Mr. _____, which carried ___:___, to adopt the following resolution:

A RESOLUTION IN SUPPORT OF SECOND AMENDMENT RIGHTS

WHEREAS, the Second Amendment of the United States Constitution states in part that “the right of the people to keep and bear arms shall not be infringed”; and

WHEREAS, the same language is also contained in Article I, Section 13 of the Constitution of Virginia; and

WHEREAS, the New Kent Board of Supervisors feels that the right of citizens to bear arms, as stated in both the United States Constitution and the Virginia Constitution, is a fundamental right that should be protected to the greatest degree possible; and

WHEREAS, the Governor has proposed to the General Assembly of Virginia several measures regarding gun control, and it is expected that both the Governor and individual Delegates and Senators will introduce such legislation in the 2020 session of the General Assembly; and

WHEREAS, the New Kent Board of Supervisors wishes by adopting this Resolution to express its strong support for the rights of citizens under the Second Amendment of the United States Constitution and Article I, Section 13 of the Constitution of Virginia, and urges the Governor and members of the General Assembly to take no action which would violate the freedoms guaranteed in both Constitutions.

November 19, 2019
R-26-19

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of New Kent County that the Board hereby expresses its strong support for the rights of citizens to bear arms pursuant to the Second Amendment of the United States Constitution and Article I, Section 13 of the Constitution of Virginia, and urges the members of the General Assembly and the Governor to take no action which would violate the freedoms guaranteed in both Constitutions.

Adopted this 27th day of November, 2019.

Rodney A. Hathaway
County Administrator

C. Thomas Tiller, Jr.
Chairman

PITTSYLVANIA COUNTY BOARD OF SUPERVISORS

RESOLUTION # 2019-11-02

DECLARATION OF PITTSYLVANIA COUNTY, VIRGINIA, AS A "SECOND AMENDMENT SANCTUARY"

WHEREAS, the Second Amendment of the United States Constitution reads: "A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed;" and

WHEREAS, Article I, Section 13, of the Constitution of Virginia provides "that a well regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all case the military should be under strict subordination to, and governed by, the civil power;" and

WHEREAS, certain legislation introduced in the 2019 session of the Virginia General Assembly, and certain legislation introduced in the current session of the United States Congress could have the effect of infringing on the rights of law-abiding citizens to keep and bear arms, as guaranteed by the Second Amendment of the United States Constitution; and

WHEREAS, the current Governor of Virginia has stated that he intends to endorse and pass into law legislation that may be unconstitutional as it pertains to the rights enumerated in the Constitutions of the United States and Virginia; and

WHEREAS, the Pittsylvania County Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of Pittsylvania County to keep and bear arms or could begin a slippery slope of restrictions on the Second Amendment rights of the citizens of Pittsylvania County; and

WHEREAS, the Pittsylvania County Board of Supervisors wishes to express its deep commitment to the rights of all citizens of Pittsylvania County to keep and bear arms; and

WHEREAS, the Pittsylvania County Board of Supervisors wishes to express opposition to any law that would unconstitutionally restrict the rights under the Second Amendment of the citizens of Pittsylvania County to bear arms; and

WHEREAS, the Pittsylvania County Board of Supervisors wishes to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitutions of the United States and the Commonwealth of Virginia, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the

right of the citizens to keep and bear arms, including through legal action, the power of appropriation of public funds, and the right to petition for redress of grievances.

NOW, THEREFORE, BE IT RESOLVED BY PITTSYLVANIA COUNTY BOARD OF SUPERVISORS:

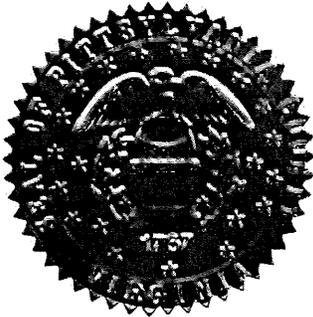
That the Board of Supervisors hereby expresses its intent to uphold the Second Amendment rights of the citizens of Pittsylvania County and its intent that public funds of the County not be used to restrict Second Amendment rights or to aid in the unnecessary and unconstitutional restriction of the rights under the Second Amendment of the citizens of Pittsylvania County to bear arms, and

That the Board of Supervisors hereby declares its intent to oppose unconstitutional restrictions on the right to keep and bear arms through such legal means as may be expedient, including without limitation, court action; and

That the Board of Supervisors hereby declares Pittsylvania County, Virginia, as a "Second Amendment Sanctuary."

Given under my hand this 19th day of November, 2019.


Joe B. Davis, Chairman
Pittsylvania County Board of Supervisors



ATTEST:


David M. Smitherman, Clerk
Pittsylvania County Board of Supervisors

Vote

| | |
|------------------------------------|------------|
| Joe B. Davis, Chair | <u>Yes</u> |
| Charles H. Miller, Jr., Vice Chair | <u>Yes</u> |
| Elton W. Blackstock | <u>Yes</u> |
| Robert W. Warren | <u>Yes</u> |
| Ronald S. Searce | <u>Yes</u> |
| Ben L. Farmer | <u>Yes</u> |
| Tim R. Barber | <u>Yes</u> |

Ayes 7

Nays 0

Abstentions 0

RESOLUTION
REAFFIRMING THE POWHATAN BOARD OF SUPERVISORS' COMMITMENT
TO UPHOLD THE CONSTITUTION OF THE UNITED STATES
AND THE BILL OF RIGHTS

WHEREAS, the Second Amendment of the United States Constitution reads: "A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear arms, shall not be infringed;" and

WHEREAS, Article 1, Section 13, of the Constitution of Virginia provides "that a well-regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases, the military should be under strict subordination to, and governed by, the civil power;" and,

WHEREAS, certain legislation introduced in the 2019 session of the Virginia General Assembly, and certain legislation introduced in the current session of the United States Congress could have the effect of infringing on the rights of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment of the United States Constitution; and

WHEREAS, the current Governor of Virginia has stated that he intends to endorse and pass into law legislation that is unconstitutional as it pertains to the rights enumerated in the U.S. and Virginia Constitution; and

WHEREAS, the Powhatan County Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of Powhatan County to keep and bear Arms or could begin a slippery slope of restrictions on the Second Amendment rights of the citizens of Powhatan County; and

WHEREAS, the Powhatan County Board of Supervisors wishes to express its deep commitment to the rights of all citizens of Powhatan County to keep and bear Arms; and

WHEREAS, the Powhatan County Board of Supervisors wishes to express opposition to any law that would unconstitutionally restrict the rights under the Second Amendment of the citizens of Powhatan County to bear Arms; and

WHEREAS, the Powhatan County Board of Supervisors wish to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitution of the United States and the Commonwealth of Virginia, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the right of the citizens to keep and bear Arms, including through legal action, the power of appropriation of public funds, and the right to petition for redress of grievances, and the direction to the law enforcement and judiciary of Powhatan County to not enforce any unconstitutional law; and

WHEREAS, the Constitution of the United States, including the Bill of Rights, forms the foundation of our nation and the rule of law; and

WHEREAS, the Bill of Rights enumerates certain inherent citizens' rights, such as "the freedom of speech," "the right of the people peaceably to assemble, and to petition the government for a redress of grievances," "being necessary to the security of a free state, the right of the people to keep and bear arms," "the right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures," "nor be deprived of life, liberty, or property, without due process of law," and

WHEREAS, the members of the Board of Supervisors each pledged a solemn oath to uphold these laws, which reads, "I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the Commonwealth of Virginia, and that I will faithfully and impartially discharge all the duties incumbent upon me as (a member of the Powhatan County Board of Supervisors) according to the best of my ability, (so help me God)."

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Powhatan County hereby expresses its intent to uphold the Second Amendment rights of the citizens of Powhatan County, Virginia, and its intent that public funds of the County not be used to restrict Second Amendment rights or to aid in the unnecessary and unconstitutional restriction of the rights under the Second Amendment of the citizens of Powhatan County, Virginia, to bear Arms; and

BE IT FURTHER RESOLVED that the Board of Supervisors hereby declares its intent to oppose unconstitutional restrictions on the right to keep and bear Arms through such legal means as may be expedient, including without limitation court action; and

BE IT FURTHER RESOLVED that the Board of Supervisors hereby declares Powhatan County, Virginia, as a "Second Amendment Sanctuary."

**ADOPTED BY THE POWHATAN COUNTY BOARD OF SUPERVISORS ON
NOVEMBER 25, 2019**

**Angela Y. Cabell, Chairperson
Powhatan County Board of Supervisors**

ATTEST:



**Theodore L. Voorhees, Clerk
Powhatan County Board of Supervisors**

Recorded Vote:

| | |
|--------------------------|------------|
| <i>David T. Williams</i> | <u>Nay</u> |
| <i>Larry J. Nordvig</i> | <u>Aye</u> |
| <i>William E. Melton</i> | <u>Aye</u> |
| <i>Carson L. Tucker</i> | <u>Nay</u> |
| <i>Angela Y Cabell</i> | <u>Aye</u> |

**RESOLUTION BY THE BOARD OF SUPERVISORS OF RAPPAHANNOCK
COUNTY, VIRGINIA, DECLARING RAPPAHANNOCK COUNTY TO BE A
“SECOND AMENDMENT SANCTUARY”**

WHEREAS, the Second Amendment of the United States Constitution reads “A well regulated Militia, being necessary to the security of a free state, the right of the people to keep and bear Arms, shall not be infringed.” and

WHEREAS, the United States Supreme Court in District of Columbia v. Heller, 554 U.S. 570 (2008), affirmed an individual’s right to possess firearms, unconnected with service in a militia, for traditionally lawful purposes, such as self-defense within the home, and

WHEREAS, the United States Supreme Court in McDonald v. Chicago, 561 U.S. 742 (2010), affirmed that the right of an individual to “keep and bear arms,” as protected under the Second Amendment, is incorporated by the Due Process Clause of the Fourteenth Amendment against the states, and

WHEREAS, the United States Supreme Court in United States v. Miller, 307 U.S. 174 (1939), opined that firearms that are part of ordinary military equipment, or with use that could contribute to the common defense are protected by the Second Amendment, and

WHEREAS, Article I, Section 13, of the constitution of Virginia provides “that a well regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed,” and

WHEREAS, Article I, section 1, of the constitution of Virginia reads “That all men are by nature equally free and independent and have certain inherent rights, of which, when they enter into the state of society, they cannot, by any compact, deprive or divest their posterity; namely, the enjoyment of life and liberty, with the means of acquiring and possessing property, and pursuing and obtaining happiness and safety, and

WHEREAS, Article I, section 2 of the constitution of Virginia reads “that all power is vested in, and consequently derived from, the people, that magistrates are their trustees and servants, and at all times amenable to them.”, and

WHEREAS, certain legislation that has or may be introduced in the Virginia General Assembly, and certain legislation which has or may be introduced in the United States Congress could have the effect of infringing on the rights of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment to the United States Constitution and Article I, Section 13 of the Constitution of Virginia, and

WHEREAS, the Rappahannock County Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of Rappahannock County to keep and bear arms, and

WHEREAS, the Rappahannock County Board of Supervisors wishes to express its deep commitment to the rights of all citizens of Rappahannock County to keep and bear arms, and

WHEREAS, the Rappahannock County Board of Supervisors wishes to express opposition to any law that would unconstitutionally restrict the rights of the citizens of Rappahannock County to keep and bear arms, and

WHEREAS, the Rappahannock County Board of Supervisors wishes to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitution of the United States and the Commonwealth of Virginia, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the rights of the citizens of Rappahannock County to keep and bear arms, including through legal action, the power to appropriate public funds, the right to petition for redress of grievances, and the power to direct the employees of Rappahannock County to not enforce any unconstitutional law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Rappahannock County Virginia:

That the Rappahannock Board of Supervisors hereby declares Rappahannock County, Virginia, as a "Second Amendment Sanctuary", and

That the Rappahannock Board of Supervisors hereby expresses its intent to uphold the Second Amendment rights of the citizens of Rappahannock County, Virginia, and

That the Rappahannock Board of Supervisors hereby expresses its intent that public local funds of the county not be used to restrict the Second Amendment rights of the citizens of Rappahannock County, or to aid federal or state agencies in the restriction of said rights, and

That the Rappahannock Board of Supervisors hereby declares its intent to oppose any infringement on the right of law-abiding citizens to keep and bear arms using such legal means as may be expedient, including, without limitation, court action.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Clerk of the Board is hereby directed to forward a copy to each of Rappahannock County Representatives in the Virginia General Assembly and a copy spread across the pages of the minute book of the Rappahannock County Board of Supervisors.