



**RESOLUTION TITLE: RESOLUTION DECLARING GASTON COUNTY 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 of the United States of America 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 North Carolina Constitution, Article I, Section 30, 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, as standing armies in time of peace are dangerous to liberty, they shall not be maintained, and the military shall be kept under strict subordination to, and governed by, the civil power. Nothing herein shall justify the practice of carrying concealed weapons, or prevent the General Assembly from enacting penal statutes against that practice; and,
- WHEREAS, the Gaston County Board of Commissioners is concerned about the passage of any bill or legislation which could be interpreted as infringing the rights of the citizens of Gaston County to keep and bear arms or which may unduly restrict their right to the same; and,
- WHEREAS, the criminal misuse of firearms is not a reason to infringe the rights of law abiding citizens of Gaston County; and,
- WHEREAS, the Gaston County Board of Commissioners wishes to express its deep commitment to the rights of all citizens of Gaston County to keep and bear arms; and,
- WHEREAS, the Gaston County Board of Commissioners wishes to express opposition to any law that would unconstitutionally restrict the rights under the Second Amendment of the U.S. Constitution and under the North Carolina Constitution of the citizens of Gaston County to keep and bear arms; and,

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

NO.	DATE	M1	M2	CBrown	JBrown	AFrale	BHovis	TKelgher	TPhillbeck	RWorley	Vote
2020-035	01/28/2020	TP	TK	A	A	A	A	A	A	A	U

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WHEREAS, the Gaston County Board of Commissioners 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 State of North Carolina, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the rights of the citizens to keep and bear arms.

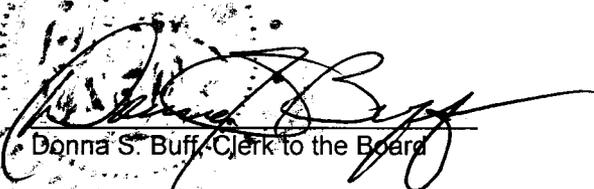
NOW, THEREFORE, BE IT RESOLVED by the Gaston County Board of Commissioners:

- 1) That the Gaston County Board of Commissioners hereby expresses its intent to uphold the Second Amendment rights of the citizens of Gaston County and that public funds, resources, employees, buildings or offices not be used to restrict Second Amendment rights or to aid or assist in the enforcement of the unnecessary and unconstitutional restriction of the rights under the Second Amendment of the citizens of Gaston County to keep and bear arms.
- 2) That the Board of Commissioners hereby declares Gaston County, North Carolina, as a "Second Amendment Sanctuary."

Adopted this the 28th day of January, 2020.

  
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Tracy L. Philbeck, Chairman  
Gaston County Board of Commissioners

ATTEST

  
\_\_\_\_\_  
Donna S. Buff, Clerk to the Board



# Gaston County

Gaston County  
Board of Commissioners  
www.gastongov.com

## Commissioners

## Board Action

File #: 20-006

Commissioners Chad Brown, Jack Brown, Fraley, Philbeck & Worley - BOC - Resolution Declaring Gaston County A Second Amendment Sanctuary

### STAFF CONTACT

Donna S. Buff - Clerk to the Board - 704-866-3196

### BUDGET IMPACT

N/A

### BUDGET ORDINANCE IMPACT

N/A

### BACKGROUND

N/A

### POLICY IMPACT

N/A

### ATTACHMENTS

Resolution

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A=AYE, N=NAY, AB=ABSENT, ABS=ABSTAIN, U=UNANIMOUS