

RESOLUTION OF THE CITY OF BUENA VISTA

WHEREAS, The Council for the City of Buena Vista enters into this Resolution after an affirmative vote in open session; and

WHEREAS, citizens of Buena Vista have informed the Council that they have concerns that their rights as provided for in the 2nd Amendment to the United States Constitution and Article I, Section 13 of the Constitution of Virginia may be impaired by legislative action forthcoming in the next session of the Virginia General Assembly; and

WHEREAS, the Second Amendment of the United States Constitution (hereinafter, "Second Amendment") 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".

WHEREAS, Article I, Section 13 of the Constitution of Virginia reads: "that a well regulated militia, comprised 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 that in all cases the military should be under strict subordination to, and governed by, the civil power,"; and

WHEREAS, the Constitutions are the cornerstone upon which our government is formed, and any limitation of the rights contained therein should be vigorously contested. In furtherance thereof the Council for the City of Buena Vista enters into this Resolution.

NOW THEREFORE BE IT RESOLVED by the Council for the City of Buena Vista that they are opposed to any action by the Virginia General Assembly that would adversely impact the constitutionally protected rights of the citizens of the City of Buena Vista, specifically those contained within the Second Amendment and Article I, section 13 of the Constitution of Virginia and request that the Virginia General Assembly refrain from taking any such actions.

BE IT FURTHER RESOLVED that although the Council acknowledges that it has no legal authority to adopt local legislation which supersedes any law enacted by the Virginia General Assembly and that any determination regarding the constitutionality of legislation lies with the judicial branch of government, Council wishes to clearly and unequivocally express its support of the right of its citizens to keep and bear arms by declaring the City a Second Amendment Sanctuary City.

BE IT FURTHER RESOLVED that the City Council hereby declares its intent to promote constitutional actions on the Second Amendment and Article I, Section 13 of the Constitution of Virginia through such means as may be expedient.

BE IT FURTHER RESOLVED that the Council direct staff to forward a copy of this Resolution to the City's elected representatives in the Virginia General Assembly.

This Resolution shall become effective as of the date hereon.

Date: December 21, 2019

CITY OF BUENA VISTA, VA

WILLIAM H. FITZGERALD, Mayor