

Town of Yacolt, Washington Resolution in **Support of the Right to Keep and Bear Arms**

WHEREAS, the 2nd Amendment to the United States Constitution guarantees, "...the right of the people to keep and bear Arms, shall not be infringed." and Article 6, Section 2 declares, "This Constitution, and the laws...made in pursuance thereof; shall be the Supreme Law of the Land..."; and

WHEREAS, Article I, Section 2, of the Washington State Constitution declares "The Constitution of the United States is the supreme law of the land."; and

WHEREAS, Article I, Section 24, of the Washington State Constitution further guarantees "The right of the individual citizen to bear arms in defense of himself, or the state, shall not be impaired..."; and

WHEREAS, Article 1, Section 29, of the Washington State Constitution declares the provisions of this constitution are mandatory; and

WHEREAS, Article I, Section 32, of the Washington State Constitution declares, "A frequent recurrence to fundamental principles is essential to the security of individual right and perpetuity of free government."; and

WHEREAS, the United States Supreme Court has declared "...a law repugnant to the Constitution is void..." (see Marbury v. Madison); and, "An unconstitutional act is not law; it confers no rights; it imposes no duties; it is in legal contemplation, as inoperative as though it had never been passed." (see Norton v. Shelby County); and

WHEREAS, the United States Supreme Court has declared, "The Second Amendment protects an individual right to possess a firearm unconnected with service in a militia, and to use that arm for traditionally lawful purposes, such as self-defense within the home." (See District of Columbia v Heller); and

WHEREAS, a core principle of the Town of Yacolt, Washington is not to infringe on the Constitutionally guaranteed right to keep and bear arms; and furthermore, in its exercise, derive economic benefit and enjoyment in all safe forms of manufacture, commerce, recreation, hunting and shooting; and

WHEREAS, the myriad of measures imposed by government that criminalize lawful gun ownership do, in their substance and effect, infringe upon and impair the Constitutionally guaranteed right to keep and bear arms as exercised by law abiding citizens, inhibit lawful self-defense, and do nothing to increase security in our schools and homes, nor do they address gang violence; and

WHEREAS, the City Council of the Town of Yacolt, and the City Council members of [Cities within the County] are elected to represent the Citizens within their respective jurisdictions, and are duly sworn by their Oaths of Office to support and defend the State and Federal Constitutions.

NOW, THEREFORE, BE IT RESOLVED: the citizens of Yacolt calls upon Clark County Councilors, Sheriff, and City Council members to declare, by official public statement, within their respective jurisdictions to be legally required to **adhere to and preserve** the right to keep and bear arms, as that right is an inalienable right recognized by both the Federal and the Washington State Constitutions.

THEREFORE BE IT FURTHER RESOLVED, the citizens of the town of Yacolt calls upon the Town of Yacolt City Council members within their respective jurisdictions to neither authorize nor support the enforcement of any act, order, rule, law, or regulation repugnant to the legally binding, Constitutionally guaranteed right to keep and bear arms exercised by law-abiding citizens of Yacolt, Washington, enacted after November 1st , 2018.

Resolved this [Day] day of [Month]2019, in Yacolt, Washington by the City Council of the Town of Yacolt.