

RESOLUTION 20-03

TOWN OF TRADE LAKE, BURNETT COUNTY, WISCONSIN

ESTABLISHMENT OF SECOND AMENDMENT SANCTUARY TOWN

A resolution establishing the Town of Trade Lake as a second amendment sanctuary town.

**WHEREAS**, the constitution of the United States is the Law of our nation; and;

**WHEREAS**, the Right of the People to Keep and Bear Arms for defense of Life, Liberty, and the Property is regarded as an Inalienable Right by the People of Town of Trade Lake, Burnett County Wisconsin, and;

**WHEREAS**, the Right of the People to Keep and Bear Arms is guaranteed as an individual Right under the Second amendment to 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**, under the Constitution of the State of Wisconsin, Article 1, Section 25, "the people have the right to keep and bear arms for security, defense, hunting, recreation or any other lawful purpose;" 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 with the home, and;

**WHEREAS**, the United States Supreme Court in McDonald v. Chicago, 561 U.S. 745 (2010), affirmed the right of an individual to "keep and bear arms," as protected under the Second Amendment, is incorporated by 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. (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**, the People of the Town of Trade Lake, Burnett County, Wisconsin derive an economic benefit from all safe forms of firearms recreation, hunting and shooting conducted within the town of Trade Lake, Burnett County Wisconsin, using all types of firearms allowable under the Constitution of the United States and the Constitution of the State of Wisconsin, and;

**WHEREAS**, the Town of Trade Lake Board of Supervisors, being elected to represent the People of the Town of Trade Lake, Burnett County, Wisconsin and being duly sworn by their Oath of Office to uphold the Constitution of the United States and the Constitution of the State of Wisconsin, and;

**WHEREAS**, the Town of Trade Lake Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing the Right of the People of the Town of Trade Lake, Burnett County, Wisconsin to keep and bear arms, and;

**WHEREAS**, the Town of Trade Lake Board of Supervisors wish to express their deep commitment to the Right of the People of Town of Trade Lake, Burnett County, Wisconsin to keep and bear arms, and;

**WHEREAS**, The Town of Trade Lake Board of supervisors wish to express their vigorous opposition to any law that would unconstitutionally restrict the Right of the People of the Town of Trade Lake, Burnett County, Wisconsin to keep and bear arms, and;

**WHEREAS**, the Wisconsin State Assembly and the Wisconsin State Senate, being elected by the People of the State of Wisconsin and being duly sworn by their Oath of Office to uphold the Constitution of the United States and the Constitution of the State is Wisconsin, and;

**WHEREAS**, any legislation considered by the Wisconsin State Legislature that would infringe upon the Right of the People to Keep and Bear Arms and would ban the possession and/or use of any weapons including firearms, magazines, ammunition or body armor now employed by individual citizens of the Town of Trade Lake, Burnett County, Wisconsin for their defense of Life, Liberty and Property for purposes to own, hunting, recreation, to own any other lawful purposes or would require a firearms owner Identification card or tax the possession of firearms or ammunition the registration and/or confiscation of said weapons and ammunition within the Town of Trade Lake, Burnett County, Wisconsin; would be a violation of the Second Amendment of the Constitution of the United States and of Article 1, Section 25 of the Constitution of the State of Wisconsin, therefore;

**BE IT RESOLVED**, the People of the Town of Trade Lake, Burnett County, Wisconsin, hereby **DECLARE** it to be a **SECOND AMENDMENT SANCTUARY TOWN**.

**BE IF FURTHER RESOLVED**, the People of the Town of Trade Lake, Burnett County, Wisconsin to affirm their support of the Sheriff of Burnett County to exercise sound discretion to not enforce against any citizen an unconstitutional firearms law.

**BE IF FURTHER RESOLVED**, that the Town Chairman nor the Supervisors of the Town Board of Trade Lake, Burnett County, Wisconsin will NOT appropriate any funds for any enforcement of unconstitutional laws against the people of the Town of Trade Lake, Burnett County, Wisconsin.

**BE IT FURTHER RESOLVED**, That the People of the Town of Trade Lake, Burnett County, Wisconsin oppose the enactment of any legislation that would infringe upon the Right of the People to Keep and Bear Arms and consider such laws to be unconstitutional and beyond lawful legislative authority and to be an act of tyranny.

**NOW, THEREFORE, IT BE AND IS HEREBY RESOLVED**, by its passage, The Town Board of the Town of Trade Lake does hereby approve and adopt herein, **DECLARE** the Town of Trade Lake, Burnett County, Wisconsin to be a **SECOND AMENDMENT SANCTUARY TOWN**.

The town clerk shall properly post or publish this resolution as required by law under Sec. 60.80 of Wis. Statutes. Resolution takes effect the day after posting.

Dated this 10<sup>th</sup> day of September 2020.

Roll call vote:

Roger Hinrichs

Aye  Nay

Acting Chairman Roger Hinrichs

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Aye  Nay

Supervisor Jeff Lade

Jeff Lade

Attested by Clerk Melissa M. Quigg Date: 9/10/2020

Posted on: 9/12/2020 Time: 9:30 am