



## BOARD OF COMMISSIONERS

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CHEBOYGAN COUNTY BOARD OF  
COMMISSIONERS COUNTY OF CHEBOYGAN  
RESOLUTION #20-01 TO DECLARE CHEBOYGAN  
COUNTY TO BE A

"SECOND AMENDMENT SANCTUARY  
COUNTY"

THE COUNTY BOARD OF COMMISSIONERS OF THE COUNTY OF CHEBOYGAN,  
STATE OF MICHIGAN, STATES:

WHEREAS, the County Board of Commissioners of the County of CHEBOYGAN, State of Michigan, pursuant to Michigan statute, is vested with the authority of administering the affairs of the County government of CHEBOYGAN County, Michigan, and is organized as a body corporate with powers and immunities provided by law, and to protect the health, safety, and welfare of the residents of CHEBOYGAN County and the employees of the CHEBOYGAN County government; and

WHEREAS, the Second Amendment to the United States Constitution, ratified in 1791 as part of the Bill of Rights, protects the right of the people to keep and bear arms; 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 a firearm, unconnected with service in a militia, and to use that firearm 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 to the States by the Due Process Clause of the Fourteenth Amendment; and

WHEREAS, the United States Supreme Court in *United States v. Miller*, 307 U.S. 174 (1939), opinioned that possession or use of a firearm that has some reasonable relationship to the preservation of a well-regulated militia is protected by the Second Amendment; and

WHEREAS, Article I, Section 6 of the Michigan Constitution (1963) provides that "Every person has a right to keep and bear arms for the defense of himself and the state"; and

District 1  
Mary Ellen Tryban

District 2  
Richard B. Sangster  
Vice-Chairman

District 3  
Michael Newman

District 4  
Cal Gouline

1

District 5  
Roberta Matelski

District 6  
John B. Wallace  
Chair

District 7  
Steve Warfield

WHEREAS, it is the desire of this Board to declare its support of the Second Amendment to the United States Constitution and to the provisions of the Michigan Constitution which protect CHEBOYGAN County citizens' individual rights to keep and bear arms; and

WHEREAS, each CHEBOYGAN County Commissioner, as provided by Article IX, Section 1, of the Michigan Constitution (1963), took an oath to support the United States Constitution and the Michigan Constitution.

NOW THEREFORE, IT IS HEREBY RESOLVED, by the CHEBOYGAN County Board of Commissioners, that the County of CHEBOYGAN, Michigan, be, and hereby is, declared to be a "Second Amendment Sanctuary County."

IT IS FURTHER RESOLVED, that this Board affirms its support for the CHEBOYGAN County Sheriff and the Cheboygan County Prosecuting Attorney, in the exercise of their sound discretion to not enforce against any citizen an unconstitutional firearms law.

BE IT FURTHER RESOLVED, that the Board directs it's staff to forward a copy of this resolution to the County's fellow county elected officials, the Michigan State Legislature (House of Representatives and State Senators), the Governor of Michigan and all of the Michigan U.S. Congress members.

This Resolution was adopted by the CHEBOYGAN County Board of Commissioners at a regular meeting held at the CHEBOYGAN County Board Chambers, CHEBOYGAN County Courthouse, CHEBOYGAN County, Michigan, by an affirmative vote of no less than four (4) of the members of the County Board of Commissioners who are elected and serving, on this 28th day of January 2020.

This Resolution was offered by Commissioner Cal Gouine, and seconded by Commissioner Michael Newman.

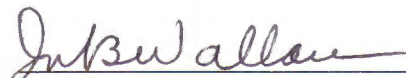
A roll call vote was taken and this Resolution was passed by a vote of: 6 to 1.

Those Commissioners voting in favor: Commissioner Mary Ellen Tryban; Richard Sangster; Michael Newman; Cal Gouine; John Wallace and Steve Warfield.

Those Commissioners voting against: Commissioner Roberta Matelski.

Those Commissioners abstaining: Zero (0).

**The Resolution Was Declared Adopted.**

  
John B. Wallace, Chairman  
Cheboygan County Board of Commissioners

ATTEST: Karen L. Brewster  
Karen L. Brewster, Cheboygan County Clerk