

**THE BOROUGH OF ABBOTTSTOWN  
ADAMS COUNTY, PENNSYLVANIA**

**RESOLUTION NO. 2023-01**

**A RESOLUTION OF THE BOROUGH OF ABBOTTSTOWN,  
ADAMS COUNTY, PENNSYLVANIA,  
ESTABLISHING SECOND AMENDMENT SANCTUARY STATUS.**

WHEREAS,

The Constitution of the United States is the supreme law of our nation; and

The Second Amendment to the Constitution 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

The US Supreme Court in the *District of Columbia v Heller*, 554 US 570 (2008), affirmed that the Second Amendment right to keep and bear arms is not connected in any way to service in a militia; and

The US Supreme Court in *United States v Miller*, 307 US 174 (1939) stated firearms that are part of ordinary military equipment with use that could contribute to the common defense are protected by the Second Amendment; and

The Fourteenth Amendment to the Constitution states, “no State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States, nor shall any State deprive any person of life, liberty, or property, without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws;” and

Article I, Section 21, of the Pennsylvania State Constitution states, “The right of the citizens to bear arms in defense of themselves and the State shall not be questioned;” and

Article I, Section 25, of the Pennsylvania State Constitution states, “To guard against the transgressions of the high powers which we have delegated, we declare that everything in this Article is excepted out of the general powers of government and shall forever remain inviolate;” and

The Council of the Borough of Abbottstown wishes to express opposition to any laws or regulation, be it federal or state, that unconstitutionally restricts the rights under the Second Amendment of the US Constitution or Article I, Section 21 of the Pennsylvania Constitution to keep and bear arms; and

The Council of the Borough of Abbottstown wishes to express its intent to stand for Second Amendment rights and to oppose any effort to unconstitutionally restrict such rights of its citizens to keep and bear arms;



**NOW THEREFORE, BE IT RESOLVED** by the Council of the Borough of Abbottstown Borough that:

Section 1: The above recitals are true and correct and incorporated in the Resolution.

Section 2: The Abbottstown Borough Council hereby declares the Borough of Abbottstown a Second Amendment Sanctuary Borough and as such shall celebrate, promote, and preserve for the People of, on, and in the Borough of Abbottstown, their right to bear arms as guaranteed by the Constitution of the United States of America's and the Constitution of the Commonwealth of Pennsylvania's Second Amendment shall be preserved for the People.

Section 3: We the People of the Borough of Abbottstown, Adams County, Pennsylvania, through this Resolution hereby declare our rights, our freedom, and our liberty as guaranteed by the Constitution of the United States of America.

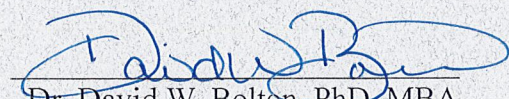
Section 4: This Resolution shall become effective upon adoption.

Section 5: This Resolution was adopted by a motion and approval by a majority vote of the members of the Abbottstown Borough Council at a duly advertised meeting.

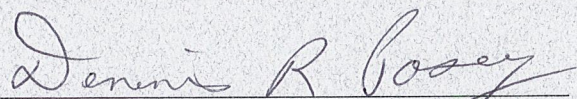
ADOPTED THIS 16<sup>th</sup> DAY OF FEBRUARY 2023

ATTEST:

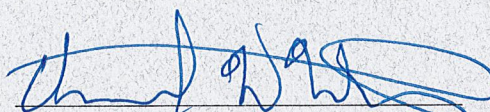
THE BOROUGH OF ABBOTTSTOWN



Dr. David W. Bolton, PhD, MBA  
Borough Secretary



Dennis R. Posey, Council President



Honorable Daniel W. Watkins, Sr.  
Mayor



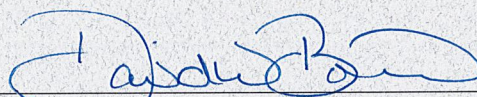
## CERTIFICATE

2023-01

I, the undersigned officer of the Borough of Abbottstown, hereby certify that the foregoing Resolution was approved by majority vote of the entire Council at a meeting duly convened according to law and held on February 16, 2023, at which meeting a quorum was present; said Resolution has been recorded in the minutes of said Council; and said Resolution remains in effect, unaltered and unamended, as of the date of this Certificate.

I further certify that the Borough of Abbottstown met the advance notice requirements of the Pennsylvania Sunshine Act, 65 Pa. Cons. Stat. §701 et seq., by advertising the time and place of said meeting and by posting prominently a notice of said meeting at the principal office of the Borough or at the public building in which said meeting was held.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Borough of Abbottstown this 16<sup>th</sup> day of February 2023.



Dr. David W. Bolton, PhD, MBA, CBO  
Secretary

(SEAL)

