

Resolution 2025- 007

TOWN OF EDGEWOOD

A Resolution Securing the Right to Constitutional Carry

Purpose: The purpose of this resolution is to affirm and safeguard the constitutional rights of the individual to keep and bear arms, as protected by the Second Amendment to the United States Constitution. By recognizing the legal precedent established by the Supreme Court, this resolution emphasizes the Town of Edgewood's commitment to upholding constitutional carry as a lawful activity, promoting responsible firearm ownership, and ensuring that these rights are respected within the town's jurisdiction.

Whereas, the Second Amendment to the United States Constitution protects the right of the people to keep and bear arms; and

Whereas, the Supreme Court of the United States has affirmed in *District of Columbia v. Heller* (2008) that the Second Amendment protects an individual's 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; and

Whereas, the Supreme Court further affirmed in *McDonald v. City of Chicago* (2010) that the Second Amendment applies to the states through the Fourteenth Amendment's Due Process Clause; and

Whereas, "Constitutional carry" refers to the legal carrying of a firearm, either openly or concealed, without the requirement of a government permit, and is a lawful activity protected by the Second Amendment;

Now, Therefore, Be It Resolved by the Governing body of the Town of Edgewood:

Section 1: Affirmation of Second Amendment Right

The Governing body of the Town of Edgewood hereby affirms the Second Amendment right of the people to keep and bear arms, including the right to constitutional carry, as protected by the United States Constitution.

Section 2: Recognition of Legal Precedent

The Governing body of the Town of Edgewood recognizes the decisions of the United States Supreme Court in *District of Columbia v. Heller* (2008) and *McDonald v. City of Chicago* (2010) as establishing the individual right to keep and bear arms, including for the purpose of self-defense.

Section 3: Protection of Constitutional Carry

The Governing body of the Town of Edgewood affirms that the constitutional carry of firearms is lawful.

Section 2: Recognition of Legal Precedent

The Governing body of the Town of Edgewood recognizes the decisions of the United States Supreme Court in *District of Columbia v. Heller* (2008) and *McDonald v. City of Chicago* (2010) as establishing the individual right to keep and bear arms, including for the purpose of self-defense.

Section 3: Protection of Constitutional Carry

The Governing body of the Town of Edgewood affirms that the constitutional carry of firearms is a lawful activity and shall not be infringed upon within the town limits, in accordance with the Second Amendment and applicable case law.

Section 4: Educational Outreach

The Governing body of the Town of Edgewood encourages educational programs and resources to promote safe and responsible firearm ownership and use among residents. This resolution does not absolve residents of the Town of Edgewood from applicable laws for the safe use of firearms.

Section 5: Effective Date

This resolution shall take effect immediately upon adoption by the Governing body for the Town of Edgewood.

Section 6: Repeal

Any prior resolutions or parts of resolutions in conflict with this resolution are hereby repealed to the extent of such conflict.

Section 7: Posting

A copy of this resolution shall be posted in a conspicuous place in the Town Hall and on the town's official website.

Section 8: Conflict

In the event of a conflict between the provisions of this resolution and any other town resolution, the provisions of this resolution shall prevail.

PASSED, APPROVED AND ADOPTED THIS 28th DAY OF JANUARY, 2025.

TOWN OF EDGEWOOD, NM

Kenneth Brennan
Kenneth Brennan, Mayor

ATTEST:

Michelle Jones
Michelle Jones Clerk/Treasurer

