

STATE OF ALABAMA

CHEROKEE COUNTY

RESOLUTION OF THE CHEROKEE COUNTY COMMISSION

WHEREAS, recent events all across America have demonstrated that it is in the best interest of jurors, court personnel, those having business with the courts, the general public and courthouse employees for weapons to be banned from the Cherokee County Courthouse, and

WHEREAS, the laws of the State of Alabama provide as follows:

- “(a) The county commission shall have authority  
(1) To direct, control and maintain the property of the county as it may deem expedient according to law.”

Section 11-3-11, Code of Alabama (1975).

“The county commission shall have control of all property belonging to the county.”

Section 11-14-2, Code of Alabama (1975).

“The county commission has charge of the courthouse and the sheriff, at the direction of the county commission, must prevent trespasses, and keep out intruders.”

Section 11-14-9, Code of Alabama (1975).

NOW, THEREFORE, BE IT RESOLVED BY THE CHEROKEE COUNTY COMMISSION, pursuant to the above-cited laws of the State of Alabama, as follows:

1. Dangerous weapons, as defined below, are hereby banned from the Cherokee County Courthouse effective immediately upon passage of this resolution.

2. The term "dangerous weapon" as used in this Resolution means a weapon, device, instrument, material or substance, animate or inanimate, that is used for, or is readily capable of causing death or serious bodily injury.

3. This ban on dangerous weapons shall not apply to any officer, agent, or employee of the United States, the State of Alabama, a county of the State of Alabama, or a municipality of the State of Alabama who is authorized by law to carry a weapon for law enforcement purposes or an elected official occupying office space in the Cherokee County Courthouse who is acting in the discharge of his or her official duties.

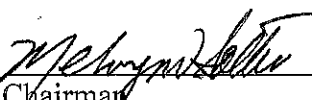
4. This ban on dangerous weapons shall apply to all persons, with a license or permit to carry a pistol in a vehicle or concealed on or about his person issued pursuant to Section 13A-11-75, Code of Alabama (1975), or with any other license issued pursuant to any Act of the Alabama Legislature or any ordinance enacted by any municipality of the State of Alabama or any other state or governmental entity.

5. No person having a dangerous weapon, as defined above, in his or her possession shall be permitted to enter the Cherokee County Courthouse unless such person comes within the exceptions set out in paragraph 3.

6. Any person having a dangerous weapon, as defined above, in his or her possession found within the Cherokee County Courthouse, shall be removed from the Cherokee County Courthouse by the Sheriff or his authorized personnel as a trespasser or intruder, with the exception of those persons described in paragraph 3 above.

DATED the 28<sup>th</sup> day of JUNE, 2010.

CHEROKEE COUNTY COMMISSION

By   
Chairman

ATTEST

  
County Administrator