

RESOLUTION NO. 2024/2025-9

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE
TULARE PUBLIC CEMETERY DISTRICT REGARDING SAFETY
OF THE PUBLIC AND EMPLOYEES ON DISTRICT PROPERTY**

WHEREAS, it is the policy of the Tulare Public Cemetery District (the “**District**”) Board of Trustees (the “**Board**”) to ensure that the employees, the Board, and the public may use and participate in District activities and services with the utmost safety and security; and

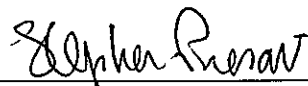
WHEREAS, the Board finds it necessary and prudent to declare it is policy to ban firearms of any kind on District property and to affirm that violence in all of its forms is in no way acceptable.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED:

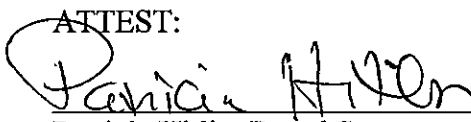
1. Findings of the Board The Board hereby finds the following:
 - 1.1. *Legal Authority.* The District may exercise its proprietary right, just as a private property owner may, to prohibit firearms or other weapons as a matter of ordinary property-law. See *Bldg. & Constr. Trades Council v. Associated Builders & Contractors of Mass./R. I., Inc.*, 507 U.S. 218 (1993).
 - 1.2. *Public Interest.* It is in the interest of the District to ensure the continued safety and security of all individuals using and participating in services while on District property.
2. Orders of the Board The Board hereby orders the following:
 - 2.1. *Ban of Weapons.* No person, other than peace officers in the discharge of their duties or an honor guard or similar military honor ceremony, shall carry, control, use, maintain, possess, fire, or discharge any firearm, airgun, or any other weapon potentially dangerous to wildlife or human safety while on Tulare Public Cemetery District Property; and
3. Effective Date The Chairman shall sign this Resolution and the Secretary shall attest thereto, and this Resolution shall be in full force and effect immediately upon adoption.
4. Severability If any section, subsection, clause or phrase in this Resolution is for any reason held invalid, the validity of the remainder of this Resolution shall not be affected thereby.

ADOPTED AND APPROVED this 24 day of April, 2025.

AYES: 4 NOES: 1 ABSENT: ABSTAIN:



Stephen Presant, Board Chairman

ATTEST:


Patricia Hitlin, Board Secretary