

ORDINANCE 10-06

To Amend Chapter 30 Of The 2001 Revised Code Of The City of Dalton, Georgia, Captioned "Cemeteries"; By Amending Article I Captioned "In General"; By Striking, Deleting, And Repealing Section 30-7 Captioned "Monuments And Markers" In Its Entirety And Designating Section 30-7 As "Reserved"; To Provide For An Effective Date; To Provide For The Repeal Of Conflicting Ordinances; To Provide for Severability; And For Other Purposes.

BE IT ORDAINED by the Mayor and Council of the City of Dalton and by the authority of the same, **IT IS HEREBY ORDAINED** as follows:

Section 1:

Amend Chapter 30 of the 2001 Revised Code of Dalton, Georgia captioned "Cemeteries" by amending Article I captioned "In General"; by striking, deleting, and repealing Section 30-7 Captioned "Monuments and markers" in its entirety and designating Section 30-7 as "Reserved".

Section 2:

This Ordinance shall be effective upon the posting of this Ordinance in two (2) public places in the City of Dalton for five (5) consecutive days following its enactment by the Mayor and Council, the public health, safety, and welfare requiring it.

Section 3.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4.

It is hereby declared to be the intention of the Mayor and Council of the City of Dalton that the section, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional or otherwise invalid by a court of competent jurisdiction such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance.

SO ORDAINED, this ____ day of _____, 2010.

The foregoing Ordinance received its first reading on _____ and a second reading on _____. Upon second reading a motion for passage of the ordinance was made by Alderman _____, second by Alderman _____ and upon the question the vote is ____ ayes, ____ nays and the Ordinance is adopted.

ATTEST:

CITY CLERK

MAYOR

A true copy of the foregoing Ordinance has been published in two public places within the City of Dalton for five (5) consecutive days following passage of the above-referenced Ordinance as of _____.

CITY CLERK, CITY OF DALTON

RESOLUTION 10-07

**Resolution Adopting Policies and Procedures
For West Hill Cemetery**

WHEREAS, the Mayor and Council are authorized by Section 30-9 of the 2001 Revised Code of the City of Dalton to adopt rules for the use and care of West Hill Cemetery; and

WHEREAS, the Mayor and Council have determined that the current cemetery policies and procedures are in need of revision to meet current circumstances.

NOW, THEREFORE, BE IT AND IT HEREBY IS RESOLVED, that the City adopts the Policies and Procedures for West Hill Cemetery attached to this Resolution as Exhibit "A" and made a part hereof.

BE IT FURTHER RESOLVED, that the City Sexton is hereby directed to enforce said Policies and Procedures for West Hill Cemetery.

SO RESOLVED, this ____ day of March, 2010.

CITY OF DALTON, GEORGIA

David E. Pennington
Mayor

ATTESTED TO:

City Clerk

Exhibit "A"



**CITY OF DALTON, GEORGIA
Policies and Procedures for:
West Hill Cemetery**

Section 1: Definitions

The following words, terms and phrases, when used in these policies and procedures, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Cemetery lot or plot means and consists of enough land in which persons may be buried in single grave spaces, as defined in the plat of the cemetery and as described in the deed of the burial rights to the owner thereof.

Sexton means the city cemetery superintendent.

Section 2: Authority/Duties

(a). All cemetery plots, lots or burial spaces owned and purchased within the public cemeteries of the city, and all such plots, lots or spaces sold, shall be subject to the restrictions, covenants, rules and regulations in these policies and procedures and shall be subject to such other rules, regulations, amendments or alterations and ordinances as shall be adopted and regularly passed by the City of Dalton from time to time. A reference to such rules and regulations in the deed or certificate of ownership shall have the same force and effect as if fully set forth therein.

(b). The sexton is authorized to supervise the upkeep, care and operations of the City's cemeteries. In the absence of the sexton, the assistant sexton assumes the duties of this position.

(c). The sexton shall maintain a registry of all burials which shall include the name of person buried, date of burial, container or vault material, grave lot number, space number, attending funeral home and grave digger name or company.

Section 3: Interments

- (a). All state and local health laws must be complied with prior to any interment in the City's cemetery.
- (b). All interments must be inside containers of minimum standard as approved by the sexton (minimum standard is pine construction or equal).
- (c). These containers must be in vaults, placed underground, at a minimum depth of 3 ½ to 4 feet, depending on the size of the vault.
- (d). Vault construction shall be of fiberglass, steel or concrete only.

Section 4: Monuments/Burial Sites/Benches

- (a). Before installation all monument contractors must secure a Marker Installation Request Permit from the sexton. (Copy attached).
- (b). All monuments must be of solid materials base and die, marble or granite only.
- (c). All monuments or memorials of four (4) foot height or less shall have a concrete foundation, not less than four (4) inches thick, of adequate strength and construction.
- (d). All monuments or memorials of height between four (4) and six (6) feet shall have a concrete foundation, not less than four (6) inches thick, of adequate strength and construction.
- (e). All monuments or memorials in excess of six (6) feet in height shall have the foundation designed by a licensed professional engineer. This design must be submitted to the sexton for approval before installation.
- (f). All bronze monuments must be placed on a granite base.
- (g). All foot markers and corner markers shall be installed so that the top of the markers are level with the existing ground.
- (h). All mausoleum installations shall comply with the foundation standards attached to these policies and procedures. Mausoleums shall be constructed only of granite or marble.
- (i). Benches will be permitted if design is deemed appropriate by the sexton, and shall be constructed of granite or marble only.
- (j). No new improvements such as coping, walls, fences, walks, sidewalks, fixtures or enclosures will be allowed in the cemetery except as approved in writing by the sexton or constructed by the City of Dalton. Should such improvements be made

without written consent, the City shall have the right to remove, alter or change such improvements or alterations at the expense of the lot or grave space owner.

(k). No rocks, gravel, stones, blocks, bricks, wire, wire stands, signs, shells, crockery, glass, ceramics, figurines, toys or other materials deemed hazardous to personnel and maintenance equipment shall be allowed on grave sites.

Section 5: Floral Arrangement/Trees/Shrubs

(a). If any tree or shrub, situated in any lot, shall, by means of its roots or branches, become detrimental in any way to the adjoining lot, avenue or walk, it shall be the duty of the City, and it hereby reserves the right, to enter upon the lot and remove the trees or shrubs, or any part thereof. However, no tree growing in any lot or border shall be pruned or removed without the consent of the sexton.

(b). The City shall have the authority to remove all floral designs, flowers, weeds, trees, shrubs, plants or herbage of any kind from the cemetery when, in the judgment of the sexton, they become unsightly, dangerous, detrimental or diseased. The City shall not be liable for damage to floral pieces, baskets or frames in which or to which such floral pieces are attached.

(c). Only one floral arrangement shall be placed on the ground at each grave site. Arrangement shall be placed at the base of the monument. Any flowers which are determined by the sexton to be outside of the appropriate area may be removed by the City. Floral arrangements may be placed in monument vases and a saddle arrangement may also be placed on the monument stone.

(d). All floral arrangements shall be placed in clay or plastic containers. Glass, tin, wire or cement containers are prohibited. Any other type of container must be approved by the sexton.

(e). *New burials*: When a new burial is made on any cemetery lot, all flowers will be removed after ten (10) days, except as noted in Section 5 (c) above.

Section 6: Responsibility for Damage

(a). The city disclaims all responsibility for loss or damage from causes beyond its reasonable control, and especially from damage caused by the elements, an act of God, a common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrections, riots or orders of any military or civil authority, whether the damage is direct or collateral.



MARKER INSTALLATION REQUEST FORM

DATE _____

VENDOR'S NAME _____

ADDRESS _____

PHONE # _____ FAX _____

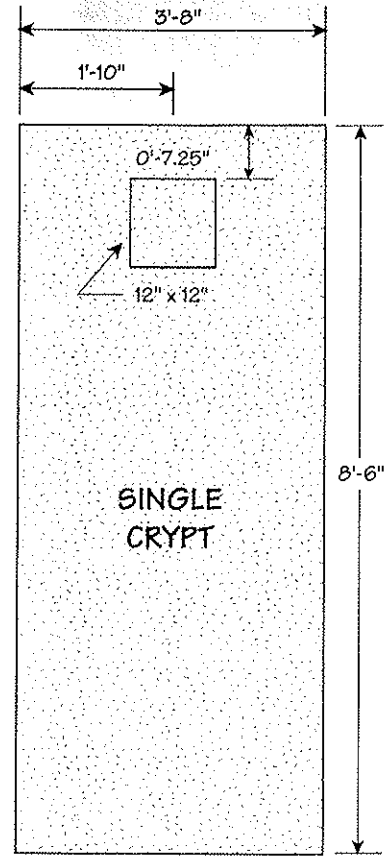
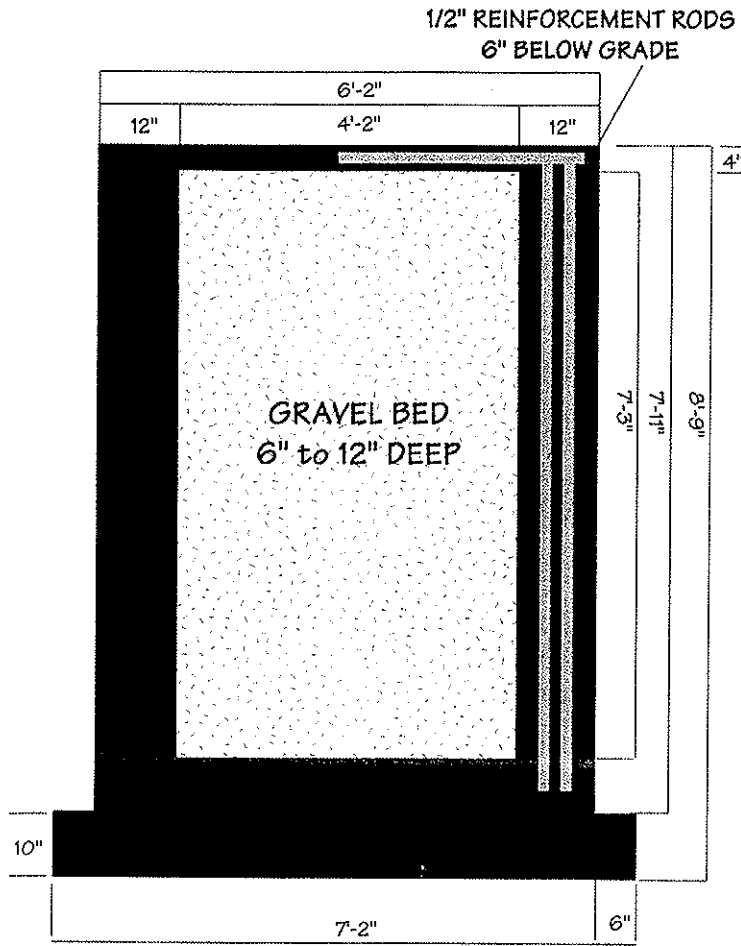
MONUMENT PLACEMENT FOR _____

CEMETERY: WESTHILL

APPROVAL BY _____ DATE _____

CEMETERY SEXTON

CRYPT FOUNDATION PLANS



NOTES:
DEPTH OF CONCRETE DETERMINED BY
LOCAL CEMETERY REGULATIONS OR
SOIL CONDITIONS (SUGGEST 1' THICK)



IMPORTED STERWALD 2 CRYPT FOUNDATION

NOTES:
DEPTH OF CONCRETE
DETERMINED BY LOCAL
CEMETERY REGULATIONS
OR SOIL CONDITIONS
(SUGGEST 12" DEEP)

1/2" REINFORCEMENT
RODS
6" BELOW GRADE

