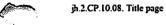
TITLE 17

CEMETERY

Chapters

17.01 Cemetery Rules and Regulations



Tile 17

Chapter 17.01 Cemetery Rules and Regulations

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17.01.010. Definitions.

The following definitions shall apply unless elsewhere expressly stated for specific applications:

- A. "Block" means a configuration of 36 lots which are contiguous to each other. There are presently ten (10) Blocks within the Town of Clyde Park Cemetery.
- B. "Cemetery," as used in this article, shall mean the Town of Clyde Park Cemetery.
- C. "Double Footstone" means a marker or stone used to identify one or more persons and placed at the foot of a gravesite.
- D. "Double Monument or Headstone" means a marker or stone used to identify one or more persons and placed at the head of a gravesite.
- E. "Full size grave" means a grave used for a casket burial, cremation burial or burial in a form approved by the Town Council for the Town of Clyde Park, and which must be 4'3" wide and 8'4" long.
- F. "Grave" means one space of ground used, or intended to be used, for the burial of human remains.
- G. "Infant Grave" means a space or grave used for the burial of a child who is five (5) years or less. The space or grave will be 2' wide and 5' long.
- H. "Lot" means a space containing a minimum of one grave and not to exceed six graves, intended for the interment of human remains.
 - I. "Monument" means a marker or stone used to identify a grave.
- J. "Single Footstone" means a marker or stone used to identify one person and placed at the foot of a gravesite.

K. "Single Monument or Headstone" means a marker or stone used to identify one person and placed at the head of a gravesite.

(Enacted, Ordinance No. 90, November 6, 2008)

17.01.020. Burials allowed.

(A) A Grave is limited to the following interments: 1. four (4) cremated remains or one (1) full size casket will be allowed in one grave; or, 2. one (1) full sized casket and one (1) cremated remains. An Infant Grave may be placed at the foot of an adult grave site. (Enacted, Ordinance No. 90, November 6, 2008)

17.01.030. Placement of monuments, headstones or footstones.

- A. A Monument shall consist of granite or marble, either polished or unpolished, or standard bronze. Monuments shall be erected near the center of the head or foot of the grave as practicable and shall be placed within 30" from the head of the grave or within 30" of the foot of the grave. If a footstone is used, it shall be flush with the ground to allow Town maintenance personnel to pass over the footstone without striking it. All Monuments, Headstones or Footstones must be placed within the outside perimeter of the gravesite.
- B. The Community Service Officer, or authorized Town employee, must inspect and authorize in writing the placement of a Monument prior to installation.
- C. All monument foundations shall be either marble or concrete 4" thick with 6" border around the Monument.
 - D. Double Headstone shall be on a foundation with a maximum width of 80".
- E. Single Headstone shall be on a concrete foundation with a maximum width of 40".
 - F. Double Footstone shall be on a foundation and shall not exceed 80".
- G. Single Footstone shall be on a foundation shall not exceed 40". (Enacted, Ordinance No. 90, November 6, 2008; Amended, Ordinance No. 93, December 2, 2009)

17.01.040. Grave liners.

A. All graves must possess a liner for all full sized burials such as polyguard, fiberglass, polypropylene or other materials approved by the Town Council.

- B. Cremation containers shall be a sturdy plastic box with a minimum 1/8" thickness, or any other material pre-approved by the Town Council. The cremated remains shall be enclosed within a rigid container of sufficient strength and durability and constructed of such materials as will permanently withstand pressures of earth compaction, resist decay, and prevent settling of the excavated area.
- C. The grave liner and/or cremation containers must be placed no less than 12" from the ground surface. (Enacted, Ordinance No. 90, 2008)

17.01.050. Purchase and Transfer of Lots.

- A. Advanced payment to the Town of Clyde Park for gravesites for the Clyde Park Cemetery is required. Cost is \$50.00 per gravesite plus all recording fees required by the Park County Clerk and Recorder's Office. (Enacted, Ordinance No. 90, November 6, 2008; Amended, Ordinance No. 94, December 2, 2009)
- B. The Town Clerk will give the purchaser a receipt showing the amount paid and a description of the cemetery lot. (Enacted, Ordinance No. 94, December 2, 2009)
- C. The Town Clerk will prepare a cemetery deed in a form approved by the Town Council and present it to the Mayor for execution at the next Town Council Meeting. Once the cemetery deed is executed by the Mayor, the Town Clerk will record the cemetery deed with the Park County Clerk and Recorder's office. (Enacted, Ordinance No. 94, December 2, 2009)
- D. No gravesites sold by the Town for burial purposes shall be sold or transferred to any other party other than the Town of Clyde Park except that disinterred graves will not be repurchased by the Town. The owner of a disinterred grave may authorize the Town to transfer the disinterred gravesite to another party, but such must be authorized by the Town Council in writing.

The price paid by the Town upon re-transfer of the gravesite will be the price paid by the purchaser on the date of purchase of the gravesite. (Enacted, Ordinance No. 94, December 2, 2009)

17.01.060. Interment restrictions.

All openings and closings of graves and disinterment shall be arranged by individuals or their representatives. The Town of Clyde Park will mark the gravesite. No interment will be permitted unless the property is paid for. The use of the Cemetery

property is restricted to the interment of human remains only. (Enacted, Ordinance No. 90, November 6, 2008)

17.01.070. Work and improvement, decoration of graves.

- A. All work on the cemetery grounds shall be subject to the control and under the direction of the Town of Clyde Park.
- B. Permanent planting of any plant, flower, tree or shrub that will spread will not be permitted. The Town of Clyde Park shall not be liable for any loss or damage to decorations placed on the graves, and shall have the authority to remove the same at any time. (Enacted, Ordinance No. 90, November 6, 2008)

17.01.080. Donations.

All donations made to the Town of Clyde Park for the cemetery will be used at the discretion of the Town Council of the Town of Clyde Park. (Enacted, Ordinance No. 90, November 6, 2008)

17.01.090. Reserved gravesites.

All gravesites that are reserved as of the enactment of this Ordinance, will be grandfathered and will not be charged for said reserved sites. (Enacted, Ordinance No. 90, November 6, 2008)

17.01.100. Existing nonconforming graves and monuments are grandfathered.

Any graves, grave sites and or monuments in existence and which do not conform or comply with the requirements of these codes on the date of enactment are grandfathered and accepted. However, any modification of said nonconforming grave, grave sites and or monuments after the date of the enactment of these codes must be made in a manner that complies with these codes. (Enacted, Ordinance No. 90, November 6, 2008)

17.01.110. Enforcement of rules and regulations.

- A. The Town of Clyde Park and or its employees are hereby empowered to enforce all rules and regulations set forth herein.
 - B. The Town of Clyde Park shall make and adopt any regulations it may deem

expedient, necessary and proper for the Cemetery. Any deviation from these codes must be made by applying for a Variance from the Town Council. (Enacted, Ordinance No. 90, November 6, 2008)

17.01.120-17.01.150 Reserved. (Enacted, Ordinance No. 90, November 6, 2008)

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