

DEPARTMENT: Board BY: Supervisor Erickson PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No X)

Discussion concerning draft cemetery ordinance and consideration of appointments to the Ad Hoc Catheys Valley Cemetery Committee.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

At its meeting of July 2, 1991, the Board established the Ad Hoc Catheys Valley Cemetery Committee, and authorized the Catheys Valley Garden Club to plot the Catheys Valley Cemetery.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

- 1) Approve.
- 2) Do not approve.

COSTS: (X) Not Applicable
 A. Budgeted current FY \$ _____
 B. Total anticipated costs \$ _____
 C. Required Add'l funding \$ _____
 D. Source: _____

SPECIAL INSTRUCTIONS:
 List the attachments and number the pages consecutively:

SOURCE: () 4/5ths Vote Required
 A. Internal transfers \$ _____
 B. Unanticipated revenues \$ _____
 C. Reserve for contingency \$ _____
 D. Description: _____
 Balance in Reserve for Contingencies, if approved: \$ _____

CLERK'S USE ONLY:
 Res. No.: 91-331
 Ord. No.: _____
 Vote - Ayes: 4 Noes: _____
 Absent: TABER Abstained: _____
 (ab) Approved () Denied
 (X) Minute Order Attached

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
 This item on agenda as:
 Recommended
 Not Recommended
 For Policy Determination
 Submitted with Comment
 Returned for Further Action

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____
ATTEST: MARGIE WILLIAMS
 Clerk of the Board of Supervisors
 County of Mariposa, State of CA
 By: _____
 Deputy

Comment: _____

 A.O. Initials: JWS/m
by mws

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: ERIC ERICKSON, BOARD OF SUPERVISORS
FROM: MARGIE WILLIAMS, CLERK OF THE BOARD
RE: DRAFT CEMETERY ORDINANCE, AND APPOINTMENT OF AD
HOC CATHEYS VALEY CEMETERY COMMITTEE

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on July 9, 1990

ACTION AND VOTE:

Discussion Concerning Draft Cemetery Ordinance and
Consideration of Appointment of Ad Hock Catheys Valley
Cemetery Committee

BOARD ACTION: (M)Erickson, (S))Punte Res. 91-331 adopted
establishing the Ad Hock Catheys Valley Cemetery Committee
and appointed James Eppler, Lola Lazer, and Debbie Lester as
members/Ayes: Radanovich, Baggett; Excused: Taber.
Supervisor Erickson wanted more staff input on the Draft
Cemetery Ordinance as it is County wide issue not just
Catheys Valley. Chairman Radanovich directed the
Administrative Officer to bring more information back to the
Board on the Cemetery Ordinance.

cc: File

MARIPOSA COUNTY ORDINANCE No. _____

AN ORDINANCE ADDING CHAPTER 8.44, ENTITLED
"CEMETERY REGULATIONS"
TO TITLE 8, ENTITLED "HEALTH AND SAFETY"

WHEREAS, the Mariposa County has a number of public cemeteries under the jurisdiction and control of the County, and

WHEREAS, the County is in need of regulations governing the use of the cemeteries, and

WHEREAS, there is a need to require a register of the names and dates of burial of bodies interred in the cemeteries;

NOW THEREFORE, THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, a political subdivision of the State of California, does ordain as follows:

SECTION I: Chapter 8.44 entitled "Cemetery Regulations" is added to Title 8 entitled "Health and Safety" to read in its entirety as follows:

"Chapter 8.44

CEMETERY REGULATIONS

Sections:

- 8.44.010 Citation.
- 8.44.020 Authority.
- 8.44.030 Purpose.
- 8.44.040 Burial and site improvement permit.
- 8.44.050 Reservation of plot by permit.
- 8.44.060 Registers of public cemeteries.
- 8.44.070 Procedure for reservation of plots.
- 8.44.080 Violation.

8.44.010 Citation.

This chapter is known and may be cited as Mariposa County Cemetery Regulations.

8.44.020 Authority.

This chapter is promulgated pursuant to California Health and Safety Code Sections 8115 et seq.

8.44.030 Purpose.

This chapter, 8.44, shall apply only to public cemeteries under the jurisdiction and control of the County of Mariposa, as defined in Section 8131 of the California Health and Safety Code.

8.44.040 Burial and site improvement permit.

No individual, or any other entity, shall bury a body in, or perform any site improvements at, a public cemetery under the jurisdiction and control of Mariposa County unless a permit is first obtained from the Special Districts Division of the Public Works Department and a fee paid as determined by the Board of Supervisors.

8.44.050 Reservation of plot by permit.

No individual, or any other entity shall attempt to reserve a plot or piece of land in a public cemetery under the jurisdiction and control of the County of Mariposa without first obtaining a *Right of Reservation Permit* from the Special Districts Division of the Public Works Department and a fee paid as determined by the Board of Supervisors.

8.44.060 Registers of public cemeteries.

The Special Districts Division of the Public Works Department shall, upon the effective date of this ordinance, prepare and maintain register containing the name, age, birthplace, date of death, and place of burial of every body interred in a public cemetery under the jurisdiction and control of the County of Mariposa. The register shall be open to public inspection during regular business hours of the Special Districts Division of the Public Works Department.

8.44.070 Procedure for reservation of plots.

The Special Districts Division of the Public Works Department shall prepare for approval by the Board of Supervisors a procedure for individuals to reserve a plot or plots in public cemeteries under the jurisdiction and control of the County of Mariposa.

8.44.080 Violation.

Violation of any of the provisions of this chapter shall constitute an infraction and shall be punishable under Chapter 1.20 of the general penalty provisions of this Code."

SECTION II: This ordinance shall become effective thirty (30) days from the date of final passage, pursuant to California Government Code Section 25123.

PASSED AND ADOPTED this _____ day of _____, 1991, by the Board of Supervisors of Mariposa County by the following vote:

AYES:
NOES:
///
///
///

ABSENT:
ABSTAINED:

GEORGE P. RADANOVICH, Chairman
Board of Supervisors

ATTEST:

MARGIE WILLIAMS
Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

JEFFREY G. GREEN
County Counsel