

## **ORDINANCE NO. 1165**

### **AN ORDINANCE AMENDING SECTIONS 12-417 AND 12-419 OF THE CITY CODE OF HALSTEAD PERTAINING TO THE SIZE AND TYPE OF GRAVE MARKERS AND PERMITTED DECORATIONS IN THE CEMETERY OF THE CITY OF HALSTEAD, KANSAS;**

WHEREAS, the Governing Body of the City of Halstead, Kansas, desires to modify Sections 12-417 and 12-419 of the City Code pertaining to the Grave Markers and Planting and Upkeep of the Cemetery of the City of Halstead, Kansas;

#### **BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HALSTEAD, KANSAS:**

**SECTION 1.** That Section 12-417 of the Code of the City of Halstead, Kansas, as amended by Ordinance No. 996, is hereby changed and amended to read as follows:

GRAVE MARKERS. (a) No grave marker shall be set without obtaining a permit for same. A marker setting permit shall be issued by the city upon appropriate application and payment of a \$10.00 permit fee. Marker setting permit proceeds shall be credited to the cemetery fund.

(b) The cemetery sexton shall, upon receiving notification of the issuance of marker setting permit, locate and mark the spot where a marker shall be placed.

(c) Except in blocks 1 to 28, inclusive, of the cemetery, all grave markers shall be of first grade granite as follows:

- (1) A single grave marker shall have a required cement base 4 feet long by 3 feet wide, which includes a required 6 inch collar on all sides;
- (2) A double grave marker shall have a required cement base 8 feet long and 3 feet wide, which includes a required 6 inch collar on all sides;
- (3) All cement bases shall be set lining up at front of cemetery space;
- (4) All markers shall be set lining up 6 inches from front of cement base; a minimum of a 6 inch border shall be maintained on all sides of cement base;
- (5) All cement bases shall be a minimum of 4 inches thick;
- (6) Markers are not required to be flat;
- (7) All permanent vases and floral containers must be set on the marker or set a minimum of 6 inches from the outside perimeter of cement base;
- (8) Footers are not allowed; family lot marker stones are not allowed.

(d) Double grave markers shall not be permitted on single burial spaces except that double markers may be used on a single burial space when such space is being used for the interment of cremains. These markers should be the same size as single markers as described in this Section.

(e) Bronze grave markers of a type and style generally furnished for marking veterans graves shall be permitted.

**SECTION 2.** That Section 12-419 of the Code of the City of Halstead, Kansas, is hereby changed and amended to read as follows:

PLANTING AND UPKEEP. (a) All plantings within the cemetery shall be under the control of the cemetery sexton and the cemetery association.

(b) All persons wishing to plant trees or flowers must first secure the permission of the sexton. Plantings shall be of a type or variety and in such location as authorized by the cemetery association and identified in the association's rules and regulations. The cemetery association shall maintain a list of approved types or varieties of trees or flowers which will be permitted to be planted on the cemetery. The cemetery association shall maintain all trees, deciduous and evergreens, insofar as funds permits.

(c) Annual cemetery cleanup shall take place during the first week of April. During such time all faded flowers and non-permanent containers and decorations will be removed.

(d) Seasonal flowers, cut flowers, artificial plants, or flowers and wreaths shall be permitted over the grave space area for a period of seven days preceding, and 10 days following, Memorial Day.

(e) The following decorations shall not be allowed in the City of Halstead Cemetery: Shepherd's hooks; artificial lighting of any kind; and wind chimes.

(f) No flags other than the American flag shall be displayed without consent of the cemetery sexton.

**SECTION 3.** This Ordinance shall be published one (1) time in the Harvey County Independent, the official newspaper of said City, and shall take effect and be in force from and after said publication.

**PASSED AND ADOPTED** by the Governing Body of the City of Halstead, Kansas, this 24th day of April 2006.

Signed by the Mayor this 24th day of April 2006.

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William H. Ewert, Mayor

ATTEST:

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B. Dianne Mueller, City Clerk

(SEAL)