

ORDINANCE NO. 1162

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF WICKENBURG, ARIZONA AMENDING THE TOWN OF WICKENBURG CODE, CHAPTER 18 MUNICIPAL CEMETERY, ARTICLE 18-1 MUNICIPAL CEMETERY, BY AMENDING SECTION 18-1-7 GENERAL CONDITIONS; SECTION 18-1-8 PLOT MARKERS AND LANDSCAPING; SECTION 18-1-12 ADDITIONAL REGULATIONS RELATED TO THE OPERATION OF THE WICKENBURG MUNICIPAL CEMETERY AND THE ISSUANCE OF CERTIFICATES OF RIGHT OF INTERMENT; PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY

NOW THEREFORE BE IT ORDAINED by the Mayor and Common Council of the Town of Wickenburg, Arizona as follows:

Section 1. In General.

The Code of Wickenburg, Chapter 18 Municipal Cemetery, Article 18-1 Municipal Cemetery, is amended by amending Section 18-1-7 General Conditions, Subsection I to read as follows (deleted text appears in strikeout; new text in ALL CAPS):

Section 18-1-7 General Conditions

* * *

I. Limited double depth of the burial of a casket/vault is allowed per plot depending on the type of soil where the plot is located on the cemetery grounds. ~~It is recommended the request be made at the time of purchase and~~ THE REQUEST must be made prior to any burials occurring at the specific gravesite. If cremains are being buried, up to four (4) urns shall be allowed to be interred in one (1) plot. For certificates of rights of interment issued prior to March 18, 2016, up to six (6) urns shall be allowed in one gravesite.

* * *

The Code of Wickenburg, Chapter 18 Municipal Cemetery, Article 18-1 Municipal Cemetery, is amended by amending Section 18-1-8 Plot Markers and Landscaping, Subsection A to read as follows (deleted text appears in strikeout; new text in ALL CAPS):

Section 18-1-8**Plot Markers and Landscaping**

A. The owner of a cemetery plot shall have the right to erect a headstone under the supervision of the Funeral Director(s) or the ~~Cemetery~~ CEMETERY Director. Headstones may be upright, flat, slanted or beveled. The ~~Cemetery~~ CEMETERY Director may approve alternative headstones if he determines such alternative is generally consistent with the above requirements. In addition, the headstone shall comply with the following standards:

- Does not create a safety hazard
- Contains no moving parts or sharp edges
- Is manufactured of sturdy/long lasting materials; no wood or deteriorating materials ~~is~~ ARE permitted
- Has a professional appearance

* * *

The Code of Wickenburg, Chapter 18 Municipal Cemetery, Article 18-1 Municipal Cemetery, is amended by amending Section 18-1-12 Additional Regulations, Subsection F to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

* * *

F. The interment of two (2) caskets/vaults in one (1) gravesite double depth; or up to ~~six (6)~~ FOUR (4) urns in a single plot is allowed with prior written permission when the plot or plots are purchased. The only exception to this provision is if the Cemetery Director tests the soil and finds it to be too rocky/solid for double depth burials. In all cases of multiple interments, there shall be only one (1) headstone allowed for all those buried in gravesite unless special circumstances are found by the Cemetery Director when advised of the situation in writing. FOR CERTIFICATES OF RIGHTS OF INTERMENT ISSUED PRIOR TO MARCH 18, 2016, UP TO SIX (6) URNS SHALL BE ALLOWED IN ONE GRAVESITE.

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Section II. Repeal of Conflicting Ordinance.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance or any part of the code adopted herein by reference are hereby repealed.

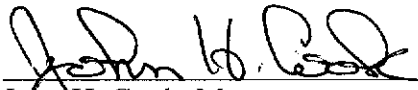
Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

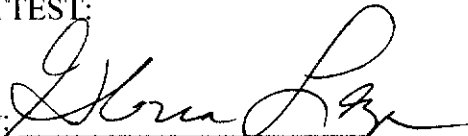
Section IV. Providing for Penalties.

Any person found guilty of violating any provision of this Ordinance shall be subject to the violation and penalty provisions of Article 14-27 Of the Wickenburg Town Code.

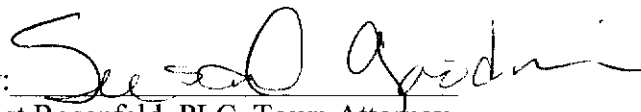
PASSED AND ADOPTED by the Town Council of the Town of Wickenburg, Arizona, this 4TH day of April 2016.

By: 
John H. Cook, Mayor

ATTEST:

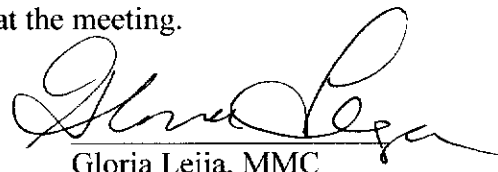
By: 
Gloria Leija, Town Clerk

APPROVED AS TO FORM:

By: 
Gust Rosenfeld, PLC, Town Attorney
By: Susan Goodwin

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance Number 1162 was duly passed and adopted by the Common Council of the Town of Wickenburg, Arizona, at a regular meeting held on the 4th day of April 2016, and that a quorum was present at the meeting.


Gloria Leija, MMC
Town Clerk