

MARIPOSA COUNTY ORDINANCE NO. 838

AN ORDINANCE ADDING CHAPTER 8.48, ENTITLED
"PUBLIC CEMETERY SERVICES"
TO TITLE 8, ENTITLED "HEALTH AND SAFETY"

WHEREAS, 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 record of interments in public 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 8.48 entitled "Cemetery Regulations" is added to Title 8 entitled "Health and Safety" to read in its entirety as follows:

"Chapter 8.48

CEMETERY REGULATIONS

Sections:

- 8.48.010 Citation.
- 8.48.020 Authority.
- 8.48.030 Purpose.
- 8.48.040 Human Remains Permit Endorsement.
- 8.48.050 Reservation of Burial Plot.
- 8.48.060 Public Cemetery Records.
- 8.48.070 Rules and Operating Instructions.
- 8.48.080 Violation.

8.48.010 Citation.

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

8.48.020 Authority.

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

8.48.030 Purpose.

This chapter, 8.48, 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, i.e., the public portion of the Mariposa Cemetery, the Catheys Valley Cemetery, and the Coulterville Cemetery.

8.48.040 Day-to-day cemetery operations.

The Board of Supervisors shall appoint an Ad Hoc Cemetery Committee for each public cemetery vesting in them the authority to conduct day-to-day operations of their respective cemetery and control interments therein pursuant to rules approved by the Board of Supervisors as set forth below. The committees shall prepare proposed rules regarding operations/interments in the respective cemetery for Board approval. Public grievances, whether specifically addressed in this ordinance or not, may be brought to the attention of the Board through the Community Services Director for resolution.

8.48.050 Burial and plot improvement.

No individual, or any other entity shall bury a body or cremains in a public cemetery before obtaining a section, row and plot location from the cemetery committee. The cemetery shall confirm with the Community Services Department that the location has not been reserved and, immediately after interment, provide this information to the Community Services Department for entry on the Public Cemetery Register. Any and all plot improvements must have prior approval of the cemetery committee.

8.48.060 Registers of public cemeteries.

The Community Services Department shall, upon the effective date of this ordinance, prepare and maintain a register for each public cemetery containing the name, date of birth, date of death, date of burial, and place of burial of every body and cremains interred in the public cemetery. The registers shall be open to public inspection during regular business hours of the Community Services Department.

8.48.070 Reservation of cemetery plots.

No individual, or any other entity, shall attempt to reserve a plot or piece of land in a public cemetery without the approval of the cemetery committee. Upon approval, the cemetery committee shall provide the section, row and plot location to the Community Services Department for entry on the Public Cemetery Register as a "reserved" plot.

8.48.080 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 27th day of October, 1992, by the Board of Supervisors of Mariposa County by the following vote:

AYES: BAGGETT, PUNTE, ERICKSON, RADANOVICH, TABER
NOES: NONE
ABSENT: NONE
ABSTAINED: NONE



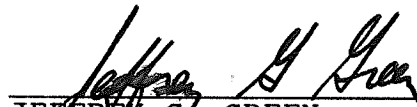
SALLY S. PUNTE, Chairperson
Board of Supervisors

ATTEST:



MARGIE WILLIAMS
Clerk of the Board

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**



JEFFREY G. GREEN
County Counsel