

ORDINANCE 422

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONIFAY, HOLMES COUNTY, FLORIDA; AMENDING THE CITY OF BONIFAY CEMETERY RULES AND REGULATIONS AND SUPERSEDING ALL OTHER ORDINANCES.

WHEREAS, the City of Bonifay has prepared for the City Council the amended City of Bonifay Cemetery Rules and Regulations for the Bonifay City Cemetery as follows:

The City of Bonifay has what is known as "perpetual care." The City will maintain the cemetery in keeping a well preserved burial plot to include:

1. A Cemetery Committee which will be appointed by the City Council to oversee the administration and upkeep of the cemetery.
2. The cutting of grass and trimming of shrubs and trees at a reasonable intervals.
3. Keeping in good repair the internal streets and alleys, water lines, and other infrastructure.
4. Maintaining the necessary records of lot ownership and burials and other necessary information and making it available to the public and interested parties.

Ownership of a lot or grave space only conveys the right of interment. The lot or grave space can be used for no other purpose and cannot be subdivided. When a lot or grave space has once been purchased for burial purposes, it becomes the property of the purchaser and his successors or assigns, and cannot be taken for debt or sold to another party other than the City of Bonifay. After 50 years of no activity the City Council may reclaim unused lots by due process.

The City shall have sole authority to subdivide the cemetery into blocks, lots, grave spaces and streets, and to determine the dimensions and locations of each.

The following are some general guidelines that will be enforced.

1. Each cemetery lot must be paid for prior to interment according to City policy.
 - (A) Fee schedule is attached.
 - (B) Persons desiring to purchase a lot shall do so at the Office of the City Clerk.
2. Funeral Regulations
 - (A) It shall be the responsibility of the funeral home conducting the burial of a deceased person in a city-owned cemetery to properly open and close each grave.
 - (B) The funeral home shall be responsible for all work being done in the cemetery for a grave site at which the funeral home is conducting services.
 - (C) No graves shall be opened without first being marked by the City.
3. Grave openings will only take place at the time authorized by the City.
4. All graves shall meet the following specifications:
 - (A) Soil removed, graves will be tamped and all excess soil must be removed to proper place.
5. Care of grave spaces:
 - (A) The City may remove flowers, potted plants and the containers or stands for the same, when the flowers and plants have become unsightly. The City shall reserve the right to remove any ornament that is not in keeping with the general appearance of the cemetery.
 - (B) No coping or any type of decorative bordering or trimming of any description shall be allowed around any grave or graves or cemetery lot or lots in any section of cemetery. Corner markers may be set provided said corner markers do not exceed six inches in diameter and are placed flush with ground to permit mowing. No one shall be allowed to take in walkways in order to join two or more lots

together. Vaults, slabs and foot markers are permitted, provided they are placed flush with ground to permit mowing. Headstones are permitted. Anything that would impede maintenance crew from mowing is prohibited on grave. Personal items can be placed on headstone. Benches are prohibited.

- (C) All temporary markers will be removed at the time a permanent stone, slab or monument has been placed.
- (D) All corner markers shall be flush with the ground level and not of concrete.
- (E) No fences, fixture or enclosures will be allowed except as constructed by the City.
- (F) The City shall have the right to enter said lot and remove said trees and shrubs or such parts thereof as the City shall deem necessary.
- (G) All improvements or alterations of individual property in the cemetery shall be under the directions of, and subject to the consent, satisfaction and approval of the City. Should such improvements be needed, the City shall have the right to remove, alter or change such improvements or alterations.
- (H) No disinterment shall be made except on express permission of the City. The City will assume no liability for damage to any casket, burial case, vault or urn incurred in making the disinterment.
- (I) No more than one (1) body shall be interred in any one (1) grave, vault or crypt unless they have been cremated. The only exception will be a mother and her infant or a father and his infant.
- (J) The owner of a lot in the city-owned cemetery may not allow anyone who is not a member of the immediate family to be buried in the owner's lot unless the owner had provided a Certificate of Ownership to said lot.
- (K) The City cemetery shall be opened for visitation during the following hours: One half hour after sunrise until one half hour before sunset.

- (L) Persons within the cemetery grounds shall use only the walkways or roadway and shall not walk, drive or ride upon the lots, plots or spaces.

6. Conduct in Cemetery.

- (A) No person shall break or injure any tree or shrub, or mar any landmark, marker, or memorial, or in any way deface the grounds of the cemetery.
- (B) No person shall pluck or remove any plant or flower, either wild or cultivated from any part of the cemetery.
- (C) Persons within the cemetery grounds shall use only the established walkways and roadways.
- (D) No person may consume alcoholic beverages or drugs within the cemetery or carry the same into the premises.
- (E) No person shall throw rubbish or debris on walks, drives or any part of cemetery grounds.
- (F) Unauthorized persons shall not loaf, lounge or otherwise use any of the grounds, graves or monuments in the cemetery.
- (G) No loud talking shall be permitted on the cemetery grounds within hearing distance of funeral services.
- (H) No bicycles or motorcycles will be allowed in the cemetery, except as may be in attendance at funerals on business or to visit graves.
- (I) Seeing-eye dogs will be allowed in the cemetery. Other animals will be the responsibility of their owner, and will not be allowed to run loose.
- (J) Strict decorum shall be observed at all times.
- (K) No firearms will be allowed in the cemetery, except by duly constituted authorities and military honor guards.

7. Motor vehicles.

- (A) Motor vehicles shall not be driven through the grounds at a speed greater than 15 miles per hour.
- (B) Motor vehicles shall not be parked in front of an open grave unless the occupants thereof are in attendance at a funeral.
- (C) The traffic laws of the City shall be applicable to the operation of motor vehicles in the cemetery.

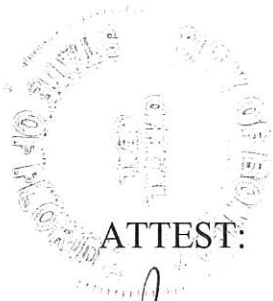
WHEREAS, the cemetery fee schedule has been amended as follows:

City Resident - One Plot (2 grave sites)	\$1,000
City Resident – Half Plot (1 grave site)	\$500
Non City Resident – One Plot (2 graves sites)	\$2,000
Non City Resident – Half Plot (1 grave site)	\$1,000

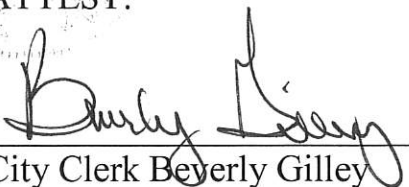
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BONIFAY, FLORIDA, as follows:

The City Council hereby adopts City of Bonifay Cemetery Rules and Regulations and fee schedule as amended.

ADOPTED BY the City Council of the City of Bonifay, Florida this
8 day of November, 2021.



ATTEST:


City Clerk Beverly Gilley


Mayor James E. Sims, Jr.