

CITY OF TUTTLE ORDINANCE NO. 2014-16

AN ORDINANCE AMENDING THE CODE OF ORDINANCES UPDATING THE AUTHORIZATION FOR THE ESTABLISHMENT OF FEES FOR THE OPENING AND CLOSING OF GRAVES, THE SALE OF LOTS, AND OTHER RELATED SERVICES; AND PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TUTTLE, OKLAHOMA:

SECTION 1: The Code of Ordinances, City of Tuttle, Oklahoma, is hereby amended by amending Section 16-108, Article 7, Chapter 16, which shall read as follows:

Section 16-108. Opening Graves; Charges; Vault required in all sections of Fairview Cemetery except portions of Sections I and K; disinterment.

1. No grave shall be opened until the necessary permit has been issued by the City Clerk. All opening of graves shall be done by the Sexton. Requests and orders for opening graves shall be given sufficiently early to allow at least six (6) working hours for the work.
2. Charges for opening graves shall be established by resolution of the City Council; the rate fees will be different for weekends, holidays and weekdays. A weekend is defined as the time between Friday at 4pm through Monday at 12pm. A holiday is defined as the time between the last regular working hour of the day before the holiday through the first 4 regular working hours of the day after the holiday. A weekday is defined as 10am through 4pm on a regular business day unless otherwise specified.
3. All interments in Fairview Cemetery except Lots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 in Section K and Lots 1, 2, 3, 14, 15, 16, 17, 18 and 19 in Section I, shall require the use of a vault constructed of concrete or of a substance more substantial than concrete.
4. There shall be a disinterment charge for the disinterment of any grave as established by resolution of the City Council; the rate fees will be different for weekends, holidays and weekdays. A weekend is defined as the time between Friday at 4pm through Monday at 12pm. A holiday is defined as the time between the last regular working hour of the day before the holiday through the first 4 regular working hours of the day after the holiday. A weekday is defined as 10am through 4pm on a regular business day unless otherwise specified.
5. No disinterment shall be allowed without the consideration and approval of the Cemetery Board and the City Council of the City of Tuttle, Oklahoma. All such disinterments shall be performed in strict accordance with state law.

SECTION 2: The Code of Ordinances, City of Tuttle, Oklahoma, is hereby amended by amending Section 16-109, Article 7, Chapter 16, which shall read as follows:

Section 16-109. Prices of Lots

1. Grave space prices shall be established by resolution of the City Council.

2. The dividing line for a one-half (1/2) lot shall be a line running North to South through the center of the lot.

3. There shall be payable to the City Clerk a fee for recording, postage and handling each cemetery deed issued by the City Clerk of the City of Tuttle, Oklahoma. Such fee shall be in addition to the price of cemetery lots plus the actual cost of recording the deed in the office of the County Clerk of Grady County, Oklahoma. Said fee shall be established by resolution of the City Council.

SECTION 3: The Code of Ordinances, City of Tuttle, Oklahoma, is hereby amended by amending Section 16-109, Article 7, Chapter 16, which shall read as follows:

Section 16-111. Installation of Monuments and Markers.

1. All monuments or grave markers placed in Sections A, B, C, D, E, F, G, H, I, J, L, M and N of the Fairview Cemetery shall be placed upon concrete base, and an apron eight (8) inches shall extend all around the marker or monument; said apron shall be at ground level to permit a mower wheel to ride upon the apron area.

2. No monument, marker or other permanent structure that extends above ground level shall be placed in Section K of the Fairview Cemetery and further provided that said monument shall be thirty (30) inches long and forty-two (42) inches wide and shall totally cover the cremation burial space.

3. Notwithstanding any other provision of this Code of Ordinances, no monuments, markers or other permanent structures shall extend above ground level in any Section of the Fairview Cemetery except headstones that are uniformly placed at the head of graves. The City Manager of the City of Tuttle is authorized to order the removal of any monument, marker or other permanent structure that does not strictly comply with the uniformity requirements of this section.

4. Prior to the installation of a monument or grave marker, a permit must first be issued by the City Clerk. The fee for said permit shall be established by resolution of the City Council.

SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance, or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity of effectiveness of the remaining portions of this ordinance or any part thereof.

PASSED AND APPROVED by the Mayor and City Council of the City of Tuttle this 14th day of July, 2014.

Tommy Joe Chester, Mayor
City Of Tuttle, Oklahoma

ATTEST:

Wendy Marble, City Clerk