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# CITY OF SACRAMENTO

DEPARTMENT OF PARKS  
AND COMMUNITY SERVICES  
3520 FIFTH AVENUE SACRAMENTO, CALIFORNIA 95817  
TELEPHONE (916) 449-5200

CITY MANAGER'S OFFICE  
**RECEIVED**  
FEB 25 1985

CROCKER ART MUSEUM DIVISION  
GOLF DIVISION  
METROPOLITAN ARTS DIVISION  
MUSEUM AND HISTORY DIVISION  
RECREATION DIVISION  
PARKS DIVISION  
ZOO DIVISION

**ROBERT P. THOMAS**  
DIRECTOR

**G. ERLING LINGGI**  
ASSISTANT DIRECTOR

February 20, 1985

City Council  
Sacramento, California

Honorable Members in Session:

SUBJECT: Ordinance Amending Chapter 11 of the Sacramento City Code Relating to City Cemetery Services

### SUMMARY

This item is presented at this time for approval of publication of title pursuant to City Charter, Section 38.

### BACKGROUND INFORMATION

Chapter 11 of the Sacramento City Code relates to the provision of City Cemetery services. Currently, the Chapter provides for fees to be paid to the City for opening and filling graves, a service the City has not provided since March 1982. The proposed amendment would replace reference to this obsolete service, with provisions for payment of an administrative fee to offset costs incurred by City supervision of burials. Further, the proposed change would add a requirement that private gardeners working on cemetery plots register at the cemetery office to prevent conflicting maintenance between the City and private caretakers.

### RECOMMENDATION

It is recommended that this item be passed for publication and continued to March 12, 1985.

Respectfully submitted,

ROBERT P. THOMAS, Director  
Parks and Community Services

Recommendation Approved:

WALTER J. SLUPE

City Manager

PASSED FOR  
PUBLICATION  
& CONTINUED  
TO 3-12-85

RPT:js

March 5, 1985  
All Districts

# ORDINANCE NO. 85-020

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

AN ORDINANCE AMENDING SECTIONS 11.2 THROUGH 11.4 OF THE SACRAMENTO CITY CODE, AND REPEALING SECTION 11.5 OF THE SACRAMENTO CITY CODE RELATING TO FEES AT CITY CEMETERY

APPROVED BY THE CITY COUNCIL

MAR 12 1985

OFFICE OF THE CITY CLERK

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

## SECTION 1.

Section 11.2 of the Sacramento City Code is hereby amended to read as follows:

### Section 11.2 Entering Cemetery Grounds; Loitering

No person shall enter the city cemetery grounds between 4:30 p.m. and 8:00 a.m. of the following day, unless specifically authorized to do so by the Director of Parks and Community Services or his designee.

No person shall loiter in any cemetery or property used or held exclusively for the burial or other permanent deposit of the human dead. For the purposes of this section, loitering shall mean and include entering and remaining in any cemetery under such circumstances that a reasonable person would conclude that the person who has entered and remains does not have a purpose legitimately connected with the cemetery, and is causing public inconvenience or annoyance.

## SECTION 2.

Section 11.3 of the Sacramento City Code is hereby amended to read as follows:

### Section 11.3 Depositing Rubbish and Maintenance of Plots

It shall be unlawful for any person to deposit rubbish, grass clippings, shrub cuttings or other similar materials or substances within the confines of the city cemetery, without the written permission of the Director of Parks and Community Services. This prohibition does not apply to placing cut flowers upon a grave site. (Ord. 3059, §1; Ord. 3864, §1).

Any private gardener or other person providing care to private plots within the confines of the City cemetery shall register with the City cemetery staff a list of plots for which he or she provides the care and shall provide a monthly update of that list.

The City staff shall have authority to clear weeds and debris from any privately owned plot within the City cemetery which in their opinion is not being maintained as to landscaping. The City staff shall clear such weedy plots and maintain them in a "bare ground" condition.

SECTION 3.

Section 11.4 of the Sacramento City Code is hereby amended to read as follows:

Section 11.4 Administrative Service Fee.

An administrative service fee shall be charged for each burial in the city cemetery. The amount of the fee shall be established by resolution by the City Council.

SECTION 4.

Section 11.5 Violation an Infraction.

Any person violating any provision of this chapter is guilty of an infraction.

PASSED FOR PUBLICATION:

ENACTED:

EFFECTIVE:

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

# ORDINANCE NO. ~~8550~~

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

AN ORDINANCE AMENDING SECTIONS 11.2 THROUGH 11.4  
OF THE SACRAMENTO CITY CODE, AND REPEALING  
SECTION 11.5 OF THE SACRAMENTO CITY CODE  
RELATING TO FEES AT CITY CEMETERY

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No person shall loiter in any cemetery or property used or held exclusively for the burial or other permanent deposit of the human dead. For the purposes of this section, loitering shall mean and include entering and remaining in any cemetery under such circumstances that a reasonable person would conclude that the person who has entered and remains does not have a purpose legitimately connected with the cemetery, and is causing public inconvenience or annoyance. (Ord. 3059, §1; Ord. 3864, §1).

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Any private gardener or other person providing care to private plots within the confines of the City cemetery shall register with the City cemetery staff a list of plots for which he or she provides the care and shall provide a monthly update of that list.

The City staff shall have authority to clear weeds and debris from any privately owned plot within the City cemetery which in their opinion is not being maintained as to landscaping. The City staff shall clear such weedy plots and maintain them in a "bare ground" condition.

SECTION 3.

Section 11.4 of the Sacramento City Code is hereby amended to read as follows:

Section 11.4 ~~Fees for Excavation and Filling of Graves.~~ Administrative Service Fee.

~~Fees for opening, excavating and filling of graves in the cemeteries owned by the City shall be established by resolution by the City Council. An administrative service fee shall be charged for each burial in the city cemetery. The amount of the fee shall be established by resolution of the City Council.~~

SECTION 4.

Section 11.5 of the Sacramento City Code is hereby repealed.

Section 11.5 ~~Sinking and Lowering of Remains.~~

~~For the sinking or lowering of remains already interred, a fee established by resolution of the city council shall be paid, which fee shall be in addition to the schedule for the opening, excavating and filling of graves provided in the preceding section.~~

SECTION 5.

Section 11.6 of the Sacramento City Code is hereby renumbered as Section 11.5.

Section ~~11.6~~ 11.5 Violation an Infraction.

Any person violating any provision of this chapter is guilty of an infraction.

PASSED FOR PUBLICATION:

ENACTED:

EFFECTIVE:

\_\_\_\_\_  
MAYOR

ATTEST;

\_\_\_\_\_  
CITY CLERK

RESOLUTION NO. 85-188

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

RESOLUTION AMENDING FEES AND CHARGES FOR VARIOUS PARK AND COMMUNITY SERVICES (PARKS DIVISION) RELATED LICENSES, PERMITS, SERVICES, AND FACILITIES

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

- 1. That fees and charges for various City licenses, permits, services, and facilities are hereby amended to reflect the Parks and Community Services (cemetery) related fees and charges as set forth below:

Fees for excavation and filling of graves shall be deleted as the City no longer provides this service.

Fees for sinking and lowering of remains shall be deleted as the City no longer provides this service.

Fees for administrative services performed for burials in the cemeteries owned by the City shall be as follows:

Each burial.....\$100

- 2. That the City of Sacramento Fee and Charge Report, page 46a, is hereby amended to reflect the Parks and Community Services related fees and charges as set forth above.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

APPROVED  
BY THE CITY COUNCIL

MAR 12 1985

OFFICE OF THE  
CITY CLERK

8

# ORDINANCE NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

AN ORDINANCE AMENDING SECTIONS 11.2 THROUGH 11.4  
OF THE SACRAMENTO CITY CODE, AND REPEALING  
SECTION 11.5 OF THE SACRAMENTO CITY CODE  
RELATING TO FEES AT CITY CEMETERY

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SECTION 2.

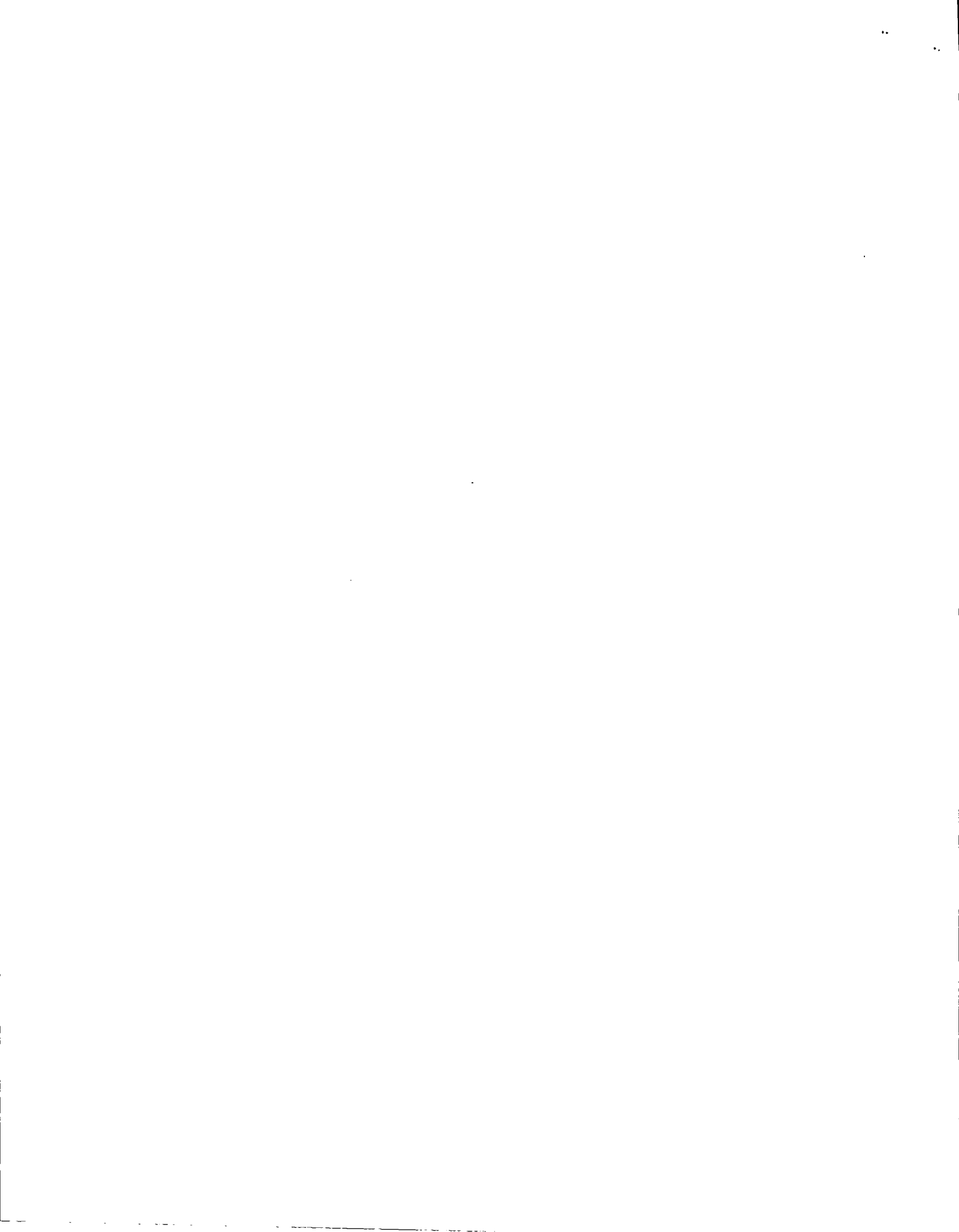
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The City staff shall have authority to clear weeds and debris from any privately owned plot within the City cemetery which in their opinion is not being maintained as to landscaping. The City staff shall clear such weedy plots and maintain them in a "bare ground" condition.





8

SECTION 3.

Section 11.4 of the Sacramento City Code is hereby amended to read as follows:

Section 11.4 Administrative Service Fee.

An administrative service fee shall be charged for each burial in the city cemetery. The amount of the fee shall be established by resolution of the City Council.

SECTION 4.

Section 11.5 Sinking and Lowering of Remains.

Any person violating any provision of this chapter is guilty of an infraction.

PASSED FOR PUBLICATION:

ENACTED:

EFFECTIVE:

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
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PASSED FOR PUBLICATION:  
ENACTED:  
EFFECTIVE:

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

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SECTION 4.

Section 11.5 Violation an Infraction.

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PASSED FOR PUBLICATION: MAR 5 1985

ENACTED: MAR 12 1985

EFFECTIVE: APR 11 1985

*11.6 Violation an Infraction*

ANNE RUDIN

MAYOR

ATTEST:

LORRAINE MAGANA

CITY CLERK

*2 sections on violations?  
the original 11.5 to be gone bye-bye?*

#29  
3-12-85

**ORDINANCE NO. 85-020**

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

**MAR 12 1985**

AN ORDINANCE AMENDING SECTIONS 11.2 THROUGH 11.4  
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# PROOF OF PUBLICATION

(2015.5 CCP)

STATE OF CALIFORNIA

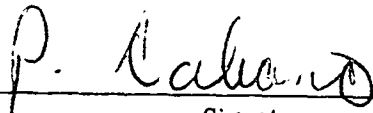
S.S.

County of Sacramento

I am the principal clerk of THE DAILY RECORDER, a newspaper of general circulation published in the City of Sacramento, County of Sacramento, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Sacramento, State of California, under date of May 2, 1913, Case Number 16,180 that the notice, of which the annexed is a printed copy (set in type not smaller than non-pareil) has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

3/8

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Dated Mar. 8, 1985

## THE DAILY RECORDER

1115 H Street, P.O. Box 1048  
Sacramento, California 95805  
(916) 444-2355

Mail Proof of Publication to:

City Clerk  
City of Sacramento  
915 I Street, Room 203  
Sacramento, CA 95814

This space is for the County Clerk's filing stamp

RECEIVED  
CITY CLERKS OFFICE  
CITY OF SACRAMENTO

MAR 12 1 43 PM '85

3-12 # 29

Proof of publication of  
PUB, Ordinances

### CITY OF SACRAMENTO ORDINANCES

On March 5, 1985, the following ordinances were considered by the Sacramento City Council. In accordance with Section 32, Sacramento City Charter, the titles are herein published:

ORDINANCES TO BE FINALLY CONSIDERED AT THE REGULAR MEETING OF MARCH 12, 1985:

Ord. amending Sections 11.2 through 11.4 of the Sacramento City Code, and repealing Section 11.5 of the Sacramento City Code relating to fees at the City Cemetery.

Ord. amending zoning districts in the Oak Park Redevelopment Project Area established by Comprehensive Zoning Ordinance, No. 2550, Fourth Series, as amended and described in Section 1. (M-84040)

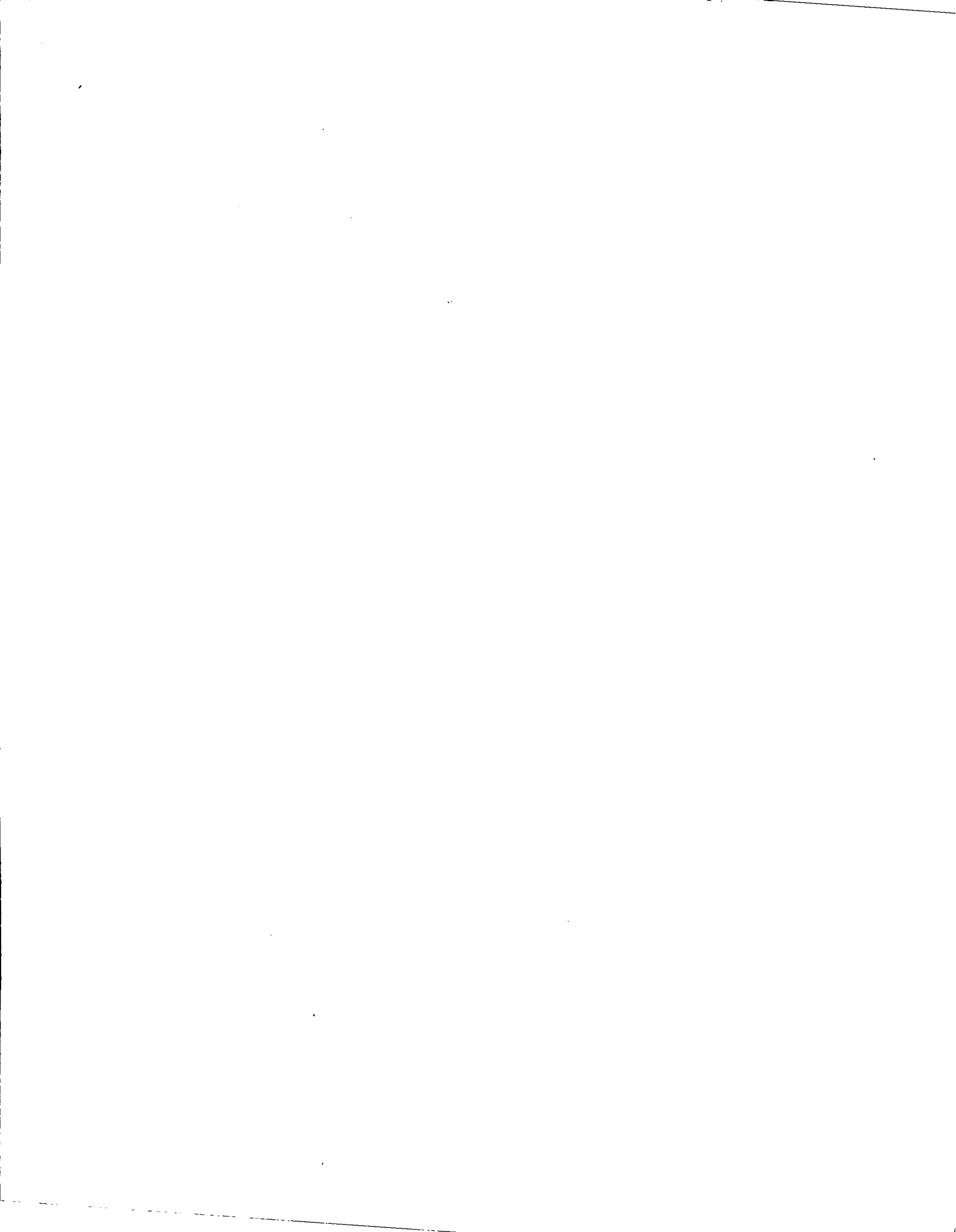
Ord. of the City of Sacramento, superseding Ord. 3278, Fourth Series, approving and adopting the amended Redevelopment Plan for the Oak Park Redevelopment Project.

ORDINANCES ADOPTED AS EMERGENCY MEASURES AT THE REGULAR MEETING OF MARCH 5, 1985:

Ord. amending Section 23.408 of the Sacramento City Code, relating to penalties for delinquent business operations tax.

Anyone interested in the full text of the above ordinances may contact the Office of the City Clerk, 915 I Street, Room 203, phone (916) 449-5428.

Sacramento City Council, By: Lorraine Magana, City Clerk  
Ad No. 05648  
44694-March 8, 1985





# CITY OF SACRAMENTO

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B17 CL

## DEPARTMENT OF PARKS AND COMMUNITY SERVICES

3520 FIFTH AVENUE SACRAMENTO, CALIFORNIA 95817  
TELEPHONE (916) 449-5200

ROBERT P. THOMAS  
DIRECTOR

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MUSEUM AND HISTORY DIVISION  
RECREATION DIVISION  
PARKS DIVISION  
ZOO DIVISION

February 20, 1985

City Council  
Sacramento, California

Honorable Members in Session:

SUBJECT: City Cemetery Services and Fees

### SUMMARY

The current Cemetery Ordinance, City Code Chapter 11, provides for fees to be paid to the City for opening and filling graves. For economy in staffing, the City no longer provides this burial service and instead, has the undertakers arrange for a private contractual service. The City does, however, still provide administrative supervision of the burials. It is recommended that the Council approve the attached ordinance changes reflecting this procedural change and adding a requirement that private gardeners working on cemetery plots register at the cemetery office.

### BACKGROUND INFORMATION

City Code Section 11.4 provides fees for excavation and filling of graves and Section 11.5 provides fees for sinking and lowering of remains. In past years, the City maintained a larger staff at the cemetery for hand mowing of weeds and aiseways and staff were available for burial services. In recent years, staffing has been reduced and the weed control is provided by chemical spraying. Due to the small number of burials, approximately six per year, staffing for burial purposes is not warranted. Burial services by City staff have not been provided since March 1982.

Since March 1982, the undertakers and funeral homes have made private arrangements for the opening and closing of the graves and the City provides the related administrative services. These services include locating the grave, supervising and inspecting the burial, processing related documents and records, and disposition of flowers. This arrangement has worked out quite successfully.



Staff proposes a change in the Cemetery Ordinance to reflect this new practice as well as a change in the fees resolution to provide for an administrative fee of \$100 per burial which is the cost the City incurs for providing said services.

The third element of the proposed ordinance change relates to maintenance of the plots. The City owns the aisles, roads and veterans plots, while the individual plots are privately owned. The City also provides minimal grounds maintenance of the public property while maintenance of the private plots is the responsibility of the heirs. Accordingly, some are well tended by private gardeners while others receive minimal or no private care. Plots receiving no private care are cleared of weeds by the City.

To avoid conflicting maintenance between the City and private caretakers, the proposed ordinance requires persons caring for private plots to provide a list of plots in their care to the City Cemetery office.

#### FINANCIAL DATA

Revenue generated by this activity, estimated at \$600 annually, would be deposited in the General Fund to offset City costs.

#### RECOMMENDATION

It is recommended that the City Council enact the attached ordinance amending Chapter 11 of the Sacramento City Code. Further, it is recommended that the City Council approve, by resolution, an amendment to the cemetery related fee structure.

Respectfully submitted,



ROBERT P. THOMAS, Director  
Parks and Community Services

Recommendation Approved:



WALTER J. SLIPE  
City Manager

RPT:js

March 12, 1985  
All Districts