

1<sup>st</sup> Reading: October 29, 2018  
2<sup>nd</sup> Reading: November 26, 2018

Presented By:  
Councilmember Brown

Action Taken:  
Yes 6  
No 0  
Abstain 0

**CITY OF NOME, ALASKA**

**ORDINANCE NO. O-18-11-01**

**AN ORDINANCE AMENDING CHAPTER 14 OF THE NOME CODE OF ORDINANCES TO  
RENAME THE NOME MUNICIPAL CEMETERY**

**WHEREAS**, the City of Nome ("City") owns and maintains a property that has been used as a cemetery since prior to Incorporation in 1901; and,

**WHEREAS**, the City of Nome established Chapter 14 of the Nome Code of Ordinances ("Code") creating rules and regulations for the governance of that property; and,

**WHEREAS**, through O-17-03-02, Belmont Point Cemetery was renamed as "the Nome Municipal Cemetery; and,

**WHEREAS**, such renaming has created a discrepancy between cemetery name on the death certificates of those that are interred there and the name of the cemetery in which they are interred; and,

**WHEREAS**, the Nome Common Council seeks to reconcile this oversight;

**NOW, THEREFORE, BE IT ORDAINED**, that the Nome Common Council amends Chapter 14 of the Nome Code of Ordinances to rename the Nome Municipal Cemetery by its original name the Belmont Point Cemetery.

**Section 1. Amendment of Chapter 14.** Chapter 14 of the Code of Ordinances of Nome, Alaska is hereby created to read as follows [deleted text is ~~overstruck~~; added text is underlined]:

**Title 14 ~~MUNICIPAL~~ BELMONT POINT CEMETERY**

**Chapter 14.05 CREATION**

**Chapter 14.10 ADMINISTRATION**

**Chapter 14.15 REGULATIONS**

**Chapter 14.20 CARE OF CEMETERY**

**Chapter 14.30 ~~NOME MUNICIPAL~~ BELMONT POINT CEMETERY ADVISORY  
COMMITTEE**

**14.05 CREATION.**

**14.05.010 Creation.**

From and after the passage of the ordinance codified in this chapter, the municipal cemetery now owned and operated by the City of Nome shall be known as the Belmont Point Nome Municipal Cemetery, and shall be available, subject to the regulations established, to all persons, irrespective of race, creed or color.

#### **14.10 ADMINISTRATION.**

##### **14.10.010 Administration.**

The City Manager or his designee shall be in charge of assigning plots upon request, and have charge of burial records, files, and maps which shall be stored by the City of Nome. The City Manager or his designee shall maintain necessary records, files, and maps as required by the State of Alaska to protect the health and welfare of the community and to ensure continuity in operations. The City Manager or his designee shall assign a plot number to a specific plot in advance of the preparation of a grave whenever an interment is to be made.

##### **14.10.020 Enforcement.**

The City Manager or his designee shall enforce all cemetery regulations and shall exclude from the cemetery any person violating the cemetery regulations.

#### **14.15 REGULATIONS.**

##### **14.15.010 Adoption of regulations.**

The City Manager or his designee shall establish regulations for the purchase of plots and the use of the cemetery.

#### **14.20 CARE OF CEMETERY.**

##### **14.20.010 Maintenance of cemetery.**

The City of Nome is responsible for the appearance of the ~~Nome Municipal~~ Belmont Point Cemetery. The maintenance of the cemetery shall be accomplished through a program administered by the City Manager or his designee. The City of Nome shall maintain the cemetery and may close access to its facilities in periods of adverse conditions.

##### **14.20.020 Operation of cemetery.**

The City of Nome reserves the right at any time to enlarge, reduce, replat or change the boundaries or grading of the City tracts in the ~~Nome Municipal~~ Belmont Point Cemetery or any part thereof; to modify or change location of or move or regrade roads, drives, or walks, or any part thereof. The City of Nome reserves for itself the perpetual right to ingress and egress over all plots for the purpose of maintenance, operations, or any emergency work necessary to the operation of the cemetery.

##### **14.20.030 Grave preparation.**

All opening, closing, plot preparation, interment, disinterment, marker placement and removal shall be overseen by the City and under the supervision of the City Manager or his designee.

#### **14.30 NOME MUNICIPAL CEMETERY ADVISORY COMMITTEE.**

##### **14.30.010 Duties and powers.**

(a) There is established a ~~Nome Municipal~~ Belmont Point Cemetery Advisory Committee of not to exceed nine (9) community members, each subject to both appointment and removal by the Mayor.

(b) The committee shall act in an advisory capacity to the City in matters of policy concerning the ~~Nome Municipal~~ Belmont Point Cemetery regarding the following matters:

- (1) Planning and development of the cemetery addition and its integration into the existing cemetery;
- (2) Preservation of the history of the ~~Nome Municipal~~ Belmont Point Cemetery;
- (3) Performance of other duties as the Mayor or City Manager may designate from time to time.

**Section 2. Effective Date.** This ordinance is effective upon passage.

APPROVED and SIGNED this 26<sup>th</sup> day of November, 2018



RICHARD BENEVILLE,  
Mayor

ATTEST:



BRYANT HAMMOND,  
Clerk