

Chapter 7

CEMETERIES

Sec. 7-1. Cemetery designated "Highland Cemetery".

The cemetery consisting of the southwest quarter of Section 6, Township 4 North, Range 13 West, in Forrest County, Mississippi, shall be known as Highland Cemetery. (Ord. 734, sec. 1, 6-11-25)

Sec. 7-2. Cemetery plat adopted.

The plat of a part of the cemetery, made by R. A. Chapman, city engineer, on the first day of May, 1925, and now on file with the city clerk, is hereby approved and adopted. (Ord. 734, sec. 2, 6-11-25)

Sec. 7-3. Cemetery designated "Oaklawn Cemetery".

The cemetery beginning at the southeast corner of Section 9, Township 3 North, Range 13 West, in Forrest County, Mississippi, shall be known as Oaklawn Cemetery.

Sec. 7-4. Cemetery designated "South Hill Cemetery".

The cemetery beginning at the northwest corner of Section 35, Township 4 North, Range 13 West, in Forrest County, Mississippi, shall be known as South Hill Cemetery.

Sec. 7-5. Employment of sexton authorized.

The governing authorities may, by resolution, employ a sexton for all cemeteries and fix his compensation and prescribe his duties in addition to those set out in this chapter. (Ord. 734, sec. 3, 6-11-25)

Sec. 7-6. Duties of sexton; burial permit.

The sexton shall have general supervision over the cemeteries. He shall not let any body be buried in a cemetery until a lot for that purpose has been purchased and paid for. No grave shall be dug in a cemetery until a permit is obtained from the sexton for that purpose. (Ord. 734, sec. 4, 6-11-25)

Sec. 7-7. Price of grave sites, price for opening and closing grave; collection of moneys, record of sales; prohibited sales.

A. The sale price of grave sites in Highland Cemetery and in Oaklawn Cemetery in the city shall be one hundred and seventy-five dollars (\$175.00) per grave space for regular size or adult grave spaces, and forty-five dollars (\$45.00) for an infant grave space.

The charge for opening and closing grave spaces in Highland Cemetery and in Oaklawn Cemetery shall be as follows:

Adult graves:

On regular working days ----- \$100.00
On Saturday or holidays ----- \$150.00

Infant graves:

On regular working days ----- \$ 50.00
On Saturday or holidays ----- \$ 75.00

Burial of cremation remains;

on regular working days ----- \$ 30.00

B. The sale price of grave sites in South Hill Cemetery in the city shall be one hundred and fifty dollars (\$150.00) per grave space.

The charge for opening and closing grave spaces in South Hill Cemetery shall be as follows:

On regular working days ----- \$ 90.00

C. The City will have no burials on Sundays, Thanksgiving Day or Christmas Day.

D. The city clerk shall collect all money for the sale of grave spaces in said cemeteries and shall keep a record of all such sales; and the mayor of said city shall execute all deeds to the purchaser of the grave in said cemeteries.

E. No person shall sell or convey or otherwise dispose of any grave space at said cemeteries without having first obtained a written permit to do so from the governing authorities of the city, and every deed to a grave space in said cemeteries shall be so conditioned; but this limitation shall apply to all grave spaces and the purchase thereof in said cemeteries whether or not expressly so provided in the deeds therefor. (Ord. 2062, sec. 1, 09-29-81; Ord. 1990, sec. 1, 10-17-79; Ord. 1812, secs. 1 & 5, 11-14-73; Ord. 1680, sec. 1, 09-16-70; Ord. 1237, sec. 1, 09-24-53; Ord. 973, sec. 1, 05-07-42; Ord. 881, sec. 1, 6-20-35; Ord. 734, sec. 5, 06-11-25)

Sec. 7-8. Disinterments.

No body shall be removed from a cemetery without a permit from the governing authorities. (Ord. 734, sec. 6, 6-11-25)

Sec. 7-9. Trespassing prohibited.

No trespassing shall be allowed in any cemetery. (Ord. 734, sec. 7, 6-11-25)

Sec. 7-10. Burial permits required for interment in any cemetery.

No person shall be interred in any cemetery in the city unless permission in writing shall have been first given by the mayor, designating by name the cemetery and the particular place or lot in which the body is to be buried. In the absence of the mayor or in case of his inability to act, such permit may be given by the mayor pro tem or the city clerk. (Ord. 424, secs. 1, 2, 9-17-14)

Sec. 7-11. Grave markers.

There shall be no grave markers over forty-eight (48) inches in height placed on any grave in the city cemeteries. The width of the base of all grave markers in all city cemeteries shall not exceed seventy (70) per cent of the width of the graves being marked. The thickness of the base shall not exceed the space allowed by the grave. (Ord. 1990, sec. 2, 10-17-79)

Sec. 7-12. Grave liners; wooden boxes prohibited.

A rigid wall container with lid and a bottom must be used as a grave liner, with the minimum grave liner allowed being a concrete box.

Wooden boxes shall not be allowed except for graves for infants or cremation and these must be less than forty (40) inches in length. (Ord. 1990, sec. 3, 10-17-79)

Sec. 7-13. Removal of floral items.

All floral items shall be removed from graves as soon as they become unsightly. (Ord. 1990, sec. 4, 10-17-79)

Sec. 7-14. Reserved.

Sec. 7-15. Minimum burial depth.

When boxes or vaults are used in a grave, the box or vault shall be buried ten (10) inches below the ground level. (Ord. No. 1990, sec. 7, 10-17-79)

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Sec. 7-16. Cemetery deeds.

All cemetery deeds of the City of Hattiesburg shall be in the following form, to wit:

"State of Mississippi)
County of Forrest)
City of Hattiesburg)

DEED TO CEMETERY LOT

FOR and in consideration of the sum of _____ Dollars (\$ _____), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi, acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto _____ subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave space(s):

Lot Number: _____ In Section Number _____,
according to the Cemetery Survey of the City
of Hattiesburg, Mississippi known as
_____ Cemetery, and containing
_____ grave space(s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be when completed level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space or spaces herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and City Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a municipal corporation, acting by and through its duly authorized Mayor and City Clerk, on this, the _____ day of _____, 19_____.

CITY OF HATTIESBURG, MISSISSIPPI

By: _____
MAYOR

ATTEST:

CITY CLERK

(SEAL)

State of Mississippi)
Forrest County)

Personally appeared before me, the undersigned authority in and for said County and State, _____ and _____ Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized to do so.

Given under my hand and official seal of office on this, the _____ day of _____ 19_____.

NOTARY PUBLIC

My Commission Expires: _____"
(Ord. 1990, sec. 8, 10-17-79)

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