



# WHITLEY COUNTY FISCAL COURT

ORDINANCE NO. 2008-08

## ORDINANCE NO. 2008-08 PERTAINING TO THE CREATION OF THE WHITLEY COUNTY CEMETERY BOARD

**WHEREAS**, the County of Whitley, in the Commonwealth of Kentucky, is concerned about the condition of the many cemeteries within its borders that have fallen into neglect and disrepair and desires to preserve and maintain these gravesites and cemeteries.

**NOW, THEREFORE, BE IT RESOLVED**, this 18<sup>th</sup> day of November, 2008, by Whitley County of the Commonwealth of Kentucky:

- (1) In compliance and conjunction with KRS Chapter 67, the Whitley County Cemetery Board (hereinafter referred to as the "Board") is hereby established.
- (2) The Board shall meet three (3) times annually in space provided by the Whitley County Fiscal Court.
- (3) The Board shall have five (5) volunteer members with no more than three (3) representing the same political party. These members shall have lived in the county for at least one (1) year prior to appointment and shall have demonstrated an interest in cemetery preservation, genealogy, local history or a related area. These members shall be appointed by the Whitley County Judge/Executive and approved by the Whitley County Fiscal Court.
- (4) The appointment term of each county cemetery board member shall be four (4) years, except for initial appointment terms.

Initial appointment terms shall be as follows:

- (a) two (2) members appointed to one (1) year term (term begins December 16, 2008 and ends December 16, 2009): Leonard Faulkner and Donny Rains
  - (b) two (2) members appointed to two (2) year terms (term begins December 16, 2008 and ends December 16, 2009): Brenda Meadors and Jay Moses
  - (c) one (1) member appointed to a three (3) year term (term begins December 16, 2008 and ends December 16, 2011): Roy Siler
- (5) The Board shall have the authority to act to restore and/or maintain nonprofit cemeteries that do not receive perpetual care funds pursuant to KRS 367.952.
  - (6) The Board shall have the authority to apply for and receive grants in aid from the state and federal governments, as well as, from any other source that shares the same goals as those set forth in this Ordinance.

- (7) The provisions of this Ordinance are severable and the invalidity of any provision of this Ordinance shall not affect the validity of any other provision thereof. Such other provision shall remain in full force and effect as long as they remain valid in the absence of those provisions determined to be invalid.
- (8) Should any existing ordinance, or portion thereof, be in conflict with the provisions of this Ordinance, such ordinance, or portions thereof, are hereby repealed.
- (9) This Ordinance shall take effect upon its passage and publication as required by law.


**First Reading:** Introduced for the first reading on Motion made by Roger Wells  
and seconded by Mike Baird and passed by majority of vote of the Whitley Fiscal  
Court in duly assembled session on this 18<sup>th</sup> day of November, 2008.

  
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PAT WHITE, JR.  
WHITLEY COUNTY JUDGE/EXECUTIVE

ATTEST:

  
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WHITLEY COUNTY COURT CLERK

**Second Reading:** Introduced for the second reading on Motion made by  
Myers and seconded by Wells and passed by  
majority vote of the Whitley Fiscal Court in duly assembled session on the 16<sup>th</sup> day of December, 2008.

  
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PAT WHITE, JR.  
WHITLEY COUNTY JUDGE/EXECUTIVE

ATTEST:

  
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WHITLEY COUNTY COURT CLERK

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