

Submitted by: Chair of the Assembly at the Request  
of the Mayor

Prepared by: Department of Law

For reading: APRIL 17, 2001



ANCHORAGE, ALASKA

AO No. 2001-89

1 AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE SECTION 21.35.020 TO DEFINE  
2 "CEMETERY" AND ALLOW THE INTERMENT OF CREMATED REMAINS IN RESIDENTIAL  
3 ZONES.  
4

5  
6 Section 1. Anchorage Municipal Code subsection 21.35.020 is hereby amended by adding a definition  
7 for "cemetery" to read as follows: *(the remainder of the definitions are not affected and therefore not set out)*  
8

9 21.35.020 Definitions and rules of construction.

10  
11 *Cemetery* means a graveyard, burial ground, or other place of interment, entombment, or  
12 sepulture of one or more human bodies or remains. A person may not establish a cemetery  
13 except within specified zoning districts and in conformance with section 21.50.140. The  
14 cremated remains of family members may be interred by property owners in residential  
15 zoning districts, unless otherwise prohibited by this Code or other applicable law, and shall  
16 not be considered establishment of a cemetery. Said remains shall be removed upon the sale  
17 or transfer of the property.  
18

19 (GAAB 21.05.020; AO No. 77-355; AO No. 78-16; AO No. 78-28; AO No. 78-171; AO No.  
20 78-231; AO No. 79-214; AO No. 80-42; AO No. 81-67(S); AO No. 81-97; AO No. 81-180;  
21 AO No. 82-54; AO No. 82-167; AO No. 83-91(S); AO No. 84-14; AO No. 84-52; AO No.  
22 85-58; AO No. 85-159; AO No. 85-91, 10-1-85; AO No. 85-216; AO No. 86-19; AO No. 86-  
23 78; AO No. 86-90; AO No. 86-171; AO No. 88-172; AO No. 88-171(S-1), 12-31-88; AO  
24 No. 89-35, 4-7-89; AO No. 88-147(S-2); AO No. 90-50(S); AO No. 91-35; AO No. 90-  
25 152(S); AO No. 91-90(S); AO No. 91-184; AO No. 92-7(S-2); AO No. 92-26; AO No. 92-  
26 93; AO No. 92-128(S); AO No. 92-129(S); AO No. 93-58; AO No. 93-148, § 1, 11-16-93;  
27 AO No. 94-62, § 2, 4-12-94; AO No. 95-68(S-1), §§ 2, 3, 8-8-95; AO No. 95-173, § 1, 11-  
28 14-95; AO No. 96-41, § 1, 3-5-96; AO No. 96-131(S), § 1, 10-22-96; AO No. 98-106, § 1,  
29 7-21-98; AO No. 98-160, § 3, 12-8-98; AO No. 99-62, § 2, 5-11-99)  
30

31 Section 2. This ordinance shall become effective immediately upon its passage and approval by  
32 the Assembly  
33  
34  
35

PASSED AND APPROVED by the Anchorage Assembly this \_\_\_\_\_ day of \_\_\_\_\_  
2001.

\_\_\_\_\_  
Chair of the Assembly

ATTEST:

\_\_\_\_\_  
Municipal Clerk

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# MUNICIPALITY OF ANCHORAGE

## Summary of Economic Effects - General Government

AO Number: 2001-89 Title: Amending AMC 21.35.020 to define *Cemetery* and allow interment of cremated remains in residential zoning districts.

Sponsor: Office of Planning, Development and Public Works

Preparing Agency: Department of Law

Others Affected

### CHANGES IN EXPENDITURES AND REVENUES

(Thousands of Dollars)

Operating Expenditures	FY	FY	FY	FY	FY
1000 Personal Services					
2000 Supplies					
3000 Other Services					
4000 Debt Service					
5000 Capital Outlay					
<b>TOTAL DIRECT COSTS:</b>					
<b>ADD: 6000 Charge from Others</b>					
<b>LESS: 7000 Charge to Others</b>					
<b>FUNCTION COST:</b>					
<b>REVENUES:</b>					
<b>CAPITAL:</b>					
<b>POSITIONS: FT/PT and Temp.</b>					

#### Public Sector Economic Effects:

No significant effects expected. Code enforcement for Title 21 should not see an increase in cases significant enough to generate a need for additional staffing.

# SUMMARY OF ECONOMIC EFFECTS

Page 2

## Private Sector Economic Effects:

No significant effects expected. The ordinance simply adds a needed definition and allows interment of cremated remains on residential property. Unknown how many families will take advantage of the provision and not use a mortuary service for interment of cremated remains.

If further explanation is necessary, a separate page may be attached.

Prepared by:

Telephone: 343-4349

Approved by:

Date

4/5/01  
4/2/01

Concurred by:

N/A  
Director, Affected Agency

Approved by:

Municipal Manager

Date

4/9/01

MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. ~~AM-356-2001-~~

Meeting Date: APRIL 17, 2001

From: Mayor Wuerch


Subject: AO 2001-89 ; Amending AMC 21.35.020 by adding a definition for "cemetery".

AMC 21 Land Use Planning does not define the use of cemetery. On October 9, 2000, the Anchorage Memorial Park Cemetery Advisory Board voted unanimously to recommend that the Anchorage Municipal Code and or the Anchorage Municipal Code of Regulations be changed to prohibit the burial of human remains in any location other than an authorized cemetery. AMC 21 was reviewed by staff and it is felt the current code provisions adequately state where a cemetery may be located but we felt it was necessary to add a definition of a cemetery.

Concur

  
Harry J. Kielsing, Jr.  
Municipal Manager

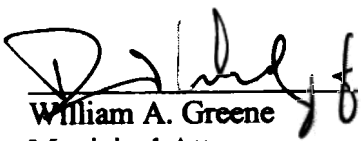
Recommended by:

  
Craig E. Campbell, Executive Director  
Office of Planning, Development and Public Works

Respectfully submitted

  
George Wuerch  
Mayor

Prepared by:

  
William A. Greene  
Municipal Attorney



Municipality of Anchorage  
MUNICIPAL CLERK'S OFFICE  
**Agenda Document Control Sheet**

Ag 200

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(SEE RE

<b>1</b>	SUBJECT OF AGENDA DOCUMENT Amend AMC 21.35.020 to define "Cemetery" and allow interment of cremated remains in residential zones	DATE PREPARED 3/23/01
		Indicate Documents Attached <input checked="" type="checkbox"/> AO <input type="checkbox"/> AR <input checked="" type="checkbox"/> AM <input type="checkbox"/> AIM
<b>2</b>	Department of Law	DIRECTOR'S NAME William A. Greene, Municipal Attorney
<b>3</b>	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY Dennis A. Wheeler, Assistant Municipal Attorney	HIS/HER PHONE NUMBER 343-4349
<b>4</b>	<b>COORDINATED WITH AND REVIEWED BY</b>	<b>INITIALS</b>
	Mayor	
	Heritage Land Bank	
	Merrill Field Airport	
	Municipal Light & Power	
	Port of Anchorage	
	Solid Waste Services	
	Water & Wastewater Utility	
X	Municipal Manager <i>JB</i>	4/9
	Cultural & Recreational Services	
	Employee Relations	
	Finance, Chief Fiscal Officer	
	Fire	
	Health & Human Services	
X	Office of Management and Budget	4/5/01
	Management Information Services	
	Police	
X	Planning, Development & Public Works	4/2/01
	Development Services	
	Facility Management	
	Planning	
	Project Management & Engineering	
	Street Maintenance	
	Traffic	
	Public Transportation Department	
	Purchasing	
X	Municipal Attorney	4-8-01
X	Municipal Clerk	
	Other	
<b>5</b>	<b>Special Instructions/Comments</b>	
	7B Introduction	
<b>6</b>	ASSEMBLY HEARING DATE REQUESTED 4/17/01	<b>7</b>
		PUBLIC HEARING DATE REQUESTED 4/24/01 5/8/01

M.O.A.  
 2001 APR 10 AM 8:23  
 CLERKS OFFICE