

**ORDINANCE NO. 1579-11-2024**

**AN ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS  
AMENDING THE CODE OF ORDINANCES CHAPTER 6 –  
CEMETERIES, SECTION 6-13 PLACEMENT OF OBJECTS  
IN THE CEMETERY; PROVIDING FOR AN EFFECTIVE  
DATE; CONTAINING A SEVERABILITY CLAUSE; AND  
MAKING AN OPEN MEETING FINDING.**

**WHEREAS**, the City Council of the City of Gainesville would like to allow veterans buried at the Fairview Cemetery to be recognized on special occasions; and

**WHEREAS**, the current ordinance does not allow items to be placed a gravesites after the first 7 days of a burial; and

**WHEREAS**, the City Staff has already been allowing the VFW to temporarily place flags on veterans' graves on Memorial Day.

**NOW, THEREFORE IT BE ORDAINED BY THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS:**

**Section 1: Amend Section 6-13(d) Special Arrangements**

Section 6-13(d) shall be amended to read:

(d) *Special arrangements.* No wreathes, easels, grave blankets, or other special arrangements shall be permitted on graves except during interment and the first seven (7) days thereafter. The Cemetery Sexton may provide permission for wreathes or flags to be temporarily placed on veteran graves by an organization on Memorial Day, July 4, Veterans Day, Wreaths Across America Day and other similar days of recognition for no more than seven (7) days.

**Section 2: Effective Date**

This ordinance shall be effective upon passage and publication.

**Section 3: Severability**

If any provision, section, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstance, if for any reason held to be unconstitutional, void, or invalid (or for any reason unenforceable), the validity of the remaining portion of this Ordinance or its application to other person or sets of circumstances shall not be affected thereby, it being the intention of the City Council and of the Mayor of the City of Gainesville in adopting and approving this Ordinance, that no portion hereof or provision or regulation contained herein shall become inoperative or fail by an reason of any unconstitutionality or invalidity of any other portion, provision, or regulation.

**Section 4: Open Meeting Finding**

That it is hereby officially found and determined that the meeting at which this Ordinance is passed is open to the public as required by law and that public notice of the time, place and purpose of said meeting was given as required.

**INTRODUCTION. FIRST READING. CHARTER SUSPENSION:**

**INTRODUCED AND READ FOR THE FIRST TIME BEFORE THE CITY COUNCIL OF THE CITY OF GAINESVILLE ON THE 5<sup>m</sup> DAY OF November 2024, AT WHICH THE CHARTER PROVISION OF THE CITY OF GAINESVILLE REQUIRING THE READING OF THE ORDINANCE ON THREE SEPARATE OCCASIONS WAS SUSPENDED BY A VOTE OF**

6 AYES 0 NAYS 1 ABSENT 0 ABSTENTIONS 0 VACANCY

**ADOPTION**

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF GAINESVILLE ON THE 5<sup>m</sup> DAY OF November 2024.**

6 AYES 0 NAYS 1 ABSENT 0 ABSTENTIONS 0 VACANCY

  
DIANA ALCALA, CITY SECRETARY



  
TOMMY MOORE, MAYOR