



HISTORIC LANDMARKS RESOLUTION NO. 81-04

APPROVING THE DALLES HISTORIC LANDMARKS COMMISSION APPLICATION
HLC 85-04

The applicant, Sunne J. Preston will disinter her Great Grandmother, Mary A. Porter, from the Pioneer Cemetery, remove the remains & have them cremated. The cremated remains and the headstone will be transported by family members and placed with her Great Grandfather Claudius Porter in the Calhoun Cemetery in Harrison County, Iowa.

The Pioneer Cemetery is located to the east of 420 E. Scenic Drive and is further described as 1N 13E 10 BB tax lot 600.

I. RECITALS:

- A. The Historic Landmarks Commission of the City of The Dalles has, on September 13, 2004 conducted a public hearing to consider the above request.
- B. A Staff report was presented, stating findings of fact and conclusions of law.
- C. Staff Report number 85-04 and the minutes of September 13, 2004, upon approval, provide the basis for this resolution and are herein attached by reference.

II. RESOLUTION: Now, Therefore, be it FOUND, DETERMINED, and ORDERED by the Historic Landmarks Commission of the City of The Dalles as follows:

- A. In all respects as set forth in Recitals, Part "I" of this resolution.
- B. Historic Landmarks Review No. HLC 85-04 of City of The Dalles is hereby approved with the following conditions:
 - 1. Work will be completed in substantial conformance to the proposals as submitted and reviewed.
 - 2. Photographs of the site and disinterment will be required for proper documentation of the historic plot. The City will provide an individual to be at the disinterment to photograph the site and the event.
 - 3. The remains will need to be excavated and handled by a licensed funeral service practitioner.
 - 4. The use of a backhoe or tractor will be prohibited; only hand excavation will be permitted. The excavation should be in a workmanlike manner with the utmost care and

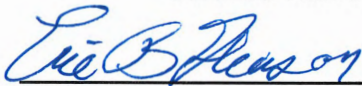
consideration of the surrounding gravesites. The excavators will work in concert with the on-site archeologist. After the excavation and removal of the remains, the applicant will be required to return the site to as near the previous state as possible.

5. Prior to excavation approvals will need to be made by the Oregon Department of Human Services – Health Division, and the Oregon Commission on Historic Cemeteries. Copies of these approvals will need to be provided to the Planning Department for the application file.
6. Any discovered archeological resources or materials, other than the remains, will need to be professionally evaluated prior to any continued excavation at the site.
7. The applicant shall replace the headstone with a similar headstone of similar size and material at the family plot that contains the same information as the original headstone of Mary Porter plus the date she was disinterred and the place of re-interment, for historical purposes.
8. This approval is for the remains of Mary Porter only; any other person's remains must be left in place.

III. APPEALS, COMPLIANCE AND PENALTIES:

- A. Any party of record may appeal a decision of the Historic Landmarks Commission to the City Council for review. Appeals must be made in accordance to Section 9(a) of the Historic Landmarks Ordinance No. 1194, and must be filed with City Clerk within ten (10) days of the date of mailing of this Order.
- B. Failure to exercise this approval within the time line set either by Order or by Ordinance will invalidate this permit.

APPROVED AND ADOPTED THIS 13TH DAY OF SEPTEMBER 2004.



Eric Gleason, Chairman
Historic Landmarks Commission

I, Dan Durow, Director of the Community Development Department of the City of the Dalles, hereby certify that the foregoing Order was adopted at the meeting of the City Historic Landmarks Commission, held on September 13, 2004.

AYES: Gleason, Clason, and Dundon

NAYS: None

ABSENT: Parker, McNary

ABSTAIN: None

ATTEST:



Dan Durow, Director Community Development Dept.

Resolution No. 81-04

Sunne J. Preston/Pioneer Cemetery

Page 2 of 2