

## Chapter 60

### MONUMENT AND MEMORIAL PRESERVATION

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[HISTORY: Adopted by the Board of Trustees of the Village of Caledonia 10-3-2006 by L.L. No. 4-2006. Amendments noted where applicable.]

#### GENERAL REFERENCES

Zoning — See Ch. 215.

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#### § 60-1. Title, legislative intent and purpose.

This chapter shall be entitled "The Village of Caledonia Monument and Memorial Protection Law." It is being enacted because the Board of Trustees hereby recognizes that monuments and memorials honoring veterans and other citizens of the community who have made significant civil contributions or those commemorating events of historical significance are valuable historical and cultural community resources. As a result, it is the policy of the Village of Caledonia to preserve the dignity, integrity, solemnity and appearance of all such monuments and memorials.

#### § 60-2. Application requirement.

Except for the Village or Town of Caledonia, any individual or organization desiring to use, or alter the appearance of, a monument or memorial honoring veterans of the United States Armed Services for any purpose, whether artistic, political or otherwise, and whether such intended use would alter the appearance of such a monument or memorial temporarily or permanently, shall submit an application to the Board of Trustees of the Village of Caledonia 60 days in advance of such proposed use or alteration.

#### § 60-3. Application information.

Such application shall contain the following information:

- A. Name, address, phone number, facsimile number, and e-mail address of the applicant.
- B. If the applicant is an organization, the following documents:

- (1) For a corporation:
    - (a) Certificate of incorporation.
    - (b) Bylaws.
    - (c) List of shareholders, officers and directors.
    - (d) Proof of insurance to cover damage and liability.
  - (2) For a limited liability company:
    - (a) Articles of organization.
    - (b) Operating agreement.
    - (c) List of members and managers.
    - (d) Proof of insurance to cover damage and liability.
  - (3) For a not-for-profit corporation or other voluntary or fraternal organization:
    - (a) Certificate of incorporation.
    - (b) Bylaws.
    - (c) Charter.
    - (d) List of members, officers and directors.
    - (e) Proof of insurance to cover damage and liability.
- C. If the applicant is an individual, the following documents:
- (1) Proof of insurance to cover damage and liability.
  - (2) Copy of insurance to cover individual and assistants.
  - (3) List of sponsors and phone numbers.
  - (4) List of people that will be assisting.
- D. A concise statement of the date, time and place of such intended use.
- E. A concise statement of the purpose of such intended use or alteration of the monument or memorial.
- F. If the intended use contemplates any change in appearance of the monument or memorial, whether temporary or permanent:
- (1) A rendering, drawn to scale and in color, of the precise nature in which the appearance of the monument or memorial will be altered.
  - (2) The type of material to be used:

- (a) Vegetation.
- (b) Metal\*.
- (c) Wood.
- (d) Scaffolding.
- (e) Paint\*.
- (f) Whitewash\*.
- (g) Masonry\*.
- (h) Letters.
- (i) Words.
- (j) Other.

\*Material safety data sheets must be provided.

- (3) The duration of such use or change in appearance.

**§ 60-4. Notice of incomplete application.**

Upon receipt of an incomplete application, the Village Clerk shall notify the applicant in writing of the defects in such application.

**§ 60-5. Notice of complete application.**

Upon receipt of a complete application, the Village Clerk shall serve written notice of such application on the following organizations and entities within and of the Village of Caledonia, 30 days prior to the holding of a public hearing on such application:

- A. Superintendent of Public Works of the Village of Caledonia.
- B. Director of Parks and Recreation of the Village of Caledonia.
- C. Town Supervisor, Town Clerk and all councilpersons.
- D. Commander of the American Legion post within the Village of Caledonia or Town of Caledonia.
- E. Commander of the Veterans of Foreign Wars post within the Village of Caledonia or Town of Caledonia.
- F. Any other civic or local organization deemed appropriate by the Village Board of Trustees.

**§ 60-6. Public notice.**

In addition to the aforesaid specific written notices, the Village Clerk shall give the same general notices to the public as would be given prior to any public hearing.

**§ 60-7. Public hearing.**

Not less than 30 days after the foregoing notices have been provided, the Board of Trustees shall hold a public hearing on the application.

**§ 60-8. Review standards.**

In reviewing all such applications, the Village Board shall strive to preserve the integrity, dignity, solemnity, and appearance of all historic monuments and memorials as well as those honoring veterans of the United States Armed Services. Any application which contemplates a permanent change of appearance of any such monument or memorial shall be subjected to close scrutiny and shall be approved only if the structural integrity and appearance of the monument or memorial will be enhanced or improved by such change.

**§ 60-9. Exemption.**

Traditional ceremonies and displays held at such monuments and memorials honoring events of historic significance as well as those honoring current and deceased members of the United States Armed Services, including but not limited to Memorial Day, Independence Day and Veterans Day, shall be exempt from this application process.