

### APPLICATION FOR BURIAL DISTURBANCE PERMIT

APPLICANT INFORMATION	OWNER INFORMATION
NAME _____	NAME _____
ADDRESS _____	ADDRESS _____
CITY _____	CITY _____
STATE _____ ZIP _____	STATE _____ ZIP _____
PHONE _____	PHONE _____
EMAIL _____	EMAIL _____
CONTACT NAME _____ PHONE _____	
EMAIL _____	

DEVELOPMENT INFORMATION	
DEVELOPMENT NAME _____	
ADDRESS(ES) _____	PARCEL(S) _____
ACREAGE _____	NUMBER OF GRAVES _____

APPLICANT'S CERTIFICATION		
The undersigned below certifies that he/she is authorized to submit this application on behalf of the owner:		
NAME	SIGNATURE	DATE
_____	_____	_____

### **BURIAL DISTURBANCE PERMIT CHECKLIST**

The following is a checklist of information required for the burial disturbance permit application.

- Legal description of the subject property.
- A status report providing details of the applicant's efforts to identify and locate descendants.
- The following documents as required by O.C.G.A. 36-72-5:
  - Evidence of ownership of the land on which the cemetery or burial ground is located in the form of a legal opinion based upon a title search.
  - Evidence of a cemetery or burial ground constitutes an abandoned cemetery as defined in O.C.G.A. 36-72-2.
  - A report prepared by an archeologist stating the number of graves believed to be present in the cemetery or burial ground and their location as can be determined from the use of minimally invasive investigation techniques, including remote sensing methods and the use of metal probes, which activities shall not require a disturbance permit.
  - A survey prepared by or under the direction of a registered surveyor showing the location and boundaries of the cemetery or burial ground based on an archeologist's report.
  - A plan prepared by a genealogist for identifying and notifying the descendants of those buried or believed to be buried in such cemetery or burial ground, as required by O.C.G.A.36-72-6.
    - 1) The location of the cemetery or burial ground.
    - 2) Identification of the applicant.
    - 3) A description of the planned activity.
    - 4) Proposals to mitigate the adverse effects of such activity on the cemetery or burial ground, or on the human remains or burial objects.
    - 5) Any plans for disinterment and reinterment of any human remains.
    - 6) Information on how to contact Gwinnett County Planning and Development.
    - 7) A summary of the rights of descendants under this chapter, including without limitation the right to contest that the cemetery or burial ground constitutes an abandoned cemetery as defined in O.C.G.A. 36-72-2.
  - A proposal for mitigation or avoidance of the effects of the planned activity on the cemetery or burial ground. If the proposal includes relocation of any human remains or burial objects, the proposal shall specify the method of disinterment, the location and method of disposition of the remains, the approximate cost of the process, and the approximate number of graves affected.

Pursuant to O.C.G.A. 36-72-8, the Board of Commissioners considers the following in making its determination on an application for a Burial Disturbance Permit. Please respond to each item.

1. The presumption in favor of leaving the cemetery or burial ground and the human remains and burial objects therein undisturbed.

---

---

---

---

2. The rights, interests, concerns, and comments of any descendants of those buried in the burial ground or cemetery.

---

---

---

---

3. The rights, interests, concerns, and comments of any other interested parties or members of the public.

---

---

---

---

4. Whether the cemetery or burial ground constitutes an abandoned cemetery as defined in O.C.G.A. 36-72-2.

---

---

---

---

5. The economic and other costs of mitigation.

---

---

---

---

6. The adequacy of the applicant's plans for disinterment and proper disposition of any human remains or burial objects.

---

---

---

---

7. The balancing of the applicant's interest in the activities for which the disturbance permit is sought with the public's and any descendant's interest in the value of the undisturbed cultural and natural environment of the cemetery or burial ground that is the subject of the application.

---

---

---

---

8. Any other compelling factors which give supporting grounds for either approval or denial of the application.

---

---

---

---