

**RESOLUTION NO. 42-2021**

**A RESOLUTION AUTHORIZING THE CITY OF MANCHESTER TO MAINTAIN  
THE CYPRESS GARDEN CEMETERY, PURSUANT TO THE AUTHORITY OF  
T.C.A. 46-2-107**

WHEREAS there exists in the City of Manchester a cemetery currently known as Cypress Garden Cemetery; and

WHEREAS the existence of this cemetery is referenced in deeds as early as 1939, particularly that deed recorded in Deed Book 48, page 91 of the Register's Office of Coffee County, Tennessee; and

WHEREAS, although title is held by Trustees, the cemetery has been recognized by many as a public cemetery; and

WHEREAS some of the remains in the cemetery have been interred since the 1920's and

WHEREAS families of those interred there maintained the cemetery for some time; however, those families ceased to maintain the cemetery many years ago; and

WHEREAS the City of Manchester recognized that vandalism and deterioration were occurring to the cemetery as early as October 6, 1997, at which time the City fenced the cemetery; and

WHEREAS the cemetery was not adequately maintained, as contemplated by T.C.A. 46-2-107, prior to the City beginning to maintain the property; and

WHEREAS the current Trustees have confirmed that there is no improvement care trust fund to maintain the cemetery as contemplated by T.C.A. 46-2-107(b).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF MANCHESTER, TENNESSEE that, pursuant to the authority of T.C.A. 46-2-107, the City of Manchester maintain the cemetery known as Cypress Garden Cemetery including performing all of the operations authorized in T.C.A. 46-2-107.

Resolved this   3   day of August 2021.

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Marilyn Howard, Mayor

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Bridget Anderson, Finance Director