

ORDINANCE NUMBER 124 (AMENDED)

AN ORDINANCE GOVERNING THE OPERATIONS OF THE MICHIGAN CITY CEMETERY.

Be it ordained by the City Council of the City of Michigan City

- I. The City of Michigan City shall manage, operate, and maintain the Municipal Cemetery for the City of Michigan City subject to any limitations and restrictions set fourth herein or contained in any applicable law.
- II. The Michigan City Council shall establish rules and regulations for the use of the Cemetery relating to:
 - a. Subdividing the Cemetery into lots;
 - b. Capacity of each lot;
 - c. Locations of graves;
 - d. Type of plantings, monuments and markers that will be permitted for the proper most attractive development of the Cemetery.
- III. Authority and duties of the Superintendent. The Mayor shall appoint a Superintendent of the Municipal Cemetery who shall have the following duties:
 - a. To look after and take proper care of the Municipal Cemetery and see that no lot therein is used or occupied in violation of the Ordinance or any rule or regulation promulgated by the Michigan City Council.

IV. Sale of graves

- a. The prices of cemetery lots and services will be set by the Michigan City Council. Any person paying for a lot is entitled to a letter agreement conveying the lot. A letter agreement conveying a lot gives the purchaser only the right of burial. A person may purchase as many graves as they wish, but must purchase at least one grave on the end of the block when purchasing 2 or more.

V. Handling of Funds

- a. All monies received from the sale of lots and other services must be paid to the City Auditor. All money received from the sale of lots shall be placed in the Cemetery Fund. The fund may be used only for maintaining the grounds, maintenance and improvements to the cemetery. The Auditor shall keep an account of all receipts and disbursements of money belonging to the cemetery fund and shall pay money out of the fund as approved by the City Council.

VI. Repurchasing of graves

- a. If any person who has purchased a lot wishes to resell the grave to the City, the City may repurchase the grave for a price not greater than that which was originally paid for the grave.

VII. Capacity

- a. Each grave will contain 1 casket or 2 urns

VIII. Monuments, markers, plantings, and decorations

- a. All monuments and markers including benches are permitted only if they are on a solid masonry foundation
- b. All monuments and markers shall be placed in the space shown on the cemetery plot or as directed by the superintendent
- c. Temporary markers are permitted for 1 year only
- d. Decorations that interfere with mowing or become unsightly will be removed. Memorial Day flowers are allowed to be placed 5 days before Memorial Day and picked up 5 days after Memorial Day. Those flowers remaining after 5 days will be discarded.
- e. No planting of trees is allowed except when approved by the City Council.
- f. The City reserves the right to remove all flowers, plants, decorations, or similar things without liability to the owner whenever any of these objects become unsightly or unsafe.

Attest:

Lauri Rysavy, Mayor

Robbyn Maresh

Introduction and First Reading 9-8-14

Second Reading and Final passage 9-15-14