

## CHAPTER 10

### CEMETERY

#### ARTICLE I - GENERAL PROVISIONS

**10-1-1**     **DEPARTMENT ESTABLISHED.** There is hereby established a department by the municipal government of the City, which shall be known as the Cemetery Department. It shall embrace the standing committee of the City Council on Cemetery and the Sexton.

**10-1-2**     **SEXTON APPOINTED.** The Mayor shall, at the first meeting of each year, appoint a Sexton for the Ell-Wood Cemetery, by and with the advice of the City Council.

The Sexton shall hold his office for the term of **one (1) year**, or until his successor shall be appointed and qualified.

The Sexton shall, subject to the order of the Mayor, City Council and Committee on Cemetery, have the full management and control of all matters and things pertaining to the Ell-Wood Cemetery.

Should the Sexton, at any time, deem it advisable to have any additional regulations for the government of the Cemetery, he may, subject to the approval of the Committee on Cemetery, from time to time, prescribe the same.

The City Clerk shall keep the records, including a complete account of the receipts and expenditures on account of the Cemetery, in a separate book, to be known as the Cemetery Book.

The Sexton shall make a monthly report of his acts and doings as such Sexton to the City Clerk, who shall thereupon present such report to the Committee on Cemetery for its approval.

**10-1-3**     **BURIAL GROUNDS.** The burial grounds in the City shall be known as the Ell-Wood Cemetery.

**10-1-4**     **MONUMENTS.** Any person desiring to place a monument in the Ell-Wood Cemetery shall first procure a permit from the Clerk. All monuments erected or placed in the Ell-Wood Cemetery shall be based upon a solid, well-seasoned, concrete foundation which shall be at least **two and one-half (2 1/2) feet deep** and of the same width at the bottom as at the top of the foundation.

**10-1-5**     **RECORDS.** It shall be the duty of the City Clerk to keep a record of all such lots, numbering each certificate when issued, commencing with the number as they are now recorded, and procure the signature of the Mayor and shall affix the seal of the City thereon.

**10-1-6 MORE THAN ONE (1) LOT.** Any person or persons may procure more than **one (1) lot** and may have them entered on **one (1) certificate**, and may have them join each other if practical, as appears on the plat of the cemetery, but in no case shall a reduction be made in price.

**10-1-7 INFORMATION CONCERNING DECEASED.** All persons buying lots in Ell-Wood Cemetery, shall furnish the City Clerk with a statement of the age, name and sex, place of birth, residence, disease or cause of death of the person to be interred.

**10-1-8 GRAVE DIGGING.** It shall be unlawful for anyone to commence digging of a grave in the City's cemetery prior to obtaining written permission from the City in the form as provided by this Chapter.

The City Clerk shall issue a Certificate authorizing the digging of graves in the Breese City Cemetery. This Certificate shall be in the form provided by this Chapter.

Applications for a Certificate authorizing a digging may be obtained at the Clerk's Office during normal office hours, or at the City Police station at any other time.

This Certificate shall be issued to the person doing the digging of the grave. The form of the Certificate shall be as follows:

Certificate No. \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ is hereby authorized to commence digging of a grave on gravesite number \_\_\_\_\_. The owner of this location is \_\_\_\_\_. The remains of \_\_\_\_\_ will be buried on this location.

Issued \_\_\_\_\_  
Date

\_\_\_\_\_  
CITY CLERK

The undersigned hereby certifies that he is familiar with the gravesite numbered \_\_\_\_\_ and that he is responsible for the digging of a grave to bury the remains of \_\_\_\_\_.

\_\_\_\_\_  
DIGGER

**(Ord. No. 498A; 11-13-81)**

**10-1-9**      **REGULATIONS.** All lots sold in the Ell-Wood Cemetery shall be sold subject to the following conditions:

(A)            Vault concrete box or casket will follow the cemetery lot markings per burial site.

(B)            All vaults or concrete boxes must be covered by at least **eighteen (18) inches** of soil. No copings are permitted.

(C)            Monuments and markers must have foundations with **four (4) inch** border.

(D)            Veteran's markers, if in addition to headstone, should be placed flush with the ground at the foot of the grave.

(E)            No trees, shrubs or other plants are to be planted without prior approval of the City.

(F)            Flowers and wreaths should be placed near the headstones.

(G)            Christmas decorations shall be removed by March 1, Easter decorations by May 1, and Memorial Day decorations by July 1. All decorations remaining after the indicated dates will be removed by maintenance crew. Crew will also remove spent flowers following interments and other special occasions.

(H)            All filling, seeding, and fertilizing will be done by the cemetery workers.

(I)            The City prohibits loitering, littering, and other activities not conducive to maintaining the dignity of the cemetery are considered trespassing. Violators will be prosecuted.

(J)            Vaults shall not be required.

(K)            Grave Digging: **See Section 10-1-8.**

(L)            The purchase price of the Cemetery Plot shall be **One Hundred Dollars (\$100.00)** per plot with **one (1) casket** or urn and **One Hundred Dollars (\$100.00)** per each additional urn buried in a single plot. **(Ord. No. 1416; 04-21-19)**  
**(Ord. No. 679A; 08-01-89)**

**10-1-10**      **MULTIPLE INTERMENTS IN A SINGLE PLOT.** There shall be allowed multiple interments in a single plot as follows: If there is a casket in a plot, there can be up to an additional **two (2) urns** holding cremains in the same plot; if there is no casket in the plot, then there can be buried up to **three (3) urns** holding cremains in a single plot, subject to the charges as provided in **Section 10-1-9(L)**. All burials within the same plot must be from the same family. **(Ord. No. 1416; 04-21-19)**