

Sponsor: Aldrich/Foster

ORDINANCE NO. 37-19

AN ORDINANCE REPEALING AND AMENDING THE CITY OF JACKSON CODIFIED ORDINANCES SECTIONS 941.16 AND 941.17.

WHEREAS, Sections 941.16 and 941.17 as set by ORD 6-11 established certain requirements for payments for the Perpetual care and Annual Care of the City cemetery lots; and

WHEREAS, the legislative authority of the City of Jackson has determined that there are approximately only 17 Annual care payments made per year with all other maintenance payments being made in the form of the Perpetual care payment at the time of cemetery lot purchase; and

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON, OHIO THAT SECTIONS 941.16 AND 941.17 OF THE CODIFIED ORDINANCES OF THE CITY OF JACKSON BE AMENDED, TO ELIMINATE THE ANNUAL CARE REQUIREMENT EFFECTIVE IMMEDIATELY AS SET FORTH AS ATTACHED HERETO AS EXHIBIT A, WITH THOSE STRUCK THROUGH PORTIONS BEING REMOVED AND REPLACED WITH THE UNDERLINED LANGUAGE SHOWING THE AMENDMENTS TO THE ORIGINAL LANGUAGE AND THAT IT BE REPLACED WITHIN THE JACKSON CITY CODE, IN REGULAR TEXT.

It is hereby found and determined that all formal actions of this Council concerning and relating to adoption of this ordinance were adopted in an open meeting of this Council and the deliberations of this Council and any of its committees that resulted in such formal action were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 26 day of August, 2019.




President of Council

ATTEST:



Clerk of the Legislative Authority

Approved this 26 day of August 2019.



Mayor

EXHIBIT A

941.16 PERPETUAL AND ANNUAL CARE; FEES.

(a) Fees and charges for perpetual and annual care, which shall include seeding, mowing and cleaning, shall be as follows:

(1) Perpetual care \$50.00 per grave space.

~~(2) Annual care \$40.00 per grave lot.~~

(b) The City Clerk shall establish an appropriate account for the receipt and disbursement of funds relating to agreements for perpetual care. No funds paid pursuant to an agreement for perpetual care shall be used for any purpose other than perpetual care of the cemetery ~~or the payment of annual fees and charges for the spaces described in such agreement.~~

941.17 EFFECTIVE DATE OF CHARGES.

The charges and fees provided in this chapter shall be effective on and after March 14, 2011, ~~except as to annual care charges which shall be billed at the rates herein provided on or about May 1, 2011, and each year thereafter.~~ Annual care charges that had been grandfathered in by prior ordinance and that are owed as of the effective date of this ordinance and forward shall be vacated. ~~that are grandfathered in, shall be compulsory for all lots not having perpetual care.~~