

Sponsor: R. Peters / Biggs

ORDINANCE NO. 13- 21

AN ORDINANCE REPEALING AND AMENDING THE CITY OF JACKSON'S CODIFIED ORDINANCE SECTIONS 941.13, 941.16 AND 941.18 GOVERNING THE FEES ASSOCIATED WITH THE SALE OF LOTS AND MAINTENANCE SERVICE FEES OF THE CITY CEMETERY.

WHEREAS, the legislative authority of the City of Jackson has published certain general and permanent ordinances in a volume of Codified Ordinances including sections 941.13, 941.16 and 941.18 governing the fees associated with the sale of lots and maintenance service fees of the City cemetery; and

WHEREAS, Ohio R.C. 759.11 provides that the Director of Public Service may make bylaws and regulations for the management and protection of the cemeteries under the Director's control and for the burial of the dead therein, and the Director of Public Service, pursuant to Ohio R.C. 759.09, shall take possession and charge and have the entire management, control and regulation of cemeteries located in or belonging to the City and shall determine the size and price of cemetery lots and the terms of payment therefor and shall give to each purchaser a receipt showing the amount paid and a pertinent description of the lots sold, as provided by Ohio R.C. 759.13; and

WHEREAS, the legislative authority of the City of Jackson has determined it necessary to revise sections 941.13, 941.16 and 941.18 relating to the determination of the fees associated with the sale of lots and maintenance and service fees of the City cemetery so that the same may be set and revised as required by the Director of Public Service and Safety; and

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON, OHIO THAT SECTIONS 941.13, 941.16 AND 941.18 GOVERNING THE FEES ASSOCIATED WITH THE SALE OF LOTS AND MAINTENANCE SERVICE FEES OF THE CITY CEMETERY BE AMENDED SO THAT LOT PRICES, SPACES AND OTHER FEES SHALL BE DETERMINED AND REVISED AS REQUIRED BY THE DIRECTOR OF PUBLIC SERVICE AND SAFETY AS SET FORTH BELOW 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.

941.13 OPENING AND CLOSING GRAVES; CHARGES.

Charges for opening and closing graves in any cemetery operated by the City shall be determined by the Director of Public Service and Safety and a written copy of said charges shall be maintained in the City Utility Office as follows:

	<u>In City Resident</u>	<u>Out of City Resident</u>
(a) Weekdays (except weekends and holidays)	\$650.00	\$750.00
(b) Weekends and holidays	\$800.00	\$900.00
(c) Cremation — Weekdays — (except weekends and holidays)	\$300.00	\$500.00
(d) Cremation — Weekends and holidays	\$400.00	\$500.00
(e) When funeral is in compliance with the rules of the Ohio Department of Welfare, the regular fees and charges, as above provided, shall not apply.		
(f) When funeral is that of an infant (except weekends and holidays)	\$300.00	\$400.00
(g) When funeral is that of an infant (weekends and holidays)	\$400.00	\$500.00
(h) Exhumation/removal of adult	\$1,000.00	
(i) Exhumation/removal of infant	\$200.00	
(j) Re-internment of infant (after exhumation/removal)	\$300.00	

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 determined by the Director of Public Service and Safety and a written copy of said fees and charges shall be maintained in the City Utility Office. as follows:

(1) ~~Perpetual care \$75.00 per grave space.~~

(2) ~~Annual care \$50.00 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 or the payment of annual fees and charges for the spaces described in such agreement.

941.18 PRICING OF CEMETERY SPACES.

The cost of burial spaces, which include Perpetual Care, in the Cemetery shall be determined by the Director of Public Service and Safety and a written copy of said costs shall be maintained in the City Utility Office -as follows:

<u>In City Resident</u>	<u>Out of City Resident</u>
\$400.00 per space	\$600.00 per space

A space is four feet by twelve feet.

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 ____ day of _____, 2021.



President of Council

ATTEST:


Clerk of the Legislative Authority

Approved this ____ day of _____, 2021.



Mayor

