

VILLAGE OF AUGUSTA CEMETERY ORDINANCE

ORDINANCE NO. 167

ADOPTED: November 22, 1993

EFFECTIVE: December 13, 1993

An Ordinance to enact a new Cemetery Ordinance providing regulations and rules for the operation of any cemetery owned by the Village of Augusta including penalties for the violation thereof.

VILLAGE OF AUGUSTA
KALAMAZOO COUNTY, MICHIGAN
ORDAINS:

SECTION I

GENERAL PROVISIONS:

A. Rules and Regulations. All rules and regulations concerning the operation, maintenance, burial, and management of cemetery funds shall be made by the Buildings & Grounds committee.

B. The Buildings & Grounds Committee. All rules and regulations not in conflict herewith concerning the operation, maintenance, burial, and management of cemetery funds shall be made by the Building & Grounds committee. However, all cemetery funds shall be received, managed, invested and disbursed by the treasurer only. All disbursements from the cemetery fund are subject to prior approval of the Village Council.

C. Members of the Cemetery Board. There shall be four trustees who shall be appointed for three years, except that of the first members appointed for one year and one for two years and one for three years. The terms run from the second Monday in April of the year when appointed. The Village Clerk shall serve as the fourth member of the Cemetery Board, and shall hold a continuous appointment. The Building & Grounds committee, comprised of three Village trustee, shall be appointed as the Board of Cemetery Trustees.

D. Definition of Burial Spaces.

1. A burial lot shall consist of an area of land within the cemetery sufficient in size to accommodate a given number of individual burial spaces, as follows:

a. Section A of the Village cemetery: One burial lot shall consist of 8 burial spaces.

b. Section B of the Village cemetery: One burial lot shall consist of 8 burial spaces.

c. Section C of the Village cemetery:

1) Blocks 1 and 4 of Section C shall be 10 burial spaces per on burial lot.

2) Blocks 2 and 3 of Section C shall be 4 burial spaces per one burial lot.

d. Future sections of the Village cemetery which are unplatted as of the date of the Ordinance shall be 4 burial spaces per one burial lot.

2. A burial space shall be an area of land 4 feet in width and 10 feet in length. Any existing platted burial spaces within the Village cemetery which vary from this size description shall remain as platted. All burial spaces platted after the date of this Ordinance shall comply with above size description.

E. Termination of Right of Burial. The Cemetery Board shall determine, as to a burial lot or space not having therein any burial for a period of 70 years after the effective date of the Ordinance or after sale of said

right of burial if sold after the effective date of this Ordinance, that the right of burial within said lot is vacated; provided, that said clerk of the Board of Cemetery Trustees has forwarded notification of such vacating to the last known address of the holder of the burial lot or space, as determined by the Buildings & Grounds Committee. If said holder of the burial lot or space acknowledges desire to retain said lot or space, a certificate shall be issued so indicating a right of burial in said lot or space; otherwise, said Buildings & Grounds Committee shall terminate the interest of the holder in the lot or space and the use of the lot or space shall revert to the Village.

F. Records. All records concerning burials, holder of burial lots or spaces and management of cemetery funds shall be maintained in a separate record by the Clerk of the Board of Cemetery Trustees and shall be open to inspection.

SECTION II

COST OF BURIAL SPACES

The price of a burial space shall be determined by Resolution of the Building & Grounds Committee hereafter and the price may be altered or amended hereafter also by Resolution of the Building & Grounds Committee. Upon payment of fees for burial spaces as indicated herein, a certificate shall be issued by the Clerk of the Board of Cemetery Trustees granting to the holder of said certificate the right of burial spaces as so stated on the certificate. The Building & Grounds Committee shall retain the legal title to said lands within the cemetery of said Village and shall grant by said certificate only the right of burial.

SECTION III

REGULATIONS FOR BURIAL SPACES.

A. Sale of Burial Spaces. Burial spaces shall be sold to the residents, property owners of the Village of Augusta, as well as employees of the Village during the term of their employment. Burial spaces shall not be sold to non-residents or non-property owners of the Village without the prior approval of the Building & Grounds Committee. One family shall be entitled to purchase a burial space without the consent of the Building & Grounds Committee and then only when additional spaces are required due to the size of the family or for other exceptional circumstances.

B. Assignment of Burial Lots. The certificate or certificates of right of burial covering a cemetery space or lots may, with prior approval of the Building & Grounds Committee be assigned; however, the certificates may be sold to the Village at the same prices as was paid originally by the holder of the certificate, if approved by the Building & Grounds Committee.

C. Persons Who May Be Buried. The holder(s) of a burial lot may authorize the burial of any persons regardless of whether such persons is a resident of the Village or a property owner in the Village.

SECTION IV

GRAVE OPENING AND INTERMENT SERVICE CHARGES.

The cost of opening and closing graves and the cost of interment shall be determined hereafter by Resolution of the Building & Grounds Committee and may be further amended hereafter also by Resolution of the Building & Grounds Committee.