

**CHAPTER 91: CEMETERIES**

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**§91.01 CONDUCT IN CEMETERIES**

- (A) No person shall in any way disturb any grave, or in any way disturb or injure or deface any monument or gravestone in any cemetery owned by the City.
  
- (B) No person shall in any way disturb any grave, deface, pull up or remove anything put or placed to mark a grave, or any wall or enclosure around a grave, or shall willfully pluck any flowers or shrubs, or cut, destroy, break, remove or injure any tree, shrub or plant that may have been planted or growing in any said cemetery, and no person shall commit any immoral act therein under penalty of the law herein described or any other law.
  
- (C) No person shall be allowed to take any domesticated animal on the grounds of the cemetery or to permit any such animal to run at large therein.  
(’67 Code, Ch. E, Art. III, §2; Am Ord. 98-16, passed 12-7-98) Penalty, see §10.99

**§91.02 DEED FOR LOT**

All persons desiring to purchase a lot or lots in the Belmont cemeteries shall apply to the City Clerk, who, upon payment of the fixed price for each lot, shall cause a deed or other instrument of receipt therefore to be given to the purchaser.  
(’67 Code, Ch. E, Art. III, §3) (Am Ord. 03-18, passed 9-9-03) Penalty, see §10.99

**§91.03 CEMETERY USE**

No person shall be interred or disinterred in City cemeteries without first obtaining lawful authority and permission.  
(’67 Code, Ch. E, Art. III, §4) Penalty, see §10.99

**§91.04 TRANSFER OF LOTS**

No person who shall purchase any lot in the cemetery from the City shall thereafter convey or alien the same to any other person except upon the written permission of the City Council, nor in any event for a greater consideration than that paid for the same lot by the grantor.

('67 Code, Ch. E, Art. III, §5) Penalty, see §10.99

**§91.05 VEHICLES IN CEMETERIES**

Vehicles shall be driven only upon the roadways within the cemetery and at a rate of speed not in excess of 15 miles per hour. No vehicles shall enter the cemetery for the purpose of attending funerals, visiting graves or other lawful missions.

('67 Code, Ch. E, Art. III, §6) Penalty, see §10.99

**§91.06 LOT CHARGES**

The cost of lots in the City cemeteries shall be determined from time to time by the City Council and shall be kept in the office of the City Clerk.

('67 Code, Ch. E, Art. III, §7, as amended) (Am. Ord. 03-18, passed 9-9-03)

**§91.07 PAUPER LOTS**

There shall be no pauper lots in the new section of Greenwood Cemetery, and pauper lots shall be limited to the old section of the cemetery in the section provided for such purpose, if available.

('67 Code, Ch. E, Art. III, §7)

**§91.08 NORTH BELMONT CEMETERY**

(A) The four acre tract of land adjoining Goshen Cemetery in North Belmont heretofore deeded to the City for cemetery purposes shall be maintained and operated as an additional cemetery for residents of the City and the North Belmont Community, and lots therein sold and maintained by the City under the regulations and provisions of this chapter shall be applicable to the cemetery insofar as the same by its terms shall be applicable.

(B) The Goshen Cemetery shall be maintained by the City under the regulations of this chapter which regulations and provisions of this chapter are hereby made applicable to the cemetery insofar as the same by its terms shall be applicable.

('67 Code, Ch. E, Art. III, §8)

**§91.09 REGULATIONS CONCERNING OF LOTS IN BELMONT CEMETERIES**

(A) No grave mounds or lot enclosures shall be permitted.

- (B) No grave shall be opened without permission of the City.
- (C) One above-ground headstone or grave marker may be installed per plot. No other monumental work, tombstone, marker, vault, fence, memorial, mound or other objects of any kind protruding above the surface of the ground may be erected, nor may any hedge, plants, tree or flowers be planted on the property. One foot marker, which must be installed flush with the ground, may be installed per grave.
- (D) The City shall at all times have the right to grade and improve said section and to remove any trees, shrubbery or construction of any kind.
- (E) Preference in the sale of grave lots may be given to residents of the City or the extraterritorial jurisdictional area
- (F) To provide for the beautification and proper maintenance of the cemetery grounds, an outer burial container shall be required for each grave in the City cemeteries. Outer containers of wood construction shall not be permitted.
- (G) An interment fee shall be charged for each grave to be opened within the City cemeteries. The amount of the interment fee shall be determined from time to time by the Council and shall be kept on file in the office of the City Clerk. Funds derived from the interment fees shall be dedicated to cemetery maintenance usage.  
(Ord. passed 5-8-72; Am Ord. 01-18, passed 8-6-01; Am Ord. 03-18, passed 9-9-03)