

ORDINANCE NO 10 - 2012

AN ORDINANCE AMENDING SECTIONS 1 AND 5 OF ORDINANCE 14-2006, AS TO MODIFY THE FEE STRUCTURE OF THE CEMETERY GRAVE FOUNDATIONS FOR FAIRVIEW CEMETERY IN THE VILLAGE OF MADISON.

WHEREAS, the Village of Madison owns and operates Fairview Cemetery;

WHEREAS, Ordinance No. 14-2006, repealed Ordinance No. 8-1991 as amended by Ordinance No. 75-1993, Ordinance No. 26-1996, Ordinance No. 42-1997 and Ordinance No. 38-2004, established the cost of all burial lots and grave openings and provided for regulations and other services within Fairview Cemetery; and

WHEREAS, it is the intent and desire of Council of Village of Madison to amend Ordinance 14-2006, so as to adjust the cost of grave openings and foundations to respond the increase in costs associated with burials at Fairview Cemetery.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE AND STATE OF OHIO:

SECTION 1: That Section 1 of Ordinance 14-2006 be and hereby is further amended by striking the specified words or numbers, as denominated by a strike-through mark (to wit: ~~abc~~) to be replaced by words or numbers appearing in bold (to wit: **abc**) and to hereafter read as follows:

"SECTION 1: That the charges for all burial lots within Fairview Cemetery of the Village of Madison shall be as follows:

DESCRIPTION	Resident	Non-Resident
Grave and opening- Baby under 1 year of age in Baby Section	\$60	\$90
Grave Opening Only- Baby under 1 year of age in Main Section	\$30	\$50
Cremation Opening	\$100	\$100
Opening for Indigent in Indigent Section	No Charge	No Charge
Additional cost added to any Saturday cremation opening or weekday arrival after 2:30 p.m. due to overtime recovery.	\$150	\$150
Full Grave Opening	\$350	\$350
Additional cost added to any Saturday Full Grave opening or weekday arrival after 2:30 p.m. due to overtime recovery.	\$150 \$200	\$150 \$200
Additional cost added to any holiday opening due to overtime recovery.	\$275	\$275
Cost per grave	\$400	\$600

- (A) No burials shall be permitted on Sundays or on the following holidays, to wit: New Year's Day, Good Friday, Memorial Day, Independence Day, Labor Day, Thanksgiving and Christmas.
- (B) The following are holidays observed by the Village of Madison: New Year's Day, Martin Luther King, Jr. Day, President's Day, Good Friday, Memorial Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving Day, the Friday following Thanksgiving Day, and Christmas.
- (C) A permanent outer burial container made of concrete or sturdy metal is required for all burials when ~~the opening is over forty inches (40") in~~ length. **No wooden burial containers are permitted. Form fitting plastic burial containers are permitted for cremations.**
- (D) Graves purchased by one who at the time of purchase was a resident of Madison Village will be opened at the resident rate. Residents who are confined because of health at a location outside the limits of the Village (i.e. a nursing home) are still considered residents for purposes of this Ordinance, whether or not they have retained their place of domicile within the Village.

SECTION 2: That Section 5 of Ordinance 14-2006 be and hereby is further amended by striking the specified words or numbers, as denominated by a strike-through mark (to wit: ~~abc~~) to be replaced by words or numbers appearing in bold (to wit: **abc**) and to hereafter read as follows:

~~"SECTION 5: Foundations for headstones shall be charged for on a square-foot basis-and-in accordance with the rate schedule below:~~

	SIZE OF FOOTER	RATE
1.	24 x 12	37.00
2.	30 x 10	38.00
3.	30 x 12	46.00
4.	36 x 10	46.00
5.	36 x 12	55.00
6.	36 x 14	64.50
7.	42 x 10	54.00
8.	42 x 12	64.50
9.	42 x 14	75.00
10.	42 x 16	86.00
11.	48 x 10	61.00
12.	48 x 12	73.50
13.	48 x 14	86.00
14.	48 x 16	98.00
15.	54 x 10	69.00
16.	54 x 12	83.00
17.	54 x 14	96.50
18.	54 x 16	110.50

	SIZE OF FOOTER	RATE
1.	2' or smaller	\$100.00
2.	2'1" - 3' long	\$125.00
3.	3'1" - 4' long	\$150.00
4.	4'1" - 5' long	\$200.00

(A) The largest footer permitted on a single burial lot is 42 inches long."

SECTION 3: Except as explicitly modified herein, all remaining provisions and the language thereof contained in Ordinance No. 10-2004, and as modified in Ordinance No. 21-2006, shall remain in full force and effect.

SECTION 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5: That this Ordinance shall take effect at the earliest time allowed by law.

PASSED: 06-04-2012

Ronald T. Bartlett
President of Council

Attested:

Tony Long
Tony Long, Fiscal Officer

Approved:

Date: 6-18-2012

Sam Britton Jr.
Sam Britton Jr., Mayor

I hereby certify that this ordinance/resolution was duly published pursuant to law.
Publication: Gazette & OBG Website
On: 7-20-2012 & 7-27-2012
Tony Long Fiscal Officer