

**CITY OF RUSSELLVILLE, KENTUCKY
ORDINANCE 2010-11**

AN ORDINANCE AMENDING ORDINANCE 2003-01, "AN ORDINANCE REGULATING CITY-OWNED CEMETERIES, PROVIDING DEFINITIONS; SETTING THE PRICE OF GRAVE SPACES INCLUDING PERPETUAL CARE; SETTING THE PRICE FOR OPENING AND CLOSING GRAVES ON WEEKDAYS, HOLIDAYS AND WEEKENDS; SETTING RATES FOR MAINTENANCE ON SPACES FOR WHICH PERPETUAL CARE HAS NOT BEEN PAID IN CITY-OWNED CEMETERIES; PROVIDING FOR USAGE OF PERPETUAL CARE INTEREST FUNDS; SETTING HOURS OF CEMETERIES; REGULATING TREES, SHRUBS, FOUNDATIONS AND MARKERS; ESTABLISHING RULES OF CONDUCT; PROHIBITING THE DESTRUCTION OR DEFAACEMENT OF GRAVES"; TO ADJUST THE PRICE STRUCTURE; TO MAKE PROVISIONS FOR PAUPER BURIALS AND GRAVE MARKER SIZES; AND WITH A REPEALER CLAUSE, SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

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WHEREAS, Ordinance 2003-01 was enacted to, among other things, set a price structure for services offered at city-owned cemeteries, and for grave spaces, lots and mausoleum crypts; and

WHEREAS, it is in the best interests of the health, safety and welfare of the citizens for these prices to be adjusted,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL IN AND FOR THE CITY OF RUSSELLVILLE, KENTUCKY, AS FOLLOWS:

I. SECTION 3(A) IS HEREBY AMENDED AS FOLLOWS:

(A) The price of grave spaces including perpetual care at the cemeteries shall be:

1 Grave Space	\$ 450.00	\$ <u>525.00</u>
5 Grave Spaces (1/2 lot)	2,175.00	<u>2,550.00</u>
10 Grave Spaces (1 lot)	4,450.00	<u>5,175.00</u>
<u>1 Baby Grave (4 ft. or less)</u>		<u>200.00</u>

Mausoleum (includes entombment,
name plate and vase)

Double	\$2,750.00	\$2,825.00
Single	1,500.00	<u>1,575.00</u>

II. SECTION 4 IS HEREBY AMENDED AS FOLLOWS:

PRICE OF OPENING AND CLOSING GRAVES

The price of opening and closing a grave for a cremation, or a child's grave (4 foot

or less) in a cemetery shall be as follows:

Days	Price	
Weekdays	\$ 100.00	\$ <u>150.00</u>
Holidays, Saturdays and Sundays	200.00	
<u>Weekends</u>		<u>200.00</u>

Otherwise, the price of opening and closing a grave in a cemetery shall be as follows:

Weekdays	\$ 450.00	\$ <u>525.00</u>
Weekends	650.00	<u>725.00</u>
Holidays (city-recognized)	800.00	<u>875.00</u>

The City of Russellville respects the reasonable requests and traditions for all funeral services; in fulfilling such requests, should a funeral service extend past the hour of 3:30 p.m., an overtime fee in the amount of ~~\$200.00~~ 275.00 will be assessed.

III. SECTION 5 IS HEREBY AMENDED AS FOLLOWS:

DISINTERMENT (not available on weekends or holidays)

The price for disinterment in a cemetery shall be as follows:

Adult	\$ 500.00	\$ <u>575.00</u>
Baby	200.00	<u>275.00</u>
Cremation	150.00	<u>225.00</u>

IV. A NEW SECTION IS HEREBY CREATED FOR PAUPER BURIALS

PAUPER BURIALS

A. The City will provide a grave space, along with opening and closing, without cost, when presented with the County-Judge Executive's affidavit attesting to the indigent status of the deceased, and no family resources exist to provide for a proper and fit burial.

B. Grave markers are not provided by the City; pauper grave markers must be gray granite, with standard measurements of 2 feet long, 1 foot width and 6 inches thick.

V. SEVERABILITY

The provisions of this Ordinance are severable. If any sentence, clause or part of this Ordinance or the application thereof to any particular state of case is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or repeal any of the remaining provisions, sentences, clauses or sections or parts of this Ordinance, it being the legislative intent of this body to ordain and enact each other.

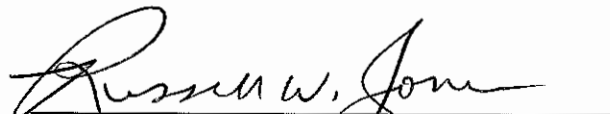
VI. REPEALER CLAUSE

All ordinances or parts of ordinances in conflict herewith and now in effect are hereby repealed.

VII. EFFECTIVE DATE

This ordinance shall become effective upon passage and publication as required by law.

FIRST READING conducted on the 3rd day of August, 2010.
SECOND READING AND PASSAGE on the 17th day of August, 2010.


RUSSELL JONES, MAYOR PRO TEM

ATTEST:


BOB RIGGS, CITY CLERK

Ayes: Bell, Pat; Davenport, Jimmy; Jones, Russell; McPherson, Lanny; Nash, Doug; Whipple, Jack.

Nays: None.

Absent: None.

Abstaining: None.