

PRICES, FEES AND COSTS
ASSOCIATED WITH THE
HORTON CEMETERY.

(First Published in *The Horton Headlight* on the ____ day of _____, 2008, 1x)

ORDINANCE NO. 1083

AN ORDINANCE AMENDING SECTIONS 5 AND 6 OF GENERAL MUNICIPAL ORDINANCE NO. 920 (1990), AND PROVIDING FOR AMENDED, SUBSTITUTE LANGUAGE PERTAINING TO PRICES TO BE CHARGED FOR LOTS IN THE HORTON CITY CEMETERY.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HORTON, KANSAS:

SECTION 1. Section 5 of General Municipal Ordinance No. 920 shall be amended and substitute language provided as follows: "The prices to be charged *by the City of Horton (the "City")* for lots in The Horton City Cemetery shall be ~~established by the governing body of the City of Horton at such time as needed~~ (i) \$250.00 per single grave space, (ii) \$900.00 per one-half lot consisting of four spaces, and (iii) \$1,600.00 per lot consisting of eight (8) spaces. No person, firm, corporation or association shall be allowed to own more than one full lot in Section "K" or "L". No deed shall be issued to any lot, half lot or single grave space until the purchase price of the same shall have been paid in full to the City. A full lot shall contain eight grave spaces. The prices established for the lots shall include continued services of mowing grass and the filling of graves. The prices established for the lots shall included continued services of mowing grass and the filling of graves on the property by the sexton at the first reasonable opportunity. Upon payment as hereinbefore provided, the City Clerk *or his or her designee* is hereby authorized and directed to prepare a deed to the purchaser of cemetery property, upon forms to be provided for that purpose, which said deed shall be signed by the Mayor and attested by the City Clerk, who shall ~~deliver~~ *cause to be delivered* the same to said purchaser; provided, however, that the Governing Body is reserved the right to refuse the sale of any lot or half lot to any person, firm, corporation or association when in their judgment the sale of the same would prove detrimental to said cemetery or to the owners of lots therein. All deeds to the cemetery property shall recite that the execution of the same is subject to all of the rules and regulations governing said cemetery. All graves shall be dug by a regularly employed or approved sexton of said cemetery or by an independent contractor who is solely responsible for this service and who has met the insurance requirements established by the Governing Body of the City of Horton. The charge for opening and closing each grave shall be in the sum of ~~Two Hundred Dollars (\$200.00)~~ *Two Hundred-Fifty Dollars (\$250.00)* and shall be payable to the City Clerk before burial takes place. The opening and closing for infant burial or inurnment shall be One Hundred Twenty-Five Dollars (\$125.00) provided the grave does not exceed three (3) feet in length. Inurnment does not include the burial of cremains in a stone foundation."

SECTION 2. Section 6(e) of General Municipal Ordinance No. 920 shall be amended as follows: "Monument dealers or any person desiring to erect monuments or grave markers in said cemetery must first submit to the City Clerk specifications showing the size of said monument or marker to be used and the plan and materials to be used in constructing the base upon which said monument or marker is placed, together with the location of the same, and no work shall be done until the construction of the same is authorized by the ~~City Clerk on behalf of the Governing Body~~ *cemetery sexton*. No headstone shall be higher than thirty-two (32) inches

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above ground level in Sections "K" and "L". All headstones shall be placed at the head of the graves. All corner lot markers shall be no higher than ground level. All headstones and all corner lot markers shall have four (4) inch borders. There will be a charge of ~~Twenty-Five Dollars (\$25.00)~~ *Fifty Dollars (\$50.00)* for marking out headstone and/or corner markers and/or footstone locations."

SECTION 3. The City Clerk or his or her designee shall cause the production and publication of all necessary forms required for the proper administration and record keeping of The Horton City Cemetery.

SECTION 4. Sections 5 and 6(e) of General Municipal Ordinance No. 920 are amended as hereinbefore described.

SECTION 5. This ordinance shall take effect and be in force from and after its publication in The Horton Headlight, the official city newspaper.

PASSED BY THE GOVERNING BODY OF THE CITY OF HORTON, KANSAS, THIS 4th DAY OF MARCH, 2008.

Tim Lentz, Mayor
City of Horton, Kansas

ATTEST:

Candy Schmitt, City Clerk
City of Horton, Kansas