

## CHAPTER 10

### CEMETERY

#### ARTICLE I - ADMINISTRATION

**10-1-1**        **PUBLIC WORKS COMMISSIONER.** The Public Works Commissioner shall be responsible for general care and custody of the Village Cemeteries.

- (A)            Duties of Public Works Commissioner.
- (1)        Shall have general care and custody of Cemeteries.
  - (2)        Shall have control of all workmen employed in the Cemeteries.
  - (3)        Shall enforce all laws and rules and regulations affecting the rights of proprietors of lots in the Cemeteries or the conducts of visitors therein.
  - (4)        Shall not employ any labor or make any purchases in any way incur any indebtedness on account of the Cemeteries, except by order of the Village Board.
  - (5)        Shall dig or cause to be dug, all graves in the Cemeteries.
  - (6)        Shall keep the Cemeteries in a clean and presentable condition.

**10-1-2**        **DEPOSIT OF ALL FUNDS.** All funds that apply to Greenmount Cemetery shall be deposited in the name of the Greenmount Cemetery in the banks specified in **Section 1-2-84** of this Code. Funds that apply to the City Cemetery shall be deposited in the General Fund.

**10-2-5**        **BANK ACCOUNTS: GREENMOUNT.**

- (A)            General Account
- (B)            Perpetual Care Trust Fund Account

**10-1-4**        **FEES.**

(A)            The Village Board of Trustees shall set a schedule of fees to be charged for all lots in Greenmount Cemetery, and no lot shall be sold for any other price. The Board of Trustees may, from time to time, change or modify the schedule.

(B)            On application for interment permit or disinterment permit, such fees shall be charged and paid in advance to the Village Clerk. Such fees shall include the expenses of digging the grave, filling and conditioning the grave or of the disinterment as the case may be, and all expenses of interment and disinterment.

**10-1-5**        **APPLICATION FOR THE PURPOSE OF A LOT.** All applications for the purchase of any lot in Greenmount Cemetery shall be made to the Village Clerk, who shall keep a complete record of all lots sold, to whom sold, the address of the purchaser, and the amount paid therefor.

**10-1-6**        **DONATIONS.** The Village Board is authorized to receive donations, bequests or devises for the use of the Cemeteries. All income and receipts, whether by way of donations, bequests or devises, sale of lots, permits, or from whatsoever source derived, not required for the expense of maintaining Greenmount Cemetery, shall be transferred to the Perpetual Care Fund until such time as such fund shall be large enough that the earnings or interest therefrom is sufficient to properly maintain the Cemeteries and the graves therein.

## **ARTICLE II - GENERAL REGULATIONS**

**10-2-1**        **APPLICATION OF VILLAGE LAWS.** All provisions of the Village Code now in force or hereafter enacted, relating to and defining public offenses in the Village shall, insofar as the same shall be applicable, be in full force and effect in the Village Cemeteries.

**10-2-2**        **UNLAWFUL ENTRY.** It shall be unlawful for any person or persons, other than duly authorized officers, officials or employees of the Village to enter or be upon the cemetery grounds during the time after sunset and before sunrise of any day without first obtaining permission of the sexton or Village officer in charge of the cemetery. It shall further be unlawful at all times for any person to enter or leave the grounds other than by the established and open entrances or gateways.

**10-2-3**        **TRESPASS, LOITERING; EXCEPTIONS.** It shall be unlawful for any person to loiter or trespass upon lots and graves of the Village Cemeteries or for the parent or guardian of any child under the age of **sixteen (16)** to permit such child to be within the cemetery grounds unless accompanied by an adult person. Provided, nothing herein shall be construed to prohibit any person having lawful business in the cemetery in connection with improvement thereof or persons visiting the graves of relatives or friends from being in the cemetery in accordance with the rules.

**10-2-4**        **SPEED OF VEHICLES.** It shall be unlawful for any person to drive in the cemetery faster than **ten (10) miles per hour.**

**10-2-5**        **OPERATION OF VEHICLES AND PARKING.**

(A)            No person shall drive or move any vehicle within the cemetery except over a roadway open for vehicular traffic, or obstruct any path or driveway within the cemetery grounds or any driveway therein as a public thoroughfare or drive any vehicle through said grounds, except for purposes of making deliveries in the cemetery or visiting any grave site.

(B)            It shall be the duty of the cemetery sexton and his assistants to direct all vehicular traffic and the sexton is authorized to direct the parking or standing of all vehicles in the cemetery. No person shall disobey or disregard the directions of the sexton relating to the movement or standing of all vehicles within the cemetery.

**10-2-6**        **RUBBISH; DEBRIS.** It shall be unlawful for any person to dispose of any rubbish, trash, waste materials, litter, or debris of any kind in the Village Cemeteries.

**10-2-7**            **PROPERTY DAMAGE.** No person shall remove, molest, injure, mar, deface, throw down or destroy any headstone, monument, survey marker, corner marker, tomb, vault or mausoleum, or decoration on any cemetery lot in said cemetery or open, disturb or molest any grave or place of burial therein. This shall not prohibit acts by cemetery officers and employees, or public officials, in carrying out their duties.

**10-2-8**            **RULES AND REGULATIONS.** The following regulations shall apply to Village Cemeteries.

(A)            No live planting is permitted.  
(B)            Flowers shall be inserted in holder attached to headstone or base.  
(C)            Christmas blankets are permitted.  
(D)            No decorative rock or edging permitted.  
(E)            Shepherd hooks allowed if mounted against base.  
(F)            Cremains are allowed with a full depth/traditional burial, with a limit of **three (3) cremains.** However, there will be no disinterment of cremains to allow for a full depth burial.

(G)            **One (1) full depth/casket burial** in each **five feet by ten feet (5'x10')** plot – no double depth burials; provided however, that up to **three (3) cremains** shall be allowed to be placed within a single **five feet by ten feet (5'x10')** plot.

(H)            **One (1) full depth/casket burial** in each **four feet by ten feet (4'x10')** plot located in the area designated as the cemetery's northeast corner– no double depth burials; provided however, that up to **three (3) cremains** shall be allowed to be placed within a single **four feet by ten feet (4'x10')** plot.

(I)            Burial plots located in the area designated as the cemetery's southeast corner are restricted to cremains only.

(J)            Monuments will not be higher than **thirty-six (36) inches** with base.

(K)            Monument inscriptions shall face to the West. It is the decision of the family as to what direction the deceased is to face. Regardless of facing this will not change the direction of the monument.

(L)            Monument installers have been informed that footing must be a minimum of **thirty (30) inches** deep and soil compacted before installation. Headstones that shift out of level shall be corrected by the family of the deceased.

(M)            Grave specifications for monument supplies:

- (1)          Footing – Depth, minimum of **thirty (30) inches**, soil must be compacted.
- (2)          Maximum monument height shall not exceed **thirty-six (36) inches.**
- (3)          Contact Village for verification of alignment and location.

### ARTICLE III - CEMETERY FEES

#### 10-3-1 FEES.

(A) Cost of Grave Digging. The cost of grave digging shall be **Three Hundred Dollars (\$300.00)** on Monday through Friday and **Four Hundred Dollars (\$400.00)** for Saturday, Sunday and Holidays. The cost of grave digging for any **child two (2) years** of age or younger shall be **One Hundred Fifty Dollars (\$150.00)** on Monday through Friday and **Two Hundred Dollars (\$200.00)** on Saturday, Sunday and Holidays. The cost of grave digging for cremains shall be **One Hundred Dollars (\$100.00)** on Monday through Friday and **One Hundred Fifty Dollars (\$150.00)** on Saturday, Sunday and Holidays.

(B) Purchase of Grave Site. The cost of purchasing a grave site in the Greenmount Cemetery is as follows:

	<u>Resident*</u>	<u>Non-Resident</u>
Circle Lots	\$350.00	\$450.00
All Sections (5'x10' plot)	\$300.00	\$400.00
NE: Individual Lots #1 through #66 (4'x10' plot)	\$150.00	\$250.00
SE: Individual Lots #91 through #483 (3'x10' plot) Cremains ONLY	\$150.00	\$250.00

**\*Resident definition. A person residing within the corporate limits. A person who resides outside corporate limits but has a New Baden address. A person who has established New Baden as a residence, but because of illness was confined to a nursing home or residing with family members at time of death.**

(C) Disinterment. A fee of **\$750.00** shall be imposed for any disinterment.

(D) Sale of Grave Site Back to Village. The owner of a grave site in the Greenmount Cemetery may sell such grave site back to the Village for the sum of **\$75.00**.

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