

City of Scottsbluff, Nebraska

Monday, June 5, 2017

Regular Meeting

Item Resolut.2

Council to consider an Ordinance amending the fees at Fairview Cemetery.

Staff Contact: Nathan Johnson, City Manager

ORDINANCE NO. _____

AN ORDINANCE FOR THE CITY OF SCOTTSBLUFF, NEBRASKA, AMENDING THE MUNICIPAL CODE IN REGARD TO EXEMPTION FEES AT CHAPTER 5, ARTICLE 1, AND CEMETERY FEES AT CHAPTER 6, ARTICLE 6, ADDING FEES FOR MAUSOLEUM AND COLUMBARIUM, REPEALING PRIOR PROVISIONS OF THE MUNICIPAL CODE, PROVIDING FOR PUBLICATION IN PAMPHLET FORM AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA:

Section 1. Section 6-6-11 of the Scottsbluff Municipal Code is amended to provide as follows:

“6-6-11 Burial spaces, Mausoleum spaces and Columbarium; Fairview Cemetery.

Effective October 1, 2017, the purchase price of burial spaces, mausoleum spaces and columbarium in Fairview Cemetery shall be as follows:

Addition	Section	Lot	Space	Price
Original Cemetery	All	All	All	600.00
First	All	All	All	600.00
Second	All, except B & C	All	All	600.00
Second	B	All	Infant	100.00
Second	B	All	Adult	600.00
Third	Replat of A	All	All	600.00
Replat of Third	B	All	All	600.00
Third	C	All	Infant	100.00
Replat of Third	C	All	Infant	100.00
Replat of Third	Replat No. 1 of D	All	All	600.00
Replat of Third	Replat No. 2 of E & F and part of D	568 to 738, incl. (Whole spaces only)	All	600.00
Replat of Third	Replat No. 2 of E & F and part of D	568 to 738, incl. (Half spaces only)	Infant, cremation	350.00
Third	Replat of G	1 to 51, incl.	A, B, C, and D	600.00
Third	Replat No. 2 of G	1-A to 1-D, incl.	All	600.00
Third	Replat of G	4 to 29, incl. and 37 to 49, incl.	E, F, G, and H	600.00
Alleyways	All	All		600.00

Mausoleum - Single \$3,300.00
Double \$4,400.00

Columbarium - Single: Niche* \$600.00
Double: Niche* \$900.00

*Price of cremation niches includes inscription”

Section 2. Section 5-1-13 of the Scottsbluff Municipal Code is amended to provide as follows:

“5-1-13. Burial vaults; required; exemption.

All bodies interred in Fairview Cemetery shall be enclosed within a burial vault constructed of concrete, metal or fiberglass, except as herein provided. Upon a request in writing for an exemption from such requirement, signed by the survivor(s) by whom burial arrangements are being made, the requirement shall be waived by the Cemetery Supervisor:

- (1) if the Supervisor shall find in writing the deceased held, or that such survivor(s) hold a belief, based upon religious or philosophical grounds, that a body should not be interred within any container constructed of material (other than wood) which will impede disintegration of the body,
- (2) if such survivors(s), prior to interment shall pay into the cemetery fund of the City an additional fee in the amount of five hundred fifty dollars (\$550.00) to hold the City harmless from the expense of additional maintenance of the grave or adjacent areas which may become necessary because of the absence of a burial vault; and
- (3) if the body is interred in a container constructed of wood.”

Section 3. Section 6-6-12 of the Scottsbluff Municipal Code is amended to provide as follows:

“6-6-12. Service charges; Fairview Cemetery.

The following charges shall be made for services rendered by the City in Fairview Cemetery:

Grave opening and closing, adult	\$550.00
Grave opening and closing, infant	150.00
(Limited to rough box not to exceed 50" in length)	
Saturday (A.M. only opening and closings, additional charge	500.00
Cremation burial	250.00
Disinterment, adult	1,000.00
Disinterment, infant	800.00
Disinterment, cremation	550.00
Foundation fee	150.00
Recorded deed (in addition to fees of Register of Deeds)	50.00
Monument Permit Fee	100.00
Perpetual care	200.00
Second Right of Interment (cremains on existing graves)	300.00
<u>Entombment Charges</u>	
Mausoleum: Opening and closing	550.00
Columbarium: Opening and closing	250.00
Saturday (A.M. only opening and closings, additional charge)	500.00
Tent set up	200.00”

Section 4. Previously existing Sections 5-1-13, 6-6-11 and 6-6-12 of the Scottsbluff Municipal Code and all other Ordinances and parts of Ordinances in conflict herewith are repealed. Provided, however, this Ordinance shall not be construed to affect any rights, liabilities, duties or causes of action, either criminal or civil, existing or actions pending at the time when this Ordinance becomes effective.

Section 5. This Ordinance shall become effective upon its passage, approval as provided by law, and publication shall be in pamphlet form.

PASSED AND APPROVED on _____, 2017.

Mayor

ATTEST:

City Clerk (Seal)

Approved to form:

City Attorney