

ORDINANCE NO. 1258

AN ORDINANCE RELATED TO THE RULES AND REGULATIONS FOR THE OPERATION OF THE CITY-OWNED CEMETERY; ESTABLISHING REGULATIONS FOR BUYING BACK BURIAL SPACES; ESTABLISHING FEES FOR RE-ISSUING CEMETERY DEEDS; CLARIFYING VAULT REQUIREMENTS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Baldwin City owns and operates the Oakwood Cemetery, which is an active cemetery, the Pioneer Cemetery, which is an inactive cemetery, and other cemetery property; and

WHEREAS, certain rules and regulations need to be established or amended from time to time in order to provide for the continued operation of the cemetery as a public service provided by the City.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the City of Baldwin City, Kansas, that:

Section 1. City purchase of cemetery property. The City may buy back cemetery property (lots or burial spaces) from the current owner at 80% of the original purchase price as noted on the original deed. Persons wishing to sell lots or burial spaces back to the City must present the original deed and show proof of ownership if they are not the original purchaser. The City will not buy back cemetery property if the original deed is not presented.

Section 2. Re-issue of deeds. The City Clerk may re-issue deeds upon request, such as when ownership of spaces is transferred to a new owner or names of owners are updated. There will be a twenty-five (\$25.00) dollar fee for re-issue of a deed. If more than one deed is being re-issued under the same request, there will be a ten (\$10.00) dollar fee for the second and each subsequent deed.

Section 3. Vaults required. Full-casket burials in Oakwood cemetery require the use of a vault.

Section 4. Fees. Fees for cemetery sales and services shall be according to the following schedule:

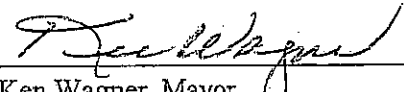
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| (a) Regular burial space: | \$500 |
| (b) Infant burial space: | No charge (in infant section only) |
| (c) Opening & Closing of graves: | \$400 |
| (d) Opening & Closing of urn sites: | \$200 |
| (e) Opening & Closing on Saturday/Sunday: | add \$100 to either (c) or (d) as applicable |
| (f) Installation of monument foundations: | \$100 fee, plus actual cost of materials
(when installed by city staff) |

Section 5. Severability. The provisions of this ordinance are severable. If any portion of this ordinance is deemed invalid for any reason, such invalidity shall not affect the remaining provisions.

Section 6. Effective Date. This ordinance shall be in full force and effect upon adoption by the governing body, approval by the mayor, and publication as required by law.

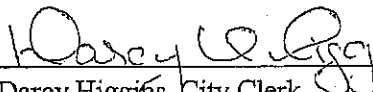
ADOPTED AND APPROVED by the Governing Body of the City of Baldwin City, Kansas on this 1st day of November, 2010.

APPROVED:



Ken Wagner, Mayor

ATTEST:



Darcy Higgins, City Clerk

