

(Published in the Cawker City Ledger Sept. 17, 2020)

**ORDINANCE NO. 735**

AN ORDINANCE AMENDING THE COST OF PURCHASING LOTS IN GLENWOOD CEMETERY, ESTABLISHING RESTRICTIONS ON RESALE, ESTABLISHING LIMITATIONS ON FLOWERS AND OTHER ORNAMENTS, AND SETTING PENALTIES; AMENDING ARTICLE 2 OF CHAPTER XII OF THE GLEN ELDER CITY CODE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GLEN ELDER, KANSAS

SECTION 1. Article 2, Chapter XII of the City Code of Glen Elder, Kansas, 2014 edition, and amendments thereto, is hereby amended to read as follows:

ARTICLE 2. GLENWOOD CEMETERY

12-201. UNLAWFUL CONSTRUCTION. It shall be unlawful to erect or construct any fence, coping or curbing or wood, stone, brick, cement or other material, on or around any lot or part of lot or any grave, or to plant any tree, flower or shrub on any cemetery lot or grave, provided, this shall not be construed as prohibiting the erection of headstones, tombs or monuments; provided however, that the cemetery superintendent may permit small flowers, shrubs and trees to be grown not to exceed four feet high but the city shall be under no duty to care for them and the cemetery superintendent may remove the same at any time without notice.

12-202. CEMETERY LOTS AND GRAVE OPENING PRICES.

- (a) The cost of purchasing a cemetery lot or part thereof shall be as follows:
  - (1) Half (1/2) lot – 6 spaces — \$450.
  - (2) Quarter (1/4) lot – 3 spaces — \$225.
- (b) Grave opening shall be charged as follows:
  - (1) Monday through Friday:
    - (A) Regular size vault - \$300.
    - (B) Post hole cremation (2' x 2') - \$125.
  - (2) Weekends and Holidays:
    - (A) Regular size vault - \$400.
    - (B) Post hole cremation (2' x 2') - \$175.

12-203. SAME; LANDSCAPING. The planting of trees, shrubs, flowers or other landscaping is prohibited except that one peony may be planted on each side of the tombstone.

12-204. RESALE OF CEMETERY LOTS. For the purpose of preventing profiteering in dealing in cemetery lots, it is hereby declared to be unlawful for any person to sell, offer to sell or otherwise dispose of any burial lot or lots in the municipal cemetery to any person except the record owner's surviving spouse, children, grandchildren, daughter-in-law, son-in-law, parents, grandparents, brother, sister, uncle or aunt without first offering said burial lot or lots to the city at the same price at which price said lot or lots were first acquired from the city. The city shall have thirty (30) days to accept such offer with payment for such lot or lots.


12-205. FLOWERS AND OTHER ORNAMENTS. To keep the cemetery properly maintained and to do so without excessive obstacles the placing of cut or plastic flowers and other ornaments will not be allowed other than in the two weeks prior to Memorial Day weekend and the two weeks following Memorial Day weekend. This provision does not apply to flowers in permanent vases on the headstones. Any flowers or ornaments that violate this provision can, and will, be removed without notice.

12-206. PENALTIES. Any person violating any of the provisions of this article shall be deemed a violation of the uniform offense code and upon a conviction thereof shall be fined as provided within the uniform offense code.

SECTION 2. Article 2, Chapter XII of the Code of the City of Glen Elder, Kansas, except as specifically amended herein, is repealed.

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its passage and being published one time in the official city newspaper.

8 PASSED and ADOPTED by the Governing Body and signed by the Mayor this day of Sept., 2020.

  
Ryan Duskie, Mayor

ATTEST:

  
Jerri Senger, City Clerk

