

RESOLUTION NO. 2017-20

**A RESOLUTION AMENDING SECTION 6.010 OF THE CENTERVILLE
FEE SCHEDULE REGARDING CEMETERY FEES**

WHEREAS, the City Cemetery is reaching its full capacity for buildout and the number of remaining burial rights is exceedingly low; and

WHEREAS, the City Council is researching alternatives for future Cemetery expansion at the current location or alternative locations as well as associated operation and maintenance costs; and

WHEREAS, during the interim, the City Council deems it necessary to increase the internment rates for burials within the City Cemetery and to restrict and/or prohibit the sale of new burial rights to non-residents as more particularly provided herein.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
CENTERVILLE CITY, STATE OF UTAH, AS FOLLOWS:**

Section 1. Amendment. Section 6.010 of the Centerville Fee Schedule is hereby amended to read in its entirety as more particularly set forth in **Exhibit A**, attached and incorporated herein by reference.

Section 2. Severability Clause. If any section, part or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of this Resolution shall be severable.

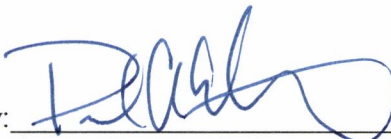
Section 3. Effective Date. This Resolution shall become effective immediately upon its passage.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY,
STATE OF UTAH, ON THIS 8th DAY OF NOVEMBER, 2017.**

ATTEST:

CENTERVILLE CITY


Marsha L. Morrow, City Recorder

By: 
Mayor Paul A. Cutler



CERTIFICATE OF PASSAGE AND EFFECTIVE DATE

According to the provisions of the U.C.A. § 10-3-719, as amended, resolutions may become effective without publication or posting and may take effect on passage or at a later date as the governing body may determine; provided, resolutions may not become effective more than three months from the date of passage. I, the municipal recorder of Centerville City, hereby certify that foregoing resolution was duly passed by the City Council and became effective upon passage or a later date as the governing body directed as more particularly set forth below.


MARSHA L. MORROW, City Recorder

DATE: November 13, 2017

EFFECTIVE DATE: 8 day of November 2017.

Exhibit A

6.010 Cemetery And Burials

The following cemetery and burial fees shall apply to burial rights within the Centerville Cemetery.

Cemetery and Burial Fees

Cemetery and Burials	Resident ¹	Non-Resident ²
Burial Right ^{3, 4, 5, 6}	\$600	\$600 Not eligible for non-resident purchase
<u>Double Depth Burial Right ⁶</u>	<u>\$1,000</u>	<u>Not eligible for non-resident purchase</u>
Internment ^{7, 8} (Weekdays Before 5:00 p.m.)	<u>\$400</u>	<u>\$1,400</u>
Old Sections A, B, C and D	\$320	\$820
New Section E	\$320	\$1,320
Internment ^{7, 8} (Weekdays After 5:00 p.m. and Saturdays)	<u>\$600</u>	<u>\$1,600</u>
Old Sections A, B, C and D	\$480	\$980
New Section E	\$480	\$1,480
Perpetual Care Fee ⁹	\$300	\$300
<u>Double Depth Perpetual Care Fee</u>	<u>\$600</u>	<u>\$600</u>
Disinterment Fee	Actual Costs (\$500 Deposit)	Actual Costs (\$500 Deposit)
Upright Headstone Fee ¹⁰	\$100	\$100

1. As used herein, the term "Resident" shall be defined as:
 - a. Any person who was domiciled within the corporate limits of Centerville City, Utah, at the time of death, regardless of actual place of death; or
 - b. Any person owning real property within the corporate limits of Centerville City, Utah, at the time of death, regardless of the residence or domicile of such person; or
 - c. Any person who was a legal resident of Centerville, Utah, at the time of death, regardless of domicile; or
 - d. Any person who was formally domiciled within the corporate limits of Centerville City, Utah, immediately prior to moving from the City for the purpose of becoming domiciled in any facility for the purpose of receiving medical or residential care.
2. As used herein, the term "Non-Resident" shall be defined as any person who does not meet the definition of "Resident" as set forth herein.
3. Residents may only purchase a Right of Burial on an immediate need basis; provided, at the time of need two Rights of Burial may be purchased. A maximum of four burial rights may be purchased by the occupants of any household. Non-residents are not eligible or shall be permitted to purchase a Right of Burial in the cemetery at this time. on an immediate need basis only; provided that at the time of need, two burial rights may be purchased.
4. In the case of a burial right being sold for the first time by the City, three hundred dollars (\$300) of the burial right fee shall be placed in the Perpetual Care Fund for the City Cemetery (in addition to Perpetual Care Fees due) and the remainder of the fee ~~(\$300)~~ shall be placed in the City General Fund.
5. For burial rights that have been repurchased by the City, a record shall be made of the source of funding for the repurchase transaction, so that the source can be fully repaid when the burial rights are resold.
6. Burial rights for a double-depth vault burial space shall be sold at the price set forth in the Fee Schedule (equal to the cost of two single depth burial rights) and the purchaser shall be required to pay at the time of purchase of the double-depth vault burial space the Perpetual Care Fee as set forth in the Fee Schedule (equal to the perpetual care fee for two single depth burial rights). ~~in Plat E may be purchased for the same fee as a single depth burial right; however, the purchaser must pay two Perpetual Care fees.~~
7. ~~Five hundred dollars (\$500) of the non-resident interment fee for Sections A,B,C, and D shall be placed in the Perpetual Care Fund for the City Cemetery; the remainder of the fee shall be placed in the City General Fund.~~ One thousand dollars (\$1,000) of the non-resident interment fee ~~for Section E~~ shall be placed in the Perpetual Care Fund for the City Cemetery; and the remainder of the fee shall be placed in the City General Fund.
8. An infant or the ashes of a deceased person placed in a burial space with another deceased person, as approved by the Parks and Recreation Director in accordance with CMC 8.03.090, shall not be required to pay non-resident interment fees and shall be subject to the resident interment fees regardless of domicile or interest.
9. All burial rights and burials within the City Cemetery shall be subject to a Perpetual Care Fund fee, including infants or cremated remains buried in a space that is already occupied. Except as provided herein, the Perpetual Care Fee shall be paid at the time of purchase of burial rights. In the event the Perpetual Care Fee is not paid at the time of purchase of the burial rights, the Perpetual Care Fee shall be paid at the time of Interment. Purchasers of burial rights for a double-depth vault burial space shall pay at the time of purchase of the double-depth vault burial space the Perpetual Care Fee for double-depth

vaults set forth in the Fee Schedule (equal to the perpetual care fee for two single depth burial rights).
two Perpetual Care fees.

10. All funds received for upright headstone fees shall be placed in the Perpetual Care Fund for the City Cemetery.