

ORDINANCE 787 (15)

AN ORDINANCE AMENDING PART 2, CHAPTER 3, MOORE MUNICIPAL CODE, BY REPEALING SECTIONS 11-306, 11-309, 11-310, 11-311, AMENDING AND ESTABLISHING DATES FOR REMOVAL OF WREATHS AND DECORATIONS; PROVIDING FOR RENUMBERING; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER.

Be it ordained by this Council of the City of Moore, Oklahoma that:

Part II, Chapter 3, Sections 11-301 through 11-312 of the Moore Municipal Code, is hereby amended to read as follows:

CHAPTER 3**CEMETERY**

Section 11-301	Cemeteries established.
Section 11-302	Cemetery care fund.
Section 11-303	Expenditure and control
Section 11-304	Prices for lots.
Section 11-305	Deeds for lots.
Section 11-306	Fees for setting monuments and grave staking.
Section 11-307	No action to be taken until fee is paid.
Section 11-308	Erection of monuments, improvements.
Section 11-309	Defacing property.
Section 11-310	Removal of wreaths, decorations.
Section 11-311	Motorized vehicles.
Section 11-312	Council may adopt rules.

SECTION 11-301 **CEMETERIES ESTABLISHED.**

All cemeteries under the ownership and control of the city are established as city cemeteries. The city manager shall appoint all officers and employees necessary for the proper control and management of the cemetery.

SECTION 11-302 **CEMETERY CARE FUND.**

There is hereby established a cemetery perpetual care fund for maintenance and improvement of the city cemeteries, to be operated in accordance with state law. Financing and investment of the fund shall be as permitted by the city and state law.

SECTION 11-303 **EXPENDITURE AND CONTROL.**

No obligation incurring the expenditure of any money on account of a city cemetery shall be valid or binding upon the city unless the same shall first have been appropriated by the council and approved by the city manager.

SECTION 11-304 PRICES OF LOTS.

The city council by motion or resolution shall fix the price for which lots shall be sold. Any payment installment plan approved by the city council for purchase of a lot shall provide for full payment, or one-fifth (1/5) down payment and one (1) payment annually, within a maximum of four (4) years.

SECTION 11-305 DEEDS TO LOTS.

All cemetery deeds shall be signed by the mayor and the city clerk upon final payment. The clerk or his or her designee shall keep a complete record of all sales and burials.

SECTION 11-306 FEES FOR SETTING MONUMENTS AND GRAVE STAKING.

Monument set and/or grave staking paperwork will need to be filled out and paid in full prior to the city marking for either. The fee therefor shall be established by motion or resolution of the city council.

SECTION 11-307 NO ACTION TO BE TAKEN UNTIL FEE IS PAID.

No deed for any lot shall be issued, no grave marked, and no monument or marker shall be set, located or placed until the fee or charge has been paid in full except as may be otherwise allowed by the city herein.

SECTION 11-308 ERECTION OF MONUMENTS AND IMPROVEMENTS.

The erection of monuments, filling of graves or needed improvements, or the marking thereof, by private parties in a cemetery of the city shall be done under the supervision of the city and not otherwise. Only one monument per lot shall be allowed at the head of the grave, with the exception of a veteran's marker at the foot of the grave.

SECTION 11-309 DEFACING PROPERTY.

Every person who shall wilfully or with malicious intent destroy, mutilate, deface, injure or remove any tomb, or monument, or other structure placed in any city cemetery, or any fence, railing, or other work for the protection of any such cemetery or place of burial of any human being, or tomb, monument, memorial or other structure, or any lot within a cemetery, or who shall wilfully or with malicious intent destroy, cut, break or injure any tree, shrub or plant within the limits of a cemetery, shall be deemed guilty of violating this section. Any person violating this section shall be punished as provided in Section 1-108 of this Code.

SECTION 11-310 REMOVAL OF FLOWERS.

It is unlawful for any person to remove flowers from a vase attached to the monument other than by the persons placing such flowers or by a designated city employee. The city will remove all flowers the first week of February and August.

Flowers can remain in vases attached to the monument. Saddles with flowers, attached to the top of the monument are allowed. Items on the ground or around the monument base will be removed.

SECTION 11-311 MOTORIZED VEHICLES.

No motorized vehicle shall be permitted in any cemetery except:

1. Vehicles operated by the city or under contract to the city;
2. Vehicles entering, exiting, or being parked where part or a portion of the cemetery is designated and maintained for entrance, exit or parking.

SECTION 11-312 COUNCIL MAY ADOPT RULES

The council by motion or resolution may adopt rules and regulations relating to the city cemeteries.

Passed and approved this 15th day of ^{June}~~May~~, 2015.

Glenn Lewis
Glenn Lewis, Mayor

Attest:

Jim Corbett, City Clerk
Jim Corbett, City Clerk



Approved as to form and legality:

Randy C. Brink
Randy C. Brink, City Attorney