

CITY OF AVOCA

TITLE IV: COMMUNITY SERVICES
CHAPTER 3: CEMETARY

3.01 PURPOSE. The purpose of this Ordinance is to provide rules and regulations for the future management of Graceland Cemetery, which is owned and operated by the City of Avoca, Iowa.

3.02 Rules and Regulations. The Graceland Cemetery shall be governed by the following rules and regulations:

1. Transfer of Property. All property in Graceland Cemetery shall be transferred by the City Clerk of the City of Avoca, Iowa. Any transfers of lots not presently owned by the City of Avoca, Iowa, and upon which there are no burials shall be made only to the City of Avoca, Iowa. The City Clerk of the City of Avoca, Iowa, shall then transfer the property to a subsequent purchaser. The transfer shall be made to the City of Avoca in such a form as the City may from time to time require for such conveyance; and the City of Avoca, Iowa, shall pay the person so transferring an amount equal the amount the person paid for the space or spaces at the time of their original purchase.
2. Any transfer by the City of Avoca, Iowa, will be in such a form as the City may from time to time adopt for such conveyance.
3. There shall be only one burial of one body on each grave space. Burials of cremains are limited to two per space.
4. All burials shall be supervised by an assignee for the City of Avoca, Iowa.
5. All burials shall be in an outside container of cement or some substance of equal durability.
6. Cemetery charges and fees shall be referenced established in Title I, Chapter 6, also known as the "Omnibus Rate, Charges, and Fees Ordinance".
7. The portion of the cemetery which is designated (which is that portion of the cemetery which is located in Section 3 and is North of the dividing East-West Road) as the Memorial Section by the City Council of the City of Avoca, Iowa, shall have markers which are flush with the ground and shall have no other fixtures, receptacles except invertible vases which are part of the marker or other objects placed thereon which are not flush with the ground, unless placed thereon by the City of Avoca, Iowa, or as permitted by Section "H" hereof.

8. All plantings, whether permanent or seasonal, on the cemetery shall be by the City of Avoca, Iowa, or its assignee.
9. All receptacles, flower arrangements or decorative items shall be removed within a reasonable length of time, and if the same are not removed may be removed by the caretakers. Flower arrangements and decorative items shall be permitted in the Memorial Section for such period even though the same are not flush with the ground.
10. Any burials made in lots where ownership is in question shall be made at the risk of the family making such burial. In the event there is burial on a lot where the City has not participated in the transfer of the lot, the family which uses the grave site is responsible for the removal of the body in the event the dispute results in a determination that the body must be removed. In the event the City is aware of a burial on disputed sites, the City shall require an agreement which releases the City of any responsibility for the burial.
11. The City Manager shall make such rules, not in conflict with the provisions of this chapter, as may be needed for the detailed operation of the cemetery.