

**ORDINANCE NO. 2017 - 06**

**AN ORDINANCE AMENDING Ordinance 1999-03 and Chapter 115 of the Code of Ordinance of the City of Shenandoah, Iowa**

**BE IT ENACTED** by the City Council of the City of Shenandoah, Iowa:

**SECTION 1. SECTION MODIFIED.** Ordinance 1999-03 Establishing and Regulating the Municipal Cemetery Known as Rose Hill Cemetery and Chapter 115 Cemetery Shenandoah City Ordinance is modified as follows:

1. There shall be one upright stone/marker per burial space uniformly throughout the cemetery and one upright stone per space shall apply to all spaces in the cemetery. Any additional stones/markers shall be laid flush with the ground. Ordinance 115.07 19 is amended to read as above written.

2. Reference throughout Chapter 115 and Amendment of Ordinance 1999-03 to Deed(s) predates state enactment of Chapter 523I effective July 1, 2005. Any reference to deeds pre- July 1, 2005 shall be subject to interment rights post July 1, 2005 and city ordinance is amended to reflect same.

3. Chapter 115 Section 115.07 11. Is hereby amended to remove the six (6) inch height limitation with the words "shall not exceed six inches above the grade of surrounding lot" stricken and the following language inserted- "without height limitation".

4. Biodegradable Ash Urn plantings shall be permitted under supervision of the Sexton and consistent with cemetery rules.

5. There shall be no more than four (4) cremations in any burial space.

6. Chapter 115 Section 115.06 Rules 3 is eliminated.

7. Chapter 115 Section 115.07 7 the following sentence should be added: There shall be permitted one shepherd hook per space and two solar lights per space and no more.

8. In accordance with Chapter 115 Section 115.03 the Board recommends the price for sale of cemetery space as follows:

|                           |
|---------------------------|
| Purchase Total (\$455.00) |
| Space: \$360.00           |
| PC: \$90.00               |
| Fee: \$5.00               |
| Total: \$455.00           |

**Section 2. SEVERABILITY CLAUSE.** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**Section 3. WHEN EFFECTIVE.** This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED by the Council this 23<sup>rd</sup> day of May, 2017.

Richard N. Hunt  
Richard N. Hunt, Mayor

ATTEST:

Karla Gray  
Karla Gray, City Clerk

I certify that the foregoing was published as Ordinance No. 2017-06 on the 27<sup>th</sup> day of May, 2017.

Karla Gray  
Karla Gray, City Clerk