

CEMETERY ORDINANCE NO. 33  
Revised June 14, 2010

AN ORDINANCE OF REGULATIONS AND RULES FOR THE MANAGEMENT,  
OPERATION AND MAINTENANCE OF RESTHAVEN CEMETERY AND LAKEVIEW  
CEMETERY.

RESTHAVEN CEMETERY is described as that part of Outlot "A", HIGHLAND PARK, plat of record, Hubbard County, Minnesota, described as follows: beginning at the Northeast corner of said Outlot "A"; thence South 1 degree 06 minutes 07 seconds East, assumed bearing along the east line thereof 642.31 feet to the southeast corner of Outlot "A"; thence South 88 degrees 19 minutes 56 seconds West along the south line of Outlot "A", 152.01 feet; thence North 1 degree 06 minutes 07 seconds West 585.01 feet to the north line of said Outlot "A"; thence easterly along the north line of said Outlot "A" to the point of beginning.

LAKEVIEW CEMETERY situated in Hubbard County, Minnesota is described as follows: Block "B" of Miller's Lake Addition to Nevis and that portion located in Government Lot 4, Section 9, located next to Block "B".

The following regulations and rules are hereby adopted for the management, operation and maintenance of Resthaven Cemetery and Lakeview Cemetery, owned by the City of Nevis:

1. No lot enclosures such as fences, hedges, curbs, borders or enclosures of any kind shall be allowed around any gravesites. The city reserves the right to remove if so erected, planted, or placed.
2. Permanent plantings of any kind are not permitted.
3. All graves shall be level with the ground, mounds being prohibited.
4. No automobiles, trucks, wagons, snowmobiles, ATV'S, motorcycles, or other motor vehicles shall drive on any cemetery lots, except those vehicles used in cemetery maintenance by the City of Nevis.
5. No advertising of any form shall be displayed in the cemetery.
6. No flowers, either wild or cultivated, shall be picked in the cemetery, no tree or shrub or other plant shall be marred, and no monument or stone shall be damaged or defaced.
7. No liquor of any kind shall be consumed in the cemetery.
8. No littering of premises will be allowed in the cemetery.
9. No person shall open or close any grave except under the supervision or authority of the city. Opening and closing of a grave will be at the expense of the cemetery lot owner.

10. No person shall make any excavation, set any mound, set or reset any monument without getting permission from the City of Nevis. All work shall be done under the supervision of the City of Nevis.
11. Graves will be located and marked by the Sexton.
12. All burials shall be in permanent vaults or so-called graveboxes of permanent material into which the caskets are deposited.
13. One grave space may contain one (1) body burial and/or up to two (2) cremations.
14. The price of grave lots and right-of burial fees are to be set by the Nevis City Council. (Right-of-burial fees are for any burial in an already occupied gravesite.) Thirty days' notice shall be published prior to any effective price changes.
15. No one will be permitted to purchase cemetery lots for the purpose of resale or speculation.
16. Owners wishing to sell unused lots may sell them only to the City of Nevis at no more than the initial purchase price.
17. Monuments are to be placed on a slab of concrete or stone of a minimum of 4 inches in thickness, with 4 to 6 inches extending around the edge of the monument at ground level for the purpose of mowing the grass. All monuments or headstones will be placed at the head of the grave facing east.
18. No flower containers or other items that **OBSTRUCT MOWING** are to be left on gravesites with the following exception: Any wreaths or temporary plants will be allowed two weeks before and two weeks after Memorial Day and two weeks after a burial. Any such items found in the cemetery after this time, **WHICH INTERFERE WITH MOWING** will be disposed of by the City of Nevis.
19. No vehicle shall drive through the cemetery at more than 10 miles per hour.
20. The use of City water is restricted for watering flowers and plants only. Watering of grass and sod with City water is prohibited in the cemetery.
21. Cost Schedule

	<u>Resident</u>	<u>Non-Resident</u>
Single interment lot	\$400.00	\$500.00

Cost for Sexton to mark the grave for full burial or cremation:  
\$500.00 (November through April)  
\$200.00 (May through October)
22. The City will not sell lots on a lay-by plan.
23. Copies of this ordinance shall be distributed to the Owners of lots at the time of purchase.

Penalties: Any person convicted of a violation of this ordinance shall be guilty of a misdemeanor.

This ordinance becomes effective upon its passage and publication according to law.

Ordinance originated by the Nevis City Council on the 14<sup>th</sup> Day of April, 1998

Revision of Ordinance No. 33 was approved by the Nevis City Council this 14<sup>th</sup> day of June, 2010.

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Dave McCurnin, Mayor

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Carol J. Fridgen, City Administrator

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