

ORDINANCE 5113

City of Goshen Cemetery Fees

WHEREAS the Goshen Common Council passed Ordinance 4915, amended by Ordinance 5018, to set cemetery fees for the sale for burial rights and burial spaces, burials and disinterments at Oakridge Cemetery, Violet Cemetery and West Goshen Cemetery.

WHEREAS the Board of Cemetery Trustees recommends establishing fees for new services, including the fees for services on City observed holidays, and fees for the burial of cremated remains with the remains of another person.

NOW, THEREFORE, BE IT ORDAINED by the Goshen Common Council that:

Section 1. Cemetery Fees; Review

- (A) The cemetery fees set forth in Exhibit A attached to this ordinance shall be charged and collected for the sale of burial rights and burial spaces, burials, scatterings, and disinterments at Oakridge Cemetery, Violet Cemetery and West Goshen Cemetery.
- (B) The Goshen Common Council expects the Board of Cemetery Trustees to review the cemetery fees at least once every four (4) years and make recommendations to the Common Council.

Section 2. Cemetery Capital Improvement Fund

- (A) The perpetual, non-reverting Cemetery Capital Improvement Fund established by Ordinance 4252 is continued.
- (B) Five percent (5%) of the proceeds from all cemetery fees collected shall be deposited into the Cemetery Capital Improvement Fund.
- (C) The fund will be used for capital improvements within City cemeteries, including the acquisition of additional real estate, after appropriation by the Common Council.

Section 3. Cemetery Permanent Maintenance Fund

- (A) The perpetual, non-reverting Cemetery Permanent Maintenance Fund established by Ordinance 4252 is continued.
- (B) Five percent (5%) of the proceeds from all cemetery fees collected shall be deposited into the Cemetery Permanent Maintenance Fund.

(C) Pursuant to Indiana Code § 23-14-65-7, income from the Cemetery Permanent Maintenance Fund shall remain in the fund unless the other cemetery income becomes insufficient to meet the expenses of maintaining the City cemeteries. In this event, income derived from the Cemetery Permanent Maintenance Fund and its accretions may be used in whole or in part as the needs of the City cemeteries require, after appropriation by the Common Council.

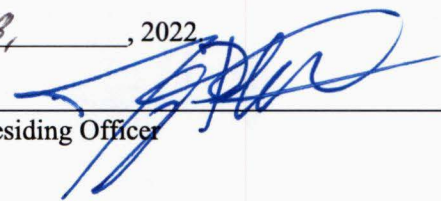
Section 4. Other Ordinances

This ordinance repeals and replaces Ordinance 4915 and Ordinance 5018.

Section 5. Effective Date


This ordinance shall be in full force and effect from and after its passage, approval and adoption according to the laws of the State of Indiana.

PASSED by the Goshen Common Council on Jan. 18, 2022.



Presiding Officer

ATTEST:



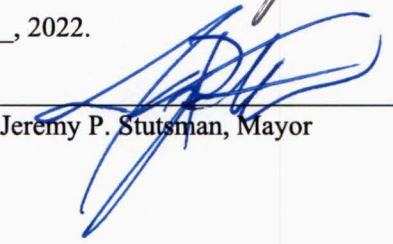
Richard R. Aguirre, Clerk-Treasurer

PRESENTED to the Mayor of the City of Goshen on Jan. 18, 2022, at the hour of 6:30 p. m.



Richard R. Aguirre, Clerk-Treasurer

APPROVED and ADOPTED on Jan. 18, 2022.



Jeremy P. Stutsman, Mayor

EXHIBIT A

**City of Goshen Cemetery Fees
Ordinance 5113**

EFFECTIVE DATES. The cemetery fees listed below shall go into effect upon the effective date of this ordinance and shall increase on January 1 of each successive year as indicated.

RESIDENT AND NON-RESIDENT DEFINED. For the purposes of this fee schedule, a “Resident” shall mean a person who resides in the corporate boundaries of the City of Goshen or a person who pays property taxes for real estate located in the corporate boundaries of the City of Goshen at the time of the sale of a burial right and burial space, interment at Forest of Remembrance, or scattering. A “Non-Resident” shall mean a person who does not reside in the corporate boundaries of the City of Goshen or a person who does not pay property taxes for real estate located in the corporate boundaries of the City of Goshen at the time of the sale of a burial right and burial space, interment at Forest of Remembrance, or scattering.

BURIAL RIGHTS AND BURIAL SPACES. A burial right means a right of interment, entombment or inurnment granted by the City of Goshen in one of the City’s cemeteries. The sale of a burial right is the sale of an easement for the specific purpose of burial and not a transfer of the fee simple interest in the real estate. A burial space means any space within a City cemetery that is used or intended to be used for interment, entombment or inurnment, irrespective of where the space is located. A burial space includes a grave space, a crypt, a niche, and a scattering area.

Burial Space, excluding Scattering Area:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Boulevard Grave Space - Resident	\$910	\$935	\$965	\$995
Boulevard Grave Space - Non-Resident	\$1,360	\$1,400	\$1,440	\$1,485
Non-Boulevard Grave Space - Resident	\$730	\$750	\$775	\$800
Non-Boulevard Grave Space - Non-Resident	\$1,085	\$1,120	\$1,155	\$1,190
Baby Section Grave Space - Resident	\$220	\$225	\$230	\$235
Baby Section Grave Space - Non-Resident	\$355	\$365	\$375	\$385
Single Cremation Grave Space - Resident	\$260	\$270	\$280	\$290
Single Cremation Grave Space - Non-Resident	\$395	\$405	\$415	\$425
Columbarium Niche - Resident	\$725	\$745	\$765	\$790
Columbarium Niche - Non-Resident	\$1,085	\$1,120	\$1,155	\$1,190

TRANSFER OF BURIAL RIGHT. Burial rights shall not be transferred or assigned without the written consent of the City of Goshen. All individuals having a vested interest in the burial space or burial spaces must sign the document to transfer the burial rights to any other person. There is no fee to transfer a burial right.

DAYS AND TIMES OF SERVICES. Interment, entombment, inurnment, scattering or disinterment services shall not take place on Saturday after 3 p.m., on Sunday, or on an actual holiday, including New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day. In the event that interment, entombment, inurnment or scattering services are scheduled on a date in which the City of Goshen observes a holiday (which may be different than an actual holiday), then the fee for interment, entombment, inurnment or scattering shall be the same as the fee for Saturday 12 p.m. and after, but before 3 p.m. This shall include the City's observed dates for the previously listed holidays, Martin Luther King, Jr.'s Birthday, Juneteenth National Independence Day, Veterans Day, Friday following Thanksgiving, and Christmas Eve. Disinterment services shall not be scheduled on a City observed holiday.

BURIAL. Burial is the opening and closing of a grave, grave space, burial space, crypt, or niche for the purposes of interment, entombment or inurnment. There is an opening and closing fee each time there is an interment, entombment or inurnment in a City cemetery.

Interment of Adult, Child and Infant, excluding Interment in the Baby Section:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Weekday before 3 p.m.	\$685	\$705	\$725	\$745
Weekday 3 p.m. and after, and Saturday before 12 p.m.	\$960	\$990	\$1,020	\$1,050
Saturday 12 p.m. and after, but before 3 p.m., and a City observed holiday	\$1,230	\$1,265	\$1,305	\$1,345
Interment in the Baby Section:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Weekday before 3 p.m.	\$260	\$270	280	\$190
Weekday 3 p.m. and after, and Saturday before 12 p.m.	\$385	\$395	\$405	\$415
Saturday 12 p.m. and after, but before 3 p.m., and a City observed holiday	\$495	\$510	\$525	\$540
Interment of Cremated Remains, excluding Interment of Cremated Remains in the Baby Section:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Weekday before 3 p.m.	\$260	\$270	\$280	\$290
Weekday 3 p.m. and after, and Saturday before 12 p.m.	\$550	\$565	\$580	\$595
Saturday 12 p.m. and after, but before 3 p.m., and a City observed holiday	\$815	\$840	\$865	\$890

Interment of Cremated Remains in the Baby Section:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Weekday before 3 p.m.	\$130	\$135	\$140	\$145
Weekday 3 p.m. and after, and Saturday before 12 p.m.	\$215	\$220	\$225	\$230
Saturday 12 p.m. and after, but before 3 p.m., and a City observed holiday	\$340	\$350	\$360	\$370
Entombment or Inurnment of Adult, Child and Infant, excluding Scattering:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Weekday before 3 p.m.	\$150	\$155	\$160	\$165
Weekday 3 p.m. and after, and Saturday before 12 p.m.	\$260	\$270	\$280	\$290
Saturday 12 p.m. and after, but before 3 p.m., and a City observed holiday	\$400	\$410	\$420	\$435

OAKRIDGE CEMETERY FOREST OF REMEMBRANCE. Interment of cremated remains and planting of a tree in the designated Forest of Remembrance area. The fees below include the right of interment, interment services and tree.

Forest of Remembrance Area and Interment of Cremated Remains, including Tree Planting:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Weekday before 3 p.m. - Resident	\$825	\$850	\$875	\$900
Weekday before 3 p.m. - Non-Resident	\$960	\$990	\$1,020	\$1,050
Weekday 3 p.m. and after, and Saturday before 12 p.m. - Resident	\$1,120	\$1,155	\$1,190	\$1,225
Weekday 3 p.m. and after, and Saturday before 12 p.m. - Non-Resident	\$1,155	\$1,190	\$1,225	\$1,260
Saturday 12 p.m. and after, but before 3 p.m., and a City observed holiday - Resident	\$1,400	\$1,440	\$1,485	\$1,530
Saturday 12 p.m. and after, but before 3 p.m., and a City observed holiday - Non-Resident	\$1,545	\$1,590	\$1,640	\$1,690
Tree replacement fee (after 12 months up to 60 months)	\$470	\$485	\$500	\$515

BURIAL OF CREMATED REMAINS WITH ANOTHER. Burial of cremated remains of more than one person, excluding scattering, in the same burial space, in the same container and at the same time, including the burial of cremated remains of one person or more within the casket of another person, shall be permitted by payment of the full, normal fee for the interment, entombment or inurnment of the first person, and one-half of the normal fee for the interment, entombment or inurnment of the cremated remains of each additional person. The additional fee is for the administrative cost with recording and processing each burial.

SCATTERING. Scattering is the final disposition of cremated remains that have been removed from their container in a designated scattering area within the cemetery. The fees below include both the right of inurnment in the scattering area and the scattering services.

Scattering Area and Scattering of Cremated Remains:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Weekday before 3 p.m. – Resident	\$270	\$280	\$290	\$300
Weekday before 3 p.m. - Non-Resident	\$330	\$340	\$350	\$360
Weekday 3 p.m. and after, and Saturday before 12 p.m. - Resident	\$385	\$395	\$405	\$415
Weekday 3 p.m. and after, and Saturday before 12 p.m. - Non-Resident	\$450	\$465	\$480	\$495
Saturday 12 p.m. and after, but before 3 p.m., and a City observed holiday - Resident	\$500	\$515	\$530	\$545
Saturday 12 p.m. and after, but before 3 p.m., and a City observed holiday - Non-Resident	\$580	\$600	\$620	\$640

DISINTERMENT. Disinterment shall include opening and closing of a burial space, including exhumation, disentombment or disinurnment. Disinterment does not include interment, entombment or inurnment at another burial space.

Exhumation of Adult, Child or Infant, including Exhumation from the Baby Section:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
	\$1,360	\$1,400	\$1,440	\$1,485
Exhumation of Cremated Remains, including Exhumation from the Baby Section:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
	\$550	\$565	\$580	\$595
Disentombment or Disinurnment of Adult, Child or Infant:	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
	\$260	\$270	\$280	\$290