

ORDINANCE NO. 0-09-23

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville Code of Ordinances, relating to the fees of Evergreen Cemetery, by amending Section 7-8, "Annual care-- Required for lots owned prior to October 21, 1957" and Section 7-9, "Annual care-- Charges for services" by placing the fee structures in Appendix A; amending Appendix A to include all cemetery fees; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

WHEREAS, at least 10 days notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a public hearing to be held in the City Commission Auditorium, City Hall, City of Gainesville; and

WHEREAS, the Public Hearings were held pursuant to the published notice described at which hearings the parties in interest and all others had an opportunity to be and were, in fact, heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA:

Section 1. Sections 7-8 and 7-9, Gainesville Code of Ordinances, are amended to read as follows:

Sec. 7-8. Annual care--Required for lots owned prior to October 21, 1957.

There shall be assessed against all lots or plots owned prior to October 21, 1957, in the cemetery not covered by perpetual care service, an annual care service charge at the rates set forth in Appendix A ~~by resolution as described in section 7-9~~. All such assessments shall accumulate from year to year against the lots assessed until fully paid, and no interment or

1 disinterment shall be permitted at any lot until all accumulated assessments for annual care
2 services have been paid in full.

3 **Sec. 7-9. Annual care Same--Charges for services.**

4 In order to provide funds for the costs of maintaining cemetery grounds and
5 furnishing cemetery services, prices for spaces and charges for services will be adjusted
6 periodically, based on review and analysis of local market rates and thereafter set forth in
7 Appendix A and will thereafter be adopted by resolution of the city commission.

8 **Section 2.** Appendix A, Cemeteryies, Gainesville Code of
9 Ordinances, is amended to read as follows:

10 **CEMETERIES:**

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12	(1) <i>Conversion to perpetual care</i> (§ 7-13):	
13	a. Full lot	694.50
14	b. Partial lot	434.25
15	c. Half lot	347.25
16	d. Quarter lot	289.50
17	e. Single grave	289.50
18	f. Baby grave (under 6 years)	139.25
19		
20	(2) <i>Exchange of interment rights</i> (§ 7-19)	17.50
21	plus \$6.00/quit claim deed	
22		
23	(3) <i>Grave Space (includes Perpetual Care)</i>	
24	a. Adult	\$1,152.50
25	b. Infant	\$ 203.00
26	c. Cremains	\$ 319.00
27		
28	(4) <i>Interments</i>	Weekday/Overtime
29	a. Adult	\$347.25/\$463.00*
30	b. Infant	\$115.75/\$173.75*
31	c. Cremains	\$115.75/\$173.75*
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33	<i>Disinterments</i>	
34	d. Adult	\$ 521.00**
35	e. Infant	\$115.75/\$173.75*
36	f. Cremains	\$115.75/\$173.75*
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1	<u>Reinterments</u>	
2	g. Adult	\$347.25/\$463.00*
3	h. Infant	\$115.75/\$173.75*
4	i. Cremins	\$115.75/\$173.75*

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6 * Overtime rates charged on Fridays, Saturdays (no services on Sundays) and after
7 4:30 pm weekdays
8 ** Scheduled for weekdays only
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10	(5) <u>Annual Care</u>	
11	a. Full Lot 32 x 32	\$347.25
12	b. Partial Lot 32 x 20	\$221.50
13	c. Half Lot	\$173.75
14	d. Quarter Lot	\$ 87.00
15	e. Single Grave	\$ 35.00
16	f. Baby Grave	\$ 23.25

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18	(6) <u>Foundations</u>	
19	<u>Size of Foundation</u>	<u>Amount</u>
20	8" x 16"	\$ 30.00
21	24" x 12"	\$ 30.00
22	34" x 12"	\$ 30.00
23	36" x 12"	\$ 35.00
24	36" x 16"	\$ 35.00
25	42" x 12"	\$ 35.00
26	42" x 16"	\$ 35.00
27	48" x 12"	\$ 44.00
28	48" x 16"	\$ 44.00
29	60" x 12"	\$ 46.00
30	60" x 16"	\$ 46.00
31	66" x 12"	\$ 46.00
32	66" x 16"	\$ 46.00
33	72" x 12"	\$ 56.00
34	72" x 16"	\$ 56.00
35	78" x 12"	\$ 58.00
36	78" x 16"	\$ 58.00
37	78" x 32"	\$ 69.00
38	84" x 36"	\$ 73.00
39	78" x 36"	\$ 73.00

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Section 3. It is the intention of the City Commission that the provisions of

43 Sections 1 and 2 shall become and be made a part of the Code of Ordinances of the City of

1 Gainesville, Florida, and that the Sections and Paragraphs of this Ordinance may be
2 renumbered or relettered in order to accomplish such intentions.

3 **Section 4.** If any word, phrase, clause, paragraph, section or provision of this
4 ordinance or the application hereof to any person or circumstance is held invalid or
5 unconstitutional, such finding shall not affect the other provisions or applications of the
6 ordinance which can be given effect without the invalid or unconstitutional provisions or
7 application, and to this end the provisions of this ordinance are declared severable.

8 **Section 5.** All ordinances, or parts of ordinances, in conflict herewith are to the
9 extent of such conflict hereby repealed.

10 **Section 6.** This ordinance shall take effect immediately upon adoption.

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12 **PASSED AND ADOPTED** this ____ day of _____, 2009.

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ATTEST:

PEGEEN HANRAHAN,
MAYOR

Approved as to form and legality

KURT M. LANNON
CLERK OF THE COMMISSION

MARION J. RADSON
CITY ATTORNEY

24 This Ordinance passed on first reading this ____ day of _____, 2009.

25 This Ordinance passed on second reading this ____ day of _____, 2009.