

Chapter 8

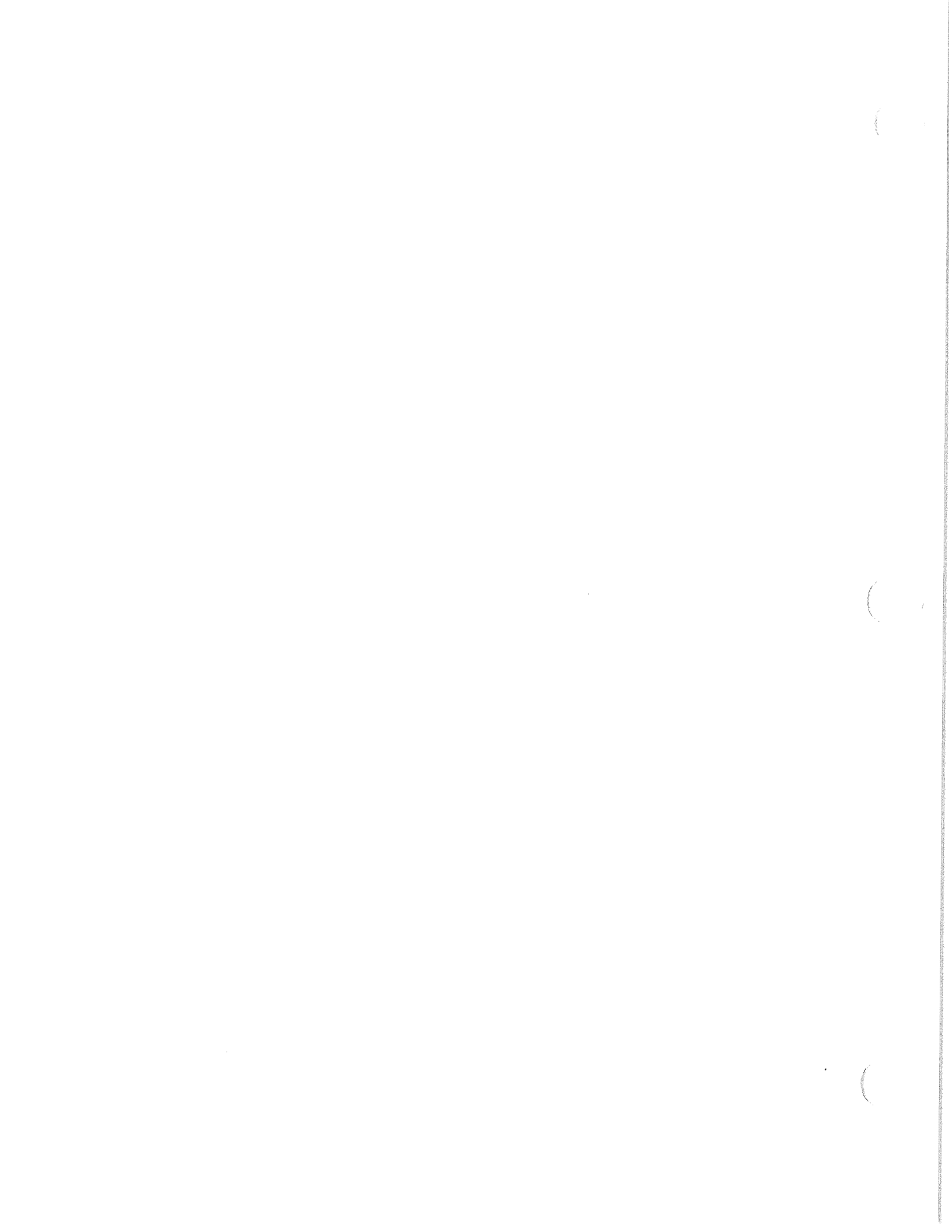
**CEMETERIES**

**Article I. In General**

Secs. 8-1—8-18. Reserved.

**Article II. Town Cemetery**

- Sec. 8-19. Perpetual care fund for town cemetery; fees.
- Sec. 8-20. Cemetery hours.
- Sec. 8-21. Regulations; dogs.



## ARTICLE I. IN GENERAL

Secs. 8-1—8-18. Reserved.

## ARTICLE II. TOWN CEMETERY

Sec. 8-19. Perpetual care fund for town cemetery; fees.

(a) *Creation of fund.* There is hereby created a fund known as the perpetual care fund for the care of the town cemetery. Any person purchasing one or more graves in said town cemetery shall pay a charge in the amount established by resolution and said grave shall thereafter be entitled to perpetual care at the expense of the town.

(b) *Duty of town clerk-treasurer.* The town clerk-treasurer shall deposit all funds received in said perpetual care fund in a savings account, time certificate deposit, or other investment authorized by law and the town council, and shall annually take the net earnings therefrom and deposit the same to the cemetery account.

(c) *Grave opening and closing fees.* There shall be a charge in the amount established by resolution for the opening and closing of each grave.

(d) *Duty of owner.* The owner or holder of any such grave in said town cemetery shall pay to the town clerk-treasurer annually, on or before July 15 of each calendar year, the sum established by resolution for the care of each grave for the period of July 1 to the following July 1 of each calendar year. Any owner or holder of any such empty grave who shall allow said annual care and maintenance charges to become delinquent for a period in excess of two years shall forfeit said graves to the town to be resold in accordance with the provisions of this article and such nonpayment shall be deemed to constitute such forfeiture. It is expressly understood that this section shall have no application to those persons who shall have paid into said perpetual care fund for specific graves in accordance with subsection (a) of this section.

(Prior Code, §§ 13.06.010—13.06.040)

Sec. 8-20. Cemetery hours.

The town cemetery is hereby declared open to the public during the hours from sunrise to one-half hour after sunset, and no person shall enter upon said cemetery premises during any other hours except in emergencies and except for authorized town

personnel. Every person convicted of a violation of this section shall be punished upon conviction by a fine of not less than \$10.00 nor more than \$100.00, or by imprisonment for not more than ten days, or by both such fine and imprisonment.

(Prior Code, §§ 13.04.010, 13.04.040)

State law reference—Penalty for ordinance violations, MCA 7-1-111(8), 7-5-109.

**Sec. 8-21. Regulations; dogs.**

Except as provided in MCA 49-4-14, no person shall allow any dog to run at large upon said cemetery premises, and any dog found upon said cemetery premises shall be destroyed summarily, without notice, by town authorities. This provision shall not be construed to prevent persons from taking dogs upon said cemetery premises in their automobiles or motor vehicles provided that said dogs shall remain in said automobile or motor vehicle while such person or persons shall be on the cemetery premises. Every person convicted of a violation of this section shall be punished upon conviction by a fine of not less than \$10.00 nor more than \$100.00, or by imprisonment for not more than ten days, or by both such fine and imprisonment.

(Prior Code, §§ 13.04.020, 13.04.040)

State law reference—Penalty for ordinance violations, MCA 7-1-111(8), 7-5-109.

Chapter 9  
**RESERVED**