

TEMPORARY ORDINANCE NO. 24-12

PERMANENT ORDINANCE NO. _____

AN ORDINANCE TO AMEND LANCASTER CODIFIED 933.04(b) TO RENAME THE PRE INTERMENT TRUST FUND TO PRE INTERMENT FUND, TO ESTABLISH RULES, AND REPEAL EXISTING 933.04(b), AND TO DECLARE AN EMERGENCY

WHEREAS, the City has Cemetery Funds which need clarification and rules within the Lancaster Codified Ordinances, and

WHEREAS, Ohio Revised Code 1721.211 controls pre interment contracts in Ohio but municipalities are exempt along with other public cemeteries more specifically outlined in Ohio Revised Code 1721.211(O); and

WHEREAS, pursuant to Ohio Revised Code 1721.211(O) the City must voluntarily adopt rules to safeguard and secure all monies received under a Pre Interment Agreement;

BE IT ORDAINED by the Council of the City of Lancaster, Fairfield County, State of Ohio

SECTION 1. That Lancaster Codified Ordinance 933.04(b) be amended as follows:

- b. The Cemetery Pre Interment Cemetery Fund is a fund for the pre interment monies paid in advance for interment.
 - 1. The investment of the fund shall be managed by the City Investment Committee.
 - 2. The fund is to be used for operating expenses or capital improvements within the Cemetery Department.
 - 3. The money shall be appropriated to the Cemetery Department only after the actual interment has occurred.

SECTION 2. That existing Lancaster Codified Ordinance 933.04(b) be repealed in its entirety.

SECTION 3. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and welfare of the public by ensuring that Cemetery Funds are protected to ensure the proper and safe burial with the City. This Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Approved: _____

President of Council

Clerk: _____

Mayor

Offered by: _____

Second by: _____

Requested by Finance Committee

I, Teresa L. Sandy, Clerk of Council do hereby certify that on _____, 2012 and _____, 2012 the Lancaster Eagle Gazette published the summary of this ordinance in accordance with Ohio Revised Code 731.24.

Clerk of Council