

PUBLIC CEMETERY.

In relation to the Public Burying Ground, and the Duties of Sexton.

- Sec. 1. Boundaries and size of Cemetery Lot.
2. Price and size of Lots.
3. Office of Sexton to be filled by appointment of the Council.
4. Duties of Sexton, his fees, and depth of grave.
5. Penalty for building beyond limits of each Lot.
6. Sexton to have general supervision of Cemetery.

§1. Be it ordained, &c. That the city clerk procure, at the expense of the city, and as soon as practicable, an accurate survey into small lots of that part of the public Burying Ground, which still remains vacant, in such manner, that after establishing the requisite number of broad alleys corresponding with the occupied portion of said ground, the parallel ranges north and south shall be four feet distant from each other, and each range allotted to the dead shall be eight feet in depth, and be so divided into small burial lots by parallel lines east and west as to contain not less than four, nor more than sixteen feet front on the open space intervening between the said ranges; and each lot, when so surveyed, shall be designated by a permanent stake or stone, and a plat of the entire Burying Ground made out, and the number of feet front each lot contains shall be noted therein, and also the number of the lot, beginning at the north-west corner of the vacant ground in the first range and numbering to the south; and the surveyor shall re-survey and number the lots of the occupied ground in like manner as nearly as practicable, and the said plat shall be recorded by the clerk in the records of the city, and deposited in the office of the city sexton.

Size of Lots.

§2. Any person or family, residents of the city, shall have the privilege of selecting a burial lot, on paying a premium of ten dollars into the city treasury on each lot of sixteen feet front, and a proportionate sum on all lots of less dimensions; and such lot when so selected shall be appropriated

See amendment.

exclusively to the use of such persons or family, but no one person or family shall be entitled to select more than one lot; and such person or family may make such ornamental improvements on such lot as their taste may dictate, and not inconsistent with the provisions of this ordinance.

Office of Sexton,
how filled.

§3. That the office of Sexton for the city of Cleveland shall be filled by appointment of the city council; and the sexton shall hold his office for the term of one year (unless removed for good cause,) and until his successor shall be appointed.

Duties of Sexton.

§4. It shall be the duty of the sexton promptly to dig graves whenever requested personally or by written notice left at his office; and he shall be present, or some suitable person for him, and discharge the appropriate business of his office at the ceremony of the interment of every deceased person; and for his services in each case of a deceased person less than five years of age, the sexton shall be entitled to demand and receive a fee of one dollar, and in all other cases a fee of two dollars; and it shall be the further duty of the sexton to keep a book of records, in which he shall enter in separate columns the names of all deceased persons whom he may bury, together with the date, number of lot, and number of the grave in said lot, numbering from north to south; and all graves for deceased persons under five years of age shall be four feet deep, and all other graves shall be five feet deep.

Fees.

To keep record.

Fence, &c. not
to occupy more
than lot.

§5. It shall be unlawful for any person to erect or continue any fence, paling or monument, or other improvement in any burial lot in such manner as to occupy more than eight feet in depth east and west, or on any more ground than is contained within the lines of such burial lot; and any person who shall violate the provisions of this section shall, on conviction thereof before the mayor, pay a fine of not less than two nor more than twenty dollars.

Power of Sexton.

§6. The sexton shall have general supervision of the burying ground, and shall take all necessary measures to prevent horses, cattle, hogs, or other animals, from running at large within the limits of said burying ground; and it shall be his duty to notice all violations of this ordinance coming to his knowledge, and make complaints thereof before the mayor, and all fines and premiums for burial lots which shall be paid into the treasury by virtue of this ordinance, shall be appropriated to the improvement of the said burying ground, by setting out of trees, and such other ornamental improvements as the council may direct.—Passed July 17, 1839.

AMENDMENT.

§ 1. Be it ordained, &c. That in the survey on the north side of the centre alley of the burying ground, the parallel ranges north and south shall be alternately four and eight feet distant from each other, and that each lot for the dead shall contain not less than four nor more than twenty-four feet front. Size of Lots defined.

§ 2. That any person or family, residents of the city, shall have the privilege of selecting a burial lot on paying a premium of fifteen dollars into the city treasury on lots of the largest size, and on lots of the sixteen feet front, ten dollars, and a proportionate sum on all lots of less dimensions. Price of Lots.

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.—Passed November 13, 1839.

To amend an Ordinance Regulating the Cemetery passed May 17, 1839.

§ 1. Be it ordained, &c. That all Cemetery lots heretofore or hereafter selected, agreeable to the provisions of the ordinance of said city, shall be paid for within thirty days from the passage of this ordinance, or from the time the same shall hereafter be selected, and if the same shall remain for a longer time unpaid, the person or persons selecting such lot or lots shall forfeit all claims to the same. Forfeiture of lots if unpaid.

§ 2. That if any lot or lots shall remain unpaid for a longer time than mentioned in the first section of this ordinance, and any person or persons have been buried on said lot or lots, it shall be the duty of the city sexton to notify the friends of such deceased person or persons, or the person who applied to him to bury the deceased, and if the friends or the person so applying as aforesaid shall neglect to pay for said lot or lots for the period of ten days, it shall be the duty of said city sexton to remove the deceased so buried as aforesaid, and inter the same on the public lots, and again offer such lot so selected as aforesaid for sale. Duty of Sexton to remove bodies.

§ 3. That so much of the ordinance passed July 17, 1839, and all amendments thereto, inconsistent with the provisions of this ordinance, be and the same is hereby repealed.—Passed June 19, 1841. Repeal.