

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. 2024-19

Passed September 16, 2024

VILLAGE OF WESTON, WOOD COUNTY, OHIO ORDINANCE NO. 2024-19

ORDINANCE REPEALING ORD. 28-05, AND ESTABLISHING CEMETERY RULES, REGULATIONS AND RESTRICTIONS

WHEREAS, the Village of Weston is a statutory village located in Wood County, Ohio, and

WHEREAS, the Village of Weston has powers of local self-government pursuant to Ohio Constitution Article XVIII, Section 3, and the Ohio Revised Code, including the power to establish and operate with a cemetery board of trustees a cemetery, and

WHEREAS, presently there exists policies and procedures for the Weston Cemetery as set forth in Ordinance 28-05, passed November 21, 2005, and

WHEREAS, the Weston Cemetery Board of Trustees recommends certain changes to the cemetery's rules, regulations and restrictions.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Weston, Wood County, Ohio, that:

Section 1: There is hereby adopted policies of the Weston Cemetery, as set forth in the attached exhibit, titled "Village of Weston, Wood County, Ohio Rules, Regulations and Restrictions".

Section 2: All ordinances, rules, regulations, restrictions and policies amended hereby or inconsistent with this ordinance, including, but not limited to, Ord. 28-05, are hereby repealed as of the effective date of this ordinance. This measure is not intended to modify or eliminate cemetery fees and rates previously established.

Section 3: This Ordinance shall become effective thirty days after final passage of this Ordinance.

Section 4: The Fiscal Officer is hereby directed to update the Village website with the new rules, regulations and restrictions, and to provide a certified copy of this Ordinance after passage to the Bowling Green Municipal Court and American Legal Publishing Company.


Section 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that results in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Revised Code of Ohio.

Vote on passage: 6 Yeas 0 Nays 0 Abstentions

Passed this 16th day of September, 2024.



President of Council



Mayor


ATTEST:



Fiscal Officer

CERTIFICATION

I HEREBY CERTIFY THIS TO BE A TRUE AND ACCURATE COPY OF THE VILLAGE OF WESTON ORDINANCE NUMBER 2024-19, AND THAT THERE IS NO NEWSPAPER PUBLISHED IN THE VILLAGE OF WESTON, AND THAT PUBLICATION OF THIS ORDINANCE WAS MADE BY POSTING IT AT THE FIVE PUBLIC PLACES DESIGNATED BY ORDINANCE 2023-1 ON 9/17/2024.



CLERK, VILLAGE OF WESTON

Village of Weston, Wood County, Ohio

Rules, Regulations and Restrictions

These rules, regulations and restrictions shall supersede any and all former rules and shall become effective on

The Weston Cemetery is located on Van Tassel and Euler Roads, Wood County, Ohio, and is hereafter called "Cemetery". The Weston Cemetery is governed by the Weston Cemetery Board of Trustees/Village of Weston, hereafter called "Trustees" and "Village".

Section 1. GRAVE LOT DEEDS

- (A) Residents and non-residents of the Village of Weston, Wood County, Ohio shall be eligible to purchase burial spaces in this cemetery.
- (B) Purchasers of grave lots shall receive a deed entitling them to use of said lots for burial of the dead, subject to all regulations relating to the Weston Cemetery, the ordinances of the Village of Weston and the laws of the State of Ohio.
- (C) Upon the death of the holder or part-holder of the lot, the rights to said lot will descend to his/her heirs in equal shares in accordance with the laws of the State of Ohio.
- (D) Lots cannot be sold once purchased, except back to the Village of Weston at the original purchase price. The Village of Weston reserves the right of refusal to repurchase.
- (E) Non-Residents owning real estate in the Village of Weston, having a tax valuation of \$5,000.00 minimum shall be considered a resident purchaser.
- (F) Indigent burials shall be made according to O.R.C. and local rules governing such burials.
- (G) The burial and/or grave purchase of a long-term resident who for reasons beyond their control has sought shelter, health care or institutional help beyond the Village's boundaries shall be charged the residential burial rate.

Section 2. VAULT REGULATIONS

In order to minimize the cost of maintenance of the graves in the Weston Cemetery, the following vault regulations are established:

- (A) Wood vaults are prohibited.
- (B) Acceptable vaults shall be made of concrete, steel or material acceptable to the Weston Cemetery Board of Trustees.

Section 3. SPECIAL RULES CONCERNING INTERMENTS

- (A) Two cremations will be allowed in a single grave space. The burial of one cremation may be interred with a full single burial in a single grave.
- (B) No scattering of cremains is permitted. Scattered cremains will be collected and turned over to the county for disposal as unclaimed/unknown cremains.
- (C) No animal burials will be allowed.

Section 4. SPECIFICATIONS FOR MONUMENTS AND HEADSTONES

- (A) Monuments and headstones are to be made of granite, marble or bronze. Bronze tablets must be attached to the monument and/or headstone by the monument company, or placed flush with the ground in concrete by the Cemetery Sexton.
- (B) Foundations shall be constructed of concrete and extend four (4) inches on each side of the monument or headstone, not to exceed the width of the grave. Depth shall not exceed twenty-four (24) inches. All foundations will be constructed by the Cemetery Sexton.
- (C) Upright monuments and headstones shall not be placed as to interfere with burials.

Section 5. DEFACING MONUMENTS; BREAKING FENCES OR GATES

- (A) No person shall mark, stain, deface, displace or in any manner remove or injure any monument, mound or mark, whether the same is composed of stone, marble, wood or other material, placed at any grave or on any lot, walk, border or drive within the cemetery.
- (B) No person shall break open the gate to the enclosure of the cemetery or break or injure the fence to such cemetery in any manner, or kindle any fire within such enclosure.

Section 6. MAINTENANCE OF GRAVE LOTS

- (A) Fences, hedges, posts, decorative stone and enclosures of any kind around graves and lots are prohibited.
- (B) Grave blankets shall be allowed from November 1 to March 1. After March 1, the cemetery has the right to remove any grave blankets remaining. Flowers and seasonal decorations must be removed by March 1st for Fall and Winter items, and November 1st for Spring and Summer items. Items remaining after this date may be discarded. Faded or wilted items may be removed at any time.

- (C) Cut, artificial and/or potted flowers may be placed on either side of the monument or headstone but not on the grave or in the walkway. No glass containers will be permitted.
- (D) Small flags may be displayed at graves.
- (E) Trees, large shrubbery and vines are prohibited on graves. Private plantings are prohibited except in pots or urns.
- (F) The Cemetery shall take all reasonable precautions to protect the property rights of lot owners within the Cemetery, from loss or damage, either natural or manmade; however the Cemetery disclaims all responsibility for loss or damage caused beyond the reasonable control of the Cemetery or the Trustees. The Weston Cemetery is not responsible for any loss or damage to monuments, headstones, markers, foundations, personal property, plantings or decorations placed on graves/lots. In addition, the Cemetery or the Trustees are not responsible for any loss or damage either natural or manmade occurring to vehicles, entering, exiting, traveling, or parked on cemetery property whether the damage or loss be direct or collateral.

Section 7. DRIVING OVER GROUNDS

- (A) No person shall ride or drive any vehicles in or upon any part of the cemetery other than the drives, except by permission and with the personal direction of cemetery personnel.
- (B) Parking is permitted only on driveways. Care should be employed in parking.

Section 8. PETS

Any pets, must be leashed. All droppings left by pets must be gathered and removed by the pet owner. The pet owner is responsible for any damages caused by their pet.

Section 9. CHILDREN

Children shall not play or congregate in the cemetery unless accompanied by adults responsible for the children's conduct.

Section 10. SPEED LIMIT ESTABLISHED

The speed limit on all drives in the Weston Cemetery is ten (10) miles per hour.

Section 11. OPEN TO VISITORS AND PLOT OWNERS

- (A) The cemetery shall be open to visitors and plot owners from one half hour prior to sunrise until one half hour after sunset, unless, in the judgment of the Trustees/Village of Weston, a necessity arises to change these times.

Section 12. MAINTENANCE OF CEMETERY

- (A) The Weston Cemetery shall be under the control of the Weston Cemetery Board of Trustees. The Board shall be responsible for the maintenance of drives and fences, and for keeping all burial lots and grassed areas in generally good condition
- (B) The Weston Cemetery Board of Trustees shall be responsible for planting and maintaining any and all trees.

Section 13. DESTROYING OR CUTTING SHRUBBERY

No person shall cut down, hack, injure or destroy any shrub, plant, vine or tree within the limits of the cemetery except by permission of the Weston Cemetery Board of Trustees, and then only under the personal supervision of the Board Member or the Cemetery Sexton.

Section 14. PONDS AND RESERVOIRS

No fishing, swimming or wading shall be permitted in any of the ponds or reservoirs.

Section 15. PENALTY

Whoever violates any provision of this chapter is guilty of a minor misdemeanor. Each day's continued violation shall be a separate offense.

These rules, regulations and restrictions may be altered or amended at the discretion of the Weston Cemetery Board of Trustees/Village of Weston.