

**TOWN OF MOUNTAIN**  
**ORDINANCE NO. 6-2002/4-2007**  
**Amended 10/11/2022**

An Ordinance Relating to the Town Cemetery.

**WHEREAS**, the Towns of Doty, Mountain, and Riverview intend to provide for the administration, maintenance, and perpetual care of a cemetery within the Town of Mountain,

**WHEREAS**, the Towns of Doty, Mountain, and Riverview share equally in the expense of operating a Tri-Town Cemetery, referenced as cemetery,

**NOW, THEREFORE**, the Towns of Doty, Mountain, and Riverview do ordain as follows:

**PURPOSE.** To provide for the administration, maintenance, and perpetual care of the cemetery, and to protect from injury, damage, or desecration.

**MANAGEMENT.** The Cemetery Committee, (a committee consisting of one elective official from each of the three towns) shall be responsible for its proper management. The annual meeting of the committee shall be held no earlier than April 15<sup>th</sup> and no later than the second Monday in May. When possible, the meeting should occur after the spring thaw so the condition of the cemetery grounds can be assessed prior to the meeting. The committee may adopt additional rules and regulations relating to the cemetery as it deems proper, and when approved by the Town Boards of Doty, Mountain, and Riverview.

**CEMETERY SEXTON.** The Sexton shall be the administrator of the Cemetery Regulations herein set forth. The Sexton shall be appointed and approved as a Town of Mountain employee after recommendation of the Cemetery Committee. This appointment shall remain in effect until vacancy.

**MAINTENANCE.** The Town of Mountain shall provide all maintenance per cemetery regulations, for the cemetery grounds after the adoption of this ordinance with expenses shared by the three towns equally and reimbursed to the Town of Mountain. A sum sufficient to adequately provide for maintenance expenses shall hereafter be appropriated by the Town of Mountain in its annual budget.

**CEMETERY REGULATIONS:**

1. Motor vehicles are restricted to the roads, drives, and parking areas adjacent to the cemetery. Except for authorized maintenance vehicles, no person shall operate a motorized vehicle on the cemetery property.
2. No person shall be present upon the cemetery property when the cemetery is not open to the public. Cemetery property shall be officially open to the public between dawn and dusk on a daily basis.
3. No person shall consume or have in his possession any alcohol beverages while on the cemetery property.
4. No person shall loiter or cause a nuisance on the cemetery property.
5. No person shall litter, dump, or deposit any rubbish, refuse, earth, or other material in the cemetery without the Cemetery's Sexton consent.

6. Monuments, grave markers, and flowers, wreaths, or related plant-type memorials are the only objects which may be placed on grave sites in the cemetery. No other objects or items may be placed in the cemetery without specific approval from the Cemetery's Sexton.
7. Monuments and markers belong to the lot owners, though the cemetery does have the obligation to observe reasonable care while working around the stones. If damage to markers or monuments occurs from vandalism or acts of God, the homeowner's insurance policy of the lot owner should cover repair costs, subject to the policy deductible.
8. Memorials and decorations placed on the cemetery lots for the winter must be removed by April 15<sup>th</sup> each year for cleanup, and nothing placed on the cemetery lots again until after May 1<sup>st</sup>; and memorials and decorations placed on the cemetery lots for the summer must be removed by October 15<sup>th</sup> each year for cleanup, and nothing placed on the cemetery lots again until after November 10<sup>th</sup>.
9. The Oconto County Sheriff's Department shall patrol the cemetery property to ensure compliance with these regulations.
10. Upon development of any new sections within the cemetery only flat monuments will be allowed.

#### SALE AND TRANSFER OF LOTS:

1. Application for lots in the cemetery shall be made to the Cemetery's Sexton. All lots records shall be maintained by the Cemetery's Sexton. The price of the lots shall be recommended by the Cemetery Committee, forwarded to each Town Board for approval. It is important to note that the Town does not sell ground, just burial rights.
2. No lot shall be used for any purpose other than for the burial of human remains.
3. All lots in the cemetery shall be conveyed on record. The purchaser acquires the title and fee to the lot, subject to the conditions now established or which may be established for the government and maintenance of the cemetery after the effective date of this ordinance.
4. Sales of grave sites hereafter shall be at such price as the Town Boards deems reasonable and adequate to cover the value of said lot and the Town's maintenance of the cemetery. Burials are provided in all seasons. Additional charges for winter burials are passed on to the family.
5. Transfer of Lots shall be permitted within family members only after approval from the Cemetery Sexton and recorded as such.
6. Repurchase of Lots by the Town Cemetery shall be at the original purchased price.

#### INTERMENTS:

1. No burials shall be permitted unless all laws and regulations of the State of Wisconsin relating to burials are complied with.

2. No interment shall take place without a final disposition report.
3. The Cemetery Sexton shall work with an outside funeral home to handle all interments, sale of lots, and placement of monuments. Monument foundation size requirements are 12 inch each end and 6 inch front and back, or as modified at the discretion of the Cemetery Sexton. A vault will be required for all burials including cremations.
4. The Towns shall not be held responsible for any mistake resulting from improper burial.
5. No person shall inter or exhume any body in the cemetery without first notifying the Cemetery Sexton, furnishing a burial permit, and providing the following information about the deceased: name, age, sex, date of birth, date of death, last place of residence, date of interment, and undertaker in charge.

**SEVERABILITY:**

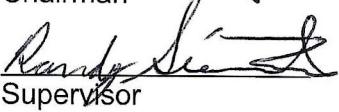
The provisions of this ordinance shall be deemed severable and it is declared that the Towns of Doty, Mountain, and Riverview would have passed the other provisions of this ordinance whether or not one or more provisions may be deemed invalid.

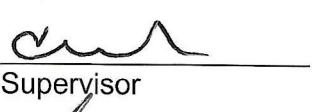
This Ordinance shall take effect immediately upon passage and posting as provided by law. Amendment brought before the Town Boards this 11<sup>th</sup> day of October, 2022.

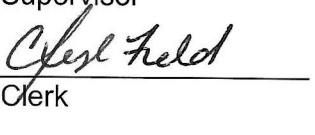
Approved by the Town Boards of:

DOTY:

  
Chairman

  
Supervisor

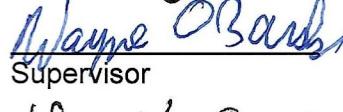
  
Supervisor

  
Clerk

MOUNTAIN:

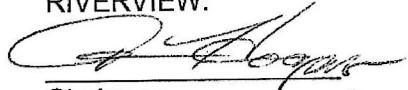
  
Chairman

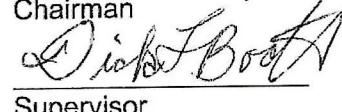
  
Supervisor

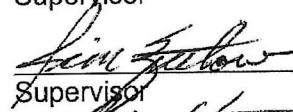
  
Supervisor

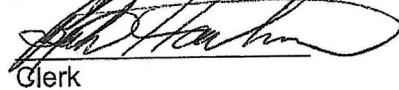
  
Clerk

RIVERVIEW:

  
Chairman

  
Supervisor

  
Supervisor

  
Clerk