

**TOWN OF BUENA VISTA, COLORADO  
ORDINANCE NO. 9  
(SERIES OF 2020)**

**AN ORDINANCE OF THE TOWN OF BUENA VISTA, COLORADO,  
AMENDING ARTICLE VIII OF CHAPTER 11 OF THE BUENA VISTA  
MUNICIPAL CODE REGARDING THE RULES AND REGULATIONS  
FOR MT. OLIVET CEMETERY**

**WHEREAS**, the Board of Trustees desires to update the Rules and Regulations for Mt. Olivet Cemetery.

**NOW, THEREFORE, BE IT ORDAINED BY THE TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO, THAT:**

**Section 1.** The definitions of ‘Residing’ and ‘Immediate family’ shall be deleted from Section 11-130(b), and the definition of ‘Resident’ shall be changed to read:

*Resident* means an individual whose primary residence is situated in Chaffee County, Colorado. Anyone whose voter registration and/or most recent year’s federal tax return shows a Chaffee County address, and who still lives at that location, shall be considered a resident.

**Section 2.** The definition of ‘Plot’ in Section 11-130(b) shall be modified to read:

*Plot* means a standard five-foot-wide by ten-foot-long space for a casket and up to eight (8) cremains.

**Section 3.** Section 11-133(a)(1) shall be modified to read:

Name, most recent address, and phone number of the person(s) to be named on the interment agreement as owner(s) of the burial rights

**Section 4.** The words ‘crypts and’ shall be deleted from Section 11-137(a).

**Section 5.** The first sentence in Section 11-139 shall be altered to read:

No disinterment shall be allowed without permission of the State of Colorado in accordance with its statutes and regulations and without the permission of the Town Clerk and the owner of the burial rights for the plot or owner’s descendants.

**Section 6.** Section 11-140(c) shall be modified to read:

(c) All fences, railings, concrete blocks or other enclosures around plots and graves, including trellises and headboards of every type and description, shall be submitted for approval to the Town Clerk. Concrete footers are prohibited.

**Section 7.** Section 11-140(e) shall be reworded to read:

The planting of trees or shrubs on a gravesite as permanent landscaping, as well as the removal of trees or shrubs from a site, shall be submitted for approval by the Town Clerk.

**Section 8.** The following Paragraph (h) shall be added to Section 11-140:

(h) All permanent grave decorations and emplacements, including fences, railings, curbs, or other enclosures around plots and graves shall be maintained by the heirs of the deceased. If such emplacements are not maintained, fees for the care of the same may be assessed to the heirs of the deceased. If no responsible party can be contacted or if, after having been contacted they choose not to pay the fees, the Town may remove the emplacements. The Town may also remove any emplacements deemed by the Public Works Director to present a safety hazard without first attempting to contact the plot owners/heirs. Any emplacements deemed historically valuable may be maintained by the Town at its sole discretion.

**Section 9.** The final sentence in Section 11-142, 'Parking shall be in designated areas only,' shall be deleted.

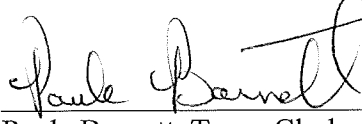
**INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED** this 23<sup>rd</sup> day of June, 2020.

**THIS ORDINANCE SHALL BECOME EFFECTIVE THIRTY DAYS FROM PUBLICATION.**

TOWN OF BUENA VISTA, COLORADO

By:   
Duff Lacy, Mayor

ATTEST:

  
Paula Barnett, Town Clerk

