

VILLAGE COUNCIL  
VILLAGE OF NASHVILLE  
ORDINANCE 9-24-2009

Council Member Coll, supported by Council Member Holden, moved the adoption of the following ordinance:

AN ORDINANCE TO AMEND ORDINANCE NO. 10-25-2007 (LAKEVIEW CEMETERY BOARD ORDINANCE) TO ADD A NEW SECTION 16 CHAPEL USE AND RENUMBER CURRENT SECTION 16-19 TO ALLOW FOR NEW SECTION.

THE VILLAGE OF NASHVILLE ORDAINS:

SECTION 1. Addition of new Section 16 Chapel Use and renumber current section 16-19 to allow for new section, Ordinance No. 10-25-2007. That Section 16 – 20, Ordinance No. 10-25-2007 is amended to read in its entirety as follows:

Section 16: Chapel Use

- A. All arrangements for use of the Chapel shall be made at the Village of Nashville office located at 203 N Main St. Nashville, either by funeral director or by representative of the immediate family of the deceased.
- B. The village shall be given not less than 36 hours prior notice in advance of any funeral that is planned for the Chapel to allow for the opening of the Chapel. The opening and closing of Chapel shall be done only by the village or such person or persons as are designated by the village.
- C. The village does not charge for the use of the Chapel but will accept free will donations.

Section 17: Applicability of this Ordinance

- A. This Ordinance shall apply only to cemeteries owned, controlled or operated by the Village.
- B. The provisions of this Ordinance shall not apply to Village officials or their agents or designees involved with the upgrading, maintenance, administration or care of the cemetery.
- C. Parking during a funeral will be allowed in designated areas as approved by the sexton.

Section 18: Penalties

Any person, firm, corporation, or other entity who violates any term or provision of this Ordinance is responsible for a municipal civil infraction and shall be punished by a civil fine of \$250 for a first violation, \$400 for a second violation, and \$500 for a third or subsequent violation and shall be liable for the payment of costs in an amount of not less than \$9.00 and not more than \$500. The Village President, Village Clerk, any village police officer, members of the Cemetery Board, and Cemetery Sexton shall all be deemed authorized local officials, authorized to issue municipal civil infraction citation for violations of this ordinance.

Section 19: Severability

The provisions of this Ordinance are hereby declared to be severable and should any provision, section or part thereof be declared invalid or unconstitutional by any court of competent jurisdiction, such decision shall only affect the particular provision, section or part thereof involved in such decision and shall not affect or invalidate the remainder of such ordinance which shall continue in full force and effect.

Section 20: Effective Date

This Ordinance shall become effective within 21 days from the date of its passing. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 2. Effective Date. This Ordinance shall be published in accordance with state law and shall become effective twenty (20) days after its adoption or upon its publication, whichever occurs later.

PASSED and adopted by the Village of Nashville, Michigan on 9-24-09.

YEAS: Holden, Kenyon, Austhof, Coll, Lundquist, Harwood, Dunham

NAYS: none

ABSENT: none

Ordinance No. 9-24-2009 adopted.

Frank Dunham, President

Cathy Lentz, Village Clerk

I, Cathy Lentz, the Clerk for the Village of Nashville, Barry County, Michigan, hereby certify that the forgoing is a true and accurate copy of an ordinance adopted by the village Council of the Village of Nashville at a regular meeting held on 9-24-09.

Cathy Lentz, Village Clerk

Adopted: 9-24-09

Published: 10-3-09

Effective: 10-14-09