

**Town of Cadiz
Green County, WI
Cemetery Ordinance
January 13, 2021**

The Town of Cadiz, Green County, Wisconsin does ordain as follows:

1. TITLE

This ordinance shall be cited as the “Town of Cadiz Cemetery Ordinance” and hereinafter referred to as “this ordinance”.

2. AUTHORITY

This ordinance is adopted under specific authority under Wis. Stat §157.50(2) and general authority under its village powers Wis. Stat §60.22.

3. PURPOSE

This ordinance establishes the supervision and rules for cemeteries located in the Town of Cadiz.

4. DEFINITIONS

The terms used herein shall have the same meaning as contained in Wis. Stat §157, with the exception that the term “sexton” shall be replaced with “cemetery manager”.

5. APPLICABILITY AND SCOPE

This ordinance applies to all cemeteries within the Town of Cadiz, which include: Kelly Cemetery, Martintown Cemetery, Michaels Cemetery, Pioneer Cemetery and Saucerman Cemetery. These cemeteries are owned and operated by the Town of Cadiz. The Town Board shall have general supervision and control of these cemeteries, including, but not limited to, the selling of all lots and graves, maintaining accurate records of all sales, and orders for work on all private lots. The town board shall determine the cost of cemetery lots.

6. STATEMENT OF POLICY

Persons of all denominations of all religions, sexes, creeds, and races shall be allowed to be buried in a town cemetery.

7. GENERAL PROVISIONS

- A. No lot shall be used for any other purpose than the burial of the human dead and the placing of appropriate markers as memorials.
- B. Persons desiring to purchase a lot or grave shall call the town cemetery manager to make an appointment. This official shall assist those persons interested in making a grave selection.
- C. The transfer of lots or parts thereof to another party must be reported in writing to the Town of Cadiz cemetery manager before said party will be allowed to use the transferred property. No person shall be recognized as owner or part owner of a lot

unless his or her name appears on the cemetery records or they have proof that they are legal heirs.

- D. The purchase of lots for the purpose of erecting a mausoleum or any above ground structure must be approved by the Town Board.
- E. For convenience, safety and appearance, the Town of Cadiz will not allow any equipment to be used for grave service unless it is approved by the Town of Cadiz.

8. VISITORS' RULES

- A. Law enforcement authorities, military personnel on official duty, and persons who are twenty-one (21) years of age or who have a concealed-carry permit shall be the only persons allowed to possess weapons on cemetery property.
- B. Cemetery visitors will be allowed in the cemetery from sunrise to sunset. Any person(s) found loitering on the grounds during closed hours will be subject to arrest. All visitors are reminded that the cemetery is considered to be sacred ground for the dead and that a strict observance of all proprieties due such a place will be required.
- C. Any person disturbing the tranquility of the cemetery by noise or other improper conduct will be asked to leave the grounds or be subject to arrest.
- D. No motor vehicles other than street legal vehicles will be allowed in the cemeteries at any time.
- E. No picnics, parties or other similar gatherings will be allowed in the cemeteries at any time.
- F. The town board members or its employees assume no liability for property damage or acts beyond its ability to reasonable control.
- G. The throwing of rubbish in cemetery areas is strictly prohibited.
- H. Any variance to these rules must be approved by the cemetery manager or the town board.

9. BURIAL RULES

- A. No grave will be laid out or dug and closed by anyone other than a designated cemetery official unless special permission is given by the cemetery manager.
- B. No interment shall take place without the burial permit and proper papers in place. There must be compliance with all laws.
- C. Green burials are not allowed.
- D. Number of burials in a lot:
 - 1. Two adult interments in one grave (one on tope of another) will not be permitted.
 - 2. An infant child or the cremated remains of an adult will be allowed at the foot end of an adult grave.
 - 3. No more than four cremation are permitted in one grave space.
 - 4. Grave markers must be placed at the head of each grave. No foot stones will be allowed.

5. The name of each person interred in the lot must be added to the grave marker.
- E. The funeral director or designated official is required to be in attendance at every interment.
- F. The cemetery manager or other person designated by the town board shall have the right to enter upon any lot and remove any structure, display or inscription placed on the lot that is deemed by the town board to be offensive, improper or injurious to the appearance of the lot or grounds.
- G. A minimum 48-hour notice to the cemetery manager should be given prior to interment.
- H. Fresh floral arrangements and floral pieces will be removed as soon as they become unsightly.
- I. Disinterment of a body will not be made without proper authority in accordance with the laws of the state of Wisconsin. All permits must be presented to cemetery officials prior to disinterment so that proper arrangements can be made.

PRIVILEGES AND RESTRICTIONS FOR LOT OWNERS

- A. No persons, except cemetery employees or authorized contractors will be allowed to disturb any grave markers or sod on any lot or grave.
- B. All lot or grave owners wishing to make improvements must consult the town board or cemetery manager before any improvements are made.
- C. The cemetery manager reserves the right to enter upon any lot for the purpose of trimming or removing any tree or shrub as to its effect upon the natural appearance of the cemetery in general
- D. Trees will be removed when they are deemed dead, diseased or detrimental to any adjacent lot, monument, walkway, or driveway because of roots, branches or otherwise.
- E. At no time will jars, tin cans, unsightly plastic containers or wire stands be construed as permanent decorations and allowed in either cemetery. In no event will cemetery officials be responsible for items placed on any grave.
- F. At no time will fences, barriers, retaining walls or any other obstructions be allowed in the cemetery.

MONUMENT RULES

- A. Monuments, grave markers and foundations will be set only by reputable monument companies or cemetery officials according to the rules specified in these regulations.
- B. All permanent headstones must have at least a 4-inch margin around the base of said stone.
- C. All monuments must be set in line with other monuments so far as possible as directed by the cemetery manager.
- D. Stones or monuments, once placed on their foundations, shall not be removed except by permission of the town board.
- E. All monuments shall be of good quality materials built by reputable monument companies. No vertical joints will be permitted as part of the monument structure. All foundations for monuments and other structures must be of sufficient depth in to the

ground in order to support it. No monument or marker shall be erected until the foundation has been approved by the cemetery manager.

- F. The town board reserves the right to refuse permission for the erection of any monument not in keeping with the good appearance of the grounds. Persons engaged in placing monuments are prohibited from attaching ropes, cables or chains to trees, shrubs or other structures within the cemetery.
- G. Workmen engaged in placing stones or monuments shall provide suitable boards on the ground for the truck to run over. Immediately after the job is finished all boards, rubbish and excess dirt must be removed and the grounds left in good clean condition comparable to before the work had begun at the gravesite.
- H. Any variances to these rules must be approved by the town board or the cemetery manager

13. SEVERABILITY

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to that end, the provisions of this ordinance are severable.

14. EFFECTIVE DATE

This ordinance shall take effect and be in full force upon adoption by the town board and the day after publication.

Adopted this 13th day of January, 2021, by the Town Board of the Town of Cadiz by a vote of:

 3 ayes and 0 nays.

Chairperson Aye ; 1st Supervisor Aye ; 2nd Supervisor Aye .

Kenneth Goodman
Kenneth Goodman, Jr, Chairman

Attested by the Town Clerk:

Karen A. Signer
Karen Signer, Town Clerk

Town of Cadiz Town Board

By: *Kenneth Goodman*
Kenneth Goodman, Chair

Lance Fredricks
Lance Fredricks, Supervisor

Bradley Kaster
Bradley Kaster, Supervisor

ATTEST:

Karen A. Signer
Karen Signer, Town Clerk

Posted on January 14, 2021 at Cadiz Town Hall, Cadiz Recycling Center, Browntown Post Office.

Published on January 20, 2021 in the Monroe Times.