

**CITY OF RIFLE, COLORADO
ORDINANCE NO. 7
SERIES OF 2023**

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING
APPENDIX A TO THE RIFLE MUNICIPAL CODE REGARDING ROSE HILL
CEMETERY FEES.

WHEREAS, the City of Rifle owns and operates the Rose Hill Cemetery pursuant to the Cemetery Regulations set forth in Article VII of Chapter 11 of the Rifle Municipal Code (the "Code"); and

WHEREAS, the City has not amended the fees charged for Rose Hill Cemetery for many years and the rising costs of its operation create a burden on the City's budget while limited available space creates a scarce resource; and

WHEREAS, the City Council finds and determines that it is in the best interests of the citizens of Rifle to amend the Section 11-7-40 and the associated fees at Appendix A of the Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. Section 11-7-30 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through~~ language deleted:

Sec. 11-7-30. - ~~Fairyland~~ Child/Infant Burial Area established.

There is hereby established an area to be known as "~~Fairyland,~~" "Child/Infant Burial Area," which shall consist of Block 48 and the south one-half of Block 47. The grave spaces in this area shall be sufficient size to accommodate a crypt up to, but not larger than, four (4) feet four (4) inches by one (1) foot eight and one-half (8½) inches. Only infants may be buried in "~~Fairyland~~ Child/Infant Burial Area."

Section 3. Section 11-7-40 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through~~ language deleted:

Sec. 11-7-40. - Purchase of burial space use rights.

~~Other than burial in the charity area as provided in this Section 11-7-40, b~~ Burial of bodies at Rose Hill Cemetery shall be conditioned on the purchase of exclusive rights to use a particular lot or burial space, mausoleum, or columbarium niche within the cemetery for this purpose. The City shall sell exclusive rights to use burial spaces and the rights to use a mausoleum or columbarium niche at such price or prices as directed by the City Council and as set forth in Appendix A to this Code.

(b) In addition to the purchase price of the rights to use a lot or burial space, mausoleum,

or columbarium niche within the cemetery, the City Treasurer shall assess and collect a perpetual care fund assessment at such amount directed by the City Council and set forth in Appendix A to this Code.

~~(e) Those persons who are unable to pay for the use rights to a lot or burial space, mausoleum, or columbarium niche may be placed in the charity area, which is designated as Block 4 of the Rose Hill Cemetery.~~

~~(d)~~ The charge for opening and closing a grave, mausoleum crypt or columbarium niche shall be as set forth in Appendix A to this Code, with an additional service charge for burials which are held on Saturdays, Sundays, holidays, Mondays or the day after a legal holiday before 1:00 p.m.

~~(e)~~ The surcharge for weekend burials shall apply for each grave opened for funerals which are held on Saturdays, Sundays, holidays, Mondays or the day after a legal holiday before 1:00 p.m., or at any time when City employees are required to perform work on an overtime basis. Weekend burials will not be performed unless a burial permit is issued by the City Clerk before 1:00 p.m. the preceding Friday.

Section 4. The Code is hereby amended with the enactment of a new Subsection 11-7-40(f) to read as follows:

(f) Eligibility for 81650 pricing shall require proof of residency in the 81650 zip code; provided, however, immediate family members (child, stepchild, parent, stepparent, spouse, grandparent) of 81650 residents shall also be eligible for 81650 pricing with proof of relationship.

Section 3. The following fees referenced in the Code at Appendix A, for RMC Section 11-7-40, are hereby repealed and reenacted to read as follows:

Chapter 11			
11-7-40	Rose Hill Cemetery Fees		
		81650	Non-81560
	Grave spaces		
	Adult:	\$800.00	\$1,600.00
	Infant:	\$400.00	\$800.00
	Mausoleum (2-space crypt)	\$1,500.00	\$3,000.00
	Columbarium:		
	Level 1-2		
	1 Niche	\$800.00	\$2,300.00
	2 Niches	\$1,600.00	\$3,100.00
	Level 3-5		
	1 Niche	\$1,000.00	\$2,500.00
	2 Niches	\$2,000.00	\$3,500.00
	Perpetual care		
	Per Lot	\$800.00	\$1,600.00
	Per Crypt	\$800.00	\$1,600.00
	Per Niche	\$450.00	\$900.00
	Infant/Child Burial Space	\$800.00	\$1,600.00

Grave opening/closing		
Casket	\$600.00	\$1,200.00
Infant:	\$400.00	\$800.00
Cremains – Columbarium, Niche, or Space	\$400.00	\$800.00
Disinterment of grave	\$3,000.00	\$3,000.00
Reinterment of grave	\$3,000.00	\$3,000.00
Disinterment of cremains	\$1,000.00	\$1,000.00
Reinterment of cremains	\$1,000.00	\$1,000.00
Additional Service Charges		
Burials held on Saturdays, Sundays, Mondays, Holidays or the day after a legal holidays before 1:00 p.m.	\$1,000.00	\$2,000.00
Title Change Fee	50.00	50.00

Section 5. Section 11-7-60(1) of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through~~ language deleted and a new Section 11-7-60(12) of the Rifle Municipal Code is hereby enacted:

Sec. 11-7-60. - Conditions on rights and use.

The rights acquired by any person in and to any lot or burial space in Rose Hill Cemetery shall be subject to the following conditions:

(1) No grave on any lot shall be opened except with the permission of and under the direction of the Sexton following five days' of the City's receipt of all required documents and after all fees have been paid in full. ~~On failure to pay for a grave section or lot, the body may be exhumed and placed in the charity area designated as Block 4.~~

(12) The size of a monument or marker base shall not exceed 2' by 4' with a 3" border.

INTRODUCED, on April 5, 2023, read in full, passed on first reading, and ordered published by title as required by the City Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado, held on April 19, 2023, approved without amendments, and ordered published in full as required by the Charter.

CITY OF RIFLE, COLORADO

By _____
 Mayor

ATTEST:

 City Clerk