

## CHAPTER 46

### CEMETERY

#### THE CITY OF LAPEER ORDAINS:

#### 46.01 (A) INTENT

An Ordinance to provide for the health, safety, welfare and preservation of the Mt. Hope Cemetery and the Oakdale Cemetery; to regulate conduct of those persons entering on cemetery grounds, and conduct during ceremonies conducted in the cemeteries.

#### (B) CONDUCT IN CEMETERY

No person shall, in Mt. Hope or in Oakdale Cemetery:

- (1) Throw, discard or leave any papers, litter, garbage or rubbish unless the same is deposited in containers furnished by the City for this purpose.
- (2) Pick or mutilate any flowers, either wild or domestic, or disturb any tree, shrub or other plant material.
- (3) Possess, transport or consume any alcoholic beverage.
- (4) Permit any dog (except leader dogs for the blind), cat, or other domestic animal to enter or remain in the cemetery.
- (5) Discharge any firearm. This prohibition shall not apply to volleys authorized by the sexton at burial or memorial services or to cemetery employees or police officers when such discharge is done in the course of employment.
- (6) Discharge any BB gun or pellet gun. This prohibition shall not apply to cemetery employees or police officers when such discharge is done in the course of employment.
- (7) Plant trees, flowers, weeds or vegetables without the consent of the Sexton.
- (8) Operate any motor vehicle, as defined in Chapter 14 (Vehicle & Traffic) of the General Ordinances of the City of Lapeer in a manner which is prohibited by the provisions of Chapter 14.

- (9) Operate or ride as a passenger on any motorcycle, motorbike, mini-bike, skateboard, go-cart or snowmobile. This prohibition shall not apply to police officers or cemetery employees traveling to, from or in the course of their employment.
- (10) Who is under the age of eighteen (18) years, ride any bicycle unless accompanied by a parent or legal guardian.
- (11) Use cemetery property as a shortcut or an area in which to learn driving.
- (12) Operate a motor vehicle or bicycle off the established roads unless permission is given in writing by the Sexton.
- (13) Start or maintain any fire.
- (14) Enter, remain in, use or occupy any portion of the cemetery between the hours of 10:30 p.m. and 6:00 a.m., unless prior written approval has been obtained from the Sexton.
- (15) Use cemetery grounds as a park, playground or for recreational purposes, including, but not limited to, hitting golf balls, playing football, baseball, or throwing frisbees.

**(C) PENALTIES**

- (1) Persons violating 46.01(B) 4, 6, 7, 9, 10, 11, 12, 14 and/or 15 shall be responsible for a civil infraction with a maximum fine of \$100.00.
- (2) Persons violating Section 46.01(B) 8 shall be subject to the same penalty as contained in Chapter 14 for the section violated.
- (3) Persons violating Section 46.01(B) 1, 2, 3, 5 and 13 shall be guilty of a misdemeanor and subject to a maximum fine of \$500.00 and/or imprisonment for 90 days, or both.

**THIS CHAPTER WAS ADOPTED AUGUST 30, 1989.**