

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY



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**Bill Type and Number:** Ordinance 2022-729

**Introducer/Sponsor(s):** Council Member Boylan

**Date of Introduction:** September 27, 2022

**Committee(s) of Reference:** NCSPHS, R, LUZ

**Date of Analysis:** September 27, 2022

**Type of Action:** *Ordinance Code* amendment

**Bill Summary:** This bill amends Section 173.111 (Exemption), Chapter 173 (Cemeteries), *Ordinance Code*.

**Background Information:** The purpose of this legislation is to amend the existing exemption from Section 173.111 and replace it with an exemption for a church cemetery of less than five acres which provides only single-level ground burial, and for a mausoleum consisting of two acres or less which is owned by and immediately contiguous to an existing church facility. The church establishing such a mausoleum must ensure that the mausoleum is kept and maintained in an orderly manner and limit its availability to members of the church. The church establishing such a mausoleum must have been incorporated for at least 25 years and must have sufficient funds in an endowment fund to cover the costs of construction of the mausoleum. The amendment specifies that the location of any church columbarium, cemetery, or mausoleum exempt under this Section shall, however, be subject to local government zoning.

**Policy Impact Area:** Church Cemeteries

**Fiscal Impact:** No direct cost to the City

**Analyst:** Hampsey