

ORDINANCE 25-35

AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 26, ARTICLE II OF THE CITY OF WINTER GARDEN CODE OF ORDINANCES REGARDING THE WINTER GARDEN CEMETERY; PROVIDING FOR REVISIONS TO DEFINITIONS, RESIDENCY REQUIREMENTS FOR PURCHASE OF LOTS AND NICHEs, OWNERSHIP RIGHTS, AND FEES; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City of Winter Garden owns and operates a municipal cemetery for the benefit of its residents; and

WHEREAS, the City Commission finds it necessary to amend Chapter 26, Article II of the City Code to clarify residency eligibility for the purchase of lots and niches, refine ownership rights, and update the fee structure accordingly;

WHEREAS, the City Commission finds it to be in the best interest of the public health, safety and welfare to revise the definitions of Chapter 26, City of Winter Garden Code of Ordinances in the manner specified in this Ordinance.

NOW, THEREFORE, BE IT ENACTED BY THE CITY OF WINTER GARDEN, FLORIDA, AS FOLLOWS:

SECTION 1: Authority. The City of Winter Garden has the authority to adopt this Ordinance pursuant to Article VIII of the Constitution of the State of Florida and Chapter 166, Florida Statutes.

SECTION 2: Adoption. Chapter 26, Article II of the City of Winter Garden Code of Ordinances is hereby amended as follows (words that are ~~stricken out~~ are deletions; words that are underlined are additions; provisions not included are not being amended)

Sec. 26-27. Sale of lots.

- (a) All cemetery lots shall be sold subject to the rules and regulations in force or which may be adopted, and such lots shall be used for no other purpose than the burial of the human dead.
- (b) All conveyances, interments, disinterments, plats, avenues, walks and all cemetery improvements and arrangements shall be made subject to such regulations as shall be promulgated by the city commission.
- (c) The regulations provided for in subsection (b) of this section shall be referred to and made a part of every deed of conveyance of cemetery lots in the Winter Garden Cemetery after March 11, 1966.

- (d) Sale of all lots, part lots or grave spaces shall be a function of the city manager. The city manager may refuse to sell any lot, part lot or grave space to any person if such sale would be detrimental to the cemetery, or if such sale would violate the state law prohibiting speculation in cemetery property.
- (e) Each lot in the cemetery will, prior to its sale, be suitably marked by the city with an iron or concrete post placed on each lot corner and set level with the adjacent ground.
- (f) A person desiring to purchase a lot in the cemetery is referred to the cemetery supervisor. The cemetery supervisor will have available suitable plats showing the size and price of lots, and such other information as may be required and will be pleased to render assistance to those desiring to make lot purchases. Upon the prospective purchaser having made a lot selection, the supervisor will issue a lot order to the prospective purchaser, who may either make payment by check at the cemetery or present such order at the office of the city clerk in city hall, where the lot sale will be made and an easement will be issued by mail.
- (g) The city manager or the city clerk are authorized to execute use of easement certificates on behalf of the city to the purchasers of lots within the cemetery.
- (e) The purchase of any lot and/or niche is restricted to City of Winter Garden residents. For purposes of this article, a resident means an individual who is currently domiciled as his/her primary residence within the incorporated limits of the City of Winter Garden at the time of purchase or death. Former residents who are not currently domiciled within the City of Winter Garden but can demonstrate an immediate family member pursuant to section 26-28 (b) who lives within the incorporated limits of the City of Winter Garden or who is already interred are also eligible to purchase a lot subject to compliance with cemetery policy and regulations. The burden of proving residency shall be that of the purchaser.

(Code 1988, § 7-28; Ord. No. 04-02, 2-12-04)

Sec. 26-28. Ownership and title of lots.

- (a) For the purpose of this section, the term "lot owner" or "ownership" shall be construed to mean an easement and the right to use a lot, space, or columbarium niche, as purchased from the city for a consideration, for burial purposes only and under the regulations as prescribed by the city for such use.
- (b) The title to a cemetery lot vests in the lot owner the right to use such lot for burial purposes only, for the lot owner and the lot owner's immediate family, defined for this purpose as the lot owner's parents, spouse, children, step-children, siblings, grandchildren, grandparents, in-laws (mother/father/brother/sister/daughter/son-in-law), provided that such admission is free of charge, without compensation, and in accordance with cemetery policy and regulations. ~~for himself or his immediate family, which shall include the lot owner's father or mother, wife or husband, brother or sister, son or daughter, stepson or stepdaughter, father-in-law or mother-in-law, brother-in-law or sister-in-law, daughter-in-law or son-in-law, grandchildren and grandparents, provided that such admission is free of charge, without compensation and in accordance with the cemetery regulations.~~ Graves for adults as well as for children must not be less than four feet deep.
- (c) All burial rights in cemetery lots purchased from the city occupy the same position as real estate at the death of the owner. At the time of the purchase of the cemetery lots or niches, the purchaser will be required to designate the person or persons to be interred in the lots or niches purchased. Only such persons as names appear on the cemetery records of the city will be recognized as owners of the lots or niches. The city has the right to refuse interment for any person not designated by the original purchaser for interment or ownership. If the death of a lot owner occurs, when the cemetery lot or niche is disposed of by will, a certified copy of the will must be delivered to the city clerk before the city will recognize the change in ownership. If the deceased lot or niche owner left no will, a certified copy of the proof of heirship made in the county judge's court must be presented. A lot owner in making a will may include the cemetery lot or niche and must will it to one person. The city may require the execution of an affidavit to verify a change in ownership or claim of interment rights.

- (d) Any purchaser (or heir or personal representative thereof) of a cemetery lot or columbarium niche from the city may only resell that lot or niche to the city and only for the original purchase price.
- (e) The city hereby reserves an option to repurchase for the original purchase price any cemetery lot or columbarium niche from the estate of the purchaser or any successor or assign thereafter in the event that (i) a situation arises where a purchaser of a cemetery lot or columbarium niche becomes deceased, (ii) the person or persons designated by the purchaser for interment are not interred in the lot or niche, and (iii) there is an attempt to transfer ownership of the lot or columbarium niche to a person not designated by the original purchaser for interment or ownership upon the purchaser's death. Upon the city's repurchase of the cemetery lot or columbarium niche, the city shall have the right to resell such lot or niche.
- (f) In the event the city mistakenly sells or conveys a cemetery lot or columbarium niche to more than one purchaser, then upon discovery of such mistake the situation shall be resolved in the following manner:
- (i) In the event no burial or interment of cremated remains has occurred within the cemetery lot/space or columbarium niche at issue, then the purchaser issued a document of ownership first in time shall be deemed the sole owner of the cemetery lot/space or columbarium niche and the city shall, as the remaining purchaser's(s') sole remedy, refund the other purchaser's(s') fees paid to the city for the lot/space or niche in full and declare their document(s) of ownership null and void.
- (ii) In the event a burial or interment of cremated remains has occurred within the cemetery lot/space or columbarium niche at issue, then the purchaser who has buried or interred cremated remains with such lot/space or niche shall be deemed the sole owner of the cemetery lot/space or columbarium niche and the city shall, as the remaining purchaser's(s') sole remedy, refund the other purchaser's(s') fees paid to the city for the lot/space or niche in full and declare their document(s) of ownership null and void.
- (g) All purchasers (including their heirs, personal representatives, successors and assigns in interests) hold the city and the city's elected and appointed officials, officers, attorneys, employees and agents harmless concerning mistakes that may occur in the selling and conveyance of cemetery lots/spaces and columbarium niches and further, agree that the maximum liability the city may incur in the event of such mistakes shall be a sum not exceed an amount equal to 100% of the fees paid to the city by said purchasers for the particular cemetery lots/spaces and columbarium niches at issue. Purchasers waive any and all injunctive relief, specific performance, other monetary and equitable claims against the city that they may or could have brought against the city concerning such matters.

(Code 1988, § 7-29; Ord. No. 04-02, 2-12-04)

Sec. 26-29. Openings and closings.

All openings and closing services at the Winter Garden Cemetery shall be furnished by the city or by its designated agents, licensees, franchises, employees or contract representatives, or any person with whom the city contractually agrees to allow to perform any or all such services, per a rate schedule adopted by resolution of the city commission.

(Code 1988, § 7-30)

Sec. 26-30. Fees, charges and payments.

- (a) All charges for interments, removals, foundations or other work in the cemetery must be paid in advance. No purchaser shall be entitled to a use of easement certificate for any lot in the cemetery, nor shall any burial be made in such cemetery lot until all payments are made in full.
- (b) The payment of all fees and charges shall be made by check at either the office of the city clerk in City Hall or with the cemetery supervisor, where receipts shall be issued for all amounts paid. All cash payments must be made at City Hall.

- (c) The fees for grave spaces, lots, columbarium niches, and catacombs and all other fees related to the cemetery and its operations shall be established by resolution adopted by the city commission. The city commission may establish different fees for residents. For certain cemetery related fees where the city's costs are variable based on third party contractors or service providers, such fee should be at minimum the city's cost plus a twenty percent administrative fee, and the resolution establishing fees may delegate to the city manager or his/her designee authority to modify such fees as needed to ensure such cost plus 20 percent charge is maintained. Such fees and charges for grave spaces shall be \$800.00 per space for all residents within the city and \$1,200.00 per space for all nonresidents for all sections within the Winter Garden Cemetery. Such fees and charges for mausoleum catacombs shall be \$700.00 per catacomb for all residents within the city and \$1,100.00 per catacomb for all nonresidents. Such fees and charges for columbarium niches shall be \$600.00 for all residents within the city and \$900.00 for all nonresidents. For purposes of this section, a resident shall be defined as any person who is a lawful resident of the city at the date of purchase of the grave space, catacomb or columbarium niche. The burden of proving residency shall be that of the purchaser. Upon recommendation of the city manager, the city commission may, by adoption of a resolution, revise all fees and charges for services and grave spaces, which may take effect immediately upon adoption.
- (d) An individual who can prove residency within the incorporated City limits for a period of no less than 6 months has been a city employee for more than one year shall be entitled to purchase a grave space for the same amount as a resident.

(Code 1988, § 7-31; Ord. No. 04-02, 2-12-04)

Sec. 26-31. Disposition of proceeds.

- (a) All monies from the sale of lots, catacombs, niches, services, etc., in the cemetery shall be paid to the city clerk and deposited in the general fund of the city.
- (b) The funeral director may collect and remit to either the city clerk all fees and sale proceeds for openings and closings prior to interment.
- (c) Compensation for collections in subsection (b) of this section shall be, upon recommendation by the city manager, set by the city commission by adoption of a resolution.

(Code 1988, § 7-32; Ord. No. 04-02, 2-12-04)

Sec. 26-32. Supervision.

- (a) Subject to the order of the city commission, the city manager shall have absolute charge of the cemetery and is authorized to enforce all rules; to maintain order; to supervise all workers, visitors and drivers of vehicles; to expel from the grounds all improper persons or those who violate the rules; and to refuse admission to any person or materials when he may deem such action necessary.
- (b) A person from the city's staff will be on the cemetery site from 8:00 a.m. until 4:00 p.m. Monday through Friday and at all burial services.

(Code 1988, § 7-33; Ord. No. 04-02, 2-12-04)

Sec. 26-33. Privileges and restrictions.

- (a) No cemetery lot owner shall allow interments on his lot for remuneration, and no sale, transfer or assignment of any lot shall be valid without the consent of the city manager and an endorsement of any such conveyance by the city clerk.

(b) No lot in the cemetery shall be raised above the established grade. Sod shall not be removed from grades nor shall shells, trinkets or objects other than markers or flowers be placed on any grave.

~~(c) Reserved.~~

(~~d~~c) No part of the Winter Garden Cemetery reserved on the plat(s) for street and beautification purposes shall be offered for sale unless such reservations are subsequently vacated and approved for use as cemetery lots by the city commission.

(~~e~~d) The city reserves the right for its workers and those persons necessary to the performance of normal cemetery operation to enter upon or cross over any lot in the cemetery in the performance of such duties.

(~~f~~e) The city or its employees assume no liability for damage, actual or mental anguish, in the performance of the cemetery's normal operations, or loss by vandalism or other acts beyond its reasonable control.

(~~g~~f) No verbal agreement or statement made by any individual which is contrary to this article shall be binding on the city nor shall such agreement or statement in any way change or modify the intent of this article.

(Code 1988, § 7-34; Ord. No. 04-02, 2-12-04; Ord. No. 18-35, § 3, 9-27-18)

Sec. 26-34. Funerals.

(a) Under this article, all fees are to be paid in advance before a grave is opened for burial.

(b) Notice to the city is required no later than 3:00 p.m. Friday for Monday services. However, if special circumstances (i.e., a late Friday death) prevent such notification and a Monday service is desired, the following applies:

(1) The service must be scheduled for no earlier than 2:00 p.m. on Monday.

(2) The funeral director must alert the company that is contracted to do the openings/closings for the city to determine if it is able to support the request, assuming the service will be approved by the city.

(3) The city clerk must be notified of the request for the afternoon service no later than 9:00 a.m. on Monday and must confirm that all requirements are met for the burial.

(c) No services will be held on Sunday.

(d) No services will be held on any holiday recognized by the city, except for holidays that the city recognizes which fall on Mondays.

(e) All inquires should be directed to the city clerk at city hall.

(f) Lot information (space, time of service, etc.) must be provided to the city at the time of any burial request.

(g) Funeral processions upon entering the cemetery shall be under the control and subject to the direction of the cemetery supervisor.

(h) The cemetery supervisor shall be given 24 hours' advance notice before any interment shall be made, except as provided in subsection (b) of this section.

(i) Funeral directors making arrangements for interments shall be responsible for the payment of all interment charges in addition to all charges which have accrued to or against such lot.

(Code 1988, § 7-35; Ord. No. 04-02, 2-12-04)

Sec. 26-35. Conduct in cemetery.

- (a) The cemetery will be open to visitors at all times between the hours of 8:00 a.m. and 5:00 p.m. Permission to enter the cemetery at any other time must be obtained from the supervisor.
- (b) No person shall break or injure any tree or shrub, pick any wild or cultivated flowers or mar any landmark, marker, or memorial or in any way deface the grounds of the cemetery.
- (c) No boxes, shells, toys, discarded glassware, sprinkling cans, receptacles or similar articles will be permitted on any grave, lot or tree.
- (d) Persons within the cemetery grounds shall use only the established avenues, walkways and roads, and are forbidden to trespass on cemetery lots.
- (e) Children under 16 years of age shall not be permitted within the cemetery or its buildings, unless accompanied by an adult.
- (f) No person may use any form of advertisement on cemetery grounds.
- (g) No person shall permit any dog or other domestic animal to enter or remain in the cemetery.
- (h) No person may consume refreshments or liquors within the cemetery or carry such into the premises.
- (i) No person shall throw rubbish or debris on walks, drives or any part of cemetery grounds.
- (j) Unauthorized persons shall not loaf or lounge in any of the buildings in the cemetery or otherwise use any of the grounds, graves or monuments thereon.
- (k) No loud talking shall be permitted on the cemetery grounds within hearing distance of funeral services.
- (l) No money shall be paid the attendants at the entrance or on the grounds. The entire time of the persons regularly employed on the grounds belongs to the cemetery; visitors and owners must not otherwise engage them, unless authorized by the city manager.
- (m) Any person found on the grounds after dark will be considered a trespasser.
- (n) All orders, inquiries and complaints by visitors or owners must be reported to the Assistant City Manager – Public Services.

(Code 1988, § 7-36; Ord. No. 12-28, § II, 6-14-12)

Sec. 26-36. Motor vehicles.

- (a) Motor vehicles shall not be driven through the cemetery grounds at a speed greater than 15 miles per hour.
- (b) Motor vehicles shall be driven and parked only on the right side of the opened roads and driveways.
- (c) No U-turns are permitted.
- (d) Motor vehicles shall not be parked in front of an open grave unless the occupants of such vehicles are in attendance at a funeral.
- (e) The city traffic laws shall be applicable to the operation of motor vehicles in the cemetery.

(Code 1988, § 7-37)

Cross reference(s)—Traffic and vehicles, ch. 74.

Sec. 26-37. Interments.

- (a) No interment will be permitted or body received in the cemetery unless the city interment order is furnished to the city clerk.
- (b) No deceased person or the cremated remains of any deceased person shall be interred without burial permit as required by law. The lot in which the interment is to be made must be fully paid for or arrangements for payment made with the city clerk. Persons arranging for such interment must have the right to the use of such lot. Such lot cannot be used beyond its capacity. Proper record must be made of the exact location of the grave.

(Code 1988, § 7-38)

Sec. 26-38. Conditions of burial.

- (a) Only one interment shall be made in a single grave, crypt, or niche in the cemetery, except that in a grave a mother and infant or two children in one coffin or the cremated remains of any ~~two six~~ persons ~~or one~~ cremated remains and an immediate family member in one grave, may be buried together.
- (b) Lot owners or their heirs desiring graves opened shall secure the necessary disinterment permit from the state and deliver such to the city manager or his designee.
- (c) The city shall not be responsible for errors in location of graves or lots arising from improper instruction of lot owners. Orders from funeral directors shall be construed as orders from owners.
- (d) No person shall be buried in any lot in which such person did not have a legal interest, except by written consent of all parties having a legal interest in such lot, as well as the city.
- (e) Any and all transfers of interment rights are subject to all regulations of the cemetery in full force and effect or which may be enacted.
- (f) Before transfer of interment rights, the original owner must reconvey such interment rights to the city. The city shall then issue a warranty of conveyance to the new owner. The same rules shall apply in all cases of assignment of purchase contract for interment rights. This information shall then be duly recorded in a permanent cemetery file.
- (g) The city may exchange interment rights when desired by owners, but not for interment rights of lesser value. When such an exchange is made, the original conveyance must be surrendered by proper assignment, or by conveyance if considered necessary, plus a fee established by resolution of the city commission ~~of \$5.00 shall be paid before any change is effected.~~
- (h) The subdivision of interment rights shall not be effective without prior consent of the city manager.
- (i) The city may refuse to consent to a transfer or to an assignment as long as there is any indebtedness due the city in connection with the lot, grave memorial, lot care or right of transfer in question.

(Code 1988, § 7-39; Ord. No. 04-02, 2-12-04)

Sec. 26-39. Removal of flowers, emblems.

As soon as flowers, wreaths, emblems, etc., used at funerals and placed on graves become unsightly or faded, they will be removed, and no responsibility for their protection or maintenance is assumed.

(Code 1988, § 7-40)

Sec. 26-40. Lot improvement and maintenance.

- (a) All work on all cemetery lots sold in sections platted and to be platted from and after July 1, 1943, will be done under the direction of the city manager, by the cemetery employees, except when permission is otherwise given.
- (b) Work performed on lots to maintain, change, alter, improve, inter or disinter shall be accomplished by employees of the cemetery under the direction of the city manager.
- (c) All grading, landscaping work and care of trees, shrubs, herbage and all plantings shall be done by cemetery employees, unless special permission is first granted by the city manager.
- (d) Estimates for any special work will be made by the cemetery supervisor upon application, and charges for such work shall be paid in advance.

- (e) If any improvement or alteration of individual property in the cemetery shall be made without prior approval of the city manager, he shall have the right to remove such improvement or alteration at the expense of the owner.
- (f) Chairs, settees, benches and vases shall be permitted only if properly installed and maintained. Failure to properly install or maintain such fixtures will be cause for their removal.
- (g) Coping enclosures, fences, structures of wood and hedges are prohibited. Those structures or enclosures established on any lot prior to the effective date of the ordinance from which this section derives which have, in the judgment of the city manager, become unsightly because of neglect or age will, after 30 days' written notice to the owner, be removed by the city at its expense.
- (h) No elevated mounds shall be built over graves, and no lot shall be filled above the grade established by the cemetery supervisor.
- (i) If any tree, shrub or plant standing upon any lot, by means of its roots, branches or otherwise, becomes detrimental to adjacent lots or avenues or if for any reason its removal is deemed necessary, the cemetery supervisor shall have the right and it shall be his duty to remove such tree, plant or shrub or any part thereof or to otherwise correct the condition existing.
- (j) Potted plants, wreaths and baskets shall be removed from lots and graves when in the judgment of the cemetery supervisor it is in the best interest of the cemetery to remove them.
- (k) The City is not responsible for any damage caused to any marker, headstone, monument, or any other items placed on the gravesite, and owners of plots and their heirs, personal representatives, successors and assigns hold the City harmless from the same. Any damage caused by lawn maintenance, vandals, weather events, or any other activity shall be the sole responsibility of the family of the interned body to repair.

(Code 1988, § 7-41)

Sec. 26-41. Stone or monument work.

The designs, specifications and locations of markers, stones or monuments in the cemetery must first be submitted to the city manager for approval before being ordered or placed. In no case shall the monument be more than six (6) feet tall from grade. The city manager shall not prohibit individual taste in grave markers and shall deny an application only when it would be offensive to other owners or when it would tend to degrade the appearance of the cemetery.

(Code 1988, § 7-42)

Sec. 26-42. Installations, foundations, vaults, markers, and memorials.

- (a) No material shall be allowed to remain in the cemetery longer than is reasonably necessary for any construction work, and no work in the cemetery shall be started on Saturday which cannot be completed on that day.
- (b) Cemetery lot owners are prohibited from erecting vaults which shall extend above the ground. No vault top or concrete slab shall be placed over a grave less than 18 inches below the surface of the ground.
- (c) No more than two inscriptions will be permitted on the face of any crypt in a mausoleum in the cemetery, no more than one inscription will be permitted on the face of any niche and all inscriptions shall be limited to the name of the deceased, the date of birth and date of death of such deceased.
- (d) All foundations shall be built by the city at the cost of the owner, and the city shall assume the responsibility for the proper construction of the foundation.
- (e) The charges for building foundations shall be established by the city manager and shall be reasonable and uniform.

- (f) Only concrete or metal vaults shall be permitted to be used in the cemetery.
- (g) No marker shall be set at any location unless the location has been first approved by the cemetery supervisor and the grave space is paid for in full.
- (h) No material except granite, a good grade of white marble, cut stone from recognized monument quarries, a cementitious product designed to look like marble or stone, and ~~or~~ standard bronze shall be used for markers or monuments. The use of two or more kinds of granite in any one lot varying materially in color or texture shall not be permitted.
- ~~(i) Reserved.~~
- ~~(j) Reserved.~~
- (ki) Interments of non-cremated remains in crypts shall be made in hermetically sealed caskets or boxes. Cremated remains placed in a crypt or niche must be in the original sealed container as provided by the crematory.
- (hj) In all new additions, only one grave memorial will be permitted on one space. No memorial may be set to embrace two or more grave spaces except a companion or a family memorial unless approved in writing by the city manager at the time of the sale of the interment rights. All memorials shall be set on uniform lines as prescribed by the cemetery supervisor to conform to the general plan of the cemetery.
- (k) When plots are used to bury up to 6 urns with cremated remains, only one monument will be allowed on the plot. Up to six (6) individual markers will be permitted on the ground in front of the monument; however, all markers shall be no larger than 12" x 12" and no more than one inscription will be permitted on the face of each marker. Inscriptions shall be limited to the name of the deceased, the date of birth and date of death of such deceased.

(Code 1988, § 7-43; Ord. No. 04-02, 2-12-04)

Sec. 26-43. Trees, shrubs and flowers.

- (a) Cemetery lot owners are prohibited from planting trees, shrubs, vines or plants on their lots without permission of the city manager.
- (b) All requests for plantings of any kind or description whatsoever shall be submitted in writing to the city manager and his approval first obtained.
- (c) All plantings will be made with the permission of the city manager, in areas set aside for that purpose according to the landscape plan.
- (d) Additional plantings may be made on border lots under the supervision of the city manager.
- (e) Acting for the best interest of the cemetery, the city manager shall have authority to order the pruning, transplanting or removal of trees, shrubs, vines, plants or anything growing upon a lot when he may consider such action necessary.
- (f) Only one vase or wreath arrangement will be permitted in front of any crypt in any mausoleum in the cemetery, except at the time of interment, when the flower arrangements will be allowed to remain in front of the crypt for a reasonable period of time.

(Code 1988, § 7-44)

SECTION 3: Codification: Section 2 of this Ordinance shall be codified and made part of the City of Winter Garden Code of Ordinances.

SECTION 4: Control: In the event of a conflict or conflicts between this Ordinance and other ordinances, this Ordinance controls.

SECTION 5: Severability: It is the intent of the City Commission of the City of Winter Garden, and is hereby provided, that if any section, subsection, sentence, clause, phrase or provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall be construed as to render invalid or unconstitutional the remaining provisions of this Ordinance.

SECTION 6: Effective Date: This Ordinance shall become effective upon adoption at its second reading.

FIRST READING: SEPTEMBER 25, 2025.

SECOND READING: OCTOBER 9, 2025.

ADOPTED this 9TH day of OCTOBER, 2025, by the City Commission of the City of Winter Garden, Florida.

APPROVED:


John Rees, Mayor/Commissioner

ATTEST:


ANGELA J. GRIMMAGE, City Clerk

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