

ORDINANCE NO. 4176

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE KIRKLAND CEMETERY AND REPEALING AND REENACTING CHAPTER 3.92 OF THE KIRKLAND MUNICIPAL CODE.

The City Council of the City of Kirkland do ordain as follows:

Section 1. Chapter 3.92 of the Kirkland Municipal Code (KMC) is hereby repealed.

Section 2. A new Chapter 3.92 of the KMC is hereby adopted to read as follows:

3.92.010 Maintenance and operations

The Director of Parks and Community Services, or his or her designee, shall be responsible for the maintenance and operation of the Kirkland Cemetery. The Director of Finance and Administration, or his or her designee, shall be responsible for administering the finances of the Kirkland Cemetery.

3.92.020 Cemetery Committee.

The City Manager is authorized and directed to establish the Cemetery Committee. The committee will consist of the Director of Finance and Administration or designee, the Director of Parks and Community Services or designee, and representatives from the Parks Maintenance and Cemetery Administration staff.

The Cemetery Committee shall periodically review and make recommendations to the City Manager on: (1) Cemetery policies; (2) Long term and operational plans for the cemetery; and (3) rates to be charged for services, burial lots and cremated remains sites.

In determining such rates, the Cemetery Committee shall take into consideration the cost to the City in rendering services, increases in the Consumer Price Index or other indicies, and the rates charged by other cemeteries in the area for services, burial lots and cremated remains sites. The rates recommended by the Cemetery Committee to the City Manager shall become effective upon approval by the City Manager and the filing of the rates with the Director of Finance.

3.92.030 Charges for residents and non-residents.


The rates charged for burial lots and cremated remains sites (niche walls), and services shall be based on whether the lot or site is purchased for a resident or a non-resident of the City of Kirkland. The rates charged for burial lots and cremated remains sites (niche walls) for non-residents of the City of Kirkland shall be fifty percent higher than the rate for residents of the City of Kirkland. For the purpose of this Chapter, a person shall be considered a resident of the City of Kirkland if: (1) he or she was born in the City of Kirkland or has lived in the City of Kirkland for a period of ten or more continuous years at any point in his or her life; or (2) he or she has an immediate family member who currently resides in the City of Kirkland. For the purpose of this Chapter, an "immediate

family member" shall be the spouse, significant other, parent, child or sibling of the person.

Section 3. This Ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this 6th day of January, 2009.

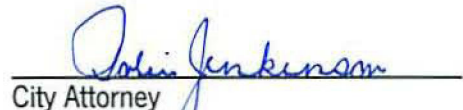
Signed in authentication thereof this 6th day of January, 2009.


MAYOR

Attest:


City Clerk

Approved as to Form:


City Attorney