

ORDINANCE NO. 3453

AN ORDINANCE ESTABLISHING REFLECTION GARDEN

WHEREAS, Chapter 91 of the New Castle City Code establishes rules and regulations regarding New Castle's South Mound Cemetery and the West Lawn Addition thereto; and

WHEREAS, there has been constructed a reflection or memory area in the South Mound Cemetery; and

WHEREAS, a paragraph should be added to the aforementioned Chapter 91 setting forth rules regarding said reflection garden.

NOW THEREFORE BE IT ORDAINED by the Common Council of the City of New Castle that Chapter 91 of the New Castle City Code shall be amended by adding Chapter 91.06. Chapter 91.06 shall read as follows:

"91.06. Reflection Garden. A certain non-platted area immediately south of and adjacent to the west one-half of Section 6 of the South Mound Cemetery, previously known as "the Sunken Rose Garden", has been rededicated as a reflection or memory garden and is being maintained accordingly and has been improved and developed for that purpose with private donations from benefactors whose only interest is to make certain that the South Mound Cemetery remains a place of beauty and reflection for the community and its citizens, past, present and future. That said reflection garden shall be maintained in the spirit promoted by the original benefactors, that no smoking shall be permitted in the reflection area, that no interment shall take place in the reflection area, and it shall be perpetually maintained in the spirit of its existing design and improvement."

REPEALER. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SEVERABILITY: Any provision herein contained which is found by a court of competent jurisdiction to be deemed to be unlawful or which by operation of law shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

EFFECTIVE DATE: This Ordinance shall become effective immediately upon passage and publication as provided for by law.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS ____ DAY OF _____, 2005.

Tom Nipp, Presiding
Officer, Common Council, City
of New Castle, Indiana

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NAY

ATTEST:

Janice Lavarney,
Clerk-Treasurer

APPROVED BY ME THIS _____ DAY OF _____, 2005.

City

Tom Nipp, Mayor of the
Of New Castle, Indiana