

October 24, 2022

*Sent via email*

Cohoctah Township Board of Trustees  
c/o Barb Fear, Clerk  
3530 Gannon Rd  
Howell, MI 48855

**Re: *Proposed Cemetery Ordinance; General Law Ordinance No. 26***

Dear Trustees:

Attached you will find a proposed Cemetery Ordinance for your review which, if approved, would become Ordinance No. 26. I've reviewed and revised a draft provided to me. I have some comments below.

Section 4, Sale of Cemetery Plots; Nontransferrable. You may want to consider adding one or more of the following subsections.

- (At the time of purchase from the Township, each cemetery plot shall be assigned the name of the specific person who shall be interred in that cemetery plot upon death. If the owner of a burial right to a cemetery plot desires to effectuate a name change regarding the assigned cemetery plot, the Township may allow an assignment or require that person to sell the burial right to that cemetery plot back to the Township and repurchase in the name of another person.
- The Township Board shall have the authority to place a limit on the number of burial rights to cemetery plots sold to a particular person, as well as such person's family and relatives. Furthermore, the Township shall have the absolute right and discretion to determine whether burial rights to particular cemetery plots will be sold to a specific person and where such cemetery plots will be located and within which Township cemetery. Such decision shall be based upon reasonable factors, including, but not limited to, the number of vacant cemetery plots available and whether family or relatives of the person seeking to purchase burial rights to a cemetery plots are buried adjacent or nearby the cemetery plots requested.

Section 10, Winter Burials. You may want to consider adding the following subsection.

- If a winter burial cannot occur due to inclement weather, frozen ground or similar condition, the deceased person may be kept in winter storage provided any arrangements to do so are compliant with all existing laws and by arrangement with the funeral home director. The Township disclaims all liabilities, responsibility and costs associated with any delayed burial.

Please let me know if you have any questions. I have included a Resolution for your use during the meeting. Should you elect to make any changes to the draft, I suggest you add that to the Resolution.

Very truly yours,



Abby H. Cooper, Esq.