

STATE OF MICHIGAN
COUNTY OF LIVINGSTON
TOWNSHIP OF HAMBURG
ORDINANCE NO. 2025.G.001

**AN ORDINANCE TO AMEND THE HAMBURG TOWNSHIP
CODE OF ORDINANCES, CHAPTER 10, "CEMETERIES," TO
CHANGE SEC. 10.2 "SALE OR TRANSFER OF SPACES," AND
Sec. 10.9 "REPURCHASE OF VACANT SPACES," TO CLARIFY
WHO HAS AUTHORITY TO MAKE CHANGES TO PURCHASED
BURIAL SPACES.**

HAMBURG TOWNSHIP ORDAINS:

PART I. That Chapter 10, "Cemeteries," is hereby amended in Section 10.2 "Sale or transfer of spaces," and in Section 10.9 "Repurchase of vacant spaces," to reads as follows:

Sec. 10-2. - Sale or transfer of spaces.

(a) All such sales shall be made on a form approved by the Township Board which grants a right of burial and/or the disposition of cremains and does not convey any other title or right to the burial space. Such form shall be signed by the Township Clerk and shall constitute a permit. No sale shall be made to funeral directors or others except for those acting as an agent for an eligible purchaser.

(b) Hereafter, burial spaces shall be sold for the purpose of the burial of such purchaser or his designated heir at law or next of kin, or transferee or assignee.

(c) Burial rights may only be transferred by the original purchaser of burial spaces within the Township, ~~or their~~ his duty Court authorized representative, or the unanimous request of his legal heirs. Transfers shall be effective only upon the written approval of such an assignment or transfer by the original purchaser or their authorized representative of a cemetery lot certificate approved by the Township Clerk and entered upon the official records of the Township. At such time, a new certificate shall be issued to the assignee by the Township Clerk and the original certificate shall be cancelled and terminated.

(d) The lawful owner of any burial space within the Township shall promptly provide the Township Clerk with any change in that owner's mailing address.

Sec. 10-9. - Repurchase of vacant spaces.

The Township may repurchase any vacant or non-forfeited burial space from the owner for the original price paid to the Township upon the notarized written request of said owner, ~~or his~~ Court authorized legal heirs or legal representative or the unanimous request of his legal heirs. (Ord. No. 32-D, § 11.0, 3-20-2018)

PART II. Severability. Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART III. Savings Clause. The amendment of the Hamburg Township Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Hamburg Township Code of Ordinances set forth in this Ordinance.

PART IV. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PART V. Effective Date. The provisions of this Ordinance are ordered to take effect following publication in the manner prescribed by Hamburg Township.

PART VI. Adoption. This ordinance is hereby declared to have been adopted by the Hamburg Township Board of Trustees in a meeting thereof duly held and called on the ____ day of _____, 2025, in order to be given publication in the manner prescribed by Hamburg Township.

Moved by _____ and supported by _____.

Mike Dolan, Hamburg Township Clerk

Certificate of Adoption

I, (Clerk), the duly qualified Clerk for the Township of Hamburg, Livingston County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Ordinance adopted by the Township Board at a meeting held on (date). The original is on file in the Office of the Township Clerk.

By: _____
Mike Dolan, Hamburg Township Clerk

Introduced: October 7, 2025

Adopted: (Second reading date/when motion was passed)

Effective: (Date the law/change becomes effective) (Clerk assists with this)

Published: (Date the law/change is published) (Clerk assists with this)