



ROSS TOWNSHIP RESOLUTION

RESOLUTION NUMBER 2013-029

RESOLUTION AMENDING RESOLUTION NUMBER 2011-013 ADOPTING A POLICY FOR THE BURIAL OR CREMATION OF BODY AT THE EXPENSE OF THE TOWNSHIP IN ACCORDANCE WITH SECTION 9.15 OF THE OHIO REVISED CODE AND THE CREATION OF A SCATTERING GARDEN TO BE UTILIZED IN SAID POLICY

WHEREAS, at Resolution Number 2012-011, the Ross Township Board of Trustees found it necessary to set a policy for handling the burial or cremation of a body at the expense of the Township in accordance with Section 9.15 of the Ohio Revised Code; and

WHEREAS, Section 9.15 of the Ohio Revised Code authorizes the Board of Trustees to provide for the burial or cremation of a body at the expense of the Township; and

WHEREAS, the Ross Township Board of Trustees has need to create a scattering garden to properly dispose of the cremated remains obtained during the indigent burial process.

BE IT RESOLVED by the Board of Trustees of Ross Township, Butler County, Ohio, pursuant to Section 9.15 of the Revised Code, as follows:

SECTION 1-A:

That the Board of Trustees hereby amends Resolution Number 2011-013 adopting a policy as outlined in Exhibit "A" as attached and hereby incorporated into this resolution to ensure compliance with Section 9.15 of the Ohio Revised Code throughout the Township; and,

SECTION 1-B:

That the Board of Trustees hereby establish a 10'x10' Scattering Garden to be located at the premises on Black Road known as Twp Cemetery, premises further known as K4610-003-000-013 of the Butler County Auditor's Tax Plats. The Scattering Garden will commence at the POINT OF BEGINNING, said point being the southwestern corner of said premises in Butler County, Section 3, Town 3, Range 2 and proceed eastwardly for a distance of ten (10) feet along the property line to a point; thence, proceeding northwardly for a distance of ten (10) feet along a line at a ninety (90) degree angle to the previous line to a point; thence, proceeding westwardly for a distance of ten (10) feet along a line at a ninety (90) degree angle to the previous line

to a point; thence, proceeding southwardly for a distance of ten (10) feet along a line at a ninety (90) degree angle to the previous line to the POINT OF BEGINNING.

SECTION 2:

This resolution shall take effect on April 18, 2013 upon the filing of this resolution with the Ross Township Fiscal Officer.

SECTION 3:

It is hereby determined that all formal actions of the Board of Trustees relating to their adoption of this Resolution were taken in an open meeting of the Board of Trustees and that all deliberations of such Board of Trustees were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

INTRODUCTION AND VOTE RECORD:

Trustee _____ introduced the foregoing Resolution and moved its adoption, Trustee _____ seconded the Motion. The roll being called upon the question of adoption of the Resolution by the Township Fiscal Officer, the vote resulted as follows:

Trustees: Willsey_____ Wurzelbacher_____ Yordy_____

Adopted at the meeting of the Ross Township Board of Trustees this 18th day of April, 2013.

Raymond Wurzelbacher, President

Ellen Yordy, Vice President

Thomas Willsey, Trustee

AUTHENTICATION

This is to certify that this resolution was duly adopted by the Board of Trustees, and filed with the Ross Township Fiscal Officer, this 18th day of April, 2013.

Judy Huffman
Ross Township Fiscal Officer

THE REMAINDER OF THIS PAGE INTENTIONALLY

TOWNSHIP BURIAL POLICY AND PROCEDURE

Per O.R.C Section 9.15 and Amending Resolution Number 2013-027

1. Ross Township is responsible for funeral cost when a decedent meets the following criteria at the time of death:
 - a. Body is unclaimed and has legal residency or has died in Ross Township;
 - b. If the body is claimed by an indigent person and has legal residency in Ross Township;
 - c. In either case noted above, the Township will not be responsible for indigent burial if the decedent was a resident of a correctional, benevolent or charitable institution of the State of Ohio; or if the body is scheduled to be delivered for medical or surgical study or dissection in accordance with Ohio Revised Code Section 1713.34.
2. Per O.R.C. Section 9.15, Ross Township is responsible for the following funeral cost:
 - a. Private interment or cremation;
 - b. Grave with vault or Scattering Garden site;
 - c. Head stone noting name, date of birth and date of death of the deceased (if known).
3. If the body is unclaimed, Ross Township will immediately proceed to item number 5 below.
4. If the body is claimed by an indigent person, Ross Township will require the person claiming the body to fill out its Indigency Determination Affidavit (sample attached) in an attempt to verify that the person claiming the body is indigent.
5. If Ross Township takes possession of an unclaimed body or if the body is claimed by a qualified indigent person, the Township will contact a funeral home and instruct them to:
 - a. Cremate the body and turn the remains over to the Township. The cremated remains cannot and shall not be released to an individual or individuals for any purpose.
 - b. Bill the Township for the costs of their services.
6. Immediately after the remains are received, the Township will:
 - a. Appropriately scatter the remains at the Twp Cemetery on Black Road.
 - b. Obtain a grave marker of the Townships choosing and place it at the Scattering Garden.
7. If possible, Ross Township shall recoup the cost for this service from the assets available through the estate.

SAMPLE AFFIDAVIT

