

**ORDINANCE 2011-08**

**AN ORDINANCE OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA, AMENDING LAKE WALES CODE OF ORDINANCES CHAPTER 2, ARTICLE VI, CEMETERY ADMINISTRATION, TO PLACE A SIX-MONTH LIMIT ON THE REMITTANCE OF INSURANCE PROCEEDS TO COVER BURIAL COSTS; TO PROVIDE AUTHORIZATION FOR COLLECTION OF PAYMENT FOR BURIAL COSTS WHEN INSURANCE PROCEEDS ARE NOT REMITTED TO THE CITY; PROVIDING FOR AN EFFECTIVE DATE.**

**BE IT ENACTED** by the City Commission of the City of Lake Wales, Polk County, Florida:

**SECTION 1.** Chapter 2, ADMINISTRATION, Lake Wales Code of Ordinances, is amended as follows:

**ARTICLE VI. CEMETERY ADMINISTRATION.**

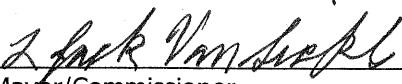
**Sec. 2-616. Sale of interment rights in burial spaces.**

(g) *Assignment of life insurance proceeds.* In cases of extreme financial hardship, the city manager or his designee may authorize the acceptance, in lieu of cash for the purchase of burial space, an assignment of the proceeds of a valid life insurance policy. Before the assignment will be accepted, it must be verified and attested to as valid by the funeral home. In the event that the life insurance policy is invalid or insufficient to cover the cost of the burial space and has been accepted by the city upon the verification and attestation of the funeral home, all costs incurred by the city will be the responsibility of the funeral home. In the event that insurance proceeds are not remitted to the city within six months after the date of the burial, all costs incurred by the city will be the responsibility of the funeral home and the city shall be authorized to take whatever action is necessary to obtain payment for such costs.


**SECTION 2.** If any clause, section or provision of this ordinance shall be declared unconstitutional or invalid for any reason or cause, the remaining portion of said ordinance shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated herein.

**SECTION 3.** This ordinance shall become effective immediately upon passage by the City Commission.

**CERTIFIED AS TO PASSAGE** this 19<sup>th</sup> day of April, 2011.

  
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Mayor/Commissioner  
City of Lake Wales, Polk County, Florida

ATTEST:

  
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City Clerk