

**NOTICE OF MEETING AND AGENDA  
TOWN OF LAFOLLETTE**

**Tuesday, April 28<sup>th</sup>, 2026  
6:30 pm**

**Held at Town Hall**

- Verification of Agenda/ Notification Posting
- Verification of Ordinance Posting
- Review, Discussion and Adoption of Ordinance 2026-001
  - Town of LaFollette Cemetery Ordinance
- Adjourn

Sandy Hinkley,  
Town Clerk

*Posted April 13, 2026*

**Town of LaFollette**  
**Ordinance 2026-001**  
**Town of LaFollette Cemetery Ordinance**

**Section I – Title and Purpose**

The Title of this ordinance is the "The Town of LaFollette Cemetery Ordinance." The purpose of this ordinance is to regulate the construction, management, operation and platting of cemeteries, the burial of human corpses and other cemetery uses and activities of the town.

**Section II – Authority**

The Town Board of the Town of LaFollette has the specific authority under s.157.5 (2) Wis. Stats. to adopt this ordinance.

**Section III—Adoption of Ordinance**

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, provides for the regulation of the construction, management, operation, and platting of cemeteries and the burial of human corpses and other cemetery uses and activities in the town.

**Section IV—Definitions**

In this ordinance:

- A. "Burial" means entombment, inurnment, or interment and "bury" means to entomb, inurn, or inter.
- B. "Cemetery" means any location for burial of human remains in the town.
- C. "Human remains" means the body of a deceased individual that is in any stage of decomposition or has been cremated.
- D. "Lot" means a single grave lot platted in accordance with Section VI, whether or not occupied by a grave.
- E. "Outer burial container" means any container that is placed or intended to be placed into the burial excavation of a grave and into which a casket is placed or intended to be placed at the time of burial.
- F. "Sexton" means a town employee or independent contractor employed or retained by the town board to administer, repair, maintain, manage, and operate a town cemetery or any part of the operations of a town cemetery consistent with this ordinance. In the event no person is specifically designated as "sexton" by the town board, "sexton" means any person or committee designated to act administratively and to manage, operate, maintain, and provide care for the town cemetery or any part of the operations or of any town cemetery pursuant to this ordinance.
- G. "Town" means the Town of LaFollette, Burnett County, Wisconsin.
- H. "Town board" means the board of supervisors for the Town of LaFollette, Burnett County, Wisconsin, and includes designees of the board authorized to act for the board.

I. "Town cemetery" means a municipal cemetery owned, operated, and maintained by the Town of LaFollette, Burnett County, Wisconsin, under s. 157.50, Wis. stats., that is located within the town. It does not mean "private" or "tribal" cemeteries.

J. "Town chair" means the chairperson of the Town of LaFollette, Burnett County, Wisconsin.

K. "Town clerk" means the clerk of the Town of LaFollette, Burnett County, Wisconsin.

L. "Town treasurer" means the treasurer of the Town of LaFollette, Burnett County, Wisconsin.

M. "Wis. stats." means the Wisconsin Statutes, including successor provisions to cited statutes.

### **Section V—Statement of Policy**

Every town cemetery is owned, operated, directly controlled, and maintained by the town for the benefit of all citizens. Persons of all denominations of all religions, sexes, creeds, and races, shall be allowed to be buried in a town cemetery. This ordinance, adopted pursuant to s. 157.50 (2), Wis. stats., governs the construction, management, administration, platting, maintenance, and operation of any town cemetery and of any new cemetery or expanded cemetery of any other type in the town, including cemeteries operated by associations, religious orders and societies, and privately owned, controlled, operated, and maintained cemeteries.

### **Section VI – New Burials, Cemeteries and Cemetery Lots and New or Expanded Cemetery Operations**

A. **Platting.** Before any new block of any existing town cemetery or any other new or expanded cemetery in the town is opened for the sale of cemetery lots for burial of human remains after the effective date of this ordinance, the town board or the sexton for a town cemetery and any person or agent for any other cemetery in the town that is subject to s. 157.065, Wis. stats., shall cause the blocks and lots to be platted and recorded in the Office of the Register of Deeds for Burnett County, Wisconsin, in accordance with s. 157.065, Wis. stats.

B. **Single grave section.** The town board or the sexton shall designate, for any town cemetery, certain lots as a single grave section, and the lots within each grave section shall be platted and sold as single-grave lots. Unused portions of grave sections repossessed under ch. 157, Wis. stats., for nonpayment of assessments for care shall likewise be designated and sold as single-grave lots.

C. **Purchase of new lands.** The town board or the sexton shall not purchase any land for cemetery purposes without approval of the electors of the town at a regular or special town meeting.

#### **D. New or expanded cemeteries.**

1. No person or authorized agent of any cemetery may conduct any burial, or construct, manage, plat, or operate any new or expanded cemetery of any type in the town, after the date of adoption of this ordinance, without written permit approval of the town board. Approval, approval on condition, or denial of a permit shall only be made after a public hearing with a class 2 notice under ch. 985, Wis. stats. Any new or

expanded cemetery to be approved by the town board shall be, at minimum, properly platted and filed with the town clerk and recorded in the Office of the Register of Deeds for Burnett County, Wisconsin. No cemetery shall be located, established, or dedicated contrary to s. 157.065 or 157.128, Wis. stats. The minimum cemetery acreage must be at least one (1) contiguous acre at platting dedication. No cemetery shall be located, established, or dedicated in violation of a town, county, or other zoning ordinance.

2. After the date of adoption of this ordinance, any place in the town where human remains are buried on private or public land without written permit approval of the town board and not timely removed within fifteen (15) days after receipt of written notice from the town board to remove said remains is declared to be a public nuisance. In addition to commencing an action for penalties as provided in this ordinance, the town may take action to abate the nuisance and recover its costs of doing so, as provided in the town Public Nuisance Ordinance. This paragraph does not apply to any established cemetery or burial site grounds approved, owned, and operated in accordance with ch. 157, Wis. stats., and this ordinance.

## **Section VII – Purchase of Lots in Town Cemetery**

### **A. Price of lots.**

The town board shall from time to time by resolution fix a price on all lots to be sold for burials in any town cemetery.

### **B. Sales of lots.**

1. Persons, or their authorized agents, desiring to purchase a lot in any town cemetery for burial are referred to the town board, town clerk, or sexton. The town board, town clerk, or sexton shall have available suitable plats showing size and price of lots, and any other information that may be required, and render assistance to those desiring to make lot purchases. The town board, town clerk, or sexton shall issue a lot order for a selected lot to the prospective purchaser, or his or her agent, who shall present the order at the office of the town clerk or sexton. Upon receipt of proper payment to the town treasurer, the sexton or the town chair and town clerk shall issue a cemetery lot deed to the lot in the form prescribed by the town attorney. The original deed from the town and the records of the cemetery kept by the sexton or the town clerk or other designee of the town board are the only evidence of title to any lot. The deed shall be signed by the sexton or by the town clerk and town chair or other persons so designated by the town board and sealed and acknowledged so as to entitle the purchaser ownership of the lot.

2. Persons conveying any cemetery lot in any town cemetery shall comply with s. 157.08, Wis. stats., and this ordinance.

## **Section VIII – Ownership Rights of Lots in Town Cemetery**

### **A. Ownership conditions.**

1. The owner of a town cemetery lot, or his or her authorized agent, shall have the right to use a lot or portion of a lot for burial purposes only in accordance with the terms of this ordinance or any town cemetery bylaws and regulations.

2. Upon full payment by any person of the purchase price of a town cemetery lot, the sexton or the town clerk and town chair shall issue a cemetery lot deed, under seal, as provided in Section VIII, subsection B., and a copy of the deed shall be filed in the records of the town as evidence of ownership of the lot. Lots for which lot deeds have been issued by the town may not be subdivided except by consent in writing of the town board.

3. All repossessed vacant lots in any town cemetery when resold are subject to the same fees and charges as other unoccupied lots.

### **B. Burial.**

1. In this subsection, “relative” means a parent, grandparent, child, grandchild, brother, sister, parent-in-law, grandparent-in-law, brother-in-law or sister-in-law, uncle or aunt, and nephew or niece.

2. Any lot owner at any town cemetery acquires the lot solely for the purpose of burial of the owner at the time of the owner’s death, and if the lot is owned jointly by spouses, either spouse is entitled to burial at that lot. The lot owner may grant written permission, which must be notarized and filed with sexton or the town clerk, for the burial of specific persons other than the owner and the owner’s spouse. If more than one person has an ownership interest in the lot, the written consent of all persons having an ownership interest in the lot is required to permit the burial of a person other than an owner or owner’s spouse.

3. Unless otherwise directed in a writing filed with the sexton or the town clerk by the lot owner under paragraph 2, the town board or the sexton shall permit the burial of persons at any town cemetery lot at the request of any interested person upon proof of eligibility for burial at the cemetery lot as follows:

a. The lot owner, and surviving spouse of the lot owner, have the first right to burial or to direct the right of burial.

b. When there is no surviving spouse, the devisees or heirs of the owner may, by agreement in writing of all the heirs or devisees, determine who shall have the right of burial or direction for burial, which agreement shall be filed with the sexton or town clerk.

c. If no agreement under subdivision b. is filed, the town board or the sexton may determine use, giving preference to relatives in the order listed in paragraph 1, above.

### **C. Ownership rights.**

All burial rights in the cemetery lots located at any town cemetery and purchased from the town shall occupy the same position as real estate at the death of the owner. Only persons whose names appear on the cemetery records of the town will be recognized as owners or part owners

of lots. Lot owners may not allow burials to be made in their lots for any remuneration or financial consideration. In case of the death of a lot owner, when the cemetery lot is disposed of by a will, and when ownership is to be determined, a certified copy of the will or final judgment in the decedent's estate must be delivered to sexton or the town clerk before the town will recognize the change of ownership. If the deceased lot owner left no will, satisfactory proof of descent must be provided. It is recommended that lot owners, in making their wills, include a provision covering the town cemetery lots and devise the lots to one person.

**D. Resale.** Lot owners may not resell or transfer lots or parts of lots in any town cemetery except as follows:

1. Reconveyance of lots or parts of lots may be made only upon written application filed with and approved by the town board. The application shall be executed by the owner of the lots, or, if the owner is deceased, by the legal heirs. The application shall state the lot and block number. Upon approval by sexton or the town clerk, the owner of the lot shall execute a deed in the same form as an original deed from the town under Section VIII, subsection B, so as to entitle the purchaser to record the deed with the sexton or the town clerk.

2. The sexton or the town clerk shall enter in the record kept for that purpose copies of all deeds of transfer and reconveyance of cemetery lots.

3. The fee shall be deposited into the general town municipal fund.

**E. Reburial.**

1. In this subsection, "reburial" means to disinter, disinterment, or disinter human remains that are buried in a cemetery and reinter, reinterment, or reinter the human remains in another grave, mausoleum space, or other place used or intended to be used for the burial of human remains that is located in the same cemetery.

2. Any reburial of any person buried in a town cemetery, or in any other cemetery in the town, shall comply with the provisions of s. 157.112, Wis. stats. Any person seeking reburial shall seek approval from the appropriate cemetery authority. A county authorization for disinterment and reinterment shall be required prior to any reburial under s. 69.18 (4), Wis. stats.

## **Section IX – Care of Lots at Town Cemetery**

**A. Perpetual care for town cemeteries.** In order to assure reliable means for permanent care of town cemeteries, the town assumes perpetual care for town cemeteries. Income from the sale of lots will be used to maintenance costs of the town cemeteries. Should the sales and any interest generated from the lot sales prove to be insufficient to cover perpetual care, the town will cover all costs of town cemetery maintenance and care.

**B. Perpetual care.** The town assumes to use the annual income received from the sale of cemetery lots and, if necessary, town general funds, in furnishing perpetual care of graves in town cemeteries. Perpetual care is limited to the maintenance of lawn, leaf disposal, filling sunken graves, raising markers, and caring for avenues, alleys, fences, buildings, and grounds in general.

The town shall not be bound to make a separate investment of money set aside for perpetual care from a particular lot sale, but the proceeds of each lot sale shall be added to the town's

general fund for the perpetual care of the town cemeteries and the proceeds from these funds used by the town as provided in this subsection. The town board shall operate and maintain the town cemetery to provide proper and decent care of town cemeteries and the graves, and it may employ a sexton, staff, and any independent contractor necessary to provide such care.

**C. Costs of care fixed.** The town board shall annually fix, as required under s. 157.11 (5), Wis. stats., a sum necessary for the proper and decent care of graves and unoccupied cemetery lots and improvement of any town cemetery to be paid from the following sources as determined by the town board:

1. Payments from Burnett County to the town for veteran's graves under subsection F and s. 45.84, Wis. stats.
2. Income from the sale of cemetery lots.
3. A tax levied by the town board from the town's general operating budget.

**D. General improvements.** The town board shall direct and administer all improvements and maintenance within the cemetery before and after any burials. The town board shall be responsible for determining proper and decent care of the cemetery. All graves shall be sodded and mowed, when determined necessary by the town board or the sexton. The grade of the cemetery lots shall be determined by the town board or the sexton. The corners of all cemetery lots shall, when purchased, if possible, be permanently marked by the town board or the sexton. Resodding of existing graves or following disinterment will be done when determined necessary by the town board or the sexton.

**E. Veterans graves.**

Pursuant to s. 45.85, Wis. stats., the town board shall at all times see that the graves and tombstones of all veterans, including women's auxiliary organizations created by act of Congress, who shall at any time have served in any branch of the armed forces of the United States, and of the spouses or surviving spouses of all those veterans, receive proper and decent care, and may employ all necessary assistance to carry out this section.

**Section X – Privileges and Restrictions in Town Cemeteries**

**A. Bylaws and regulations.** The town board may adopt bylaws and regulations for the management and care of any town cemetery and may enforce those bylaws and regulations under s. 157.11 (2), Wis. stats.

**B. Mounds prohibited.** No person may raise the level of the earth over any grave in a town cemetery above the general level of the cemetery lot.

### **C. Limitations on structures and urns.**

1. In this subsection "urn" means a vessel for the display of flowers or plants that is attached to a lot or is of such weight, as determined by the town board or sexton, that it cannot be readily moved from its placement on the lot. "Urn" does not include a vessel containing cremated human remains properly inured on the lot.

2. No structures, hedges, fences, railings, embankments, depressions, or other enclosures of any kind are permitted on or around lots in any town cemetery. Wooden boxes, wire containers, glass jars, bottles, toys, cans, memorials, memorabilia, personal items, and other similar objects may not be placed on lots without written approval of the town board or the sexton, and if so placed may be removed by the town board or the sexton without oral or written notice. Urns are not permitted at any town cemetery on lots sold after the passage of this ordinance. Urns existing in town cemeteries prior to the passage of this ordinance shall be removed by the town or the sexton as they become unsightly or deteriorated and shall not be replaced. Before an urn is destroyed or discarded, the last owner of record of the lot on which it is located shall be notified by registered or certified mail with return receipt requested by the town clerk that the urn has been removed from the lot and will be destroyed or discarded unless the owner of the urn claims it within 30 days after mailing of such letter.

**D. Landscaping.** All landscaping, mowing, and general care of lots, and other work, construction or maintenance in the town cemetery shall be performed by the town by its officers, employees, independent contractors, or agents, including any sexton, unless otherwise provided in writing by the town board.

**F. Access to lots; opening and closing of burial places.** The town reserves the right for its officers, employees, contractors, and agents, including the sexton and the town board, necessary to the performance of normal town cemetery operations to enter upon or cross over any lot in any town cemetery in the performance of any duties or work necessary under this ordinance. The town board, by its officers, employees, contractors, and agents, including the sexton, has the sole right to the opening and closing of burial places used or to be used for burial of human remains in the town cemetery, unless so ordered by a court of record to open or close such places.

**G. No assumption of liability for damages.** The town, and its officers, employees, contractors, and agents, including the sexton and the town board, assume no liability for damages to property or person, or for physical or mental suffering arising out of the performance of its normal operations related to the construction, management, operation, maintenance, care, and platting of any town cemetery, including care of the cemetery, any lot, and the graves, or for loss by vandalism or other acts beyond its reasonable control at a town cemetery.

**H. Altering physical conditions.** The town board reserves the right to alter, change, or close alleys, roadways, walkways, water mains, and other physical public properties at any town cemetery.

**I. Enforcement of regulations and ordinance.** The town board may appoint, with citation issuance and service powers, any employee or agent of the town, including the sexton, to administer and enforce its town cemetery bylaws and regulations and this ordinance.

## **Section XI – Town Cemetery Burials**

A. **Daylight burials.** Burials at any town cemetery shall be made only during daylight hours, unless with written approval of the town board or the sexton.

B. **Outer containers.** All burials and reinterments, at any town cemetery, shall be made in a permanent outer burial container not constructed of wood.

C. **Grave digging.** All graves at a town cemetery and any other cemetery in the town to be used for burials shall be opened and dug at no cost or expense to the town, but shall be under the direction of the town board or the sexton. The minimum depth of graves shall be established by the town board from time to time and all graves shall be dug in strict conformity with the town board policy then in effect. The town board or the sexton may charge the full cost for any grave digging and opening service provided by the town at any town cemetery, including the fees for the sexton or other designee of the town board, for staking the plot, if the town board has authorized the town or its officers, employees, contractors, or agents, including the sexton or other designees, to provide grave staking, grave openings, or digging services. The town board or the sexton may also establish charges for snowplowing and seasonal additional access costs to the lot owner incurred by the town to provide for burial or is interment services. Arrangements for any disinterment or burial services, including payments due to the town, shall be made with the town clerk, the sexton, or other person designated by the town board at least 48 hours in advance of the service. The time for any disinterment or burial service shall be arranged so that the grave shall be properly filled and all surplus earth removed before 4:30 p.m. on the day of the disinterment or burial service, unless that requirement is specifically waived in writing by the town clerk or the sexton.

D. **Burial permit.** No burial in the town cemetery shall be permitted until a legal burial permit has been issued by the town clerk or the sexton.

E. **Maintenance of flowers, wreaths, and other personal items at burial sites.** There shall be no responsibility on the part of the town, its officers, employees, contractors, or agents, including the sexton or other designees of the town board, for the protection and maintenance of flowers, wreaths, plants, emblems, urns, family or personal items, memorials, or similar items used or placed at any town cemetery in conjunction with funerals or burials, including disinterments, or memorial events. The town board shall place or cause to have placed a notice of disclaimer of responsibility consistent with this subsection at vehicle access locations to each town cemetery.

F. **Number of graves per lot.** No lot at any town cemetery may be used for the burial of more than one body except in the following circumstances:

1. Three remains from cremation shall be allowed in one lot with one headstone placed at the head of the lot and two flat markers to be placed only in line with other stones at the foot of the lot.

2. One full body and two remains from cremation shall be allowed in one lot, with one headstone or two flat markers to be placed only in line with other stones at the foot of the lot.

3. All cremation remains shall be placed in a permanent outer burial container not constructed of wood.

**G. Seasonal burial; duty to bury.** The town board or the sexton shall provide for cemetery services and burials at any town cemetery during each season, including winter, whenever practicable, in compliance with s. 157.114, Wis. stats. However, the town has no duty to bury, remove any human remains, or allow the burial or removal of any human remains, unless those requesting burial or disinterment are or will be in full compliance with this ordinance, state law, and any bylaws and regulation established by the town board. The town board may, at its discretion, charge additional costs to the person requesting burial in order to provide safe and timely access to and from the grave or burial site during burial services.

## **Section XII – Town Cemetery Monuments and Markers**

### **A. Setting grave markers.**

1. Grave markers, monuments, and foundations at any town cemetery may be set only after the person desiring to set the marker, monument, or foundation obtains a permit therefor from the office of the town clerk or the sexton. Grave markers, monuments, and foundations at any town cemetery may be set by monument company employees or agents or other persons authorized by the lot owners, but not the town board or the sexton. Except as otherwise provided in this ordinance, under no conditions will the town board or the sexton construct monument or marker bases or erect monuments or markers on bases.

2. All markers and monuments must have a cement foundation. The construction of a foundation shall be of such size and design as will provide ample insurance against settlement or injury to the monument or marker as determined by the town board or the sexton. The top of the foundation shall be constructed flush with the ground line. Whenever possible, all markers shall be set with, at minimum, a 5-inch margin from the outer edges of the foundation.

3. The setting of grave markers, monuments, and foundations, and the transportation of all tools and related materials, within any town cemetery is subject to the supervision and control of the town board or the sexton. Unless special arrangements are made in writing with the town board or the sexton, such work shall be conducted between the hours of 7:00 a.m. and 8:00 p.m., Mondays through Saturdays, except national holidays. Truck operation is not permitted within any town cemetery when, in the opinion of the town board or the sexton, the truck operation may cause damage to the driveways or other town cemetery property. Except with written permission of the town board or sexton, all work in the setting of grave markers, monuments, and foundations shall be completed promptly and debris removed immediately.

### **B. Limitations.** All of the following apply to monuments and markers in town cemeteries:

1. The town board or the sexton may refuse permission to erect any monument, marker, or foundation not in keeping with the good appearance of the grounds at a town cemetery. The size of any monument or stonework must be provided to the town board or the sexton and approved before any work related to any monument, marker, or foundation will be permitted on a lot in a town cemetery.

2. Only one non-flush monument or marker shall be allowed per lot. All others must be flush with the ground.

3. No foundation marker or monument may be larger than the width of the lot or group of lots purchased minus ten (10) inches (five inched on each side). All monuments and foundations must be set in line with other monuments so far as possible as directed by the

town board or the sexton. Government service monuments or markers shall be surface mounted or attached to the monument or marker. No monument or marker may be more than 2 feet in height.

4. Temporary markers shall be removed or replaced with a permanent marker within one year of burial.

5. A preneed marker may be placed on a lot or group of lots before burial.

6. No materials other than granite, marble, or standard bronze may be used for outside and above-ground portions of any marker or monument.

7. Within one year after burial, a marker or monument identifying the burial shall be placed at the grave site. The town board or the sexton may require, at minimum, prior to burial, a deposit of \$1,000 payable to the town treasurer to insure timely placement of a proper marker or monument. The town reserves the right to place a marker or monument and to assess any surviving owners of the lot for the costs of the marker or monument placed and the costs of installation of such marker or monument.

**C. Removal of monuments.** A marker or monument, once placed at a town cemetery on its foundation, may not be removed, except by written permission of the town board or the sexton.

**D. Payment.** Any lot at a town cemetery must be paid in full to the town treasurer or sexton before markers, monuments, and foundation are set and before any cemetery deed conveyance. All outstanding charges due the town must be paid prior to burial.

### **Section XIII — Town Cemetery Vaults and Mausoleums**

Construction of vaults and mausoleums in any town cemetery is prohibited unless approved in writing by the town board.

### **Section XIV – Trees, Shrubs and Flowers at the Town Cemetery**

**A. Tree and shrub planting.** The planting at any town cemetery of trees and shrubs on newly purchased lots or parts of lots is prohibited except by written consent of the town board or the sexton.

**B. Tree removal.** Lot owners may not remove trees on or adjacent to cemetery lots in any town cemetery that hinder the full usage of the lot. Only the town can remove trees. Tree removal will be at the discretion of the town board or sexton to ensure the safety and aesthetics of the cemetery and its visitors.

**C. Fresh flowers and flags.** All flower baskets at grave or lot sites at a town cemetery shall be removed by October 15 of each year. Fresh cut flowers may be used in any town cemetery at any time. Containers for cut flowers are to be of a type that is level with the ground surface and not holding water when not in use; or of the type to be disposed of when flowers are removed. All flags placed on graves for Memorial Day shall be removed by the day following Flag Day of that year.

**D. Potted plants.** Potted plants at any town cemetery may be set on lots, without disturbing the sod, if removed within 5 days after being set. If a potted plant is not removed within 5 days of being set on the lot, the potted plant may be picked up and destroyed by the town board or the sexton of the town or removed and preserved for planting within the town cemetery.

**E. Artificial flower decorations; baskets.** Artificial flower decorations are prohibited in any town cemetery unless in a vase or pot and when so used will be treated as potted plants. Unfilled or unsightly baskets will be removed from the lot by the town board or the sexton.

**F. Flower beds.** Individual flower beds or growing plants other than trees or shrubs are not permitted at any town cemetery.

**G. Plant or flower removal.** Plants or flowers planted in a town cemetery may not be taken up or removed by any person, nor cuttings removed therefrom, without written consent from the town board or the sexton.

**H. Vine, wreath, and memorial removals.** Vines that interfere with the proper care of lots or graves or injure or damage the grass will be removed from any town cemetery by the town board or the sexton when found objectionable. No real or artificial wreaths, temporary or permanent, nor memorial or personal memorabilia items will be allowed on lots or graves without written consent of the town board or the sexton.

## **Section XV – Miscellaneous**

**A. Neglected lots.** It is urged that lot owners interest themselves in the present and future care of their lots, as a single neglected lot mars the beauty of the entire town cemetery. The town board or the sexton may notify, or attempt to notify, in writing a lot owner that any lot, or monument or marker thereon, is being neglected and that failure to comply with this ordinance and town cemetery bylaws and regulations regarding proper care and management, or failure to correct a neglected lot, may be cause for imposition of forfeitures under s. 157.11 (2), Wis. stats.

**B. Schedule of payments.** A schedule of the fees and charges for any town cemetery, as established by the town board by resolution shall be on file in the office of the town clerk. The town board may by resolution change the schedule from time to time without advance notice to conform the fees and charges to current economic conditions.

**C. Fee payment location.** All fees and charges for any town cemetery in the current schedule of fees and charges adopted under subsection B are payable to the town treasurer at the office of the town clerk, where receipts will be issued for the amounts paid.

**D. Sexton.** The town board, by resolution, may designate, retain, or employ a person as sexton or may designate any other person or committee to act administratively and to manage, operate, maintain, and provide care for the town cemetery or any part of the operations or of any town cemetery pursuant to this ordinance. The sexton may be a town employee or may, with proper insurance and indemnification protection for the town, its officers, employees, and agents, be an independent contractor or agent retained under written contract for a fixed time of years. The town board, consistent with this ordinance, shall designate the authority, responsibility, and duties to the sexton by written resolution. The town board shall be responsible for proper supervision of the sexton.

**E. Amendment of ordinance.** The town board reserves the right to amend this ordinance to conform with newly developed cemetery practices or any other legal purpose that the town board deems necessary and appropriate. Before this ordinance is amended, a public hearing shall be held on the proposed amendment before the town board. Notice of the public hearing shall be published in a local newspaper at least 10 days prior to the hearing.

**Section XVI – Effective Date**

This ordinance is effective on publication or posting.

The town clerk shall properly post or publish this ordinance, as required under s. 60.80, Wis. stats.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

Attested by:

Approved by:

\_\_\_\_\_  
Sandy Hinkley,  
Clerk, Town of LaFollette

\_\_\_\_\_  
Darwyn Brown,  
Chair, Town of LaFollette

\_\_\_\_\_  
Mitchel Coyour,  
Supervisor, Town of LaFollette

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Scott Lauder  
Supervisor, Town of LaFollette

