

Part 1

Cemetery Maintenance District Act

17B-2a-101 Title.

- (1) This chapter is known as "Provisions Applicable to Different Types of Local Districts."
- (2) This part is known as the "Cemetery Maintenance District Act."

Enacted by Chapter 329, 2007 General Session

17B-2a-102 Provisions applicable to cemetery maintenance districts.

- (1) Each cemetery maintenance district is governed by and has the powers stated in:
 - (a) this part; and
 - (b) Chapter 1, Provisions Applicable to All Local Districts.
- (2) This part applies only to cemetery maintenance districts.
- (3) A cemetery maintenance district is not subject to the provisions of any other part of this chapter.
- (4) If there is a conflict between a provision in Chapter 1, Provisions Applicable to All Local Districts, and a provision in this part, the provision in this part governs.
- (5) A cemetery maintenance district shall comply with the applicable provisions of Title 8, Cemeteries.

Amended by Chapter 194, 2014 General Session

17B-2a-103 Limits on the creation of a cemetery maintenance district.

A cemetery maintenance district may not be created in a city of the first or second class.

Enacted by Chapter 329, 2007 General Session

17B-2a-104 Cemetery maintenance district bonding authority.

A cemetery maintenance district may issue bonds as provided in and subject to Chapter 1, Part 11, Local District Bonds, to carry out the purposes of the district.

Enacted by Chapter 329, 2007 General Session

17B-2a-105 Additional duties of a cemetery maintenance district board of trustees.

In addition to the powers and duties of a board of trustees under Chapter 1, Part 3, Board of Trustees, each cemetery maintenance district board of trustees shall beautify, improve, and maintain each cemetery within the district.

Enacted by Chapter 329, 2007 General Session

17B-2a-106 Appointment of board of trustees members -- Vacancies.

- (1) If the area of a cemetery maintenance district is included entirely within the boundaries of a single municipality, each member of its board of trustees shall be appointed and each vacancy on the board of trustees shall be filled by a person appointed by the legislative body of that municipality, as provided in Section 17B-1-304.
- (2) For each other cemetery maintenance district, each member of its board of trustees shall be appointed and each vacancy on the board of trustees shall be filled by a person appointed

by the legislative body of the county in which the district is located, as provided in Section 17B-1-304.

Enacted by Chapter 329, 2007 General Session

17B-2a-107 Property within a cemetery maintenance district to be proportionately benefitted and equally assessed.

Each parcel of property within a cemetery maintenance district shall be:

- (1) benefitted by the creation of the district and by improvements made by the district, ratably with all other parcels of property within the district in proportion to the parcel's taxable value; and
- (2) assessed equally in proportion to its taxable value for the purpose of cemetery improvement and maintenance.

Enacted by Chapter 329, 2007 General Session