

VACATING CEMETERY IN TOWNSHIP (EXCERPT)

Act 49 of 1895

128.31 Removal of private cemetery; complaint; grounds; proceedings to vacate; power of circuit court.

Sec. 1. When a complaint is made in writing to the board of trustees of a township in this state, by 10 or more residents of the township, setting forth the fact that a private cemetery within the bounds of the township should be removed for the reason that the cemetery has become commons, has become neglected or abandoned by its owner or owners, has become a public nuisance, or shall impede the growth of a city or village in the township, or when a private cemetery endangers the health of the people living in the immediate vicinity of the private cemetery, the township board of trustees immediately shall institute proceedings to vacate the cemetery in the manner provided in this act. The circuit court for the county in which the cemetery is located may vacate the private cemetery, or a part of the private cemetery, on petition made to the court as provided in this act.

History: 1895, Act 49, Eff. Aug. 30, 1895;—CL 1897, 2387;—CL 1915, 2163;—CL 1929, 2657;—CL 1948, 128.31;—Am. 1980, Act 367, Imd. Eff. Dec. 30, 1980.