

TOWN OF ELROSE

BYLAW #2023 - 05

A BYLAW OF THE TOWN OF ELROSE RESPECTING CEMETERY RULES AND REGULATIONS

The Council of the Town of Elrose enacts as follows:

GENERAL RULES

- 1 All persons, while in the Cemetery, shall conduct themselves in a quiet and orderly manner.
- 2 No person shall allow to go at large any species of animal in the Cemetery.
- 3 Persons within the Cemetery shall use only the Avenues, Roads, Walks, and Alleys and no one is permitted to walk upon or cross lots or plots unless it be necessary to do so to gain access to one's own plot or lot. The Cemetery expressly disclaims liability for any injuries sustained by anyone violating this rule.
- 4 Persons visiting the Cemetery or attending funerals are strictly prohibited from picking flowers, wild or cultivated, breaking or injuring any tree, shrub or plant, or from writing upon, defacing, or injuring any memorial, fence or other structure within the Cemetery grounds.
- 5 Vehicles in the Cemetery shall travel only on the roadways provided for that purpose and shall not travel at a greater speed rate than 10 kilometers per hour.
- 6 Children under fifteen years of age are not permitted within the Cemetery or it's buildings unless accompanied by proper persons to take care of them.
- 7 The throwing of rubbish on the drives and paths or on any part of the grounds or in the buildings is prohibited.

LOTS AND OWNERS OF LOTS

- 1 The Town Administrator shall make all sales of lots or plots in the Cemetery and shall receive all moneys resulting from the sale of such lots or plots, and for all interments made in the Cemetery, and shall forthwith turn over to the Town of Elrose Cemetery Account for all such moneys received.
- 2 Cemetery Lots of plots shall not be resold or transferred by the purchaser but, if not required by the purchaser shall be transferred back to the Town of Elrose. In case of transfer to the Town, the Town will refund all moneys paid by the purchaser, less an administration fee of twenty dollars (\$20.00).
- 3 No lot or plot shall be used for any other purpose than for the burial of the human dead.
- 4 The Town of Elrose will take all reasonable precautions to protect the purchaser and the property rights of the purchasers within the Cemetery from loss or damage, but the Cemetery distinctly disclaims all responsibility for loss or damage from causes beyond it's control, especially from damage caused by the elements, an act of God, thieves, vandals, explosions, unavoidable accidents, invasions, insurrections, riots or order of any military or civil authority, whether the damage be direct or collateral, other than as herein provided.
- 5 It is the duty of the purchaser to notify the Town of any change in his/her post office address.
- 6 The price per lot will be set at the sum amount of \$600.00.

INTERMENTS

1. No interment of two or more bodies shall be made in one grave except in the case of Mother and Child or two infants buried in one casket.
2. The internment of:
 - a) one casket and one urn containing cremated remains or
 - b) two urns containing cremated remains shall be allowed in one lot/grave site.
3. No grave shall be less than six feet in depth from the surface of the surrounding ground.

HEADSTONE MONUMENTS

1. Monuments must be set at the head of the grave and shall be in a line as designated.
2. Headstone monuments in the cemetery will be permitted only, and in accordance with the following regulations:
3. Single Plot (one monument centered over one grave)

Sloped/Pillow monuments must be made of granite of a maximum size of 12 inches wide by 30 inches long on a single plot with a backslope no higher than 8 inches and a front slope of no lower than 3 inches. The sloped monuments must not be installed on a base (as per standard sloped monuments) but must be installed on a concrete or granite foundation protruding 4 inches on all sides beyond the base of the stone and must be level with the ground.

Flat monuments must be made of granite or bronze of a maximum size of 18 inches wide by 30 inches long on a single plot with a maximum thickness of 4 inches. The granite flat monument can either be installed flush with the ground or on a concrete or granite foundation protruding 4 inches on all sides beyond the base of the stone and must be level with the ground. The bronze flat monument must be installed on a concrete or granite foundation protruding 4 inches on all sides.

4. Double Plot (one monument centered over two graves)

Sloped/Pillow monuments must be made of granite of a maximum size of 12 inches wide by 36 inches long centered over two plots with a backslope no higher than 8 inches and a front slope of no lower than 3 inches. The sloped monuments must not be installed on a base (as per standard sloped monuments) but must be installed on a concrete or granite foundation protruding 4 inches on all sides beyond the base of the stone and must be level with the ground.

Flat monuments must be made of granite or bronze of a maximum size of 18 inches wide by 36 inches long centered over two plots with a maximum thickness of 4 inches. The granite flat monument can either be installed flush with the ground or on a concrete or granite foundation protruding 4 inches on all sides beyond the base of the stone and must be level with the ground. The bronze flat monument must be installed on a concrete or granite foundation protruding 4 inches on all sides.

5. Where more than one headstone monument is placed on a grave the second headstone monument:
 - (i) must be placed at the head of the grave beside the first headstone monument with no space between the headstone monuments; or
 - (ii) Must be a flat marker made of granite or bronze (bronze must be mounted on granite or concrete) installed flush with the ground and placed directly in front of the first monument with a minimal (2-4 inch) space between the monuments.

CORRECTION OF ERRORS

- 1 The Town of Elrose or any official thereof shall not be responsible for any mistakes resulting from lack of precise or proper instructions regarding the grave space on a lot or plot where an interment is to be or has been made.

CARE OF LOTS/PLOTS

- 1 Council shall assume the general care of the grounds and roadways of the Cemetery. Purchasers of lots or plots shall observe all rules and regulations for keeping the lots and in good condition for the maintenance of the Cemetery.
- 2 All grave surfaces are to be seeded to grass.
- 3 The owner of any headstone monument or marker which is in disrepair shall be contacted by the Town of Elrose, and shall, without delay, make the necessary repairs.
- 4 If necessary repairs are not made within 30 days, the Town of Elrose shall make the repair or remove the headstone monument or marker and shall charge the cost to the owner.
- 5 No fences, borders, railings, curbs, copings, trellises, walls, hedges or grave coverings of any kind shall be constructed or planted in or around lots or plots.
- 6 Those fences, borders, railings, curbs, copings, trellises, walls, hedges or grave coverings installed prior to the passing of this bylaw shall upon request of the owner, be removed by the Town of Elrose free of charge.
- 7 If, by reason of neglect or age, any fence, border, railing, wall, curbing, coping, hedge, trellis or grave covering of any kind that was erected, installed, or planted previous to the passing of this bylaw, becomes in an obvious state of disrepair, the Town of Elrose shall notify the owner, and if not removed within 30 days, the Town of Elrose shall remove the neglected or aged item.
- 8 The Town of Elrose shall have the authority to remove all floral designs, flowers, weeds, shrubs, plants or herbage of any kind from the Cemetery if they become unsightly, danger detrimental or diseased.
- 9 The Town of Elrose shall have the authority to remove any and all items, flowers, and placed on a grave in order to complete landscaping maintenance of the site if they are not mounted to the headstone monument or marker.
- 10 No person shall give money or other reward to any employee of the Town of Elrose work in connection with the maintenance of the Cemetery, or the interment of remains.

PLANTS AND SHRUBS

- 1 The Town of Elrose will undertake to maintain as may be practicable, the planting of tree and shrubs to preserve and maintain landscape features, but will not undertake to maintain individual plantings or containers of plants or flowers.
- 2 The Town of Elrose shall not be responsible for frozen plants or herbage of any kind, or for planting damaged by the elements, thieves, vandals or by other causes beyond control.

Schedule of Fees

Cremation fees will be set at the sum price of \$250.00 for opening and closing of a plot.

If the Town of Elrose is unable to do a cremation in the winter months the family/funeral home will be billed for the total cost if a third-party contractor if required.

Casket Burial are done by a third party and all costs are paid by the family /funeral home

REPEALED

1 Bylaw 2020-07 is hereby repealed.


COMING INTO FORCE

This Bylaw shall come into force and take effect on the date of the third reading and adoption by the Council of the Town of Elrose.

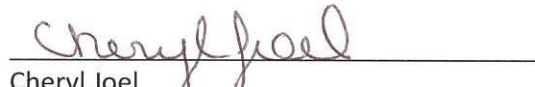
(Seal)




Mayor Dane MacDonald


Administrator, Cheryl Joel

Read a third time and hereby adopted
by the Council on the 11 day of April, 2023.


Cheryl Joel
Administrator

Certified a true copy of Bylaw No. 2023-05
Adopted by resolution of Council on the
11th day of April, 2023.




Cheryl Joel Administrator