

BEING A BY-LAW GOVERNING the operation of the Township of HARLEY Municipal Cemetery, pursuant to the Cemeteries Act (Revised), Revised Statutes of Ontario 1990, Chapter C-4 and Regulations.

NOW THEREFORE, the Council of the Corporation of the Township of HARLEY enacts as follows:

I. GENERAL ADMINISTRATION

Definitions

Owner: means the Corporation of the Township of HARLEY

Burial Permit Issuer: means the Division Registrar or their appointed agent

Contract Issuer: means the Municipal Clerk or his authorized agent

Cemetery: means Section 1, Section 1A, Section 2 and Section 3 of the Township of HARLEY Municipal Cemetery, located at North Half of Lot 8, Concession 3, HARLEY, Twp.

Cemetery Manager: means the Township of HARLEY Public Works Cemetery Foreman in charge of Cemetery operations, or his designate

Lot: means a single grave space

Plot: means multiple lots

Ministry: means the Ministry of Consumer and Commercial Relations

Marker: means a permanent memorial structure mounted flush with the ground

Monument: means a permanent memorial structure that is not flush with the ground

II. SALE AND TRANSFER OF LOTS

Price of Lots

Interment rights to lots shall be sold at prices set by the Owner and filed with the Ministry.

Contract

All purchasers of interment rights must sign a contract with the Township of HARLEY Municipal Cemetery, as adopted by the Owner and filed with the Ministry, detailing obligations of both parties and acceptance of the by-laws.

No Resale

No Interments Rights may be resold.

Transfer of Rights

If Interments Rights are transferred, the Rights Holder(s) must return the Interments Right Certificate to the Owner, who will then issue a new certificate to the transferee.

Form of Certificate

Interment Rights shall be conveyed by such form of Interment Rights Certificate as adopted by the Owner and filed with the Ministry.

Issue of the Certificate

The Interment Rights Certificate shall be issued to only one of the Rights Holder(s) and only after all arrears connected with the lot have been paid in full.

Limits of Rights

The Interment Rights belong only to the persons named on the Certificate and there is no transmission of interest through death.

Cancellation

The Rights Holder(s) may at any time cancel the contract and have the Cemetery repurchase the Interment Rights, if no rights have yet been exercised subject to the following conditions:

The repurchase price shall be calculated as the original price paid minus the portion deposited into the Care and Maintenance Fund.

Arrears

No rights shall be exercised, transferred or services provided unless all arrears connected with the lots have been paid in full.

III. INTERMENTS

Permits

A burial permit issued by the Division Registrar showing that the death has been registered or in the case of cremation, a Certificate of Cremation must be deposited with the Cemetery Foreman before an interment may take place.

Written Permission

Written Permission must be submitted to the Owner for any interment, other than the Interments Rights Holder for each lot.

Sunday Burials

No interment shall be made on Sunday except on a Doctor's Certificate, that burial must be done within 24 hours of death in accordance with the regulations of the Ontario Department of Health for the control of communicable diseases.

Charges Incurred

Persons ordering graves will be responsible for charges.

Cremation Interments

Cremations may be interred in lots other than cremation lots, including family plots. Two cremation interments are allowed per occupied grave and four per unoccupied grave.

Lower Animals

Bodies of any lower animals shall not be placed in the Cemetery.

Disinterments

All disinterments will be done in accordance with the Cemeteries Act.

Arrears

No interment or other services or supplies will be provided for a lot until all arrears connected with that lot have been paid in full.

IV. MONUMENTS AND MARKERS

Lot

No more than one monument may be erected or placed on any lot. Flat markers flush with the ground and no wider than 32 inches (apron included) are allowed on any lot.

Foundations

All monuments taller than one foot shall have a four inch thick floating slab with reinforcing steel, surrounded by a four inch apron outside the foundation, and flush mounted at ground level.

Instalments

All markers are to be installed with the Manager or his designate present. No monuments are to be erected on a lot until a period of one year, from the time of the burial, has expired.

Care and Maintenance Fund

All markers installed in the Cemetery shall have the proper amount of money deposited in the Care and Maintenance Fund as regulated in the Cemeteries Act.

Height, Width and Thickness of Flat Marker

Flat markers must be not more than 4 inches thick and not more than 18 inches in length and 18 inches in width, and have a concrete apron around the marker to a depth of 4 inches and be flush mounted at ground level.

Height, Width and Thickness of Monuments

Monuments must conform to the following restrictions:

Adult: Maximum size 4 feet in height, 32 inches in width and 8 inches in thickness - monuments 2 feet or less in height may be 6 inches thick for a single plot.

Child: Flat markers only - 18 inches in length, 18 inches in width, flush mounted at ground level, including a 4 inch apron.

Corner Posts

Length - 6 inches; Width - 6 inches; Height - 4 inches; flush mounted at ground level.

Footstones

One foot wide by 6 inches deep by 4 inches thick; flush mounted at ground level.

Type of Material

All markers or monuments must be constructed solely of natural stone or bronze.

Inscription

No inscription shall be placed on any marker which, is not in keeping with the dignity and decorum of the Cemetery.

Repair of Monuments

Any monument tested and found to be unable to resist a horizontal force of 50 ft/lbs. measured between 1' and 5' above the ground shall be laid down.

Arrears

No marker may be installed on a lot until all arrears connected with that lot have been paid in full.

Removal

The Cemetery reserves the right to remove any markers found to be in contravention of these regulations.

V. PURCHASE OF PLOTS

Purchase Price

	<u>Resident</u>	<u>Non Resident</u>
Adult Lot	\$ 200.00	\$ 400.00

VI CEMETERY SUPPLIES AND SERVICES

Purchase Price

Adult Interment Fee	\$ 275.00	\$ 275.00
Cremation Interment Fee	\$ 100.00	\$ 100.00
Child Interment Fee	\$ 275.00	\$ 275.00
Care & Maintenance Fund	\$ 150.00	\$ 160.00
For Marker Installation:		
Flat Markers	\$ 50.00	\$ 50.00
Monuments	\$ 100.00	\$ 100.00
Foundation Layout	\$ 0.00	\$ 0.00
Corner Post Layout	\$ 0.00	\$ 0.00
Transfer of Interment Rights	\$ 25.00	\$ 25.00
Disinterment	\$1000.00	\$1000.00

VII. PLANTING AND FLOWERS

Flower Beds, Trees and Shrubs

No flower beds, trees, shrubs, ornaments, fences or other impediments to Cemetery Maintenance, will be permitted in the Cemetery.

Flower Pots

Easily moved portable containers of flowers and/or plants will be permitted, however, the Cemetery assumes no responsibility and will remove these containers when they become unsightly. No glass vases are permitted.

Chairs, Trellis, Prohibited

No chair or bench, wooden or wire trellis, arch or iron rods or similar articles shall be brought to and left upon the lots.

Portable Articles

The Owner will not be responsible for loss or damage to any portable articles left in the Cemetery.

Removal

The Owner reserves the right to remove any of the above mentioned articles if they become unsightly or violate Cemetery regulations.

VIII. ACCESS TO CEMETERY GROUNDS

Children

Children under the age of 12 years shall not be permitted on the grounds, except in the charge of an adult who shall be responsible for their good conduct.

Animals Prohibited

No animals such as dogs, shall be permitted in the Cemetery.

Picnics

No picnics or celebrations shall be permitted on the Cemetery grounds.

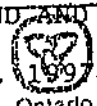
Attached hereto and forming part of this by-law are the following schedules:

Schedule "A" being the CONTRACT FOR THE PURCHASE OF INTERMENT RIGHTS;

Schedule "B" being the CERTIFICATE OF INTERMENT RIGHTS.

This By-law 97-06 is to replace By-law 94-10; and shall not become effective until approved by the Ministry of Consumer and Commercial Relations.

READ A FIRST, SECOND AND THIRD time at a public meeting held on the _____ day of June, 1997, and duly passed this 10

 1997 Ontario	Ministry of Consumer and Commercial Relations Cemeteries Regulation	Ministère de la Consommation et du Commerce Règlementation des cimetières
APPROVED in accordance with the regulations under The Cemeteries Act.	APPROUVE conformément aux règlements afférents à la Loi sur les cimetières.	
Date of Approval / Date de l'approbation		
<u>July 17, 1997</u>		
File No. of Cemetery / Numéro de fiche du cimetière		
<u>1481</u>		
<u>Dany DeWildeve</u>		

[Signature]
Clerk-Treasurer