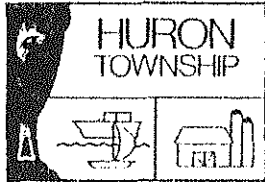


THE CORPORATION OF THE TOWNSHIP OF HURON



Certified to be a true and complete copy of By-Law # 95-49 passed by the Council of the Corporation of the Township of Huron, on the 15th day of May, 1995.
[Signature]
Laura Haight
Clerk

BY-LAW

95-49

BEING A BY-LAW TO REGULATE
THE RIPLEY CEMETERY.

1.0 DEFINITIONS

- 1.1 "Administrator" shall mean the Administrator of the Township of Huron.
- 1.2 "Caretaker" shall mean the person as appointed by separate by-law by the Council.
- 1.3 "Cemetery" shall mean the Ripley Cemetery.
- 1.4 "Cemetery staff" shall mean the Works Department staff.
- 1.5 "Clerk" shall mean the Clerk of the Township of Huron or the Deputy Clerk.
- 1.6 "Council" shall mean the Council of the Township of Huron."
- 1.7 "Interment" shall mean burial.
- 1.8 "Supervisor" shall mean the Works Superintendent or his designate.
- 1.9 "Treasurer" shall mean the Treasurer of the Township of Huron or Deputy Treasurer.

2.0 MANAGEMENT

- 2.1 The Cemetery shall be governed by the Council.
- 2.2 It shall be the duty of the Council to carry out the rules and regulations and conduct the business of the Cemetery.
- 2.3 The Council shall designate duties as follows:
 - 2.3.1 It shall be the Administrator's duty to be in direct charge of the management of the Cemetery and shall report to the Council.
 - 2.3.2 It shall be the Clerk's duty to keep a record of all lots, graves and burials. To render to the Treasurer an account of all burial rights sold, interments, etc.
 - 2.3.3 It shall be the Supervisor's duty to take complete charge of all workmen in the Cemetery and be responsible for their conducts.

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2.3.4 It shall be the Caretaker's duty to be present at all funerals, and all such, upon entering the Cemetery shall be subject to his control.

3.0

RULES FOR INTERMENT RIGHTS OWNERS

- 3.1 These rules are for the purpose of establishing a uniform and economic basis under which the management can care for the Cemetery and work in the interests of the burial rights owners.
- 3.2 Only the Cemetery staff, under the direction of the Supervisor, shall remove any sod or in any other way change the surface of any burial lot or grounds in the Cemetery.
- 3.3 The Council strongly recommends that shrubs, trees, etc., be limited to those varieties not exceeding an ultimate height of three feet and width of two feet natural growth. Any planting must be in line with the stone. Any plantings which exceed these measurements may be removed at the expense of the owner of the lot. If any trees or shrubs situated in any lot shall have, become by means of their roots, or branches, or in any other way, become detrimental to the adjacent lots, or prejudicial to the general appearance of the grounds, the Council may remove such trees or shrubs, or parts thereof. No thorn type shrubs, trees, etc, to be planted on any lot. Flower gardens are permitted to a width of 12" in front of headstones on face side only and must be cared for by the owner. All flowers are to be removed by the owner after they have withered otherwise, owners will be billed for the expense of removal.
- 3.4 Flowers placed on a grave at a funeral shall be removed by the Cemetery staff after a reasonable time to protect the sod and maintain a neat appearance of the Cemetery.
- 3.5 No enclosures of iron, wire, concrete or other materials shall be permitted on any lot.
- 3.6 No burial rights owner shall cause any object such as benches, trellises, wood or metal stands or other objects that will interfere with the working of mowers, etc., to be placed on the lot.
- 3.7 Silk or other artificial flowers are recommended for top of monuments. If silk or other artificial flower gardens are placed in front of monuments they are permitted to a width of 12", but must have plastic on ground, and stones, also a 4" edging must be placed around the garden, flushed with the ground.
- 3.8 No glass containers permitted.
- 3.9 One plant or planter permitted per monument.
- 3.10 No flowerbed, monument, grave marker, inscription, etc., will be allowed on any lot where unpaid charges appear.

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4.0 SALE OF RIGHT OWNERS LOTS

- 4.1 Burial rights to lots for burial purposes shall be sold according to the existing plan of the Cemetery and to future plans as new sections are opened, at the scale of prices as set forth in the Township of Huron's Consolidated Fee By-law which shall be subject to changes as set forth by the Council and as approved by the Ministry of Consumer and Commercial Relations.
- 4.2 The Council on payment of the sale price of burial rights shall issue a Certificate of Interment Rights therefor, and the Clerk and Reeve shall execute the same and cause the seal of the Township of Huron be thereto affixed.
- 4.3 Each purchaser of burial rights shall abide by all existing rules of the Cemetery and any rules and regulations which may hereafter be enacted by the Council and approved by the Ministry of Consumer and Commercial Relations.
- 4.4 The purchaser of burial rights acquire only the right and privilege of burying human remains and erecting suitable memorials subject to the rules and regulations of the Cemetery Care and Maintenance shall be included in the purchase of burial rights:

5.0 TRANSFERS

- 5.1 Should an owner desire to transfer his burial rights, he should provide the Council with the Name and Address of the party to whom the transfer shall be made together with proof of ownership of these rights or authority for transfer and shall pay a sum as set forth in the Township of Huron Consolidated Fee By-law as amended from time to time.
- 5.2 No transfer shall be made of any burial rights against which charges appear unpaid, or until said burial rights have been placed under Care and Maintenance.

6.0 INTERMENTS

- 6.1 Wherever an interment is to be made, notice thereof shall be given to the caretaker and an order therefore issued by the owner of the burial rights or his or her representative, at least twenty-eight (28) hours previous thereto, giving all particulars as to location and size of casket.
- 6.2 Persons ordering grave markers will be held responsible for charges incurred.
- 6.3 No interment shall be made, without satisfactory proof of ownership of the burial rights being first produced.
- 6.4 A burial permit must be presented to the caretaker or his assistant in attendance at the grave before an interment will be permitted.
- 6.5 No interment shall take place on any lot against which unpaid charges appear.

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- 6.6 No person other than the Caretaker, shall open any grave for the purpose of burial or removal of a body.
- 6.7 Written instructions regarding grave openings are recommended and the Council will assume no responsibility for errors unless it can be demonstrated that the instructions were received in writing and the misinterpretation was clearly the fault of the Council.
- 6.8 All burials shall be arranged to arrive at the Cemetery not later than 4:00 p.m., in order that the burial may be completed within the regular hours of labor.
- 6.9 The number of cremated remain interments per lot will be at the ~~direction~~^{discretion} and best judgement of the Council, but shall not exceed four (4) cremated remains interments with a casket. If no casket, then five (5) cremated remains interments will be allowed. The numbering shall be as follows:

Facing the Headstone -

No. 1 is to the right of the headstone.

No. 2 is to the left of the headstone.

No. 3 is left of the headstone at the foot of the lot.

No. 4 is right of the headstone at the foot of the lot.

No. 5 is directly in the center of the lot.

- 6.10 No remains shall be moved or disinterred without the written consent of the local Medical Officer of Health and the Rights Owner of the lot, except on order from the court or as provided in the regulations under the Cemeteries Act.
- 6.11 No interments from the 1st of December to the 15th of April will be permitted.
- 6.12 ~~That all interments in the Cemetery, must have a cement burial vault installed.~~ All suppliers of burial vaults must be installed under the direction of the Caretaker.

7.0 CARE OF LOTS

- 7.1 All lots in the Cemetery shall be cared for by the Cemetery Staff. Said care to include the mowing of grass, clipping around monuments, refilling sunken graves and reseeding.

8.0 RULES FOR VISITORS

- 8.1 Ripley Cemetery is sacredly devoted to the burial of the dead and the provisions and penalties of the law will be strictly enforced in all cases of disturbance, wanton injury to property, disregard of the rules or conduct unbecoming to a Cemetery.
- 8.2 All visitors shall conduct themselves in a quiet, orderly manner and shall not disturb any service being held, by noise or otherwise.

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- 8.3 Visitors shall travel through the Cemetery by way of the roads only.
- 8.4 Children under twelve years of age must be accompanied by an adult who shall maintain close contact with them and shall be responsible for their actions.
- 8.5 The carrying of firearms or discharging of the same within any Cemetery grounds except where used for the firing of volleys at a burial for military funerals only, is prohibited.
- 8.6 No picnic party, or other large assembly will be permitted in the grounds other than a funeral or memorial service.
- 8.7 When a society or association desires to hold a memorial service, they shall make application to do so at least fifteen (15) days previous to the desired date, and permission shall be granted at the ~~discretion~~ discretion of the Council. The association or society securing this permission shall assume responsibility for any damages done to any property in the Cemetery at that time.

9.0 RULES FOR MOTOR VEHICLES

- 9.1 The Council reserves the right to close the roads of the Cemetery at any time to vehicular traffic.
- 9.2 The drivers of all vehicles entering the Cemetery shall obey the instructions of the caretaker, and shall keep to the route allotted to them. They shall not attempt to turn around on any roadway or pass another vehicle and shall not exceed a speed limit of ten miles per hour.
- 9.3 Vehicles forming part of a funeral procession shall take the route allotted to that funeral and shall move in unison with the funeral director in charge of the funeral.
- 9.4 The drivers of all vehicles shall remain in close proximity thereto at all times, and shall not block the roads.
- 9.5 The Cemetery may be visited each day from sunrise to sunset.

10.0 RULES FOR WORKMEN

- 10.1 All workmen entering the Cemetery shall be under the jurisdiction of the Supervisor and shall observe his instructions and plan their work under his approval.
- 10.2 No work shall be started which cannot be completed by Saturday at the usual hour for labor to cease. All materials shall be left as directed by the Supervisor and all debris disposed of according to his instructions.
- 10.3 Any workman disregarding the rules of the Cemetery shall be liable to ejection by the Supervisor, and may be denied readmittance.

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10.4 All work in close proximity to a burial shall cease during all services or at any other times when requested by the Caretaker.

11.0 MONUMENTS AND MARKERS

11.1 Burial rights owners may erect monuments of suitable design on the applicable lot, subject to the following regulations:

11.1.2 Monuments for burial rights owners to be erected for or by the rights owner(s) shall be set upon adequate bases, with a 2" lip on top of base and a minimum depth of 4', and must not exceed burial rights owners lot.

11.1.3 Upright monuments for single lots shall not exceed 36" in height and 32" in width.

11.1.4 Upright monuments for double lots shall not exceed 4' in height and 4' in width.

11.1.5 A monument shall be deemed to be any structure of granite, or marble.

11.1.6 All monuments or markers must be of either granite, marble or other natural stone.

11.1.7 Markers shall not exceed the width of the rights owners lot on the surface and must be placed level with the ground. The Council assumes no responsibility unless placed on a standard concrete foundation, of the type approved by the Council.

11.1.8 A monument shall not be erected on any lot until all outstanding charges have been paid.

12.0 GENERAL

12.1 This agreement is entered into under Bill 31 - An Act to Revise the Cemeteries Act and all terms and conditions outlined under this Act must be adhered to.

12.2 This By-law shall come into full force and effect upon its final passage.

12.3 This By-law to be cited as the "Cemetery By-law".

12.4 That all By-laws inconsistent with this By-law are hereby rescinded.

READ a FIRST, SECOND and THIRD TIME, PASSED, SIGNED

AND SEALED THIS 15th day of May,

Murray [Signature]
Reeve

Susan [Signature]
Clerk

 Ontario	Ministry of Consumer and Commercial Relations Cemeteries Regulation	Ministère de la Consommation et du Commerce Réglementation des cimetières
	APPROVED in accordance with the provisions under The Cemeteries Act.	APPROUVE conformément aux règlements afférents à la Loi sur les cimetières.
Date of Approval Date de l'approbation		August 1, 1996
File No. of Cemetery Numéro de fichier du cimetière		204 <i>[Signature]</i>