

NORTHERN VILLAGE OF DENARE BEACH CEMETERY BYLAW

Being a Bylaw of the Northern Village of Denare Beach to define the location of the public cemetery, to adopt rules and regulations for the maintenance of order in and for the proper care of such cemetery, and to establish a tariff of charges respecting same.

WHEREAS there has been dedicated a public cemetery in the Northern Village of Denare Beach, and

WHEREAS it is expedient to adopt rules, regulations, and tariffs for the maintenance of order in and for the proper care of same, and

WHEREAS the provisions of this bylaw are authorized under the provisions of Section 121.1 and 121.2 of the Northern Municipalities Act.

THEREFORE the council of the Northern Village of Denare Beach duly assembled, enacts as follows:

1. The following property is hereby re-dedicated and reserved to be used as public cemetery and for no other purpose.

a) PARCEL AN PLAN 95PA09450

2. A Committee to be known as the Cemetery Committee shall have the management and control of said cemetery, subject to the rules and regulations herein made, and subject to revision by the Northern Village of Denare Beach council.

3. Such Committee shall be composed of the members of the council appointed from year to year, to constitute the Standing Committee of Social and Community Services, together with His Worship the Mayor, and the Chairman of such Standing Committee shall be the Chairman of the said Cemetery Committee.

4. Notwithstanding the foregoing, in the event of an emergency arising out of any burial requiring immediate attention, the Mayor and the Chairman of such Committee are hereby authorized to take such action as they deem expedient and necessary.

RULES AND REGULATIONS

The following shall be the rules and regulations for the maintenance and care of the cemetery, and such rules and regulations may, from time to time, be altered, varied, repealed, or added to as occasion may require, by amendment bylaw.

- a. Wherever in the following rules, the word “Administrator” and “Village Foreman” shall occur, the same shall mean respectively the Administrator and Village Foreman appointed by the council to such position and any persons authorized to act in their stead. The word “Owner” shall mean the owner of the plot to which he has or is entitled a Deed.**
- b. No vehicle shall be allowed in any part of the cemetery without the special permission of the Foreman, and such permission shall in no case be given when, from the nature of the soil caused by wet weather, injury to the driveways by the use of such vehicles is apparent or apprehended.**
- c. Dogs are not allowed in the grounds.**
- d. No person is permitted to enter the cemetery except through the regular entrances.**
- e. Any person disturbing the quiet or good order of the cemetery by noise or other improper conduct may be compelled to leave the grounds.**
- f. The Village Foreman is required to prohibit the entrance and cause expulsion of all improper persons.**
- g. No person other than the owner or a member of the immediate family of the owner of the grave shall be allowed to perform, execute, or carry into effect the work of special care of a grave, unless permission is granted by the Administrator or Village Foreman.**

- h. All material brought into the cemetery to be used in improving lots shall be transported and deposited in the cemetery in such a manner as the Village Foreman shall direct, and all earth, stone, and rubbish accumulated in improving any lot must be removed and deposited under direction by the lots owners or at their expense.**
- i. Except as otherwise provided, the preparation and maintenance of all lots shall be under the control of the Village Foreman, and made to conform to the Section in which the lot may lie.**
- j. The Committee may, at any time, cause any lot to be entered upon and cleaned of weeds and grass, and further floral piece which has wilted or become broken, and any other article or thing which from its nature shall mar the beauty of the surrounding scenery, or is unsightly.**
- k. All person are prohibited from picking any flowers, wild or cultivated, or mutilating or injuring any tree, shrub or plant.**
- l. No monument, tombstone, headstone, or other memorial shall be placed in said cemetery, without the permission of the Administrator or Village Foreman.**
- m.**
- n.**
- o. No plot frames, covers or fences are to be allowed.**
- p. All workmen employed in the erection of any permitted monuments, tombstones, landmarks, or any other work, shall be subject to the control and direction of the Village Foreman.**
- q. All plots, lots or graves, columbium niche shall be given perpetual care during the summer season and other times as may be deemed necessary by the committee.**

INTERNMENT

- a. Burial plots or columbium niche will not be opened, nor the cemetery open to accommodate a burial, until such time as the charges as set out in Schedule “A” attached to this bylaw have been paid and a burial permit has been issued by the Funeral Director.**
- b. If the applicant wished to inter a body in a plot, the title to which is held by a person other than the Northern Village of Denare Beach, he shall obtain an order from the owner of the lot in which such interment is to be made, or from his legal representative, and upon filing same with the Administrator, apply for a permit as foresaid.**
- c. All persons applying for an interment in the said cemetery, whether as principals, agents, or undertakers, shall furnish to the Administrator such particulars for the purpose of record as the Administrator requires before such interment be allowed.**
- d. Graves shall be dug and interments made only by persons in the employ of the Administrator, and under the direction of the Village Foreman. The Administrator shall be entitled to receive forty-eight (48) hours notice to prepare graves for the interment of persons.**
- e. One body only will be allowed to be buried in a grave, except in a case where the first opening of the grave was seven and one-half (7 1/2) feet in depth, and except in the case of children under two years of age, when a burial may be made above another body.**
- f. In the case of cremation, it will be permissible to place the urn in an existing grave, providing that all arrangements are made in accordance with Subsection 8(d) of this bylaw.**
- g. No disinternment will be allowed until legal requirements have been met. The disinternment of bodies shall be attended to by the Village Foreman or designate. All costs for disinternment shall be the responsibility of the person making the request.**

INDIGENT BURIALS

The burial of indigent persons, whether resident of the Northern Village of Denare Beach or otherwise, shall be in the regular burial plot, and not in a portion of the cemetery set apart for the burial of indigent, and the current or regular charges for plot and internment shall be charged to the Social Services Department, or to the Social Department applicable, or whoever is liable for the burial of such indigent person.

SALES AND CONVEYANCES

- a. The plans of subdivision, together with all subsequent plans of subdivisions of such lands, approved from time to time by council, shall be made and records kept in accordance with such plans.**
- b. A duplicate of such plan shall be kept by the Administrator.**
- c. Except as hereunder provided, a burial plot, lot, grave or columbium niche may be purchased only for the burial of a recently deceased person.**
- d. The purchaser shall make selection from the lands now in the office of the Northern Village of Denare Beach or such plot, lot, grave, columbium niche as he may desire to purchase, and the Administrator shall record particulars giving the number of the plot, lot, grave or columbium niche, the number of letter of the Section and Block, and the price, on the presentation of a receipt issued by the Northern Village of Denare Beach for the proper amount, and the Administrator or Funeral Director shall issue the permit for internment of the body.**
- f.**

SCHEDULE "A" TO BYLAW TARIFF OF CHARGES

The Tariff of Charges as set out below, shall apply to the cemetery within the Northern Village of Denare Beach.

SINGLE ADULT GRAVE	\$150.00
PERPETUAL CARE	\$200.00
INTERNMENT	\$450.00

	\$800.00
CHILD UNDER 1 YEAR	\$ 50.00
PERPETUAL CARE	\$200.00
INTERNMENT	\$350.00

	\$600.00
CREMATION Occupied Plot	
PERPETUAL CARE	
INTERNMENT	\$200.00
RESERVATION GRAVE	\$150.00
PERPETUAL CARE	\$200.00

	\$350.00
COLUMBIUM NICHE	900.00
PERPETUAL CARE	\$200.00

	\$1100.00

All reservations must be renewed after 15 years. cost of the renewal is \$150.00.

GENERAL

Any person violating any of the provisions of this bylaw is guilty of an offence and liable on summary conviction the penalties provided by the General Penalty Bylaw of the Northern Village of Denare Beach.

THIS BYLAW SHALL COME INTO FORCE AND TAKE EFFECT UPON THE APPROVAL OF THE REGISTRAR UNDER THE CEMETERIES ACT, AND BY THE MINISTER.

READ A FIRST TIME THIS DAY OF , 2007.

READ A SECOND TIME THIS DAY OF , 2007.

READ A THIRD TIME THIS DAY OF ,2007.

MAYOR

MINISTER

ADMINISTRATOR

REGISTRAR