

TOWN OF WOLSELEY

BYLAW NO. 19-04

A BYLAW TO MAINTAIN AND CONTROL THE CEMETERY OF THE TOWN OF WOLSELEY, IN THE PROVINCE OF SASKATCHEWAN.

The Council of the Town of Wolseley enacts as follows:

1. The following lands are hereby declared to be a cemetery and known hereafter as Wolseley Cemetery, namely:
 - A portion of the NE 1/4 24-17-10-W2, more particularly described on duplicate certificate of title No. 90R165883
 - and
 - Portions of the SW 1/4 and SE 1/4 14-17-10-W2, more particularly described on duplicate certificates of titles Nos. 90R16595, 90R16590 and 90R16589.
2. A plot is an area for one grave. Plots may be chosen from the area which has been currently selected for use and from plots not specifically reserved. The price of each plot, which is 1.22 m (4 feet) by 3.05 m (10 feet), shall be fixed by Council. A maximum of two plots may be purchased at any one time and the entire price shall be paid at the time of selecting same. Cost as set out (Schedule A). Receipts for plot purchases will be deposited into a general cemetery maintenance account.
3. Cemetery plots may not be reserved unless fully paid for.
4. Transfers of plots from one individual to another shall be executed by the Town Administrator only.
5. The Town Administrator shall keep an accurate record setting forth the name, location and date of burial of the deceased person.
6. Deeds issued for cemetery plots shall be subject to all provisions of this bylaw and any amendments or regulations passed from time to time by the Council.
7. No person shall bury any body in the cemetery until such person has complied with the provisions of the Public Health Act and the Vital Statistics Act of the Province of Saskatchewan, and has complied with the provisions of this bylaw.
8.
 - a) No interment of more than one body and one cremated remains only or two cremated remains only shall be made in any one plot.
 - b) No grave shall be less than 1.83 m (six feet) in depth and cremated remains no less than 0.61 m. (two feet) in depth from the surface of the ground.
 - c) No person other than a Licensed Funeral Director shall have charge of the interment or disinterment of the body.
 - d) No interment shall be permitted in the cemetery unless a proper burial permit or certificate of cremation are produced by the party applying for the burial.
9. Notice that an interment is to take place shall be given to the Town Administrator at least forty-eight (48) hours in the summer and seventy-two (72) hours in the winter, before interment is required. This provision shall not apply where burial is ordered immediately according to Provincial or Federal regulations.
10.
 - a) A perpetual care cost of \$150.00, payable to the Town of Wolseley, will be charged for each plot (1.22m X 3.05 m) and collected at time of purchase.
 - b) Cremated remains, as a second interment, on an existing plot, will be charged a fee of \$50.00, payable to the Town of Wolseley, in addition to the perpetual care cost.
 - c) No burial shall be made in the Wolseley Cemetery without first obtaining a Burial Permit.
 - d) A fee of \$40.00 (minimum 1 hour) shall be charged to cover the cost of location of the gravesite. The fee will be charged to the family of the deceased and this fee will be

deposited into the general cemetery maintenance account.

11. Following the opening and closing of a burial plot all surrounding sites must be returned to the condition they were prior to the burial. This will include the clean up of top soil, clay and the raking of grass around the burial site and surrounding area.
12. The cemetery shall be maintained by the Town of Wolseley.
13. Council may, at its discretion and if so needed, hire a caretaker for the cemetery whose duties and remuneration will be set out in terms of the contract to be negotiated with the caretaker.
14. No grave shall be used for any purpose other than for the burial of the human dead.
15. Whenever the remains are removed from a grave plot, the space or spaces shall revert to the Town.
16. All persons are prohibited from picking flowers, either wild or cultivated or breaking any trees or shrubs on the cemetery grounds.
17. No person shall write upon, deface or injure in any way, any monument or other structure in or belonging to the cemetery.
18. No person shall define any grave or plot by a fence, railing, coping, edge, corner stone, or any other marking.
19. All trees and shrubs in the cemetery shall be the property of the Town. No person shall place arbors, trellises, trees, shrubs, artificial flower boxes, decorative rocks, or other objects in any place or part of the cemetery. (Note: permanent vases attached to monuments are encouraged and may be legislated by future bylaw)
20. Floral arrangements (including bouquets, casket sprays, etc) whether live or artificial, shall be removed by the family of the deceased in a timely manner. Should the family not comply, the Town will direct its employees to remove these arrangements at their discretion.
21.
 - a) All monuments shall be of granite, marble or bronze.
 - b) Only one monument per grave shall be permitted. All monuments shall be placed at the head of the grave in alignment with adjacent monuments. Footstones or plot markers must be approved by the Administrator prior to placement.
 - c) No monument shall be erected except on a concrete foundation with a minimum thickness of 5 cm (2 inches). The top of the foundation shall be level with the ground. The said foundation shall be of a dimension at least 30.5 cm (12 inches) longer and 30.5 cm (12 inches) wider than the base of the monument. If the monument is installed directly on the foundation, these same dimensions apply.
 - d) A standard monument (including the base) shall be no more than 61 cm (2 feet) in width, 91.5 cm (3 feet) in length and 81.3 cm (2 feet 8 inches) in height. In the case of a double monument for two graves side by side, the length of the monument including the base shall be no more than 1.83 m (6 feet)
 - e) New grave covers of any type, description or material shall not be permitted. Covers in a state of disrepair shall be removed permanently. It shall be unlawful to cover gravesites with any other substance other than grass.
 - f) Immediately following interment, weather permitting, gravesites must be backfilled.
 - g) No monument shall be erected in the cemetery until prior approval of the design and description thereof has been received from the Town Administrator and a written permit issued for the erection of such a monument. As per Schedule "B".
22. Monuments placed in the cemetery, after the passing of this bylaw, by the heirs, assigns or administrators of the estate of the deceased or by an agent or agents acting on behalf of the heirs, assigns or administrator of the estate which are in contravention of Section 21, may be removed by the Town of Wolseley with the cost of removal to be charged to

the offending party. Written notice of Council's intention to remove a monument will be given to the party or parties responsible either by personal delivery or by registered mail to the party's last known address, such notice giving the offending party ample time to correct the situation before removal takes place.

23. Should any monument or other structure placed or arranged in the cemetery be in a state of disrepair the Town may have the said monument or structure repaired or removed from the cemetery.
24. Perpetual Care Trust
- a) The Town of Wolseley shall establish a Perpetual Care Trust into which perpetual fees and donations will be deposited and any year end cemetery budget surplus may be transferred.
 - b) The Council and Administrator for the Town of Wolseley will be the "Managers" of the trust and approve any disbursements from this trust.
 - c) The Trust may be used as Managers see fit for the beautification and upkeep of the cemetery.
25. General
- a) The cemetery shall be open for the purpose of accommodating visitors from six o'clock in the forenoon (6:00 a.m.) until ten o'clock in the evening (10:00 p.m.) each and every day of the year.
 - b) All vehicles shall keep to the roadways provided in the cemetery (work vehicles excepted) and shall not exceed fifteen (15) kilometers per hour.
 - c) No motorcycles, snowmobiles of any kind, or sports activities of any kind, will be allowed in the cemetery.
 - d) All persons, while in the cemetery, shall conduct themselves in a quiet and orderly manner. Persons within the cemetery shall use the avenues, roads and walks provided and no one is permitted to walk upon or across graves.
 - e) Children under the age of fourteen (14) years of age shall not be allowed on the cemetery grounds, unless accompanied by their parents or by a person having them specially in their care or charge.
 - f) No person having refreshments of any kind or alcohol shall be permitted within the cemetery grounds. Dogs shall be leashed when within the cemetery boundaries.
26. Infraction of Bylaw
- a) Any person found guilty of an infraction of the provisions of this bylaw shall be liable to a fine of not less than One Hundred (\$100.00) Dollars.
27. All records, maps, registers, etc, necessary in the administration of the Wolseley Cemetery, shall be maintained in the Town Office and shall be open to public inspection during regular office hours.
28. This bylaw shall come into force and take effect on the date of the final passing thereof.
29. Bylaw No. 1-92 is hereby repealed.

READ A FIRST TIME this 14th day of December 2004
READ a second time this 14th day of December 2004
READ A THIRD TIME and passed by unanimous consent of council members
present this 14th day of December 2004.



Certified to be a true
copy of Bylaw No. 19-04
of the Town of Wolseley
passed on Dec. 14/04

Sai Blaney
Administrator

Randy Hald
Mayor

Sai Blaney
Administrator

TOWN OF WOLSELEY

BYLAW NO. 19-04

SCHEDULE A

Wolseley Cemetery fee structure is as follows:

4 X 10 Plot \$150.00

8 X 10 Plot \$300.00

TOWN OF WOLSELEY

BYLAW NO. 19-04

SCHEDULE "B"

TOWN OF WOLSELEY

Box 310

Wolseley, Saskatchewan S0G 5H0

PHONE: 698-2477

FAX: 698-2953

CEMETERY MONUMENT PERMIT

As per Cemetery Bylaw Section 21, 22 and 23

Date _____

The permit hereby grants _____
Purchaser's signature

Name of monument installer

Address

Permission to install a Grave marker at the gravesite of _____

OLD/NEW Cemetery

Lot _____ Block _____

Monument Type: GRANITE, MARBLE, BRONZE

Length _____ Width _____

Base: Length _____ Width _____

Total Monument and Base: Height _____
(not to exceed 81.3 cm. or 32 in.)

Foundation: Length _____ Width _____ Thickness _____

Date Approved _____

Approved for the Town of Wolseley by _____