

RURAL MUNICIPALITY OF DUNDURN NO. 314
BYLAW NO. 11-2023
A BYLAW TO PROVIDE FOR THE REGULATION AND CONTROL OF THE DUNDURN HILLSIDE CEMETERY

The Council of the Rural Municipality of Dundurn No. 314 in the Province of Saskatchewan enacts as follows:

This Bylaw may be cited as "The Cemetery Bylaw"
The Cemetery shall be known as Dundurn Hillside Cemetery


Location: All land required by the Council of the Rural Municipality of Dundurn No. 314 and set aside for the interment of the dead or in which human bodies have been buried, and described as follows:

Part of the NE 10-33-4-W3, North East quarter of Section 10 in Township Thirty-Three, Range Four, West of the Third Meridian, in the Province of Saskatchewan.

1. The Reeve and Administrator of the Rural Municipality of Dundurn No. 314 are hereby authorized to sign and execute Bylaw No. 11-2023 which includes Schedules "A", "B" and "C".
2. Bylaw No. 11-07 is hereby repealed.




Reeve, or Designate


Administrator, G. Craig Baird

Read a third time and adopted
this 11th July, 2023


Administrator

Certified a True Copy of the Original

This 11th day of July, 2023.


Administrator

Schedule "A" to Bylaw No. 11-2023

1. **Definitions:**

- a) Base means the bottom or lower portion of a monument.
- b) Cemetery-shall mean any area set aside and/or used for the burial of human remains.
- c) Council shall mean the Council of the Rural Municipality of Dundurn No 314
- d) Cemetery Committee shall mean the 3 appointed representatives (two Councillors and Administrator or Designate).
- e) Supervisor-shall be appointed by council and shall locate and mark graves at the cemetery for burials, supervise the opening and closing of graves, and oversee the maintenance of the cemetery.
- f) Cremains shall mean the ashes of a human body which has been cremated.
- g) Foundation is a concrete slab for the purpose of supporting monuments and constructed flush with ground level.
- h) Lot means a space in a cemetery used or intended to be used for the interment of human remains or cremated human remains.
- i) Marker is a memorial of marble, granite, bronze or other material as approved by the Supervisor set flush with the ground.
- j) Monument is any structure in the cemetery erected or constructed above ground on any lot/grave for memorial purposes. The monument shall be constructed of marble, granite, bronze or other material approved by the Supervisor.
- k) Plot is an area of more than one lot/grave site, ¼ section – 2 burial sites
- l) Section consists of 4 ¼'s to accommodate 8 burial sites (8 coffins or 16 cremations)
- m) Perpetual Care shall mean the leveling of the ground of each lot, seeding, cutting the grass as required, and generally keeping the Cemetery in good order and repair. Notwithstanding the foregoing, it shall not include maintenance, repair or replacement of markers, tombstones, monuments or other like structures except as specifically provided by this Bylaw.

2. **Provincial Regulations:**

The Provisions of the Cemetery Act, 1999 C-4.01 and Amendments there to, and other Provincial Regulations shall apply.

3. **General Regulations**

- a) No borders, fences, railings, grave covers, concrete or stone corners, hedges, copings or iron posts shall be permitted to be constructed in the cemetery.
- b) Grave covers will be allowed only if to match pre-existing companion grave covers.
- c) Any Monument, marker, constructed item or planting that falls into disrepair, and/or becomes unsightly, the Committee after notification in writing to the last known address of the owner, may repair, remove and/or dispose of such item, according to the discretion of the committee.
- d) No lots or graves are to be raised above the level of the surrounding graves.
- e) No glass or breakable containers are allowed in the Cemetery.



- f) The council under the direction of the Cemetery committee, reserves the right to plant all shrubs and trees and to landscape or to carry out any improvements to the grounds. Permission from the Committee will be required by anyone wishing to plant trees, shrubs or the placement of any maintenance of the Cemetery. Guidelines for the planting of trees is set forth in Schedule "C" of this bylaw.
- g) The Council, under the direction of the Cemetery Committee, has full authority to remove any items not in accordance with this bylaw, or any item deemed to be unsightly, untidy, or in disrepair.
- h) No interment of remains or cremains is permissible except within the plot acquired by the license for that purpose.
- i) Funeral Directors shall have all documents for interments in the Cemetery signed and fees paid prior to any work being undertaken at the Cemetery, by the owner of the grave in which such interment is to be made or by the legal representative of the owner.
- j) All persons who enter the Cemetery shall do so at their own risk, and shall be and remain responsible for any injury or other loss, whether to person or property at the Cemetery. The RM of Dundurn and its employees and agents shall not be responsible for any such loss or injury, including loss, injury or damage to monuments or markers whether resulting from negligence of their employees, agents or otherwise.
- k) Vehicles in the Cemetery shall travel only on the roadways provided for that purpose and shall not exceed the speed of fifteen (15) km per hour.
- l) Permanent structures of any kind other than monuments or markers are prohibited in the Cemetery.
- m) No ATV's or Snowmobiles shall be allowed within the limits of the Cemetery.
- n) **GRAVE SITES** Sale of graves sites will be done in an orderly fashion on a first come first served basis. Whenever possible, graves will be sold in order to minimize disruption of existing graves.
- o) **REQUEST FOR SPECIFIC GRAVES SITES** The Supervisor may consider requests for specific graves or graves in specific locations by persons provided that:
 The request does not disrupt the Cemetery's maintenance and operating plans; and
 in the case of dispute, the Supervisor's decision is final.

4. Purchase of Grave Rights

- a) Cemetery grave rights may be purchased at the office of the RM of Dundurn upon application and payment there of the appropriate fees as set forth in Schedule "B". Fees shall, in all cases, include a fee for Perpetual Care.
- b) The Administrator or Designate shall issue to the purchaser of each grave right, a receipt and deed for the same.
- c) The purchaser of a grave right shall have the right to use the grave for the burial of human remains in accordance with the provisions of the Bylaw, and shall acquire no other rights whatsoever.
- d) Grave rights shall not be sold, assigned or disposed of by any person (other than family), but may be transferred back to the RM of Dundurn, with full refund of purchase price given.

- e) The Cemetery Committee is authorized to recover unused graves sites in accordance with the provisions of the Cemeteries Act.
- f) In all cases, where a body is disinterred from a lot, so as to leave such a lot vacant, the property shall revert back to vacant status and the party paying the original fee shall be entitled to a refund of one-half the purchase price of the lot, the balance to be retained by the Perpetual Care Fund.
- g) In the event of a single lot remaining in a family section provisions for 2 burials can be made providing the first burial must be a a proper depth of 8 feet to accommodate the second burial at the 6 foot level.
- h) The RM of Dundurn shall keep a separate Cemetery Account showing services rendered and expenses incurred by the Cemetery.
- i) All sales of plots and donations received for the Cemetery shall be held by the RM of Dundurn in a separate account called the "Cemetery Account"

5. **Penalty**

Any person guilty of an infraction of the Bylaw or any part thereof, shall be liable on summary conviction to the penalties prescribed by the General Penalty Bylaw of the RM of Dundurn.

6. This Bylaw shall come into force and have effect from and after the passing thereof by the councils of the RM of Dundurn.



Schedule "B" to Bylaw 11-2023

Grave Plot	\$150 (2 coffins or 4 cremations)
Perpetual Care	\$150.00
Total cost per Plot	\$300.00 (2 coffins or 4 Cremations)

CB

PH

Schedule "C" to Bylaw 11-2023

Guidelines to Planting Trees in Hillside Cemetery

1. Person planting trees must be owner of the grave site or a relative, or authorized agent of the interred.
2. Trees must be non-suckering.
3. Tree must be planted 10 feet back from edge of any roadway.

pu B