

Cemetery Bylaw 416-02

1. "Cemetery" shall mean the *Sedgewick Cemetery* owned and operated by and under the control of the Town of Sedgewick and situated on Pt N.E & S.E of Section 17 Township 44 Range 12 and West of the 4th Meridian;
2. "Cemetery Supervisor" shall mean the Town of Sedgewick, or an employee or member of the Company or Organization to whom the Cemetery Supervisor delegates the responsibilities under this Bylaw;
3. "Council" shall mean the Council of the Town of Sedgewick;
4. "Flowering Ornamental" shall mean any perennial, annual or bi-annual flowering plant;
5. "Grave liner" shall mean a concrete or metal rough box placed in a grave to house a casket;
6. "Plot" shall mean one grave;
7. "A Family Plot" shall mean a Plot or number of Plots which lie adjacent to one another and which are to be reserved for the burial of one or more deceased members of a family;
8. "Woody Ornamental" shall mean any trees, shrubs, and creeping or climbing plants;

I. DUTIES, RIGHTS AND POWERS

9. The Cemetery Supervisor shall have the sole control of all matters within the Cemetery that are concerned with maintaining the grounds in a neat and pleasing condition, and to that end is hereby authorized to regulate and control the Cemetery grounds.
10. The Cemetery Supervisor is hereby authorized to remove, or have removed, any weeds, grass, funeral designs or floral pieces which may become wilted, or any other article or thing which, in the opinion of the Cemetery Supervisor, is unsightly.
11. If, in the opinion of the Cemetery Supervisor, any Woody Ornamentals situated on or about the Cemetery become, by means of their roots or branches, or in any other way detrimental to adjacent Plots, walks or driveways prejudicial to the general appearance of the grounds, or dangerous or inconvenient to the public, the Cemetery Supervisor is authorized to remove such Woody Ornamentals, or any parts thereof.
12. No Person shall erect upon a Plot or Lot any fence, railing, wall, border, hedge, coping or the like and where any of the same have been previously erected around a Plot or Lot and have, by reason of age or neglect, become unsightly or objectionable, the Cemetery Supervisor may cause such to be removed.
13. Every owner of a Monument or other erection upon any Plot shall maintain it in proper repair.
14. When, in the opinion of the Cemetery Supervisor, any Monument is in a state of disrepair, he shall notify the owner in writing thereof and require that repairs be promptly undertaken. Any Monument or structure not repaired within 30 days after a letter has been sent to the owner or his personal representative, to the last known address provided to the Town of Sedgewick, may be removed and retained in the custody of the Cemetery Supervisor for a period of 90 (ninety) days to allow the Person responsible for its maintenance to claim the Monument and return it to an acceptable condition.
15. The Cemetery Supervisor may remove any Monument from a Plot when necessary to gain access to another Plot provided that such Monument is re-installed in a like manner.

II. PLOTS

16. Plans for burial purposes, including a record of all interments and disinterments will be kept at the Town of Sedgewick office.
17. Plots will be sold in rotation, with no choice as to location.
18. A maximum of two adjoining plots may be sold for reservation, except in the case of the death of a dependant child(ren), in which case two additional plots may be reserved for future use.
19. No Person shall make a reservation for one or more Plots without making payment in full at the time of the reservation. Upon payment of the full price of any Plot, the Town of Sedgewick shall provide a certificate for such Plot.
20. Plots shall not be resold, however, Plots may be transferred from one family member to another family member. No transfer shall be valid unless it is duly registered with the Town of Sedgewick. Furthermore, no person shall accept any fee or reward for interment of any body in a Plot of which such person is the owner, or over which that person exercises any power of control.
21. When a Plot is held by 2 or more Persons, an order for interment in such a Plot of any part thereof will be accepted by the Town of Sedgewick from any one of the said Persons or their personal representative.
22. Plots shall not be used for any purpose other than burial grounds for human remains.
23. All burials are to be made within the confines of a single Plot. There shall not be more than one full body burial in a single Plot. Ashes, to a total of 4 cremated remains, may be buried in an occupied Plot when the Person in charge of the ashes has received permission for such burial in that Plot from the Cemetery Supervisor.

III. INTERMENTS AND DISINTERMENTS

24. No interment shall be permitted in the Cemetery unless and until there has been produced to the Cemetery Supervisor, a burial permit issued by the proper office of the Government of the Province of Alberta;
25. Between May 1 and October 31 in any year, all applications for burials shall be made to the Town of Sedgewick office at least 48 hours before the time for interment. Between November 1 and April 30, all applications for burials shall be made at least 72 hours before the time of interment.
26. The use of Grave Liners is optional and is the responsibility of the funeral homes.

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27. The burial of cremated remains shall be in such portion or portions of the Cemetery as may be designated by the Cemetery Supervisor.
28. All work being conducted in the immediate vicinity of a Plot shall be discontinued during a burial service at the Plot.
29. Disinterment of a body shall not take place until a permit for disinterment is issued by the Provincial Director of Vital Statistics and delivered to the Cemetery Supervisor. No disinterment shall be allowed, except for re-burial in the same grave at greater depth, unless the Cemetery Supervisor first obtains permission for that purpose and, if given, such permission shall be in writing and signed by the Cemetery Supervisor.
30. The Person requesting a disinterment shall give complete and precise instructions regarding the location of the grave. The Town of Sedgewick shall not be responsible for any errors resulting from the lack of proper instruction.
31. Every owner of a Plot in the Cemetery, or the Owner's personal representative, shall be held responsible for the cost of the Plot and for all charges in connection therewith, including disinterment or removal of a body when applicable. Such Person shall, in addition, be held responsible for compliance with the regulations governing erection of Monuments applicable to that part of the Cemetery in which the interment is made.

IV. MONUMENTS

32. All Persons employed in the construction and erection of Monuments or doing other work in the Cemetery, whether they are employed by the Town of Sedgewick or not, shall be subject to the direction and control of the Cemetery Supervisor. No work shall proceed until the Town of Sedgewick authorizes it.
33. No Person shall erect, or cause to be erected, or remove any Monument without submitting a request to erect or remove a Monument, including a description of the Monument, and receiving approval from the Town.
34. The placement of Monuments shall comply with the following requirements:
- (a) Monuments must be placed on that portion of the Plot undisturbed by excavation and must be in line with other Monuments in that section of the Cemetery.
 - (b) No Person shall install a Monument in any Block within the Cemetery unless it conforms to the type and style of Monument permitted to be installed in that Block.
 - (c) Monuments shall be constructed of granite, marble or bronze.
 - (d) Monuments in the "new site block" shall be plaques with a maximum size of 30 centimeters (12 inches) by 60 centimeters (24 inches) for a single, or 33 centimeters (13 inches) by 90 centimeters (36 inches) for a double. Plaques shall be set on a cement base 10 centimeters (4 inches) larger on each side of the plaque.
 - (d) Inscriptions on Monuments must be of sufficient depth and quality so as to be legible and durable. Metal plaques which oxidize or deteriorate are not permitted.
 - (e) No inscription shall be placed on any Monument, which is not in keeping with the dignity and decorum of the Cemetery.
 - (f) Notwithstanding the provisions of this Section, each Monument shall be in keeping with the appearance of other Monuments in the Cemetery and with the character of the Cemetery.
 - (g) The Town of Sedgewick may refuse the placement of any Monument, which may otherwise conform with these regulations, should it be determined that the proposed Monument is not appropriate for placement in the Cemetery.
35. All Persons erecting Monuments shall ensure that such Monuments are firmly secured to the foundation, and that the foundation is adequate to carry the Monument.
36. All Persons erecting Monuments shall ensure that surrounding areas are left in the same condition as found.
37. No Person shall erect or cause to be erected more than one Monument or structure on any one Plot.
38. Grave covers are prohibited except where one presently exists in which case the owner of the Plot, or personal representative, may install a stone to match an existing grave cover.

V. VEHICLES IN THE CEMETERY

39. No Person shall drive any vehicle through the Cemetery at a speed exceeding 15 kph and then may only drive a vehicle upon the roadway provided for that purpose.
40. No Person shall ride a snowmobile, motorcycle, atv, recreational vehicle or horse in the Cemetery unless they are a part of a funeral procession.
41. The owner of any moving vehicle shall be responsible for any damage done by such vehicle within the boundaries of the Cemetery. Vehicles with trailers must obtain permission from the Cemetery Supervisor prior to entry into the Cemetery.

VI. GENERAL PROVISIONS

42. No Person shall enter the Cemetery carrying firearms unless such Person has obtained permission from the Cemetery Supervisor.
43. No Person shall disturb the quiet and good order of the Cemetery by noise or other improper conduct.
44. The Town of Sedgewick will take all reasonable precautions to protect the property within the Cemetery, but assumes no responsibility for the loss of, or damage to, any Monument, marker or part thereof, or any other article placed on a Plot, or to a Plot itself.

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45. No Person other than the Cemetery Supervisor shall disturb or remove or place any Flowering Ornamental, Woody Ornamental, sod or dirt anywhere in the Cemetery.

46. No Person shall destroy, damage, deface or write upon any Monument or other structure or object in the Cemetery.

47. No Person shall deposit any paper, sticks, or refuse of any kind on any portion of the lands within the boundaries of the Cemetery except in receptacles provided for that purpose.

48. No animal shall be allowed in the Cemetery unless such animal is on a leash and under the control of an adult Person.

VII. ENFORCEMENT

49. Any Person who contravenes a provision of this Bylaw is guilty of an offence and is liable to pay a fine not exceeding \$100.00 exclusive of costs, for breach thereof, or in the case of non-payment of the fine and costs, imprisonment for a period not exceeding 60 days.

VIII. SEVERABILITY

50. Should any provision of this Bylaw be invalid, then such invalid provision shall be severed and the remaining Bylaw shall be maintained.

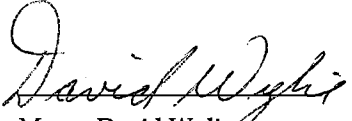
IX. REPEAL OF BYLAW


51. This shall repeal bylaw 310

X. EFFECTIVE DATE

52. This Bylaw shall come into effect upon third and final reading.

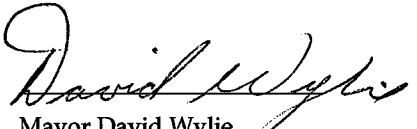
Read a first time this 19th day of December, 2002



Mayor David Wylie


Thelma Rogers, CAO

Read a second time this 16th day of January, 2003

Read a third and finally passed this 16th day of January, 2003


Mayor David Wylie


Thelma Rogers, CAO