

## TOWN OF SHELBURNE

### CEMETERY BY-LAWS, RULES and REGULATIONS

1. The name of the Cemetery shall be "Pine Grove Cemetery".
2. Any person paying for a lot shall have the privilege of choosing one for himself in any part of the Cemetery not already disposed of and which has been laid out in lots according to a plan approved by the Commission.
3. The Secretary of the Commission shall keep an index record book showing the purchasers of all lots so far as the same can be ascertained with a description of the lot so held, and a record shall be kept of all lots that had been laid off and that are not disposed. The Secretary-Treasurer shall keep a plan of the Cemetery, a book in which all sales of lots shall be recorded, an account showing receipts and expenditures in which a balance will be struck at the end of the year, and a record of all interments in the Cemetery containing age, sex, residence, and occupation of the person interred, and the number of the lot interred.
4. Purchasers of lots acquire the right and the privilege of burial of the human dead and erecting cenotaphs and other monuments subject to the Rules and Regulations hereinafter provided. Any monument or cenotaph erected on any lot shall be set on a cement foundation, the same to be to the satisfaction of the Supervisor.
5. No lot shall be reserved from sale until such reservation is approved of by the Cemetery Committee of the Town of Shelburne.
6. Service of title will be issued by the Mayor and Town Clerk to the purchaser of any lots, and such service of title will be subject to the Rules and Regulations hereinafter provided.
7. Any lot holder may sell or assign the whole of his lot at any time, but the transfer shall not be valid unless such transfer is recorded on the record books of the Commission. No lot shall be sold or subdivided, except with the consent of the Commission, and no portion of any lot less than a half thereof shall at any time be allowed to be sold by a lot holder.
8. The Commission will assess all lot owners for the annual care of their lots, excepting those that have been placed under the system of Perpetual Care, as follows:

2 Grave Lot	\$20.00
4 Grave Lot	\$40.00

(7% GST must be added to above prices)

Annual Care shall consist of cleaning, mowing and keeping the lot and Cemetery as a whole in a general (good) appearance, but shall not include regarding, fertilizing, sodding, or other work done at the request of the owner. Work of this nature will be a charge against the lot on a cost basis. If no provision is made for the care of a lot for a continuous period of ten years, then the privilege of burial therein will be forfeited and the right of burial in the lot will revert to the Cemetery Commission.

9. The record of lot holders kept at the office of the Commission is the only evidence of the title of the lot holders recognized by the Commissioners. Consequently, when a person receives a lot by transfer by another lot holder, he should send his certificate there for recording at once. The fee for recording the same is ten dollars (\$10.00).

10. (a) Prices for grave lots are as follows:

Size: N & S 10 1/2', E & W 3 7/8'		
1 Grave Lot	\$90.00	
Perpetual Care	<u>\$90.00</u>	\$180.00

Size: N & S 10 1/2', E & W 7 3/4"		
2 Grave Lot	\$185.00	
Perpetual Care	<u>\$175.00</u>	\$360.00

Size: N & S 10 1/2', E & W 15 1/2"		
4 Grave Lot	\$370.00	
Perpetual care	<u>\$350.00</u>	\$720.00

(7% GST must be added to above prices)

With respect to the purchase of new lots, a non-resident shall pay double the above prices.

Please note that Perpetual Care is mandatory with the purchase of any lot.

A "resident" is defined as a person who has resided in Shelburne for a period of not less than twelve (12) months at the time of his or her death, or has been a resident of Shelburne for at least 50% of his or her life.

- (b) Prices for grave lots may from time to time be adjusted with the majority vote of the Commission.

11. No trees, shrubs, flowering, or other plants, may be cultivated on lots. The Cemetery Committee reserves to itself the entire control of every tree, shrub, or vine growing within the Cemetery enclosure whether planted by the lot owner or otherwise, including the right of removal when considered such removal advisable, and notify the lot owner accordingly.
12. Lot holders wishing to erect monuments, head stones, cut inscriptions, or do any work in connection therewith, shall make application to the Commission to do the same, either personally or through the dealer employed to do the work.
13. (a) All rubbish collected by work of any kind must be cleaned up by the parties employed on that work, and the grounds left in good order. All work must be done during the working hours of the Cemetery.

- (b) Any flowers remaining on a gravesite longer than two weeks following a burial shall be removed by the lot owner or the Cemetery workers.
14. No material for the building or setting of monuments, tablets or other work of any description will be received or allowed to be delivered Saturdays, unless by permission of the Superintendent.
  15. No work will be allowed to be delivered or set in the spring until the ground has fully settled and is in proper condition, as determined by the Superintendent.
  16. All work done on lots or graves by order of lot holders shall be under the supervision of the Superintendent.
  17. No trees or shrubs can be removed from the Cemetery without the approval of the Commissioners.
  18. Unless the party or parties having charge of the arrangements for the burial of any body gives the Superintendent notice in writing of the exact location of the grave required, the Superintendent will not be responsible for any error in location.
  19. The Commission shall have the power to remove or order to be removed any noxious or offensive plant, or any indecent or offensive monument, after due notice to parties offending.
  20. The lot holder may build vaults and erect monuments. Memorial flower arrangements may be placed against the monument with the approval of the Cemetery Supervisor.
  21. It shall be lawful for the Commissioners to offer a reward not exceeding two hundred dollars (\$200.00) for the detection of any person or persons committing trespass in the Cemetery, and to pay the same, on conviction of the offender, from the funds of the Commission.
  22. Bars, fences, railway ties, walls, cut stones, coping and hedges in or around lots are prohibited.
  23. The Cemetery Committee of the Town of Shelburne reserves the right to change the position of any monument erected on any lot prior to the passing of these By-Laws, or to do any other work, as in the opinion of the said Committee, may be necessary for the purposes of uniformity, and in order to conform to the general plans and policy as adopted by the said Cemetery Committee for the regulation of the Cemetery.
  24. Notice of each interment shall be given to the Town Clerk's Office no later than one working day after interment.

25. All former Cemetery By-Laws, rules and regulations of the Town are hereby repealed and this By-Law substituted therefore.

THIS IS TO CERTIFY that the By-Law, of which the foregoing is a true copy, was duly passed at a duly called meeting of the Council of the Town of Shelburne duly held on the 6<sup>th</sup> day of December, A.D., 1995.

GIVEN under the hand of the Mayor and Town Clerk, and under the corporate seal of the Town of Shelburne this 27<sup>th</sup> day of November, A.D., 1996.

---

Mayor

---

Town Clerk