

THE CORPORATION OF THE TOWNSHIP OF MAPLETON

BY-LAW NUMBER 2010-053

Being a By-law to regulate the operation of
Drayton and Hollen Cemeteries

WHEREAS the Corporation owns and operates the Mapleton Cemeteries which are:

- i) Drayton Cemetery
- ii) Hollen Cemetery

and wishes to establish rules and regulations for the operation of the above noted cemeteries pursuant to the provisions of the Act.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF MAPLETON HEREBY ENACTS AS FOLLOWS:

1. DEFINITIONS

"Act" means the Cemeteries Act, (Revised) R.S.O. 1990 c. C.4, as amended.

"Care and Maintenance Fund" means the trust fund established pursuant to s.35 of the Act, with respect to the Cemetery.

"Cemetery" means the Drayton Cemetery or the Hollen Cemetery which are owned by the Township of Mapleton.

"Cemetery Services", includes,

- (i) opening or closing of a grave;
- (ii) interring or disinterring human remains;
- (iii) providing,
 - (a) carrying and lowering devices;
 - (b) ground cover for an interment service;
- (iv) providing temporary storage in a receiving vault;
- (v) installation of a foundation for a marker,
- (vi) inspection of markers; and
- (vii) setting of corner posts and footstones

"Cemetery Supplies" includes foundations for markers and corner posts.

"Chapel" means the chapel located in the Drayton Cemetery.

"Clerk" means the Clerk of the Corporation of the Township of Mapleton, or such person's designate;

"Committee" shall mean the Committee appointed by the Council of The Corporation of the Township of Mapleton to provide advice concerning the general management of the cemeteries pursuant to the provisions of these rules and regulations and such further direction from Council by resolution or by-law.

"Council" means the Council of the Corporation of the Township of Mapleton;

"Cremation Lot or Cremation Grave" means any burial space intended to receive not more than one (1) cremated remains and having a minimum size of 60.69cm (24 inches) by 60.69cm (24 inches).

"Director" shall mean the Township of Mapleton Director of Public Works or such designate;

"Grave" means any burial space measuring 3.04 metres (10 feet) by 1.2 metres (4 feet) in the Drayton Cemetery, and 9 feet by 4 feet in the Hollen Cemetery (active section);

"Human remains" means a dead human body and includes a cremated human body;

"Income" means the interest or money earned, including the compounding thereof, by the investment of funds;

"Inter" means the burial of human remains;

"Interment Rights" includes the right to require or direct the interment of human remains in a lot;

"Interment Rights Holder" means a person with interment rights under the *Cemeteries Act*, (Revised), R.S.O. 1990, c. C.4 being *Chapter c.3 of the Revised Statutes of Ontario, 1990*, or a predecessor of that Act.

"Lot" means an area of land in a cemetery containing, or set aside to contain, human remains including a cremation lot;

"Marker" means any monument, tombstone, corner posts, footstone affixed to or intended to be affixed to lot(s);

"Municipality" refers to the Corporation of the Township of Mapleton;

"Non-resident" means an individual who is not a resident of the Township of Mapleton;

"Plan" shall mean the plan or plans of the cemetery, approved by the Ministry;

"Pre-need supplies or services" means cemetery supplies or services that are not required to be provided until the death of a person alive at the time the arrangements are made;

"Prescribed" means prescribed by the regulations made under the *Cemeteries Act*, (Revised), R.S.O. 1990 c. C.4;

"Resident" means an individual owning land in the Township of Mapleton, or living within the Township of Mapleton limits, or a former resident who since leaving the Township of Mapleton has been under continuous nursing care at the time of his or her death;

"Treasurer" means the Treasurer of the Corporation of the Township of Mapleton, or such person's designate;

"Trust Fund" means a trust fund established for the purpose of this Act.

2. ADMINISTRATION

- 2.1 The Corporation of the Township of Mapleton reserves full and complete control and management of all assets of the Corporation including but not limited to the generality of the foregoing, all lands, buildings, plantings, roads, utilities, books and records of the cemetery and complete authority to administer the within by-law.
- 2.2 The Director of Public Works shall have custody of the Cemetery under the direction of the Corporation. No interment or removal of bodies shall take place without notice to the Director, who shall see that a proper Burial permit or other certificate required is furnished in each instance.
- 2.3 The Director or his representative shall uphold the provisions of this by-law and the Act. The Director has the authority to make final and binding decisions based on the by-law. Appeals to the Director's decision can be made to the Council of the Corporation of the Township of Mapleton.
- 2.4 All notices required by any by-law or regulation to be given to any Interment Rights Holder may be given personally, or may be mailed to the last known post office address of such Rights Holder or his legal personal representatives, and proof that such notice was so mailed shall be good and sufficient proof that such notice was given.

3. RULES AND REGULATIONS

The cemetery shall be managed and governed by the rules and regulations set out in Schedule "A" Attached to this By-law.

4. TARIFF

All sales of lots and all cemetery services provided to or on behalf of interment rights holders shall be made or performed based on the price list set out in Schedule "B" attached to this by-law, as amended from time to time.

5. PENALTY PROVISIONS

Every person who contravenes any of the provisions of this By-law shall be guilty of an offence and upon conviction thereof forfeit and pay a penalty not exceeding (exclusive of costs) the sum of five thousand dollars (\$5,000.00) for such offence and every penalty shall be recoverable under the *Provincial Offences Act R.S.O. 1990*.

6. REPEAL OF PREVIOUS BY-LAWS

By-law 2005-015 of The Township of Mapleton is hereby repealed.

7. EFFECTIVE DATE.

This By-law shall come into force and take effect upon receiving approval of the Ministry.

READ a first and second time this 22nd day of June, 2010

READ a third time and finally passed this 22nd day of June, 2010.



Mayor John C. Green



CAO Clerk Patty Sinnamon

SCHEDULE 'A' TO BY-LAW NUMBER 2010-053

RULES AND REGULATIONS

1.0 APPLICATIONS AND ENFORCEMENTS

- 1.1 The Committee shall be responsible for giving advice concerning the general operation of the cemeteries pursuant to the provisions of these rules and regulations and such further direction from Council by resolution or by-law.
- 1.2 The general maintenance of the cemeteries and provision of cemetery services shall be provided by or arranged by the Director subject to the advice of the Committee, or direction by Council. Except for the fees and charges set out in Schedule "B" attached to this by-law, as amended from time to time, the Township of Mapleton shall maintain, without charge to interment rights holders, the grounds of the cemeteries, including all lots, cremation lots, structures and markers to ensure the safety of the public and to preserve the dignity of the Cemetery.
- 1.3 The Clerk shall be responsible for all sales of lots and cemetery services, for the maintenance of cemetery records and shall administer the Cemetery budget as approved by Council. The Clerk shall ensure that all accounts are rendered and notices in connection with cemetery business are carried out and shall transact all routine business in accordance with this by-law.
- 1.4 The Clerk shall maintain up-to-date records, which shall include;
 - (a) plans or surveys of the cemeteries;
 - (b) the names of all interment rights holders and their addresses
 - (c) copies of all contracts for the purchase of cemetery supplies and/or services
 - (d) copies of all transfers of interment rights;
 - (e) the date of and location of all interments within the cemeteries, and whether such interments are of cremated remains;
 - (f) a copy of the consent of the interment rights holder for each interment; and
 - (g) applications for each consent with respect to the placement of markers.

2.0 SALE OF INTERMENT RIGHTS, SUPPLIES AND SERVICES

- 2.1 (a) All sales of interment rights and cemetery services or cemetery supplies shall be made using the "*Contract to Purchase Interment Rights or Cemetery Services*" and the person making application to purchase interment rights shall be entitled to a "*Certificate of Interment Rights*" upon payment of the applicable price based on the price List, as set out in Schedule "B" attached to this By-law, amended from time to time.
- (b) Sequence of Sale of Interment Rights:

Drayton –

Cremation Gardens:

Lots shall be sold in descending order starting with L34, L33, L32, etc., followed by K34, K33, etc.

Where concrete vaults or grave liners are used:

Lots will be offered starting at Rows A39 – P39 followed by A40 – P40, etc. (former Victoria Cemetery) and Rows Q14 – T14 followed by Q15 – T15, etc. (former St. Martin's Cemetery)

Where concrete vaults or grave liners are not used:

Lots will be offered at Row 43A – 43H, and 44E to 44H (former Victoria Cemetery)

Lots will be offered starting at Row U19 to X19, followed by U20 to X20, etc. (former St. Martin's Cemetery)

Hollen –

Where concrete vaults or grave liners are used:

Lots will be offered starting at F66 through to F37, followed by G66 to G37, etc.

Where concrete vaults or grave liners are not used:

Lots will be offered starting at K66 through to K37.

- 2.2 Interment rights may be paid for in cash or by cheque delivered to the Clerk or, if arrangements satisfactory to the Clerk are presented by the applicant, on an installment basis, subject to the following conditions:
- (a) at least twenty-five percent (25%) of the purchase price is paid when application for the purchase is made;
 - (b) interest at the rate of one and one quarter percent (1.25%) per month shall be payable on the unpaid balance;
 - (c) the balance of the purchase price, together with interest as aforesaid, shall be paid in full within twelve months after the application to purchase is made;
 - (d) the applicant shall not be entitled to a Certificate of Interment Rights for the lot or lots purchased and no interment shall be made therein until the purchase price and interest payable hereunder has been paid in full;
 - (e) the Clerk shall issue a receipt to the applicant for each payment made;
 - (f) when two-thirds of the purchase price has been paid such contract shall not become null and void and the Township of Mapleton shall not repossess the interment rights except with leave of a Judge of the Ontario Court (General Division).
- 2.3 Lots shall be sold at separate rates for residents and non-residents at the rates set out in the Price List set out in Schedule "B" attached to this by-law as amended from time to time. If a non-resident is purchasing for the interment of a resident, the resident rate shall apply.
- 2.4 Interment rights holders shall acquire only the right and privilege to require or direct the interment of human remains in the lot and of erecting markers subject to the rules and regulations affecting the cemetery as approved by the Ministry.
- 2.5 In cases of transfer of interment rights by will or bequest, the municipality reserves the right to require the production of a notarial copy of the will or other evidence sufficient to prove ownership.
- 2.6 It is a condition of every contract for the purchase of interment rights that the purchaser may transfer such rights only if a "*Contract to Purchase Interment Rights or Cemetery Services*" is completed and signed by such holder's personal representative and the original certificate is returned to the Clerk. Upon completion of the aforementioned form, the Clerk shall complete a new "*Certificate of Interment Rights*".
- 2.7 The Clerk shall provide each purchaser of interment rights at the time of sale with:
- (a) A copy of the Cemetery By-laws;
 - (b) A Certificate of Interment Rights upon payment in full; and
 - (c) One signed copy of the "*Contract to Purchase Interment Rights or Cemetery Services*".
- 2.8 An interments rights holder may require by written demand, the municipality to repurchase the rights at any time before they are used.
- 2.9 If the municipality receives notice that a contract is cancelled within thirty days, the municipality will refund to the purchaser all money received under the contract, with interest, within thirty days of receiving the notice.
- 2.10 If the municipality receives notice that a contract is cancelled after thirty days, the municipality shall retain all funds placed in the Care and Maintenance Fund. This also applies to all purchases or contracts that were made before this Act came into being.
- 2.11 If the owner cannot, using reasonable efforts, determine the amount paid by the purchaser for interment rights, the repurchase price shall be deemed to be \$50.00 in accordance with the Act.
- 2.12 In accordance with the Act, the municipality is not required to repurchase the interment rights for more than four lots held by the same interment right owner in a twelve-month period.
- 2.13 The municipality after receiving such a demand, shall repurchase the interment rights within thirty days after receiving the demand.
- 2.14 No refund or repurchase will be made for any lot if any interment rights have been exercised.

- 2.15 The Contract shall be deemed cancelled if the municipality has reasonable grounds to believe that the holder of the certificate of interment rights has or would have reached 120 years of age and if the Committee is unable, after making reasonable efforts, to determine if the beneficiary is alive.
- 2.16 When interment rights in a lot are held jointly by two or more persons, an order will be accepted from either or any of them or their authorized representatives, for interment in such part of the lot as may be requested, provided these rules and regulations are followed.
- 2.17 Whenever a document is required to be signed by an interment rights holder and such holder has died, such document shall be signed by such holder's "personal representative". The Clerk may require evidence that a person signing documents required by this By-law is the personal representative of a deceased interment rights holder.

3.0 MANAGEMENT OF FUNDS

- 3.1 The Treasurer, subject to approval of Council, shall be responsible for the management and investment of the Care and Maintenance Funds in accordance with the provisions of the Act.

4.0 GENERAL MAINTENANCE AND CONSTRUCTION

- 4.1 The Director shall supervise all maintenance and construction work in the cemeteries.
- 4.2 If any existing trees, shrubs or flowers situated on any lot become detrimental to other adjacent lots whether by means of their roots, branches or otherwise, or if they are prejudicial to the general appearance of the cemetery, the Director may have such trees, shrubs, flowers or parts thereof removed.
- 4.3 As of the date of passing of this by-law, no trees or shrubs will be permitted to be planted.
- 4.4 No persons shall do any work on a lot without the permission of the Director, except regular cemetery employees.
- 4.5 No construction work including installations for foundations, monuments, markers, footstones, or other items shall be allowed on Saturdays, Sundays or holidays.
- 4.6 Foundations may not be constructed after November 15th in any year and not before May 1st in the following year.
- 4.7 The foundation shall be centred in the designated space and in the proper dimensions for the marker base. If incorrect dimensions have been given on the application form, signed by the interment rights holder and/or the supplier, the foundation may be immediately removed and rebuilt by the cemetery at the expense of the interment rights holder. Foundations will be not less than 1.52 metres (5 feet) deep and shall extend 7.62 cm.(3 inches) beyond the monument or marker base on all sides and be flush with the ground. Foundations will only be constructed by persons hired by the Township of Mapleton.
- (a) The required concrete mix for foundations will be:
 - 20.5 MPA
 - 75 mm slump
 - 20 mm aggregate
 - 5% + 1% Air Entraining agent
 - Trowel finish all edges
 - (b) The surface area shall be flush with the surrounding ground level and shall provide a level surface free of defects.
 - (c) Foundations must be cured for a minimum of 48 hours before placing of monument.
 - (d) Contractors shall be under the direction and the supervision of the municipality.
 - (e) The Interment Rights Holder is responsible to pay for the installation of foundations in accordance with the applicable rates set out on the Price List in Schedule "B" attached to this by-law, as amended from time to time.
 - (f) No concrete shall be placed until a representative of the municipality has approved the grades and all loose material is removed from the grade. The placing shall commence at the low point in the grade and concrete shall be thoroughly consolidated to eliminate all air pockets and honeycombs. No concrete shall be placed to overlap concrete that is partially set.

- (g) Defective areas must be repaired to the approval of the Director. The finished concrete shall be protected from wind, rain or sun during curing, by covering it completely with a piece of plywood having a minimum thickness of 1.27 cm (1/2 inch). All rubbish and excavated material shall be removed from the excavation site to a place designated by the Director.

4.8 The following rules apply to Monument Dealers, Contractors and Workers in the cemetery:

- (a) No marker will be delivered to the cemetery without proper paperwork.
- (b) No marker will be delivered to a cemetery until the foundation is completed and the contractor is ready to proceed with the work of erection.
- (c) No marker will be removed without written permission from the Director and Interment Rights Holder.
- (d) All companies who do work in the Township of Mapleton cemeteries shall have Worker's Compensation coverage for their workers as well as sufficient liability insurance;
- (e) Contractors, masons and stonecutters shall lay planks on the lots and paths over which heavy materials are to be moved, in order to protect the surface from injury.
- (f) There shall not be a variance of more than 1.27 cm (1/2inch) in the size of the base required as stated on the work order and the size of the monument delivered.
- (g) The demeanor and behaviour of all workmen employed by others in the cemetery shall be subject to the control of the Director.
- (h) Workers shall cease work, if in the immediate vicinity of a funeral, until the conclusion of the service.
- (i) All work must be done during regular cemetery hours, unless by special permission of the Director.
- (j) Heavy loads shall not be permitted in the cemetery when the roads are in unfit condition.
- (k) No monument dealer shall park on the grass unless otherwise directed to do so by the Director.
- (l) All implements and materials used in the performance of any work shall be placed where the Director may direct, and all rubbish and surplus earth shall be removed when, and to where, and in such manner as the Director may order. Otherwise the obstructions will be removed, and the expense charged to the monument dealer.
- (m) All work must be supervised by an employee of the Cemetery and therefore arrangements must be made as to time of installation.

5.0 **INTERMENTS / DISINTERMENTS**

- 5.1 Notice of each interment shall be given to the Clerk, by the interment rights holder or the personal representative of such holder. A minimum of at least twenty-four hours notice excluding Saturdays, Sundays and Statutory Holidays is required unless otherwise ordered by the Medical Officer of Health.. When a request for interment is made by telephone, the owner shall not be responsible for any errors or misunderstandings that may arise, but such verbal requests shall be confirmed in writing prior to the interment, using the "*Contract to Purchase Interment Rights or Cemetery Services*".
- 5.2 Interments are only permitted during the hours of 9:00 a.m. and 5:00 p.m. and are subject to the applicable charges and rates as set out on the Price List in Schedule "B" attached to this by-law, as amended from time to time. Winter interments and disinterments are permitted, however, they will be at the approval of the Director.
- 5.3 No interment shall be permitted in any lot where the interment rights have not been paid in full.
- 5.4 Lots shall not be used for any other purpose than for the interment of human remains.
- 5.5 No human remains shall be interred in a lot or a cremation lot other than the remains of the interment rights holder without consent of the interment rights holder. A burial permit is required in order to conduct a burial.
- 5.6 The person requesting a lot or cremation lot opening for interment shall be responsible for the prompt payment of the applicable fees and charges as set out in Schedule "B", attached hereto, as amended from time to time. Interest at the rate of one and one quarter percent (1.25%) per month shall be payable on the unpaid balance;
- 5.7 Human remains shall be buried at a depth of at least two feet below the natural level of the ground surface.

- 5.8 Concrete vaults or grave liners may be used and must be sealed securely, and of sufficient strength to permit burial with the container intact. The container must be of a size to permit burial within the lot.
- 5.9 A single grave may contain the following:
- a) One non-cremated interment; or
 - b) One non-cremated interment plus 3 cremains placed on top where there is sufficient ground cover to do so: or
 - c) 4 cremains placed firstly at the head of the grave and lastly at the foot of the grave.
 - d) Double depth burials are not permitted as of the date of passing of this by-law, however, double depth burials in Drayton Cemetery are permitted where graves were purchased between January 1, 2003 and the date of passing of this by-law, when
 - i) the first interment was placed in a concrete vault or grave liner at double depth; and
 - ii) certificate of interment rights indicates that the purchase was to accommodate a double depth burial
- 5.10 No cremation lot shall be used for any other purpose than for the interment of human ashes, and no more than one cremation interments in a cremation lot shall be permitted.
- 5.11 No lot shall be opened for interment or disinterment by any person not in the employ of, or under the direction of the municipality.
- 5.12 The municipality reserves the right, at its cost, to correct any error that may be made by it in the description of the lot, the transfer or conveyance of any interment rights or the interment of remains. The municipality may either cancel such grant and substitute other interment rights, or lot of equal value and similar location, as far as is reasonably possible; or refund all money paid on account for such purpose. Notice will be given personally to the interment rights holders. If necessary, it may be mailed to the interment rights holders or their legal representatives, at their last appearing address in the record books of the cemetery. In the event that any such error may involve the disinterment of remains, the municipality shall first obtain the approval of any regulatory authority and the interment rights holder.
- 5.13 Disinterments
- (a) No person shall remove human remains unless a certificate of a Medical Officer of Health or the Municipality confirming that the Act and the Regulations thereto have been complied with, which is affixed to the container. A burial certificate under the Vital Statistics Act, R.S.O., 1990 is not required to re-inter the human remains that have been disinterred according to the Act (Revised).
 - (b) The municipality is not responsible for damage to any casket, urn or other container sustained during disinterment. If a casket, urn or other container is damaged during disinterment, for whatever reason, the person requesting the disinterment must provide a replacement casket, urn or other suitable container at his/her cost.
 - (c) Following disinterments, all markers shall be removed from the grave site by the interments rights holder and the grave site shall be filled with approved fill or earth and brought up to grade, seeded or sodded.

6.0 **MARKERS**

- 6.1 No person shall install or make alterations to a marker unless such person has: completed a "*Contract to Purchase Interment Rights or Cemetery Services*", filed same with the Clerk and paid the appropriate fees as set out in Schedule "B" attached hereto, as amended from time to time.
- 6.2 Markers with the exception of footstones, corner posts and cremation lot markers shall be installed under the supervision of the Director. Footstones, corner posts and cremation lot markers shall be installed by the Director and have a top surface flush with the ground.
- 6.3 Monuments to be erected on non-cremation lots:
- (a) shall be set on foundations of poured concrete as set out in Section 4.7;
 - (b) Single Lot:
 - i) Where minimum length is 24 inches including base and not greater than 36 inches including base, and the height is less than 24 inches, the width shall be a minimum of ten inches including base.
 - ii) Where the minimum length is 24 inches including base and not greater than 36 inches including base, and the height is 24 inches up to a maximum of 48 inches, the width shall be a minimum of twelve inches including base.
 - (c) Double Lot:
 - i) Where minimum length is 24 inches including base and not greater than 72 inches including base, and the height is less than 24 inches, the width shall be a minimum of ten inches including base;
 - ii) Where minimum length is 24 inches including base and not greater than 72 inches including base, and the height is 24 inches up to a maximum of 48 inches, the width shall be a minimum of twelve inches including base.
- 6.4 Flat or Pillow Markers to be erected on non-cremation lots:
- (a) shall be set on foundations of poured concrete (approx 4 in. deep);
 - (b) Single Lot:
 - i) Where minimum length is 24 inches including base and not greater than 36 inches including base, shall have a maximum height of twelve inches including base and shall have a minimum width of twelve inches including base to a maximum of eighteen inches including base.
 - (c) Double Lot:
 - i) Where minimum length is 24 inches including base and not greater than 72 inches including base, shall have a maximum height of twelve inches including base, and shall have a minimum of twelve inches including base to a maximum of eighteen inches including base.
- 6.5 Footstones to be erected on non-cremation lots shall:
- (a) measure twelve inches in length and six inches in width and four inches in depth;
 - (b) not require a foundation.
- 6.6 Corner posts to be erected on non-cremation lots shall:
- (a) be purchased through the municipality at the time of purchasing the lot; and
 - (b) 3 corner posts will have the first initial of the family surname and 4th corner post will identify the location of the lot (ie. X50 A-D (in Drayton); A50 A 51 (in Hollen)
- 6.7 Cremation Lot Markers shall:
- (a) measure no less than 17 inches in length and no greater than 21 inches in length, and have a minimum width of 12 inches and a maximum width no greater than 14 inches;
 - (b) not require a foundation.
- 6.8 Inscriptions shall:
- (a) be in keeping with the dignity and decorum of the cemetery. All inscriptions not to the Council of the Township of Mapleton's satisfaction shall be forthwith removed at the expense of the person who made, or caused to be made, the inscription.

7.0 **CARE OF LOTS**

- 7.1 Flower beds not exceeding 35.56 cm (14 inches) in depth and no greater than the length of the marker shall be permitted in front and back of the marker foundation, and where there is no marker, can only be made by permission of, and under the supervision of the Director.
- 7.2 Flower beds are not permitted on cremation lots.
- 7.3 Artificial flowers and wreaths are permitted to be placed on the lot, provided they are securely fastened to the monument, or where there is no monument, mounted on a stand of at least 76.20 cm (30 inches) high and securely anchored to the ground.
- 7.4 Flower stands are permitted, and shall be placed within 35.56 cm (14 inches) in front of the bases of monuments, and where there is no monument, can only be placed by permission of, and under the supervision of the Director. Flower stands not properly cared for and which are not filled with plants by the twentieth day of June in any year may be removed from the lot by the Director.
- 7.5 Vases and urns are only permitted:
- a) either affixed to a monument
 - b) in the area designated for flower beds in front of the monument and not in the back of the monument.
- 7.6 No glass containers of any kind are allowed in the cemetery at any time. Nails, wires, wooden crosses, articles of glass or pottery or any other material that create a hazard to workmen and to visitors when neglected or broken are not allowed in the cemetery.
- 7.7 Cut flowers will be removed when wilted.
- 7.8 Flower beds are required to be cleared of tender plants after the first frost or October 15th of each year.
- 7.9 Potted plants must not be buried but must be placed on top of the ground as close to the monument base as practical.
- 7.10 No borders, fences, railings, walls or hedges in or around lots shall be permitted and no mounds shall be allowed on lots.
- 7.11 Implements or materials used in doing any work within the cemetery shall be removed without delay and if this is not done, the Director will remove same.
- 7.12 The Township of Mapleton shall take reasonable precautions to protect the property of Interment Rights Holders but it assumes no liability or responsibility for the loss or damage to any article of any type that is placed on any lot.

8.0 **CHAPEL REGULATIONS**

- 8.1 Fees for the storage vault in the chapel shall be set out on the Price List in Schedule "B" attached hereto, as amended from time to time.
- 8.2 All bodies must be removed from the storage vault in the chapel by the first of May in each year, providing the Director determines ground conditions are satisfactory for interment, but in no event later than the thirtieth day of June in each year.
- 8.3 After the thirtieth day of June, every effort shall be made to contact a representative of the deceased to make arrangements for the burial of the body. If no arrangements can be made, the Director may remove a body deposited in the storage vault in the chapel and inter it in a single lot.
- 8.4 In the opinion of the local Medical Officer of Health, the condition of the body render its interment necessary or expedient, the Director shall make immediate arrangements for the burial of the body as set out in the Application (Form 8).
- 8.5 The remains of a person who died from a communicable disease cannot be admitted to the chapel but must be interred.

- 8.6 The Director reserves the right to determine if the weather conditions are adverse enough to prevent a burial. If it is deemed necessary, the storage vault in the chapel may be used at no extra charge until weather conditions permit the interment.
- 8.7 All bodies stored in the chapel must, for health reasons, be embalmed.
- 8.8 No body shall be placed in a reinforced cardboard container for storage in the chapel. Only bodies placed in a wooden or steel casket may be stored.
- 9.0 **RULES FOR VISITORS**
- 9.1 Access to the Cemetery is only permitted from sunrise to sunset. Visitors are asked to remember the respect due to the dead.
- 9.2 The Director and his assistants are empowered and are required to preserve order and decorum in the cemetery.
- 9.3 No parades other than funeral processions shall be admitted to or be organized within the cemetery.
- 9.4 Children are welcome in the cemetery grounds when accompanied by an adult, who shall be responsible for the good conduct and shall see that they do not run over the lots or climb upon the monuments.
- 9.5 Vehicles within the cemetery shall be driven at a moderate rate of speed and shall not leave the Avenues or park on the grass unless directed to do so by the Director.
- 9.6 No pleasure ATV's (all terrain vehicles) or snowmobiles are allowed in the cemetery.
- 9.7 Owners of vehicles and their drivers shall be held responsible for any damage done by them.
- 9.8 Discharging of firearms, other than in regular volleys at burial services is prohibited in and around the cemetery.
- 9.9 No dogs or other pets shall be allowed in the cemetery.
- 9.10 No picnicking shall be allowed in the cemetery grounds.
- 9.11 Any person who damages or moves any tree, plant, marker, fence or structure, is liable to the Township of Mapleton and any interment rights holder who, as a result, incurs damage. The amount of damages shall be the amount required to restore the cemetery to the state that it was in before anything was damaged or moved by the person liable.
- 9.12 Any complaints by interment rights holders or visitors should be made to the Clerk and not to workmen on the grounds and controversies with workmen or others on the grounds are to be avoided.
- 9.13 Rubbish shall not be thrown on roadways, lots or walkways or any part of the grounds. Receptacles are provided at convenient points on the grounds for the deposit of weeds, decayed flowers, plants, etc.
- 9.14 Any person disturbing the quiet and good order of the cemetery by noise or other improper conduct or who violates these rules, may be expelled from the grounds.
- 9.15 Any article, which in the reasonable opinion of the municipality is detrimental to efficient maintenance or constitutes a hazard to machinery, employees or visitors, or is unsightly or does not conform with the natural beauty of the cemetery, may be removed by the municipality. Any article removed will be held at the cemetery for collection. If not collected, it will be disposed of after one month.

NOTE: Page 12 and 13 were removed and replaced with the
the applicable current fees and charges (part of BL2015-063).

See Current Fees and
 Charges By-law, as amended
 from time to time

**SCHEDULE "C"
 CEMETERIES**

DESCRIPTION	FEE
Sale of Interment Rights (Non-cremation lots) Per Grave <ul style="list-style-type: none"> Resident (Care & Maintenance Fund included)	\$800.00 ***
Sale of Interment Rights (Cremation Lots in Cremation Gardens) <ul style="list-style-type: none"> Resident (2'x2') (Care & Maintenance Fund included)	\$350.00 ***
Interment (charges to open & close a grave) Adult \$500.00 *** Child \$250.00 *** Cremated remains \$250.00 *** Additional Winter Charges (Dec. 1 to Apr. 15 Weekdays 9am-5pm) Full Grave \$600.00 *** Cremated Remains \$400.00 *** Additional Charge, Holidays & Weekends \$500.00 *** *If burial is to be double interment in a single grave – one and ½ times the Basic Charge	
Disinterment	Double the interment charge ***
Installation of Markers, Monuments and Corner Posts Disbursements (ie. foundation cost) Are recovered at cost Flat marker larger than 172 sq. inches \$ 50.00 (Care & Maintenance) *** Monument up to 4 feet in height or width \$100.00 (Care & Maintenance) *** Monument larger than 4 feet in height or width \$200.00 (Care & Maintenance) *** Corner Posts: Corner posts may be ordered by the Township and engraved as follows: <ul style="list-style-type: none"> 3 corner posts first initial of family last name. 4th corner post location of plot (i.e. Z 50 A-D (in Drayton, A 50 A51 (in Hollen) The corner posts will be delivered to and installed by the Municipality at no additional charge.	
Staking/Inspection fee on application for installation of monument marker.	\$50.00
Storage: If human remains to be interred in Mapleton Cemetery Storage of human remains in vault in chapel No Charge If human remains to be interred elsewhere than Mapleton Cemetery owned by the Township of Mapleton. Storage of human remains in vault in chapel. \$70.00 ***	
Transfer Fee: For all services and documents in connection with transfer of ownership of lot and new Certificate of Interment Rights to be issued.	\$40.00

NOTE: The fees and charges for various services on
 Schedule "C" are **HST EXEMPT unless shown by
 (***) in the schedule.**