

BYLAW 11-2006
A BYLAW TO CONTROL THE ARCOLA AND DISTRICT CEMETERY, AND TO
REGULATE THE BURIAL OF THE DEAD THEREIN

The Council of the Town of Arcola and the RM of Brock #64, in the Province of Saskatchewan, enacts as follows:

1. Interpretation

“Administrator” shall mean the administrator of the Town of Arcola.

“Beautification Fund” shall mean a separate trust fund set up for a specific beautification project and to which donations can be designated to.

“Burial” shall mean interment of a body in a casket or cremation ashes in an urn.

“Cemetery” shall mean that part of the SE 18-8-4 W2 that is the Arcola and District Cemetery.

“Council” shall mean the council of the Town of Arcola and/or the Council of the RM of Brock #64.

“General Operating Fund” shall mean the General Operating Fund of the Town of Arcola.

“Office” shall mean the Arcola Town Office.

“Maintenance Person” shall mean the contracted cemetery maintenance person.

“Perpetual Care Fund” shall mean the Cemetery Trust Fund established from gifts, bequests, donations, or contributions received for endowment purposes with the principal being kept intact and not diminished.

“RM” shall mean the RM of Brock #64.

“Town” shall mean the Town of Arcola.

“Town’s Agent” shall mean someone appointed to act on behalf of the administrator.

2. That part of the South East quarter of section 18 township 8 range 4 west of the second meridian, in the Province of Saskatchewan, acquired for cemetery purposes as approved by the Registrar under The Cemeteries Act, shall be and is hereby appropriated as a public cemetery to be called the Arcola and District Cemetery.
3. Any interment, any work being done to headstones or graves, or anyone placing anything around a grave must report to the Office prior to the event.
4. The body of any person, whose death occurs, shall not be interred, deposited in a vault or tomb, cremated or otherwise disposed of in the cemetery, unless a permit of burial, removal or other disposal has been issued by the registrar of the division in which the death occurs. Authorization is required from the office prior to any burial.
5. Each new lot shall sell for \$100, \$25 of which shall go into the General Operating Fund and the balance shall go into the Perpetual Care Fund.
6. Any owner of a lot shall not allow any interment made therein, for remuneration.
7. The owner of a lot may install a marker. Grave covers are prohibited.
8. The owner of a lot is prohibited from planting trees and shrubs on any lot.
9. The Council may remove any monument, enclosure or any inscription that is placed in or upon any lot, which council deems to be improper or injurious to the appearance of the cemetery.
10. Owners of lots and their families shall be allowed access to the grounds at all reasonable times and may improve their lots at such times.
11. The administrator shall keep an accurate record, setting forth the name of the deceased, the location of the burial of such person, and the date of burial. The administrator shall also keep an accurate record of all lots sold.
12. When possible, at least one day’s notice of an intended burial shall be given to the administrator or the Town’s Agent. Such notice shall state the funeral home responsible or whoever is responsible, who is taking care of the grave or cremation spot, and the location of the grave.
13. No grave shall be opened or no disinterment shall take place unless a written permit is obtained from the Minister of Public Health or the proper authorities.

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14. The Town of Arcola and the RM of Brock shall set up a "Cemetery Perpetual Care Fund" in which will be deposited all monies given as donations for perpetual care. All interest earned each year shall be transferred to the General Operating Fund to be applied against the maintenance costs of the cemetery. The principal monies of the Perpetual Care Fund may be expended, from time to time, on capital projects for the cemetery, as approved by resolution of both councils.
15. Upkeep of all graves is the responsibility of family or friends. Work and/or repairs may be coordinated with the cemetery maintenance person, with payment to the maintenance person being the responsibility of the person requesting the work.
16. The Town of Arcola and the RM of Brock do hereby agree to share in the expenses of the cemetery. All expenses will be itemized at year end, interest earned will be deducted from this amount, and the balance will be split 50/50. The Town administrator will provide the statement at year end to the RM of Brock.
17. A Beautification Committee may be set up for additional improvements to the Cemetery. The Committee shall provide details to council prior to work being done and an estimated budget for such work. An annual report is required by year end from the Committee as to projects, completed and in progress. Approval of the councils is necessary for expenditures. A separate Beautification Fund may be set up for special donations for such projects. All monies for such expenses shall be transferred to the General Operating Fund to cover expenses paid. Any interest earned will be transferred to the Perpetual Care Fund and dealt with at year end.
18. The maintenance contract for the cemetery will be tendered each year prior to spring work starting.
19. Any person or company found guilty of an infraction of any of the provisions of this bylaw shall be liable to the penalties imposed by the general penalties bylaw of the Town and/or RM.
20. This bylaw shall come into force upon third reading by both the Town of Arcola and the RM of Brock #64.
21. Dated this _____ day of _____, 2006.

Town of Arcola

RM of Brock #64

Mayor

Reeve

Administrator

Administrator

Seal

Seal