

TOWN OF NAICAM, SASKATCHEWAN**BYLAW NO. 9-2016****A BYLAW TO ACQUIRE, MAINTAIN, REGULATE
AND CONTROL THE NAICAM CEMETERY**

THE COUNCIL of the Town of Naicam, in the Province of Saskatchewan, enacts as follows:

SHORT TITLE

1. This bylaw may be cited as The Naicam Cemetery Bylaw, 2016.

INTERPRETATION

2. In this Bylaw:
 - (a) "Administrator" means the Town Administrator for the Town of Naicam.
 - (b) "Caretaker" means the Town employee/contractor appointed by the Council to maintain the cemetery.
 - (c) "Cemetery" means the Town of Naicam Cemetery.
 - (d) "Cemetery Committee" means a person or persons duly appointed by the Council.
 - (e) "Council" means the Council of the Town of Naicam.
 - (f) "Monument" means any structure erected or constructed on a plot as a memorial to the dead.
 - (g) "Municipality" means the Town of Naicam.
 - (h) "Owner" means a person, a person's heirs, executors or administrators who purchase a grave in the cemetery.
 - (i) "Plot" means a space for a single burial in the cemetery.

SALE OF PLOTS

3.
 - a) Plots for burial purposes may be acquired from the Town upon making arrangements for payment of the appropriate fee.

PLOT TITLE NOT VESTED

4. Any person acquiring a plot under the provisions of this bylaw shall only acquire the right and privilege of burial of the dead therein and of monuments and/or memorials subject to regulations which may be in force and shall not be deemed to acquire any title to the land which shall remain vested in the name of the Town.

PLOT TITLE NOT TRANSFERABLE

5. All plots purchased for burial purposes are not transferable- however they are inheritable. If a person wishes to dispose of their unused plot, they may resell the plot to the Town at the original purchase price upon proof of purchase.

PLOT DISINTERMENT

6. Where disinterment from a plot leaves a plot vacant, the deed to the plot shall revert to the Town and the party paying the original fee shall be entitled to a refund of one-half of the purchase price of said plot, the balance to be retained by the Town as a rental fee for the use of the property.

PRICES FOR PLOTS, OPENING AND CLOSING

7. The rates for the purchase of plots, the cost of opening and closing plots and cemetery limits shall be as set out in Schedule "A" attached hereto.

BURIALS

8. No person shall bury any human body in the cemetery until such person has complied with the provisions of The Public Health Act and The Vital Statistics Act of the Province of Saskatchewan, and any regulations issued thereunder; and shall also have complied with the provisions of this bylaw.

INTERMENT NOTICE

9.
 - a) Notice that an interment of any human body or cremated remains is to take place shall be given to the Town at least thirty-six (36) hours before the time of interment. This provision shall not apply where burial is ordered sooner by Provincial or Federal law.
 - b) No interment of two or more bodies shall be made in one grave lot except in the case of a parent and child or two infants in one casket.
 - c) No interment of more than four cremated bodies shall be made in one grave lot or more than three cremated bodies with one human body in one grave lot.
 - d) The rates for interment shall be as set out in Schedule "A" attached hereto.

VEHICULAR TRAFFIC

10. Vehicles shall keep to the roadways provided in the cemetery and shall not exceed the speed of twenty (20) kilometers per hour.

MONUMENTS AND MEMORIALS

11. All monuments placed in the cemetery shall be constructed of marble, granite, bronze or wood.
12. Each memorial shall be set upon a concrete foundation. The concrete foundation shall be a minimum depth of 3" and 4" longer and 4" wider than the memorial to be erected thereon and must not exceed the size of the plot unless the plots are side by side. All monuments must be approved by the Administrator subject to Section 15.

13. No person shall place shells, stones, arbors, trellises, trees, shrubs, hedges or other objects in any part of the cemetery.
14. No person shall place any border, fences, railings, copings, or grave covers or other markings in any part of the cemetery.

PERMITS FOR MONUMENTS, MEMORIALS

15. No person shall place or erect any monument or any other structure or make alterations of any kind until that person has furnished the Town with all necessary information required as indicated in Form "A" and shall have obtained a permit from the Administrator as indicated in Form "B" of this bylaw.

TREES, SHRUBS, HEDGES

16. All trees, shrubs and hedges in the cemetery shall be the property of the Town.

DOGS OR PETS

18. Dogs or pets shall not be allowed in the cemetery at any time.

CARE OF PLOTS

19. Borders, fences, railings, copings, curbs, hedges, trellises or grave covers of any kind on or around a plot, may at the request of the owner, be removed free of charge by the Town.
20. Borders, fences, railings, copings, curbs, walls, hedges, trellises or grave covers of any kind on or around a plot, may be removed by the Town if by reason of neglect or age, it becomes in a state of disrepair.
21. The Town shall have authority to remove all floral designs, flowers, trees, shrubs, plants or herbage of any kind from the cemetery as soon as, in the judgment of the Town, they become unsightly, dangerous, detrimental or diseased.
22. The owner of a grave shall observe all provisions of this bylaw in order that cemetery plots can be maintained appropriately throughout the cemetery.

DESTRUCTION OF MONUMENTS, TREES, PLANTS

23. No person shall destroy, mutilate, deface, injure or remove any tombstone, marker, monument or like structure or any fence, railing, coping or other work for the protection or ornamentation of the cemetery or of any tombstone, marker, monument or like structure except as herein provided.
24. No person shall cut, break, trim, injure or destroy any tree, shrub or plant excepting as herein provided.

CEMETERY COMMITTEE RECOMMENDATIONS

25. A cemetery committee comprising no more than five (5) members of the general public may be appointed by council.
26. The cemetery committee can make recommendations to council in writing with respect to any matters concerning the maintenance of the cemetery.

PENALTIES

27. Any person found guilty of any infraction of the provisions of this bylaw shall be liable upon summary conviction to the penalties provided for in the General Penalty Bylaw.

REPEAL BYLAW

28. Bylaw No. 3/1971 and all amending bylaws are hereby repealed.

EFFECTIVE DATE


29. This bylaw shall come into force and take effect from and after the date of the final passing thereof.

READ a first time this 13th day of December, 2016

READ a second time this 13th day of December, 2016

READ a third time and adopted this 13th day of December, 2016.




Mayor


Town Administrator

Certified a true copy of Bylaw 9-2016
Passed by the Town of Naicam Council on
December 13th, 2016


Chief Administrative Officer

SCHEDULE “A” TO BYLAW NO. 9-2016

TOWN OF NAICAM, SASKATCHEWAN

NAICAM MEMORIAL GARDENS CEMETERY

CEMETERY FEES

1.
- PLOT PRICES

a) Rate For One Plot
- \$200.00 + GST

FORM "A" TO BYLAW NO. 9-2016

APPLICATION FOR CEMETERY PERMIT

DATE: _____
NAME OF APPLICANT: _____
ADDRESS: _____
NAME OF DECEASED: _____
LOCATION PLOT _____ BLOCK _____ SECTION _____

Description of Work to be done:

Have immediate family granted permission for above work? ☐ Yes ☐ No

Applicant relationship to deceased _____

Signature of Applicant

.....

FORM "B" TO BYLAW NO. 9-2016

CEMETERY PERMIT

Permission is hereby granted to:

NAME: _____
ADDRESS: _____
NAME OF DECEASED: _____
LOCATION PLOT _____ BLOCK _____ SECTION _____

Work Authorized ☐ Yes ☐ No
Work Authorized With Changes ☐ Yes ☐ No (see below)

Town Administrator

Work Completed ☐ Yes ☐ No

Date: _____

Checked and approved by: _____
Signature Town Official