



**BYLAW NO. 14-16
OF THE TOWN OF STRATHMORE
IN THE PROVINCE OF ALBERTA**

**A BYLAW WITH RESPECT TO MANAGEMENT AND CONTROL OF THE STRATHMORE
CEMETERY.**

UNDER AUTHORITY of and pursuant to Section 3 of the Municipal Government Act, being Chapter M26, of the R.S.A., 2000, and amendments thereto, provides for the passing of a Bylaw by the municipal Council for cemetery management.

WHEREAS the Town of Strathmore is the owner of the Cemetery situated at Plan 9612032, Block C.

AND WHEREAS Council deems it necessary and expedient to have certain regulations pertaining to the management and control of the Cemetery.

**NOW THEREFORE THE COUNCIL OF THE TOWN OF STRATHMORE
ENACTS AS FOLLOWS:**

SHORT TITLE

1. This bylaw may be cited as the "**Cemetery Bylaw**".

DEFINITIONS

2. In this bylaw, unless context otherwise requires, the following definitions shall apply:
 - (a) "**Base**" means a foundation or footing of concrete to support a Monument.
 - (b) "**Block**" means a block shown on a Plan of Subdivision of a cemetery on record in the Town of Strathmore Office.
 - (c) "**Burial**" means the opening and preparation of the Cemetery Grave Plot for Interment, the lowering of the Vault, Casket or Cremation Urn, and the back filling of the Grave Plot.
 - (d) "**Burial Permit**" means a permit for burial issued under the Vital Statistics Act, Government of Alberta.



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- (e) **“Cemetery”** means the land that is set apart or used as a place for the burial of dead human bodies or cremated human remains.
- (f) **“Cemetery Coordinator”** means the person employed by the Town of Strathmore who is designated to control and oversee the Strathmore Cemetery affairs.
- (g) **“Cremation Plot”** means a single grave Plot measuring two (2) feet by three (3) feet in size for the purpose of the burial of cremated human remains.
- (h) **“Disinterment”** means the removal of dead human remains or cremated human remains from a Grave Plot.
- (i) **“Double Depth Plot”** means those Grave Plots designated and constructed to a depth which will accommodate two bodies in separate caskets at the same or different times in such a manner that one casket is placed above the other.
- (j) **“Foundation”** means a rectangular concrete Base to support a Monument.
- (k) **“Grave Plot”** means land in a Cemetery shown on a Plan on record with the Town which has been designated for Interment of dead human remains or cremated human remains.
- (l) **“Holiday”** means all general and statutory holidays proclaimed by the Town of Strathmore, the Province of Alberta or the Dominion of Canada.
- (m) **“Interment”** means the Burial or placement of dead human remains or cremated human remains in a Grave Plot.
- (n) **“Monument”** means a structure of granite, marble or stone which projects above the level of the surrounding ground, to a maximum height of three (3) feet and maximum width of two feet four inches (2’4”).
- (o) **“Ribbon”** means a continuous strip of concrete used for the placement of monuments.
- (p) **“Town”** means the Corporation of the Town of Strathmore.
- (q) **“Urn”** means a container used for storing cremated human remains.



- (r) **"Vehicle"** means the same as it has in the Highway Traffic Act.
- (s) **"Veteran"** means a former member of Her Majesty's Armed Forces as determined by the Department of Veteran's Affairs Canada.

SUPERVISION AND CONTROL

3.

- (1) The Town has the sole management of the affairs of the Cemetery and the Council may amend this Bylaw from time to time. The Cemetery Coordinator or his/her designate shall have charge and be responsible for the care and maintenance of the Cemetery, according to the provisions of this Bylaw.
- (2) The Cemetery Coordinator, or authorized representative, shall be responsible for the selling of Burial Plots in the Cemetery and keeping and making of all records required by law and as ordered by Council. The Town shall keep available for public inspection during regular office hours, a copy of the Cemetery plan which shall show the area for Burial purposes subdivided into Section, Block and Plots.
- (3) The Cemetery Coordinator shall issue a Deed to each purchaser of a Burial Plot and will be responsible to collect all fees pertaining to the opening and closing of each Burial Plot.
- (4) Burial rights in the Cemetery shall not be sold, transferred or disposed of in any way by any person without the written consent of the Cemetery Coordinator.
- (5) No person shall further subdivide or alter any Block or Plot in any manner at variance with the subdivision plans on record in the Town Office.
- (6) No person shall be buried in any Plot unless he is the registered owner of the Burial rights in the said Plot, received written consent from the owner or agent of the owner, or unless where the Plot is held by two or more persons, the surviving person or persons consent thereto in writing.
- (7) In the case of dispute of ownership, the burden of proof is on the holder of the Deed, not the Town of Strathmore.



- (8) All applications for Burial must be made at least seventy-two (72) hours before the time of Burial.

INTERMENT

4.

- (1) Only dead human remains or cremated human remains shall be interred in the Strathmore Cemetery.
- (2) No Interments or Disinterment shall take place on a Sunday or Statutory Holiday, unless Burial is necessary to comply with Public Health Regulations governing communicable diseases or other special circumstances, which, in the Town, warrants departure from this Regulation.
- (3) Maximum of two (2) Casket Burials per Plot shall be allowed in a single Burial Plot providing the first Burial is of sufficient depth to allow for a second Burial.
- (4) Maximum of one (1) Cremation Burial per Plot shall be allowed in each plot in the Cremation Section.
- (5) Maximum of six (6) Cremation urns shall be allowed in a single Burial Plot in addition to one (1) Casket, with a maximum of one (1) Marker or Monument.
- (6) No burials shall be permitted in the Strathmore Cemetery unless the party applying for the Burial provides a Burial Permit from the Government of Alberta, Vital Statistics.
- (7) The Funeral Director or other person officiating at the Interment shall be responsible for the supply and operation of lowering devices and the supply and placement of mats, wreaths, flowers, etc., around the Plot.
- (8) The Town shall not be responsible for the condition of cremated human remains or the container of the cremated human remains if a permanent outer box was not used at the time of interment.
- (9) Grave Plots may only be opened for Interments by persons authorized by the Cemetery Coordinator.

DISINTERMENT



5.

- (1) In the case of Disinterment, double the amount of the opening and closing fee will be charged.
- (2) No person not employed by the Town shall disinter or remove a body from any Plot. A written order from the owner of the Plot and a permit for the Disinterment or removal of a body must be provided to the Town prior to the Town disinterring a body.

INSTALLATION OF MONUMENTS AND MARKERS

6.

- (1) No person can erect a Monument or Marker until the Town of Strathmore has approved the design and descriptions and a permit for the erection of such a Monument has been issued. Any monument company must contact the Cemetery Coordinator to advise of the date and time a monument is to be installed.
- (2) Full Size Burial Plot
All Monuments sitting on a full size burial plot must not exceed a maximum height of three (3) feet including the base, maximum depth of one (1) foot not including the base and a maximum width of 2 feet 4 inches not including the base.

Cremation Plots
Cremation markers which must be flush with the ground must be two (2) feet wide by one and a half (1.5) feet tall.
- (2) All foundations, Monuments and Markers shall be confined within the boundaries of a Grave Plot and shall be placed in such a manner as to maintain proper alignment.
- (3) Only one (1) Monument will be allowed on each Burial Plot. One (1) Marker, flush with the ground may be placed at each grave in addition to the Monument. Any monument installed in the cremation section must be flush with the ground.
- (4) All Monuments must be installed on a concrete base and the concrete base must be at least four (4) inches wider than the widest portion of the Monument and must be of sufficient strength and depth to properly support the Monument. The concrete base must be installed flush with the ground.



- (5) All Monument work is subject to review, inspection and approval by the Cemetery Coordinator.
- (6) No Monuments or Markers shall be installed from November 1 to April 30.
- (7) Ownership of gravestones, grave Markers, and Monuments belongs to the estate of the deceased person(s).

MAINTENANCE AND CONTROL

7.

- (1) In the interest of overall appearance of the Cemetery, no shrubs, trees or flowers may be planted in any part of the Cemetery other than those planted by the Strathmore Parks Department or authorized representatives.
- (2) Endowment Care to be supplied by the Town means and includes: seeding of Grave Plots, grave surfaces, re-seeding when necessary, cultivation as may be necessary in connection with such seeding and re-seeding, watering, seasonal cutting of grass and weeds, keeping Grave Plots in neat condition and of good appearance, and such other work as may be authorized by the Parks Supervisor or Cemetery Coordinator.
- (3) The Parks Department, or authorized representatives, shall have the authority to have removed from any grave any weeds, grass, funeral designs or floral pieces that have become wilted, or any other articles or things that in his/her opinion are unsightly.
- (4) No person shall erect upon a grave Plot any curbs, fences, railings, walls, copings, trellises, hedges, trees, or shrubs without a permit obtained from the Town of Strathmore.
- (5) No Grave Plot shall be covered by a full or partial cement grave cover.
- (6) The Town of Strathmore is not responsible for the loss or damage to any flower holder or any portable object placed on any plots.

FIELD OF HONOR



8.

- (1) The Town of Strathmore maintains a Field of Honour Section for the Burial of service and ex-service men and women of the Armed Forces. Appropriate identification will be required.
- (2) A spouse may be interred in a veteran's plot in a double depth grave. All plots within the Field of Honor shall have a maximum of two (2) interments.
- (3) For a spouse not qualifying as a veteran, but interred in the same plot, the name and date of the spouse may be engraved on the headstone, or a brass plate may be attached.
- (3) Only headstones, consistent with those approved by Veterans Affairs Canada are permitted.
- (4) Grave Plots shall not be reserved in the Field of Honour.

SALE OF PLOTS

9.

- (1) Council is hereby authorized to adopt by Bylaw, tariffs and charges to be made for the purchase of a Grave Plot and the opening and closing of the Grave Plot in the Cemetery, as deemed necessary from time to time.
- (2) The cost of a Grave Plot includes Perpetual Care of the Grave Plot but does not include the placement, maintenance or removal of Monuments or Markers.
- (3) All Grave Plots shall be held and disposed of free from the provisions of the Land Titles Act.
- (4) Burial rights in the Cemetery may be sold to the Town of Strathmore only for the identical amount the purchaser paid for the Plot, regardless of the date of the original purchase.

PRE-PURCHASE OF GRAVE PLOT(S)

10.



- (1) A Purchaser of Plots is permitted to choose the Section of the Cemetery but choice of the grave plot is not permitted. The next available Grave Plot will be used at the time of need.
- (2) Pre-purchase of a Grave Plot is not permitted in the Field of Honour.

VISITATION

11.

- (1) The public may visit the Cemetery at any time between the hours of 8:30 a.m. and sunset.
- (2) Cars and other vehicles shall be driven with care and shall be restricted to the driveways and the maximum speed limit of 20 km. per hour.
- (3) No dogs or other animals shall be allowed in the Cemetery.
- (4) No person shall, while in the Cemetery willfully destroy, mutilate, deface, injure, write upon or remove any Monument, Marker or other structure placed in the Cemetery, or any fence, railing or wood installed for protection or ornamentation.
- (5) Persons within the Cemetery shall use only the walkways, and no one is permitted to walk upon or across plots, except Cemetery staff in the performance of their work. The Town expressly disclaims liability for any injuries sustained by anyone violating this rule.

FEES AND RATES

12. See Bylaw #13-21 Fees Bylaw

GENERAL

13. Bylaw #08-03 and all amendments thereto are hereby rescinded.



EFFECTIVE DATE OF BYLAW

14. This Bylaw shall come into full force on the date it is passed.

READ A FIRST TIME this 18th day of March, 2015.

READ A SECOND TIME this 18th day of March, 2015.

READ A THIRD TIME and finally passed this 18th day of March, 2015.


MAYOR


CAO