

BY-LAW 165-91

BY-LAW BY THE VILLAGE OF GLENWOOD TO **REGULATE THE CEMETARY**

This By-Law cancels By-Law 54 dated September 14th, 1970 requiring the purchase of a \$2.00 permit from the Village of Glenwood for anyone involved in grave work at the Cemetery.

Whereas, the Village of Glenwood in the Province of Alberta has for some years maintained a CEMETERY which is jointly owned by the Municipal District of Cardston #6 and the Village of Glenwood, and it is now deemed expedient to pass this By-Law.

Therefore, the Mayor and Council of the Village of Glenwood authorized under the CEMETERYS ACT—Chapter C-2, PSA 1980 enacts as follows:

1. In this By-Law unless the context otherwise requires:
 - (a) CEMETERY shall mean the present cemetery of the Village of Glenwood.
 - (b) VILLAGE shall mean the Village of Glenwood
 - (c) COUNCIL, shall mean the Council of the Village of Glenwood
 - (d) MD shall mean the Municipal District of Cardston
 - (e) PLOT shall mean any area in the cemetery assigned or sold to any person or owner of graves and shall include areas previously sold or assigned as well as areas that might be hereafter sold or assigned.

2. The care and management of the cemetery shall be place in the hands of a Committee which shall be known as the “CEMETERY COMMITTEE” which shall consist of the following:

- (a) One member of the Village of Glenwood Council
- (b) Two rural residents
- © Two residents of the Village of Glenwood
- (d) The MD Council representative

The two rural and Village resident committee members shall be approved by the Village of Glenwood Council.

3. Committee members shall serve for a period of three years unless they resign prior to that time. (Exception is the MD council representative—which will be determined by usual voting procedure.)

- (a) A chairman shall be elected by the Committee and shall serve for a period of two years.
- (b) Meetings shall be called by the Chairman as required.
- © Minutes shall be kept by the Village Administrator who will attend all Committee Meetings. Council representative shall report pertinent business at the following regular Council meeting.

4. It shall be the duty and power of the Committee,

- (a) To carry out and enforce the requirements of By-Laws, rules and regulations relating to the cemetery which are now or may be hereafter in force.
 - (b) To have the general charge, care, management and control of the cemetery and to do all things required to carry out the purpose and intent of all rules, regulations in this By-Law.
 - (c) To submit all accounts, books and vouchers to be audited by the Village auditor whose duty it shall be to audit same annually and report any recommendations as the auditors deem expedient.
5. The Village of Glenwood will provide equipment and will mow the grass during the Spring and Summer months.
 6. As this is a volunteer committee, there will be a Public Work-day scheduled in May of each year organized by the Committee to clean up the Cemetery annually.
 7. The Municipal District of Cardston as joint owners will be requested to share fifty-fifty in the costs of maintenance of this cemetery. Both the MD and Village will give prior approval to any capital projects.
 8. No owner or owners of any plot may deal with the same by sub-dividing, re-selling, transferring or permitting the burial there in of any one except his or her immediate family without the consent in writing from the Cemetery Committee.
 9. Nothing herein contained shall be construed to mean the replacing, repairing or making good anything damaged or destroyed by earthquake, lightning, cyclone or defect in manufacture or any other thing over which the Committee has no control.
 10. That nothing herein contained shall alter the requirement to obtaining a burial permit or permits under any other By-Law or regulation of the Village or of the Province of Alberta.
 11. No gratuity shall be given at any time to any member of the Committee, nor shall any regard be given for personal service, and any member of the Committee found to have violated this section by accepting any such gratuity or reward shall be released from the Committee.
 12. The Committee is authorized to execute all deeds, conveyances or certificates. They shall be made in duplicate and such duplicates shall be kept on file in the Village Office where all records will be maintained.
 13. Plots shall be sold for cash only and on payment the purchaser shall be entitled to a deed or certificate. All proceeds shall be recorded and submitted to the Administrator for credit to the Cemetery General funds.
 14. Unless approved by the Cemetery Committee, no burial shall be permitted in a plot until fees have been paid. All money received for opening and closing graves, or from any other source shall be deposited into the Cemetery general funds.

RULES AND REGULATIONS:

1. No grave or plot in the cemetery shall hereafter be enclosed by any fence, rail, cement or concrete or metal wall or any other enclosure.

2. Any upright headstones installed will be at the discretion of the individuals. The Cemetery Committee absolves itself of any accidental damage to these headstones by authorized equipment digging other graves in the immediate area.
3. No trees, shrubs, plants or flowers shall be planted without the written consent of Cemetery committee. Artificial flowers will be allowed in the winter months. The Committee reserves the right to remove from any grave or plot any tree, branches or roots that may become detrimental, dangerous or unsightly. The Committee shall have authority and power to remove any monument, headstone, tomb or other structure of any kind whatsoever, or any inscription determined by the Committee to be improper or offensive to good taste and that may cost thereby incurred shall be a charge against the plot and shall be registered against the plot or grave effected and no burial shall thereafter be permitted in such plot until cost has been paid.
4. No heavily loaded conveyance shall be permitted to enter the cemetery at such time or times as the Committee thinks it might be injurious to the roads or paths.
5. Surface of plots or any portion thereof may not be raised above the ordinary surface level and no capping will be permitted. Anyone violating this regulation will be subject to the costs incurred of having this leveled---which expense shall be subject to the same rule as set out in Clause #2 above.
6. No disinterment shall be allowed in any plot or body removed therefrom without the written order of the Committee and no grave shall be opened by any person not on the Committee.
7. All graves shall be at least 5 ½ feet deep.
8. Pedestrians may have access to the public walks and grounds of the Cemetery any day from sunrise to sunset but must observe the following regulations:
 - a. No person with firearms shall be admitted within the cemetery except in the case of Military funerals.
 - b. All persons are prohibited from writing upon, defacing or injuring any headstones, monuments, raising fence or other structure, commit a nuisance or behave in any unseemly manner within the cemetery.
 - c. Any setting of headstones/permanent masonry work, or other improvements within the Cemetery shall contact any committee member prior to commencing the work.

Received FIRST READING this 8th day of May 1991

Received SECOND READING this 13th day of February 1992

Received THIRD AND FINAL READING this 13th day of February 1992

Village of Glenwood

Dan H. Lybbert, Mayor

Bonnie Law, Administrator