

## TOWN OF NOKOMIS

### BYLAW NO 2022-01

#### A BYLAW TO PROVIDE, REGULATE AND CONTROL A PUBLIC CEMETERY

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The council of the Town of Nokomis, in the Province of Saskatchewan enacts as follows:

1. This Bylaw may be cited as the Cemetery Bylaw.
2. The term "Municipality" in this bylaw shall mean the Town of Nokomis.
3. a) That the land described as: the South West Quarter of Section Twenty-Seven (27), in Township Twenty- Nine (29), in Range Twenty-Two (22), West of the Second (2<sup>nd</sup>) Meridian, lying North East of the Right of Way of the Canadian National Railway and West of Simpson Street as shown on ISC March 27, 2009 map of Nokomis, has been appropriated as a Public Cemetery to be called "Nokomis Cemetery".  
  
b) That the land described as Rows A-G has been designated as the "New Cremains Area" in Plot 11, Block D.
4. No burial shall be made in the Nokomis Cemetery unless an application is made to the Administrator and /or designated individual by resolution of Council of the Municipality.
5. Whenever the remains of a cremains or a grave lot are removed, the grave space so vacated shall revert to the Town.
6. Persons visiting the Cemetery or attending a funeral are strictly prohibited from picking flowers, wild or cultivated, breaking or injuring any tree, shrub or plant, or from writing upon, defacing, or injuring any structure within the Cemetery grounds.
7. Vehicles in the Cemetery shall travel only on the roadways, provided for that purpose, except those vehicles used for the performance of maintenance.
8. A person may reserve cremains or grave lots, by paying in full, the current purchase price as established by council by way of resolution.
9. Grave covers, decorative stone, fences, borders or similar ornamentation that protrudes above ground level, shall not be allowed on any graves.

10. Monuments, markers, headstones shall be erected on a concrete foundation the thickness of four to six (4 to 6) inches. The foundation shall be reinforced with steel bars or steel mesh and shall be level with the ground surrounding the grave lot. The said foundation shall be a dimension at least six (6) inches wider and six (6) inches longer than the base of the monument.

11. The placing or erecting of headstones is prohibited in the area West of Block D12, Plots 61-70 and Block E14, Plots 28-37 and all areas West of the above described.

12. In the above mentioned area, only flat markers or plaques may be placed and shall be installed in accordance with Section 10 of this Bylaw.

13. New Cremains Area: Rows A-G, Plot 11, Block D

a) Lots in the cremains area are three (3) feet by three (3) feet.

b) Lots will be sold by row in alphabetical and numerical order EXCEPT when one lot remains to be sold in a row and the purchase is of adjacent (side by side) lots. Where this is the case the adjacent lots may be purchased in the next alphabetical row.

c) No interment of more the one urn shall be allowed in one cremains lot.

d) Lots in the cremains area are to be opened manually. The use of machinery to open lots in this area is not allowed.

e) Cremains shall be buried in the center of the 3 foot x 3 foot lot; no less than a minimum of two (2) feet in depth from the surface of the surrounding ground.

f) Only flat markers are allowed in the cremains area.

g) All markers must be centered on the concrete curb and secured to the curb by a memorial approved setting compound.

h) Single Marker Dimensions: maximum two (2) feet long x two (2) feet wide x three (3) inches deep.

i) Double Marker Dimensions: in the case of two adjacent lots one flat marker with a maximum size of five (5) feet long x two (2) feet wide x three (3) inches deep may be centered on the concrete curb and secured by a memorial approved setting compound.

j) No plastic or silk flowers, no vases, no flags, no lights or mementos of any kind will be allowed to be placed on the curb or on any cremains lot.

k) Any marker not installed in accordance with these regulations may be removed by the municipality.

14. Individuals or Firms providing services of opening and closing graves and placement of Place marker/headstones or other similar work must be registered with the Municipality before proceeding with work.

15. Anyone who wishes to carry out any work described herein shall obtain a license from the Town Administrator by paying the required fee.

16. The Administrator of the Municipality and/or designate shall keep an accurate record setting forth the name, the location of burial, and the date of the burial of the deceased person.

17. The Municipality shall furnish cremains or grave lots, in the Cemetery, without charge for the dead of indigent poor who were residents in the Town at the time of death.

18. a) The price of a grave lot in the Nokomis Cemetery shall be \$100.00 each and may be changed by resolution of Council. The price of a cremains lot shall be \$100.00 each, which includes opening and closing the cremains lot by town employees, and may be changed by resolution of Council.

b) Interest from the Perpetual Care Fund shall go into General Revenue Account for maintenance of Nokomis Cemetery.

19. It shall be acceptable to inter four deceased persons in one grave lot, providing at least three of the remains are cremated. The cost of a cremains site in a grave lot is \$100.00 which includes opening and closing of the site.

20. General maintenance and upkeep shall be the responsibility of the Municipality. The purchaser of a grave or cremains lot shall observe all rules and regulations passed from time to time by Council for keeping grave or cremains lots in order.

21. The municipality shall have the authority to remove all floral designs, flowers, weeds, trees, shrubs, plants or herbage of any kind from the Cemetery as they become unsightly, dangerous, detrimental or diseased.

22. a) Should any headstones, monuments, markers or other structures placed or arranged in the Cemetery be in a state of disrepair, the Municipality may have the said headstone, monument, marker or other structure removed from the Cemetery. If the purchaser does not make the required repairs or alterations within three (3) months of being given notice, the cost of the removal or repair of such structure, headstone, monument or marker shall be charged to the purchaser of said grave or cremains lot.

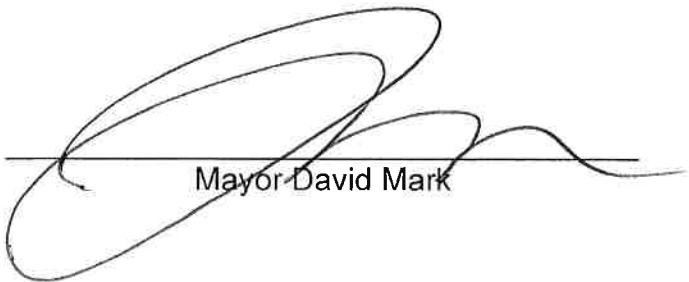
b) All notice required to be given to purchasers of grave or cremains lots or owners of headstones, monuments, markers, or other structures shall be delivered in writing by the Town Administrator and/or designated individual.

c) The Municipality shall not be held responsible for replacement and/or repair of any headstone, monument, marker or other structure that has been vandalized, damaged or is in a state of disrepair.


23. Any persons found guilty of an infraction of any of the provisions of the Bylaw, shall be liable to penalties imposed in the General Penalties Bylaw, of the Town of Nokomis.

24. This Bylaw repeals Bylaw 2015-01.



  
Mayor David Mark

  
Administrator Tanya Zdunich

Certified a true and correct copy  
of Bylaw 2022-1 passed by  
resolution of Council on the 22  
day of June 2022.  
  
Chief Administration Officer