TOWN OF CARLYLE

BYLAW NO. 2026-05

A BYLAW TO PROVIDE FOR THE CONTROL AND CARE OF GLEN MORRIS CEMETERY

The Council of the Town of Carlyle, in the Province of Saskatchewan, enacts as follows:

I. **Definitions:**

1. This Bylaw may be cited as the Cemetery Bylaw.
2. Unless the context otherwise requires:
   a) Block: Means a subdivision of land in the cemetery containing two or more plots;
   b) Cemetery: Means land owned by the Town of Carlyle, set apart for use as a place for the interment of the dead or in which human bodies have been buried, known as Glen Morris Cemetery located in the NW ¼ Sec. 20 TWP. 8 RGE.8 W2Mer;
   c) Columbarium: means a structure or building in a Cemetery designed for purpose of storing or interring cremated human remains in sealed compartments or niches;
   d) Licensee: Means a person or persons who purchase a plot in the cemetery;
   e) Marker: means a memorial that is installed with its upper surface flush or level with the ground.
   f) Monument: Means a structure in the cemetery, erected or constructed above the ground on a plot(s) as a tombstone or a memorial to the dead;
   g) Niche: means each individual compartment to be used for the internment of cremated human remains;
   h) Perpetual Care Fund: means a fund that is established pursuant to section 23 of The Cemeteries Act, 1999 for the purpose of providing for the long term care and maintenance of the cemetery;
   i) Perpetual Care: Means the leveling of the ground of each plot, seeding, and cutting the grass as required and generally keeping the cemetery in good order and repair. Notwithstanding the foregoing, it does not include maintenance, repair or replacement of markers, tombstones, monuments, or other like structures except as specifically provided by this bylaw;
   j) Plot: Means a subdivision of land in the cemetery of sufficient size for two or more graves;
   k) Town: Means the Town of Carlyle;
   l) Town Administrator: Means the Administrator of the Town of Carlyle.
   m) Urn: Means a receptacle for the encasement of human remains.

II. **General Regulations:**

1. The Town may grant a license to any person for the exclusive use of any plot. The said license shall be subject to all provisions of this bylaw and any amendments or regulations passed from time to time by the Council of the Town.
2. The Town of Carlyle and it's cemetery committee shall take all reasonable precautions to protect licensees and the property rights of licensees with in the Cemetery from loss or damage, but disclaim all responsibility for loss or damage from causes beyond its reasonable control, and especially damage caused by the elements, an act of God, common enemies,

thieves, vandals, malicious mischief-makers, explosions, unavoidable accidents, invasions, insurrections, riots, or order of any military or authority.

3. The Town of Carlyle or any official thereof shall not be held responsible for any mistakes resulting from lack of precise instruction regarding the grave space where an internment is to be or has been made.
4. Plots shall not be resold or transferred by the licensee. A licensee may surrender his license to the Town for any unused plot. The Town will refund to the original licensee the original purchase price of the license less a transfer fee of 50% of the original purchase price. The onus is on the licensee to provide proof of purchase of the original license. Without such proof, no refund will be granted.
5. Whenever the remains of a grave plot are removed, the grave space or spaces so vacated shall revert to the Town.
6. No grave shall be used for any other purpose than for the burial of the human dead.
7. No person shall bury any dead body in the cemetery until such person has complied with the provisions of *The Public Health Act*, *The Vital Statistics Act* and *The Cemeteries Act, 1999*, of the Province of Saskatchewan, with the regulations issued thereunder, and with the provisions of this bylaw.
8. A person may reserve a grave plot, by paying in full, the current purchase price as established in Schedule "A" of this bylaw.
9. Persons visiting the cemetery or attending funerals are strictly prohibited from picking flowers, wild or cultivated, breaking or injuring any tree, shrub or plants, or writing upon, defacing, or injuring any memorial, fence or other structure within the cemetery grounds.
10. All persons while in the Cemetery shall conduct themselves in a quiet and orderly manner.
11. Motor cars and vehicles in the cemetery shall travel only on the roadways provided for that purpose and shall not travel at a rate of speed greater than fifteen (15) kilometers per hour.
12. No animals shall be allowed within the cemetery.
13. No ATVs or snowmobiles shall be allowed within the limits of the Cemetery.
14. During a burial service, all work in the Cemetery shall be discontinued.
15. Owners of graves or plots shall be entitled to have them kept in proper order by the town upon paying the amount required pursuant to Schedule "A" attached hereto with a portion of these fees allocated to a Perpetual Care Fund for the Cemetery.
16. It is the duty of the licensee to notify the Town of Carlyle of any change in his/her postal address.

III. <u>Columbarium Regulations</u>

1. Niches in the columbarium shall not be resold or transferred by the purchaser. The purchaser may surrender the niche to the Town of Carlyle for any unused niche. The Town will refund to the original purchaser the original purchase price less a transfer fee of 50% of the original purchase price. The onus is on the original purchaser to provide proof of purchase of the original license. Without such proof, no refund will be granted.
2. No more than two urns will be permitted per niche.
3. A minimum of 48 hours' notice shall be provided to the Town Administrator prior to accessing the niche.
4. Only authorized personnel are permitted to open and close the columbarium niches.
5. It is the responsibility of the licensee to obtain the engraving on the niche.
6. Only specified markers are permitted on the outside of the niche as detailed in Schedule B.

IV. **Interments and Disinterment**

1. No interment of two or more bodies shall be made in one grave plot, except in the case of mother and child or two infants buried in one casket; however, this shall not apply in cases where provisions for a deepened grave for the purpose of two burials has already been made. In such cases, the first body must be buried at the depth of at least 3.05 meters (10 feet) from the surface of the ground surrounding the said grave.
2. No interment of more than six (6) cremated bodies shall be made in one grave plot.
3. No grave shall be less than 1.83 meters (6 feet) in depth from the surface of the ground.
4. Cremains shall be buried no less than two (2) feet in depth from the surface of the surrounding ground.
5. No more than two (2) urns will be allowed in one niche space within the columbarium. The columbarium space is 12.5" x 12.5" x 14". *Consideration in urn selection shall be given to allow for the placement of both urns.*
6. No person other than a qualified funeral director shall have charge of the interment or disinterment of any human body.
7. No disinterment shall be made without all required permits having been obtained.
8. Any person applying for interment in the Cemetery shall furnish the Administrator with such particulars as he/she may require for the purpose of maintaining the records.
9. The funeral home or family desiring to hold a burial shall notify the Administrator. This notice shall be given no less than 48 hours in advance of the interment. In the case of graves being required for a Sunday or Monday burial, notification shall be provided no later than 2:00 p.m. on the preceding Friday.
10. The Town shall mark the grave location, but it is the responsibility of the license owner/funeral home to coordinate opening a grave plot in preparation of the burial.

V. **Care of Graves**

1. The Town of Carlyle shall assume the general care of the entire cemetery. The Licensee of a grave plot shall observe all rules and regulations passed from time to time by Town Council for keeping the grave plots in order.
2. No borders, fences, railings, trellises, copings, hedges, concrete, memorial items other than monuments and markers shall be constructed or planted in or around any grave plots, and grave covers are strictly prohibited.
3. The Administrator may order the removal of any such structure erected before the passing of the bylaw if by any reason of neglect or age it becomes in a state of disrepair and the licenses, or family thereof, neglects or refuses to repair or remove same after notice has been forwarded to him/her at their last known address.

VI. **Monuments and Markers**

1. All monuments and markers shall be of granite, bronze, marble, or UV stabilized polyethylene.
2. No more than one upright monument unit may be placed on one grave plot.
    a) In the "old" section of the cemetery, all upright monuments must be set at the head of a grave plot, and shall be in a line designated by the Town Foreman. No monument or marker shall be erected except on a concrete or granite foundation of a thickness

of ten (10) to fifteen (15) centimeters (4 to 6 inches). The foundation shall be level with the ground surrounding the grave plot.

b) In the "new" section of the cemetery, all monuments must be set at the head of a grave plot, on the cement foundation provided by the Town. Grave covers of any type shall not be permitted.

3. All Columbarium Niches shall follow the regulations detailed in Schedule B.

VII. **Monuments in Disrepair**

1. Should any tombstone, monument, plaque or other structure placed or arranged in the cemetery be in a state of disrepair, the Town may have the said tombstone, monument, plaque or other structure removed from the cemetery.

2. Whenever any owner of a tombstone, monument or plaque or other structure neglects to make required repairs or alterations after being given due notice by the Town to do so, the Administrator shall allow a period of three (3) months to elapse after the giving of such notice and shall then have the power to remove such tombstone, monument, plaque or other structure from the cemetery or to repair it.

3. All notices required to be given to Licensees of grave plots or owners of monuments or other parties may be delivered in writing by the Town Administrator, mailed postage paid to the last known address of such Licensee or owner. Proof of such notice having been mailed shall be sufficient proof that such notice has been given.

VIII. **Trees, Shrubs, Flowers and Other Items**

1. No person shall plant any trees, shrubs, or any vegetation, or do work of any kind in the cemetery without the permission of the Cemetery Committee.
2. If any tree or shrub situated on any grave plot or part thereof shall, in the opinion of the Cemetery Committee, become by means of its roots or branches in any way detrimental to any adjacent grave plot, path, or driveway, or to the general appearance of the cemetery, or dangerous or inconvenient to the public, the Cemetery Committee shall have the power to remove such tree or shrub or part thereof.
3. The Cemetery Committee shall have authority to remove all floral designs, flowers, weeds, trees, shrubs, plants or herbage of any kind from the cemetery as soon as they become unsightly, dangerous, detrimental or diseased.
4. All items placed in the cemetery by the public shall be at their own risk. The Town will not accept responsibility for any damaged or missing items.
5. The placing of flowers and wreaths or other memorial items shall be allowed only in receptacles which are affixed to the monument excepting that flowers, wreaths, and other items are permitted to be placed on the grave the day of the burial and left for a period of seven calendar days, after which the flowers, wreaths and other items will be removed and disposed of.
6. Any other item placed on a grave, flowerbed, or concrete foundation is considered temporary and will be removed and disposed of weekly.

IX. **Penalty**

1. Any person guilty of an infraction of this Bylaw or any part thereof shall be liable on summary conviction to the penalties prescribed in the General Penalty Bylaw of the Town of Carlyle.

X. **Repeal**

1. Bylaws No. 2020-04 are hereby repealed.

XI. This bylaw shall come into force and take effect on the date of final reading thereof.

_____
Mayor/Deputy Mayor

S E A L

_____
Administrator

TOWN OF CARLYLE
BYLAW NO. 2026-05
SCHEDULE "A"
Schedule of Fees and Charges
Glen Morris Cemetery

Standard Cemetery Plot Purchase	$400.00 ($250.00 perpetual care and $150.00 plot price)
An additional fee will be charged for opening and closing to add a second urn	$100.00
Columbarium Niche pricing vary in price between each columbarium and rows – see pricing below. ***Columbarium prices include one opening and closing***	

Columbarium 1 - South side

	D	E	F
1	SOLD	SOLD	SOLD
2	SOLD	SOLD	SOLD
3	SOLD	SOLD	SOLD
4	SOLD	SOLD	SOLD

Columbarium 1 - North side

	A	B	C
1	SOLD	SOLD	SOLD
2	SOLD	SOLD	SOLD
3	SOLD	SOLD	SOLD
4	SOLD	800	800

Columbarium 2 - South side

	1	2	3
A	1,500	1,500	1,500
B	1,400	1,400	1,400
C	1,200	1,200	1,200
D	1,000	1,000	1,000

Columbarium 2 - North side

	1	2	3
E	1,500	1,500	1,500
F	1,400	1,400	1,400
G	1,200	1,200	1,200
H	1,000	1,000	1,000

TOWN OF CARLYLE
BYLAW NO. 2026-05
SCHEDULE "B"
Memorialization on Columbarium Niches
Glen Morris Cemetery

Method:	Inscriptions etched or lasered into niche cover. Laser portraits also permitted. A border of 2.5 cm (1") required on all sides.
Lettering:	Modified Roman
Niche cover:	29.8 cm (11 ¾") wide by 30.4 cm (12") high
Attachment:	Holes may not be drilled into the niche cover for the attachments of vases, ceramic plaques or other memorials.
Vases:	Not permitted
Ceramic Plaques:	Maximum size 10.1 cm (4") wide x 12cm (4 ¾") high