

TOWN OF TABER
BYLAW NO. 20-2007

BEING A BYLAW OF THE TOWN OF TABER, IN THE PROVINCE OF ALBERTA, TO PROVIDE FOR THE MAINTENANCE AND CONTROL OF TABER MEMORIAL GARDENS

WHEREAS the Municipal Council of the Town of Taber, in the Province of Alberta, duly assembled, may pass a Bylaw and or regulations pursuant to Division 1, Section 7 of the Municipal Government Act, being Chapter M-26.2, Revised Statutes of Alberta 2000, and any amendments thereto;

AND WHEREAS pursuant to the provisions of the Cemeteries Act being Revised Statutes of Alberta C-3 RSA 2000 provides that the Town of Taber may establish a cemetery and, having done so, is responsible for the good order and repair of the cemetery.

NOW THEREFORE, The Municipal Council of the Town of Taber in the Province of Alberta duly assembled enacts as follows:

I. TITLE

This Bylaw may be cited as the "Cemetery Bylaw".

II. DEFINITIONS

In this Bylaw, unless the context otherwise requires:

"Act" means the Cemeteries Act, C-3 RSA 2000 as amended from time to time, and any regulations enacted there under;

"Administration Fee" means a financial charge for a service provided;

"Adult" means any person(s) seven 7 years of age or over;

"Burial" means the interment of human remains in an earth plot or cremated human remains in an earth plot for a columbarium niche or; the act of burying a deceased person, or interment.

"Burial Permit" means a burial permit issued under the Vital Statistics Act by the Province;

"Casket" means a box made of wood, metal or other acceptable synthetic material used to encase a body for burial;

"Cemetery" means that area known as the Taber Memorial Gardens previously established by Council and under the authority of the Act for the provision of burial of human remains and described as being located at the north 918.5 feet

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of the east 948.5 feet of the legal subdivision 16, in the north east quarter of section 7, township 10, range 16, west of the fourth meridian containing 8.09 hectares (20 acres) more or less.

"Cemetery Services" means the supplying of any service to be rendered at a cemetery in respect to but not limited to any plot, interment right, perpetual care, opening and closing of graves at time of need, storage and installation of outer liners, and permits to erect a monument.

"Child" means an individual two (2) or more years of age but less than seven (7) years of age and for the purposes of interment as it pertains to this Bylaw, Child will have the same meaning as Adult.

"Columbarium" means a permanent structure designed for storing the ashes of dead human bodies, containing a number of niches for the placement of cremated human remains;

"Continuous Concrete Base" means a strip of concrete poured in place for the complete length of a row to accommodate the placement of monuments;

"Contract" means the agreement made and signed between the purchaser of the interment rights in the cemetery, or his/her representative for any services requested to be done within the cemetery;

"Cremains" means cremated human remains;

"Cremains Plot" means a plot set aside for the interment of cremains;

"Disinter" means exhume (to remove from a grave or out of the earth, dig out of the earth, ground);

"Disinterment" means exhumation (the act of exhuming/disinterring);

"Funeral Director" means a person who holds a Funeral Director's license issued under section 19 as defined in the Alberta Funeral Services Act.

"Full Plot" means a plot designated for a traditional adult casket burial;

"Grave" means a plot that has been opened or used as a place of burial; an opening dug in a burial plot for the purpose of the interment of human remains or cremated human remains;

"Holiday" means all general holidays proclaimed by the Town of Taber, the Province of Alberta, or the Dominion of Canada;

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“Infant” means an individual less than two (2) years of age;

“Interment” means the burial of human remains in a grave;

“Manager” means the Chief Administrative Officer and shall include all or any persons acting as his/her designate or agent in carrying out the provisions of this Bylaw unless context otherwise requires;

“Memorial” means any object or structure within the cemetery that serves to keep a person or group of persons in memory. It includes a monument, a bench, a tree, etc;

“Monument” means a structure in a cemetery placed or constructed on any plot or area for the purpose of memorialization;

“Perpetual Care” means the ongoing care of plots/graves;

“Taber Memorial Gardens” means Cemetery;

“Vehicle” has the same meaning as it has in the Highway Traffic Act, RSA 1980 Chapter 30;

“Veteran” means a former member of Her Majesty’s Canadian Forces as determined by the Department of Veteran’s Affairs Canada.

III. SUPERVISION AND CONTROL

The Manager shall:

- A) ensure compliance to the provisions of this Bylaw, *The Cemeteries Act (Revised) R.S.O. 1990*, and its regulations, as the same may be from time to time amended.
- B) open and close all graves in the cemetery that may be required to be opened or closed and permit no other person to do so.
- C) attend to all interments held in the cemetery and fill all graves immediately after interments
- D) attend to the maintenance and care of the cemetery as required in this Bylaw and the *Act*.
- E) be the only persons authorized to sell or transfer interment rights to graves, plots, mausoleums and columbarium or to authorize digging of

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graves, erection of monuments, repairs thereto, or to enter into any agreement for upkeep of plots, or give valid receipts for any cemetery dues.

- F) ensure a copy of the Cemetery bylaw is provided with each interment right certificate.

IV. PROVINCIAL REGULATIONS

On those matters about which this Bylaw is silent, the provisions of the Alberta Cemeteries Act, with amendments and its associated regulations shall apply.

V. PROPER RESPECT

- A) No person other than the Manager or their designate shall enter or remain in the Taber Memorial Gardens between the hours of 10:00 p.m. and 7:00 a.m. of the following day.

- B) No person shall:

- i) Bring alcoholic beverages upon the cemetery grounds.
- ii) Deposit rubbish or debris on the cemetery grounds, except in receptacles provided for that purpose.
- iii) Engage in soliciting of any kind in the cemetery.
- iv) Discharge a firearm except at a military funeral with the prior written consent of the Manager.
- v) Wilfully destroy, mutilate, deface, injure, write upon or remove any monument, marker or other structure or object placed in the cemetery or any fence, railing or wood installed for protection or ornamentation.
- vi) Wilfully destroy, cut, break, pick or injure any tree, shrub or plant.
- vii) Play any game or sport.
- viii) Wilfully or unlawfully disturb the quiet or good order of the cemetery or persons assembled for the purpose of burying a body by improper noise or conduct.
- ix) Be a nuisance, or at anytime behave in an indecent or unseemly manner.

- C) Care and control of any animals within the cemetery shall be in accordance with applicable Town of Taber Bylaws.
- D) Every person working in the Cemetery in any capacity including those in the capacity of mason, carter, stone cutter, erector or helper shall be subject to the direction of the Manager.
- E) All work in the immediate vicinity shall be discontinued during a burial service.

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- F) Every person found in violation of any of the aforementioned regulations by the Manager shall be expelled from the cemetery grounds and may be subject to prosecution under the Cemeteries Act, the Trespass to Premises Act and or the Mischief provisions under the Criminal Code of Canada.
- G) In accordance with the Cemeteries Act, a person is guilty of an offence who:
 - i) wilfully destroys, mutilates, defaces, injures or removes a tomb, monument, grave stone or other structure placed in a cemetery, or a fence, railing or other work for protection or ornament of a cemetery or a tomb, monument, grave stone or other structure or a cemetery lot within a cemetery,
 - ii) wilfully destroys, cuts, breaks or injures any tree, shrub or plant in a cemetery,
 - iii) discharges firearms in a cemetery, except at a military funeral,
 - iv) wilfully and unlawfully disturbs persons assembled for the purpose of burying a body in a cemetery, or
 - v) commits a nuisance in a cemetery.
- H) The Town shall take all reasonable precautions to protect owners and the property rights of the owner within the cemetery from loss or damage; but the Town disclaims all responsibility all responsibility or liability for loss or damage from causes beyond its control and especially from damage caused by the elements of an act of God, common enemies, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrections, riots, or any order of a military or civil authority.

VI. PEDESTRIAN AND VEHICULAR TRAFFIC

- A) Except for cemetery employees or agents thereof in the performance of their duties, no person shall:
 - i) Operate a vehicle or conveyance within the cemetery elsewhere than on roadways intended for and wide enough for vehicular traffic.
 - ii) Travel at a speed in excess of fifteen (15) kilometers per hour within the cemetery.
 - iii) Operate an off-road or competition motorcycle, a motorized snow vehicle, ATV or any other form of off-road vehicle within the cemetery grounds.
- B) Use of a bicycle is permitted for conveyance within the cemetery on approved roadways only.
- C) The use of skateboards, in-line skates, roller skates or any similar conveyance is strictly prohibited within the Cemetery.

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- D) The Town may prohibit the driving of any vehicle in the cemetery when the roads are in an unfit condition. The owner of the vehicle shall be responsible for any damage done by a vehicle within the boundaries of the cemetery.
- E) Pedestrians within the cemetery shall use only the roads provided unless they are in attendance upon a specific gravesite for the purposes of care, mourning or in attendance at a memorial service. Any persons who, in order to attend a specific gravesite, must leave the road shall exercise utmost care when walking on or near graves.
- F) The Town expressly disclaims liability for any injuries sustained by anyone in violation of these rules.
- G) The Manager or their designate may restrict vehicular traffic due to road conditions, climate or any other appropriate reason.

VII. ADMINISTRATION AND AUTHORITY

- A) The Manager is responsible for the operation of and for maintaining order in the cemetery. This includes the general supervision, charge and control of the management and operation of the Taber Memorial Gardens, and all books, plans, records and documents relating thereto and as required by law.
- B) The Manager shall make all sales of plots or niches in the cemetery and shall receive all monies resulting from sale of such.
- C) The Town reserves the right to limit the number of plots developed and / or make available for sale each year. In addition, the Town alone shall determine the area and sequencing of development and plot sales.
- D) The Manager shall direct that a current account be kept of all monies received there from and of all expenditures made in connection with the cemetery, the location of each plot, name of the owners of each plot, the name and location of each and every interment and disinterment and all over transactions necessary to keep a complete record of all business transacted in the cemetery.
- E) The Manager shall have charge of the said cemetery and of all persons employed therein, and of all works of whatsoever nature carried out therein, and shall be charged with the duty of seeing that the said cemetery is kept in good order.
- F) Only persons under the control and supervision of the Manager shall open any grave for a burial of, or the removal of, a dead body or the ashes of a dead body.

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VIII. CEMETERY LAYOUT

- A) Council may by resolution designate special burial sections within the cemetery to include but not be limited to:
 - i) Field of Honour
 - ii) Infant/Limb Section
 - iii) Cremation Section
 - iv) Old and New Sections
 - v) Columbarium and Mausoleum
- B) Council may by resolution determine the size, location and dimensions of grave plots and retains the sole authority to further sub-divide or alter.
- C) A full plot shall be not less than five (5) feet in width and ten (10) feet in length, except in those sections intended exclusively for the burial of bodies of children and of urns containing cremated remains.

IX. INDIGENT AND UNCLAIMED BODIES

Indigent burials shall be subject to the rules governing such burials at the time of interment as established by Provincial Regulations.

X. FIELD OF HONOUR SECTION

- A) The Town shall set aside an area, which shall be known as the "Field of Honour Section" which shall be reserved for the burial of veterans and their spouses.
- B) No interments shall take place in the Field of Honour Section unless an application for burial on the prescribed form has been fully completed and signed by the applicant and approved by the Royal Canadian Legion on behalf of the Commonwealth War Graves Commission. The Town assumes no responsibility for applications made in error or falsely completed.
- C) A spouse not qualifying as a veteran may be interred or pre-need Interment Rights for a spouse may be obtained in the Field of Honour section but only after or concurrent with the interment of or pre-need Interment Right purchase for the veteran. There is no provision for the interment in the Field of Honour for a spouse not qualifying as a veteran without the veteran already being, or planned to be interred therein.
- D) Only one (1) casket and one (1) cremains, or, two (2) cremains with no adult casket may be interred in one (1) full plot.
- E) Only pillow type head stones, consistent with those approved by Veterans Affairs are permitted.

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- F) Only one headstone is permitted per full plot in the Field of Honour.

XI. COLUMBARIUM

- A) Any columbarium situated within the Taber Memorial Gardens shall be considered for administrative purposes to be part of the cemetery.
- B) A columbarium niche shall not store the cremains of more than two persons.
- C) Usage of each Niche shall be restricted to two (2) openings and closings.

XII. MAUSOLEUM

- A) Upon application, the Manager may approve the construction of a mausoleum provided that it is located in a designated area and meets the situation and construction standards as set forth by the Cemeteries Act.
- B) No Mausoleum shall be constructed until all fees are paid in full to the Town.
- C) The Manager shall ensure that the owner of a mausoleum maintains the mausoleum in a good state of repair, that no offence is committed in the operation of the mausoleum, that no public health nuisance arises from the operation of the mausoleum, and that precautions are taken to prevent vandalism and to protect the bodies interred or stored in the mausoleum.
- D) Any mausoleum situated within the Taber Memorial Gardens shall be considered for administrative purposes to be part of the cemetery.

XIII. CREMAINS

- A) Cremated remains may be interred on the same site with another body or other cremated remains upon registering such interment with the Town of Taber, however, no body shall be buried in a grave (plot) where cremated remains have previously been interred.
- B) Interment of cremated remains shall be in accordance with Provincial Regulations and may occur in Columbaria, Mausoleum, Full Plots or designated Cremains Plots.
- C) A maximum number of five (5) cremains may be buried in one (1) full sized grave plot.
- D) A maximum of one (1) cremain may be buried in a designated cremains plot. Application for double urn interment may be made to the Manager.

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XIV. SALE OF INTERMENT RIGHTS

- A) All interment rights shall be sold subject to the following conditions and no plot shall be used for any purpose other than the burial of human remains. Purchasers acquire only the right and privilege of burial of the dead subject to this Bylaw, the Cemeteries Act and its Regulations as may be amended. Any person acquiring a plot or plots under the provisions of this Bylaw shall only acquire the right and privilege of burial of the dead therein subject to the provisions of this Bylaw and shall not be deemed to acquire any title to the land which shall remain vested in the name of the Town.
- B) The applicant shall receive a receipt for each payment.
- C) The Town of Taber shall collect Perpetual Care funds at the time of sale of interment rights for the maintenance of the Taber Memorial Gardens and in accordance with the authority granted under the Cemeteries Act.
- D) The purchaser shall be issued a Certificate of Interment Rights purchased by them only when the purchase price, including Perpetual Care, is paid in full.
- E) The Certificate of Interment Rights shall specify the name and address of the Interment Rights Holder, the amount paid, the location and area and dimensions of the plot and the date of purchase.

XV. PRE-NEED SALES

- A) Sale of Interment Rights may be done in advance of need and in accordance with the Cemeteries Act and this Bylaw.
- B) The Manager, or designate shall make all sales of plots in the cemetery including columbarium niches and shall receive all monies resulting from the sale of such plots.
- C) A contract for the reservation of burial rights in plots or niches, or the rights to memorialize on Town Owned Monuments shall:
 - i. be in writing; and
 - ii. signed by the purchaser, and the Manager or designate; and
 - iii. contain a clause of the right to cancel by the purchaser or the Town as set forth in the Cemeteries Act and the notice shall be at least as prominent as the contents of the contract.
- D) The owner of the interment rights of a plot or niche may authorize the use of such plot or niche for the interment of another person or reserve the plot or niche for another person by submitting to the Manager or designate the name of the person to be interred and to which plot or niche.

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- E) If the Town for any reasons deems a previously purchased plot unusable, the Town will supply a similar plot at no cost to the original purchaser or heirs and the original plot shall revert to the Town.
- F) Upon the sale of a plot(s) in the said Cemetery, the Owner of the plot waives any claim to the Town of Taber arising by reason of any error or mis-description of any burial plot. The Town of Taber will undertake to avoid any errors of description, but its Liability shall only extend to a refund in the case of error to refund the monies paid to the Town for a plot(s).

XVI. TRANSFER OR SALE OF INTERMENT RIGHTS

- A) An owner of Interment Rights may by gift, bequest or otherwise, transfer without financial consideration to another person only by giving notice of the transfer in writing on the specified form as directed by the Manager. Transfer of Interment Rights will not be considered valid until approved by the Manager and the administration fee is paid in full.
- B) In the case of demise, a certified copy of the Last Will and Testament and/or Letters Probate shall be provided; or, in the case of intestacy, or where the plot has not been bequeathed in the Will, the Town shall recognize as the Interment Rights Holder, that person listed at the time of purchase of Interment Rights as Next of Kin or that person receiving the residue of the estate or, that person designated in an agreement in writing executed by the immediate heirs.
- C) No transfer shall be made until all amounts outstanding for the purchase of interment rights have been fully paid. Unless previously paid in full, the Perpetual Care fee is applicable on any transfer and is due at the time of transfer.
- D) Upon receipt of the signed notice of transfer or other required documents and the payment of all outstanding amounts, the Manager shall issue a new Certificate of Interment Rights to the transferee, at a set fee as amended from time to time.
- E) Cemetery plots may be resold at a cost not to exceed the current value of a similar plot within the Taber Memorial Gardens, but such transactions shall be registered with the Town at a fee set out by the Manager and resolution of Council at the time of sale. All transactions shall be registered with the Town and shall include confirmation of amount of financial consideration and payment of the administrative fee at which time a new Certificate of Interment Rights will be issued.
- F) Field of Honour plots may only be resold or transferred to the Town or only to a veteran with prior approval of the Town and the Commonwealth War Graves Commission.

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XVII. INTERMENT

- A) No interment shall be permitted until a form is provided to the Town completed and signed by the Owner (or Funeral Director on behalf of owner) of the burial rights in the plots in which burial is to be made, on which form the following particulars shall be set forth; namely:
- i) Name of Deceased Person
 - ii) Date of Death, Age & Sex of Deceased
 - iii) Name/Address of Closest Relative
 - iv) Date and Time of Interment
 - v) Location of Interment (Row, Block, Plot, and Grave)
 - vi) Name of Funeral Chapel
 - vii) Any other information as may be deemed necessary to provide an accurate registry of the burial.
- B) No person(s) shall be buried in any plot unless such person(s) is the registered owner of the interment rights, or has received written consent from the owner or agent of the owner, unless the grave plot is held by two (2) or more person(s), the surviving person(s) consent thereto in writing.
- C) No plot shall be used for any other purpose than the burial of human remains.
- D) Whenever a block, plot or grave is held jointly by two or more parties authority for interment in such areas or any part thereof will be accepted by the Town from anyone of the said parties or their executors or agents.
- E) No interments in a full plot shall contain more than five (5) cremains, or 1 adult grave and five (5) cremains, and/or two (2) infant caskets. A casket burial shall not occur in a plot that has cremains previously interred in it.
- F) The depth of burial from the surface of the surrounding ground shall be six (6) feet for an adult and four (4) feet for an infant with the exception of cremains.
- G) The owner of a cemetery shall ensure that all graves are dug to a depth so that between the top of the casket and the ground surface level there is a distance of at least two (2) feet if a substantial grave liner is used or at least three (3) feet if such a grave liner is not used.
- H) No interments shall be permitted until in the cemetery until an approved burial permit has been filed with the Town.

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- I) The Owner of a plot or person instructing the Town to open a plot shall be responsible to give complete and precise instruction regarding the location of the plot and the Town shall not be responsible for any errors resulting from the lack of proper instructions.
- J) Notwithstanding any other provision of the Bylaw, orders for burials must reach the Town twenty-four (24) hours (one clear working day) prior to the time set for the interment, unless the CAO, for emergency reasons, otherwise allows.
- K) Burial services shall be primarily conducted between the hours of (8:00 a.m. to 3:30 p.m.) Monday to Friday inclusive. If burial service is required at 3:30 p.m. or on Saturday or Statutory Holidays, such fees to provide same shall be based on the rate as stated in the cemetery Bylaw. No burial shall be permitted on a Sunday or a Statutory or declared holiday except with special permission in writing to the Manager, which may only be granted in cases of special emergency, such as danger of contagion or infection, or in case of any epidemic or by order of the Provincial Board of Health, or religious belief, or unless there exists circumstances which, in the opinion of the Director, justifies and necessitates the burial.
- L) Plot(s) shall be opened and closed only by persons employed by the Town and no person(s) not under the control or employment of the Town shall open or close any plot for persons of interring or disinterring a body.
- M) All burials must have cement liners, as a minimum. Cremains that are to be interred in the ground vice in a niche must have a fibreglass outer casing or other suitable receptacle as approved by the Manager.
- N) Funeral Directors must provide the necessary lowering devices and make their own arrangements for the placing of mats, wreaths, flowers, etc. around the grave.

XVIII. DISINTERMENT

- A) Plot(s) shall be opened and closed only by persons employed by the Town and no person(s) not under the control or employment of the Town shall open or close any plot for persons of interring or disinterring a body.
- B) No remains shall be disinterred or removed from the cemetery for any purposes unless a Licensed Funeral Director is present.
- C) No person shall disinter or remove a dead human body from a cemetery or mausoleum for any purpose unless that person first obtains a permit for disinterment issued by the Manager of Vital Statistics and delivers it to the owner of the cemetery.

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- D) Disinterment fees shall be as set out by resolution of Council and as amended from time to time.

XIX. CARE OF PLOTS

- A) The Town is the sole provider of general care services of the entire cemetery. The owners of Interment Rights of a plot shall observe all rules and regulations passed from time to time by the Town for keeping plots in order.
- B) Unless otherwise specified in this Bylaw, no person(s) shall place or erect any object in any part of the cemetery, with the exception of temporary memorial funeral designs or floral arrangements.
- C) The Town cemetery employees shall have the 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.
- D) The Town does not allow the planting of flowers, floral designs, trees, shrubs, plants, or herbage of any kind.
- E) The Town shall undertake to maintain as many as practicable, the planting of trees and shrubs to preserve and maintain landscape features.
- F) The Town will remove all flowers, funeral designs or floral pieces from graves thirty (30) days after the interment or earlier should they become unsightly or interfere with regular maintenance.
- G) No glass bottles, earthen jars, metal or wooden boxes or other memorial tributes shall be allowed in any section of the cemetery, and any so placed shall be entirely removed.
- H) Artificial flowers, arrangements or plants are permitted throughout the year provided that they are contained within a vase affixed on or near the monument and do not pose a hazard to the cemetery employees engaged in their duties. Any artificial flowers that are found to be in a state of substantial disrepair, become unsightly, are placed somewhere other than in an affixed vase or cause a potential hazard to cemetery workers may be removed by the Town without notice or recompense.

XX. PERPETUAL CARE

- A) Perpetual care, for the purposes of the Bylaw, shall mean care of the grounds and any, shrubs, trees, walkways, structures or gates installed by the Town. The Town shall not provide perpetual care for plot or grave site installations, i.e. monuments.

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B) The Town may authorize grave site repairs when the Town is unable to locate any family members.

C) Perpetual care to be supplied by the Town means and includes:

A grass seed or sod application to plots/grave surfaces, re-seeding when necessary, or cultivation as may be necessary in connection with such seeding, and re-seeding, watering, seasonal cutting of grass, and weeds, keeping plots in neat condition and good appearance, maintenance and such other work as may be authorized by the Manager.

Seed or sod shall be applied as soon as practicable after burial and once the grave site has had an opportunity to settle. When conditions permit the Manager shall cause sod or seed to be placed on the area of the grave and subsequent maintenance to be carried out. For Interments that occur in the winter and at other such times as seeding or sod is not seasonally practical, seed or sod shall be applied as soon as possible once conditions allow.

D) Perpetual Care to be supplied by the Town shall not include the care, maintenance, upkeep, repair of or replacement of any monument, plaque, or a similar object which has been placed or may in the future be placed in the cemetery regardless whether such placing has the Town approval.

XXI. MONUMENTS AND PLOT SITE INSTALLATIONS

A) Any and all work at the cemetery requires the authorization of the Town, and may only be conducted through licensed firms.

B) Any construction in existence before the passing of the Bylaw, may at the discretion of the Town be removed free of charge by the Town upon request by the grave owner or may be removed by the Town from time-to-time, if by reason of neglect or age, they fall into a state of disrepair.

C) Monument dimension, composition and placement shall be as set forth by the Manager and approved by resolution of Council and may be amended from time to time.

D) All monuments shall be placed at the head of the plot or grave on solid ground or, on the continuous concrete base if present, and shall be in a line designated by the Town. No foot markers will be permitted.

E) No plot shall be covered by any slab of concrete, stone, or other similar material. The plot will be sown to grass, or covered with sod and kept level with the surroundings.

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- F) No monument shall be erected in the cemetery until the design, description and materials composition has been approved by the Town, and a permit on the prescribed form has been issued by the Town. Such structure shall be erected according to the provision of this Bylaw and under the direction of the Manager or designate.
- G) All monuments are subject to inspection by the Manager or designate for compliance with this Bylaw and those found in violation thereof may be caused to be removed by the Town. Fees for removal of the monument shall be borne by the owner of the Interment Rights or heir.
- H) The Town may remove all installations at the cemetery made without authorization by the Town.

XXII. FEES

All fees associated with cemetery services and the purchase of Interment Rights shall be in accordance with the rates set by the Manager and as approved by resolution of Council. Fees shall be subject to annual review.

XXIII. ENFORCEMENT OF RULES

The Town is hereby empowered to enforce all rules and regulations and to exclude from the cemetery any person(s) violating it. The Town shall have charge of the grounds and buildings including the conduct of funerals, visitors and at all times shall have supervisors and control of all persons in the cemetery.

XXIV. EFFECTIVE DATE AND REPEAL OF BYLAW

- A) Bylaw No. A-326 dated July 27th, 1992 and any amendments thereto are hereby repealed.
- B) This Bylaw shall take force upon the third and final reading thereof.

RES.359/07 READ a first time this 26th day of NOVEMBER, 2007.

RES.12/08 READ a second time this 14TH day of JANUARY, 2008.

RES.13/08 READ a third and final time this 14TH day of JANUARY, 2008.



MAYOR



CHIEF ADMINISTRATIVE OFFICER



TABER MEMORIAL GARDENS MONUMENT REGULATIONS

- A permit is required for all monument installations as set out in the Cemetery By-Law.
- Monuments shall be constructed of Bronze, Granite, or Marble. The use of other material requires the prior written consent of the Manager. Monument companies must make application by letter for consideration of another material by providing detailed drawing, materials, list and documentation to support the suitability of the material in the use of monuments.
- Monuments must be in good taste and shall not reasonably be cause for offence to others.
- Foot markers are not permitted
- Interpretations of the specifications are at the sole discretion of the Manager.
- The Town of Taber is not responsible for errors on monuments or in the placement thereof.
- Rows H, I, J and beyond within the Cemetery will have a continuous concrete foundation however Monument companies are required to confirm with the Cemetery and by site inspection whether or not one is installed on the specific grave in question prior to installation.
- In areas where a monument is set on a continuous foundation, a minimum of two (2) inches of foundation will extend at the front and back of the monument.
- Covers for entire graves shall not be permitted at the Taber Memorial Gardens.
- To ensure the consistent application of the following specifications, all measurements are described as follows:
 - a) "Depth" shall mean the measurement of the monument as it would face the plot measured from the head of the plot towards the foot of the plot.
 - b) "Width" shall mean the measurement of the monument as it would face the plot measured from left to right.
 - c) "Height" shall mean the measurement of the monument from the concrete foundation at the highest portion of the top of the monument. This measurement shall include all bases placed so as to elevate the monument.

MONUMENT BASE

All graves in row H, I, J and beyond will have a continuous concrete foundation measuring 24" in depth. Where there is a continuous concrete foundation, the monument base depth dimension shall not exceed twenty (20") inches. If no continuous concrete foundation is installed (rows A through G), a rectangular piece of support concrete or granite of four (4") inch thickness so placed as to be level with the surrounding ground, and four (4") inches wider all around than the base of the monument stone or tablet to be placed upon it; not to exceed a total width of forty-eight (48") inches and a depth of Thirty-six (36") inches for single graves and a width of ninety-four (94") inches and a depth of thirty-six (36) inches for double graves.

FLAT & PILLOW MONUMENTS

A flat monument shall mean a monument of approved ornamentation with such letters as may be desired by the owner of the burial rights and approved by the Manager. The face of the monument shall be aligned with the level of the ground in which it is set. A monument must be either set in ground or contained within a suitable reinforced concrete base.

A pillow monument shall mean a flat, sloped section of granite or marble set so that the highest portion of the top of the pillow shall be sixteen (16") inches or less measured vertically from the foundation

Where there is no continuous concrete foundation the monument company must install a concrete base that shall project a minimum of three (3") inches on all sides of the monument. The foundation will be set on level ground.

UPRIGHT MONUMENTS

An upright monument shall mean a section of granite, marble or bronze set so that the highest portion of the top of the monument shall not be more than a maximum of thirty-six (36") inches in height.

The monument may be set on a granite or marble base. If a granite or marble base is used, it shall project no less than three (3") inches on all sides of the monument and be a thickness not greater than eight (8") inches, and not less than three (3") inches. All upright monuments with or without marble or granite bases shall be set on a concrete foundation. Where the continuous concrete foundation is not installed (Row A to Row G), a cement foundation must be installed by the monument company and shall project a minimum of three (3") inches on all sides of the monument. The foundation will be set on level ground.

VASES ON OR WITH MONUMENTS

Vases will be permitted in the cemetery provided they are not of glass, pottery, or other brittle material and they conform to the size specified below and that they are anchored and maintained as specified below.

Vases placed on each monument, must be built into the base of the monument and must allow three (3") inches of clearance on all sides from the edges of the base. In the event that a vase is to be installed where a continuous concrete foundation has been installed, the vase shall be affixed to the monument itself. Vases shall not be built into or attached to the continuous concrete foundation.

Should a vase or vases be considered as additions to existing monuments, all conditions of this form and the Cemetery Bylaw apply.

INSCRIPTIONS ON BACK OF MONUMENTS

Verse, surname, names of children and or small message is permitted. Elaborate design or plaques on back of monument must be approved by Manager before installation.

REMOVAL OF MONUMENTS FROM CEMETERY

No monument may be removed from the cemetery without the Town of Taber receiving written notification including written authorization from the owner.

SPECIAL DESIGNATED SECTIONS

Only flat monuments are permitted on common infant lots to a maximum of 24" X 24". There is no concrete continuous foundation in the designated infant sections.

Only flat monuments may be installed on designated cremains sites. No upright or pillow markers will be allowed. Dimensions shall not exceed forty-eight (48") inches by forty-eight (48").

Only pillow markers are permitted in the Field of Honor. Continuous concrete foundation is provided.



5ft X 10ft Plot

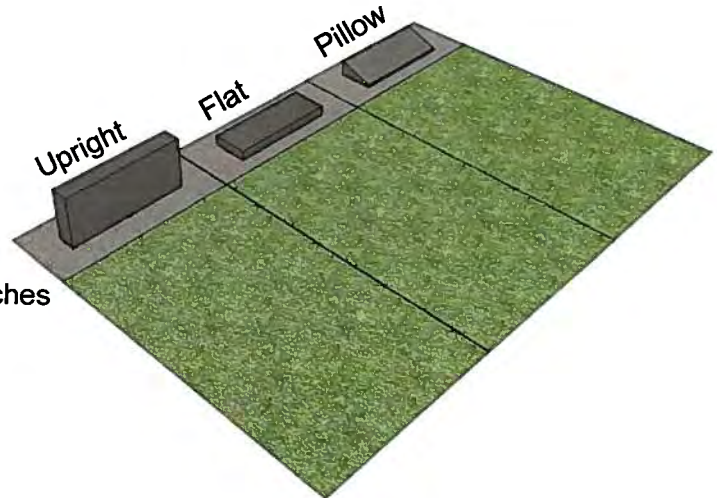
Monument Dimensions

Maximum depth: 20 inches

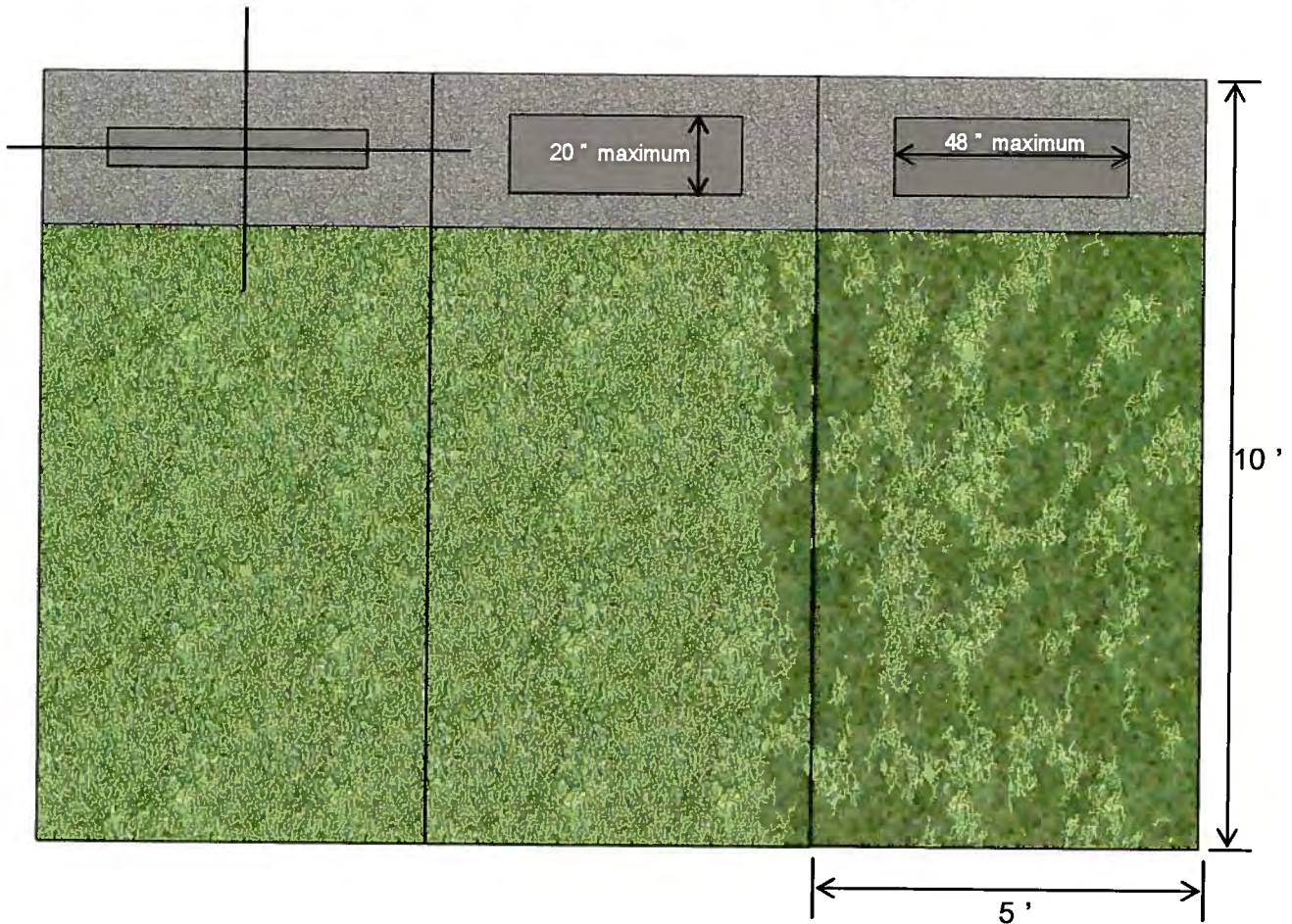
Maximum width: 48 inches

Maximum upright monument height: 36 inches

Maximum pillow monument height: 16 inches



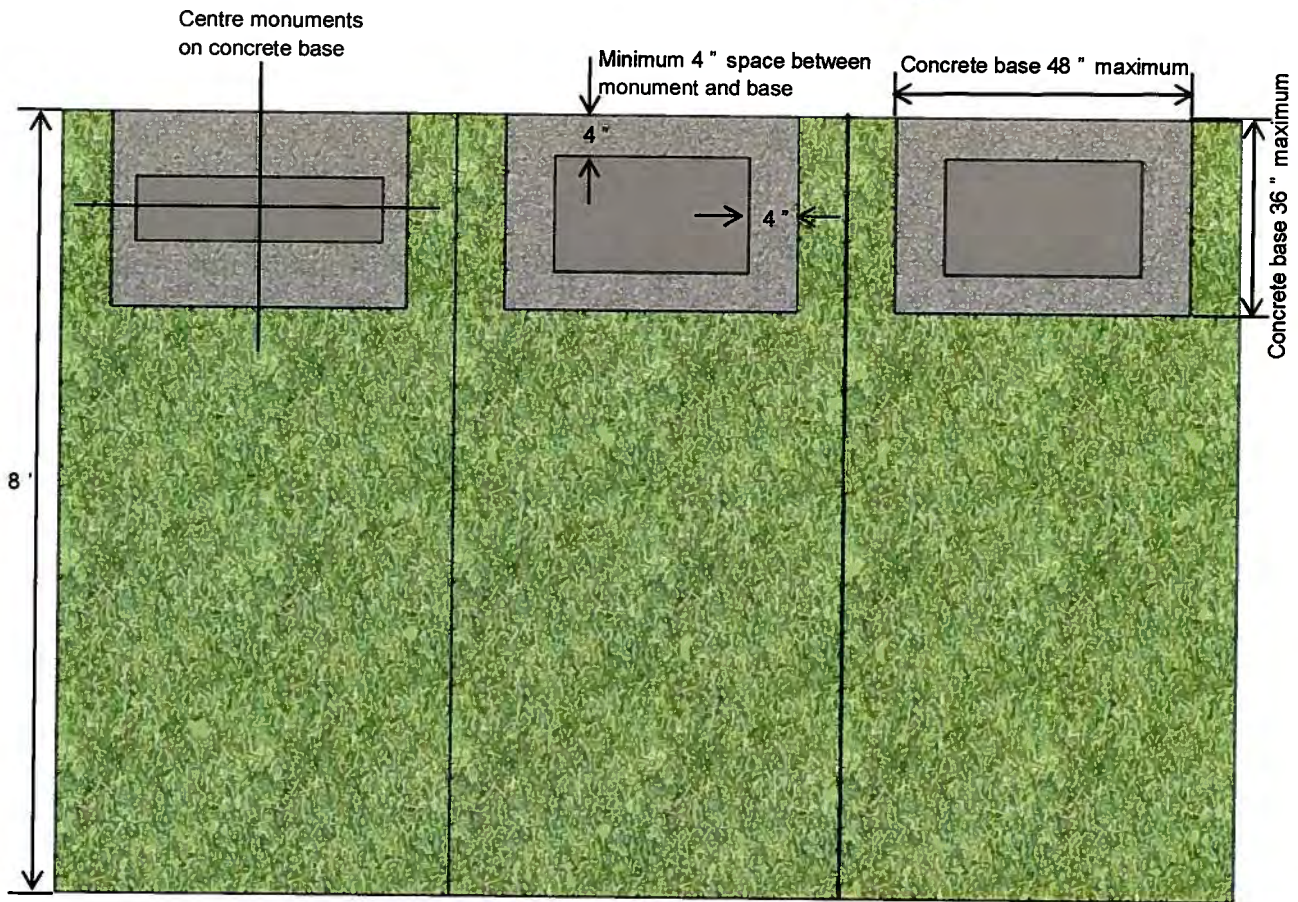
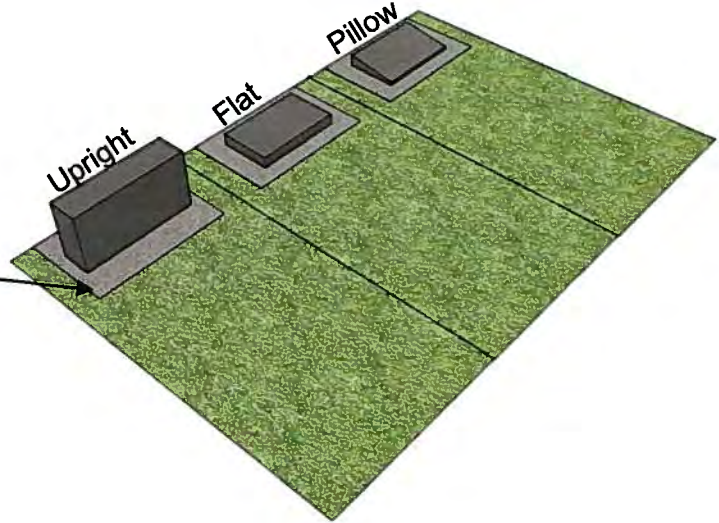
Centre monuments on continuous concrete base





4ft X 8ft Plot

Concrete Base Dimensions
Maximum depth: 36 inches
Maximum width: 48 inches
Thickness: 4 inches,
set base level with ground



Maximum upright monument height: 36 inches
Maximum pillow monument height: 16 inches



Double (5ft X 10ft X 2) Plot

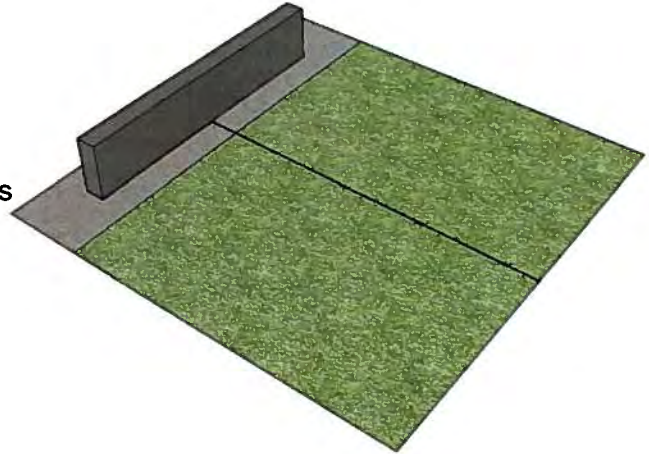
Monument Dimensions

Maximum depth: 20 inches

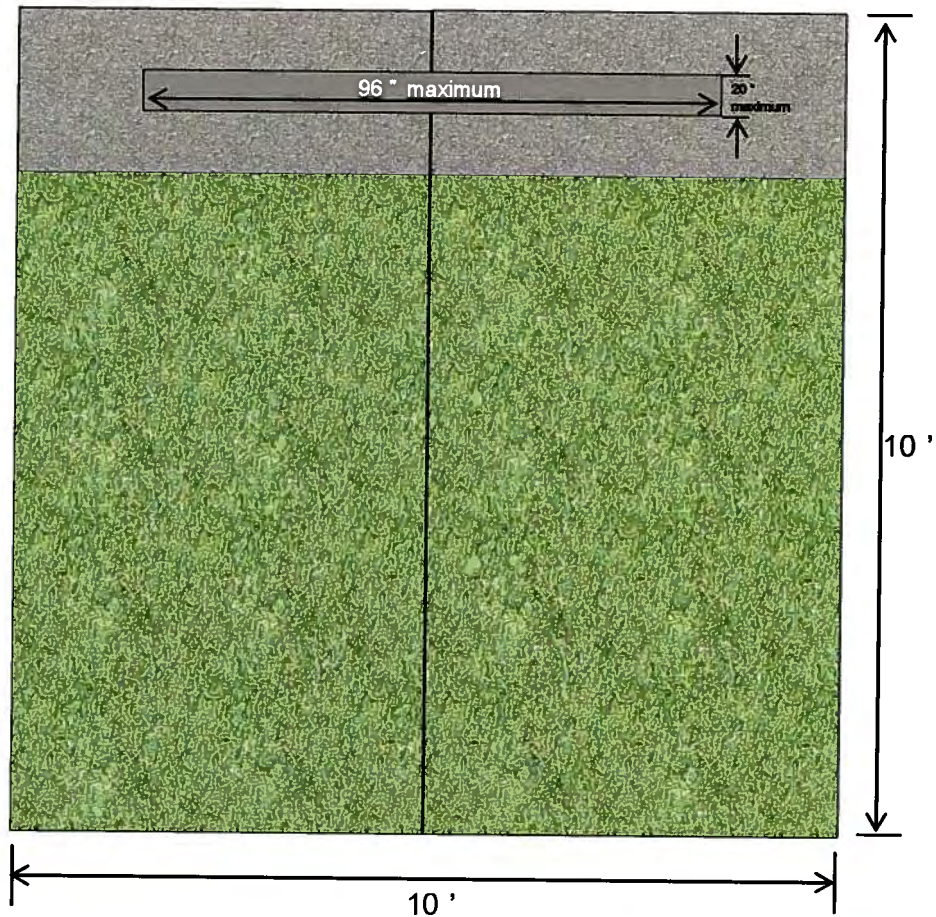
Maximum width: 96 inches

Maximum upright monument height: 36 inches

Maximum pillow monument height: 16 inches



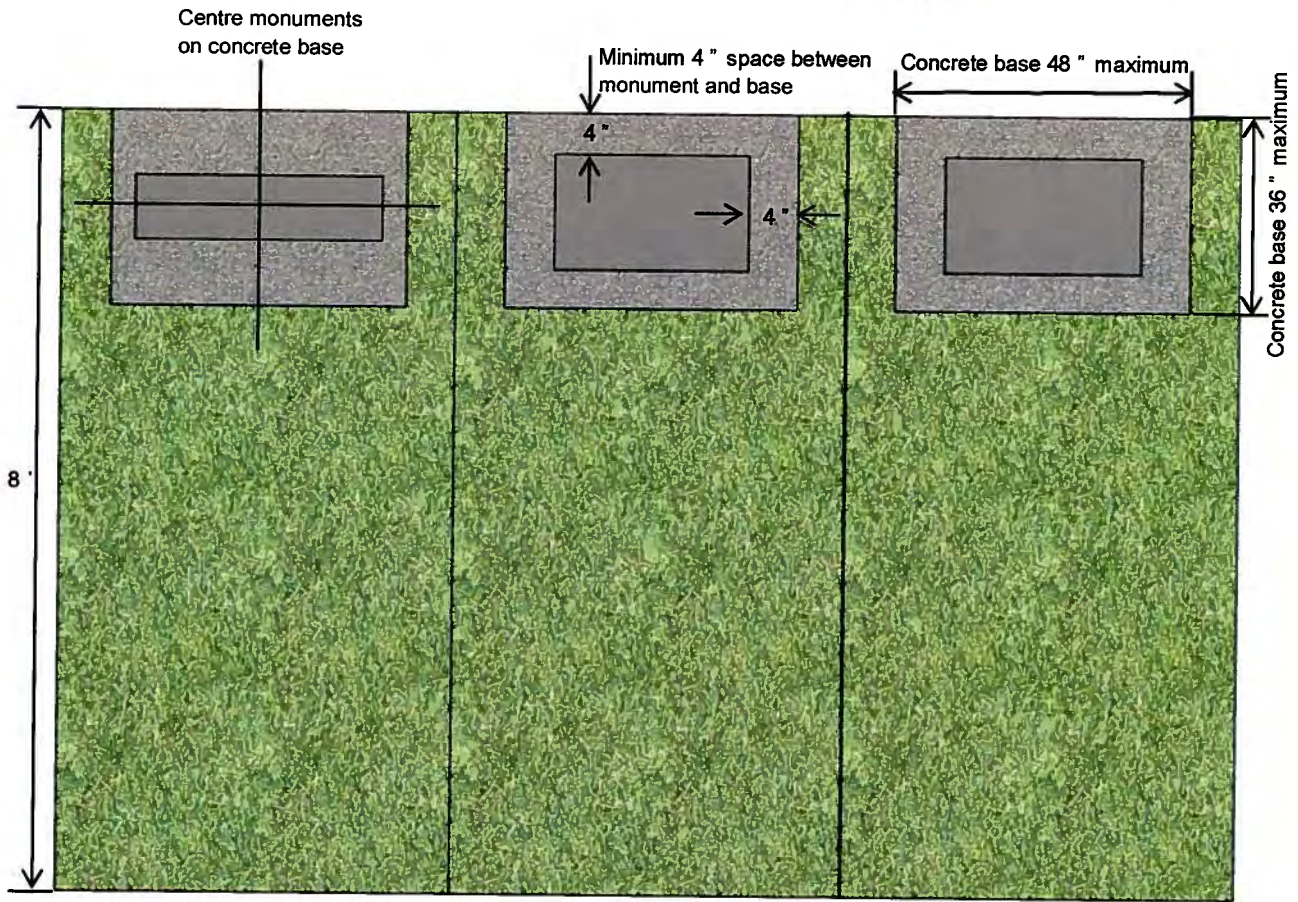
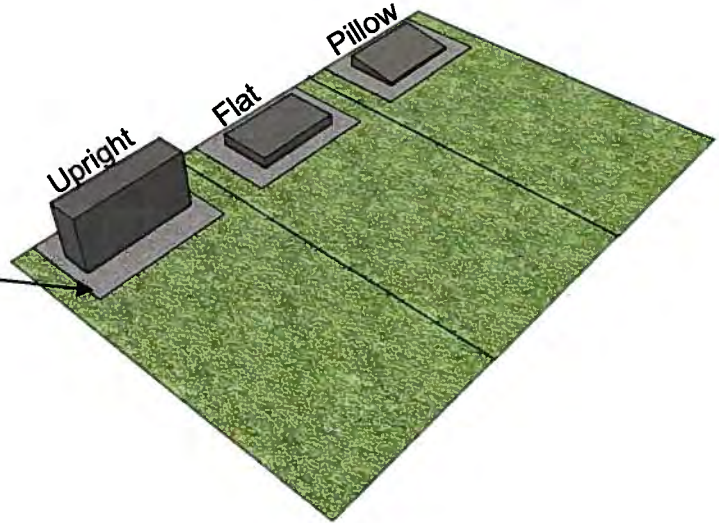
Centre monuments on
continuous concrete base





4ft X 8ft Plot

Concrete Base Dimensions
Maximum depth: 36 inches
Maximum width: 48 inches
Thickness: 4 inches,
set base level with ground



Maximum upright monument height: 36 inches

Maximum pillow monument height: 16 inches



5ft X 10ft Plot

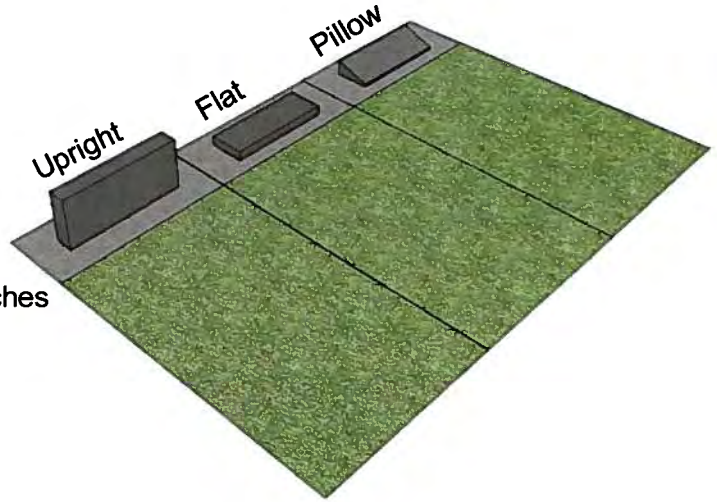
Monument Dimensions

Maximum depth: 20 inches

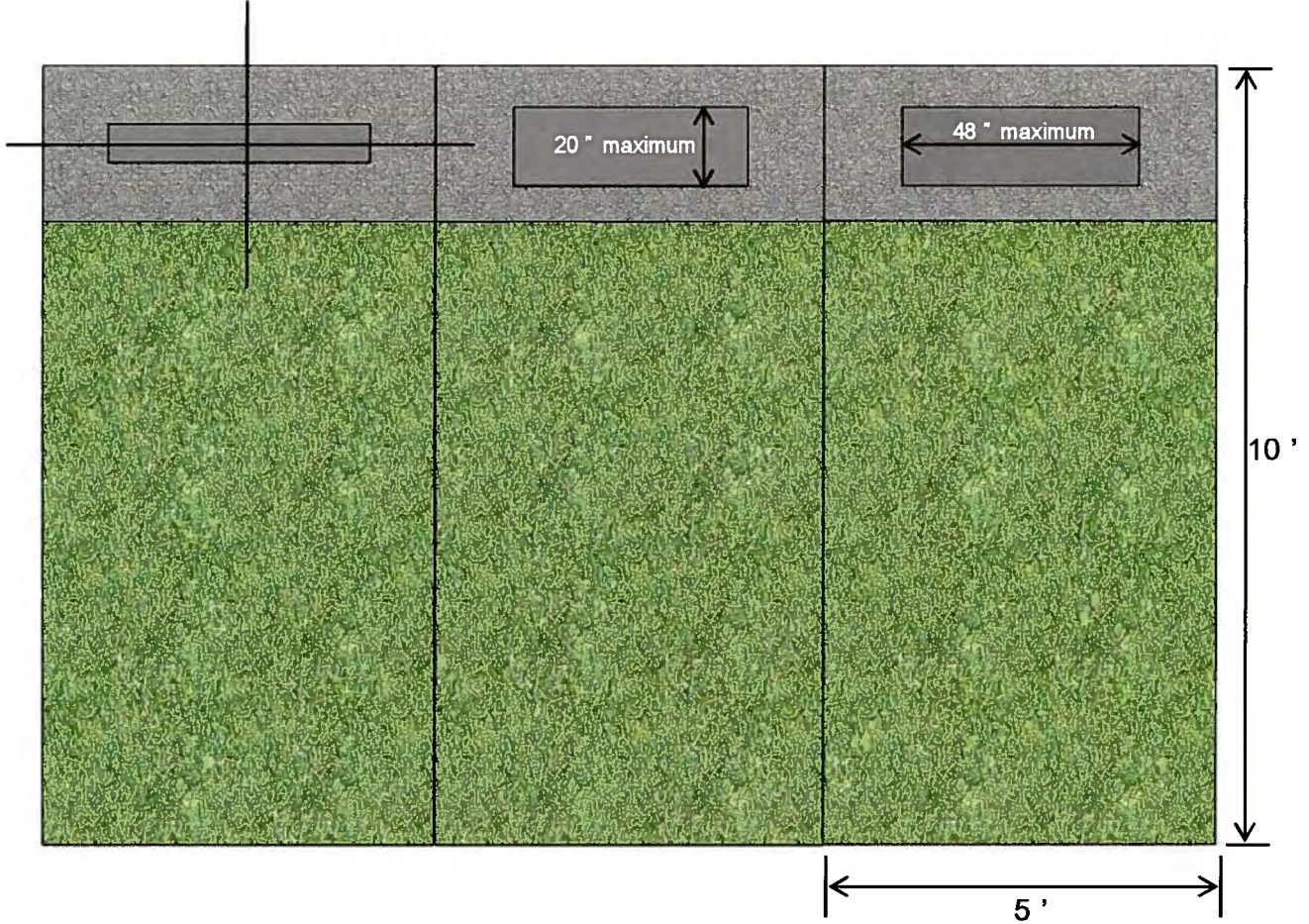
Maximum width: 48 inches

Maximum upright monument height: 36 inches

Maximum pillow monument height: 16 inches



Centre monuments on continuous concrete base





Double (5ft X 10ft X 2) Plot

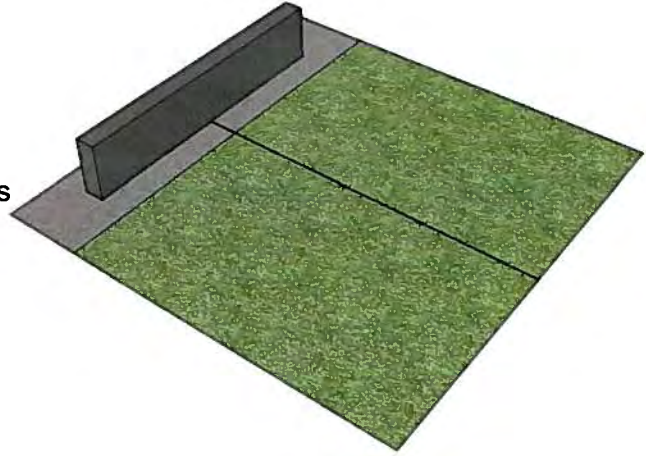
Monument Dimensions

Maximum depth: 20 inches

Maximum width: 96 inches

Maximum upright monument height: 36 inches

Maximum pillow monument height: 16 inches



Centre monuments on
continuous concrete base

