

# Maple Lawn Cemetery

## Boyne City, Michigan

### Rules and

#### Regulations

#### GENERAL RULES

1. The gates of the Cemetery will be open as the Management deems best for the safety of the visitors and the Cemetery.
2. Employees of the Cemetery are not permitted to do any work for the lot owners except upon order of the Sexton but are required to be courteous to all visitors.
3. All fees or charges for services are payable at the City Clerk's Office as herein stated and patrons of the Cemetery are requested not to pay any fee or gratuity to any Cemetery employee unless it is for a burial only.
4. Persons within the Cemetery shall use only the avenues, roads, walks and alleys, and no one is permitted to walk upon or across lots or lawns unless it is necessary to so gain access to one's own lot. The Cemetery expressly disclaims liability for any injuries sustained by anyone violating this rule.
5. Every person driving in the Cemetery shall be responsible for any damage done by the vehicle in the driver's charge.
  1. The following things are prohibited:
    - a) The driving of motor cars or other vehicles through the gates or in the Cemetery at excessive speeds.
    - b) Driving any motor car, vehicle, or animal across or upon any grave, lot or lawn; or parking or leaving the same thereon.
    - b) Parking or leaving any motor car or vehicles on any road or driveway within the Cemetery at such location or in such position as to prevent any car from passing the same, and if so parked or left, the Management will remove the same.
7. No motorcycle will be admitted to the Cemetery except as may be in attendance at funerals or on business.
8. Receptacles for waste material are located at convenient places. The throwing of rubbish on the drives and paths, or any part of the grounds, or in the building, is prohibited.
9. The placing of boxes, shells, toys, metal designs, ornaments, chairs, settees and similar articles upon plots will not be permitted and, if so placed, the Management reserves the right to remove them.
10. It is of the utmost importance that there should be strict observance of the proprieties in the Cemetery. Visitors should avoid conduct unbecoming a sacred place. The following activities are prohibited:
  - a) Peddling or soliciting the sale of any commodity with the Cemetery.

- b) Placing of signs or notices or advertisements of any kind within the Cemetery unless it pertains to Cemetery business.
  - c) Bringing firearms into the Cemetery except by a military escort accompanying a veteran's funeral or attending memorial services.
11. It is the duty of the Sexton to see that the rules and regulations are complied with, and also to see that the order is maintained and to protect and promote the best interests of the Cemetery. To that end the Sexton is authorized to make temporary additional rules which may be needed, from time to time, to meet emergencies which are not covered by these Rules and Regulations.
  12. Special cases may arise in which the literal enforcement of a rule may impose unnecessary hardship. The Cemetery, therefore, reserves the right to make exceptions, suspensions or modifications of any of these Rules and Regulations when in the judgement of the Sexton such action appears necessary; and such temporary.
  13. The Cemetery hereby expressly reserves the right to adopt additional Rules and Regulations or to amend, alter or repeal any rule, regulation, article, section, paragraph or sentence in these Rules and Regulations, at any time. Sufficient time will be given by the Cemetery for those affected by such changes to conform to the new standard.
  14. American flags, service organizations, police and fire flags, will be allowed to be placed in the Cemetery. The Cemetery does this at no charge to the family for any veteran, but does reserve the right to remove these flags at any time after July 4 of each year.
  15. Snowshoers, cross country skiers and persons walking through the Cemetery should recognize the sanctity of the burial of the dead and treat the grounds accordingly.

#### LOTS AND LOT OWNERS

1. The purchase of a lot or plot does not transfer ownership of a parcel of property but is the transferring of the right of burial on the lot or plot purchased from the Cemetery to the lot or plot owner.
2. Persons desiring to purchase lots should visit the Cemetery where the Management will aid them in making a selection. Lots should be paid for in full, unless other financial arrangements are made with the City Clerk.
3. Before any burial is made in a plot or lot, the plot or lot must be paid for in full or an arrangement made with the next monthly statement to that funeral home making the interment.
4. No plot or lot shall be used for any other purpose than the burial of the human dead.
5. The Cemetery reserves to itself to those lawfully entitled thereto a perpetual right of ingress and egress over plots for the purpose of passing to and from other plots.
6. Descriptions of lots will be in accordance with the Cemetery plats which are kept on file in the Cemetery office or in the City Clerk's office.

7. The Management will take all reasonable precautions to protect lot owners, and the burial rights of plot owners, within the Cemetery from loss or damage; but the Cemetery disclaims all responsibility for loss of damage from causes beyond its reasonable control and especially, from damage caused by the elements, an act of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, riots or order of any military or civil authority, whether the damage is direct or subordinate, other than as herein provided.

#### CARE OF LOTS

1. The general care of the Cemetery is assumed by the Management and includes the cutting of the grass at reasonable intervals, the raking and cleaning of the grounds, and the pruning of shrubs and trees if they are found to be a nuisance in the maintenance of the cemetery.
2. The general care assumed by the Cemetery shall in no case mean the maintenance, repair or replacement of any memorial, or tomb placed or erected upon lots, nor the doing of any special or unusual work in the Cemetery. Nor does it mean the reconstruction of any marble or granite work on any section or plot, or any portions thereof in the Cemetery, caused by the elements, an act of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrection riots, or order of any military or civil authority, whether the damage is direct or collateral, other than as herein provided.

#### CORRECTION OF ERRORS

The Cemetery reserves, and shall have, the right to correct any errors that may be made whether in making interments, disinterments or removals, or the description, transfer of conveyance of any interment property, either by canceling such conveyance and substituting and conveying in lieu thereof other interment property of equal value and similar location as far as possible, or as may be selected by the Management, by refunding the amount of the money paid on account of said purchase. In the event such error shall involve the interment of the remains of any person in such property, the Cemetery reserves, and shall have the right to remove or transfer such remains so interred to other property of equal value and similar location as may be substituted and conveyed in lieu thereof.

#### DESCENT OF CERTIFICATES OF OWNERSHIP

The ownership of burial rights to a plot in the Cemetery passes the heirs or assigns of the original owner or owners as stated on the certificate of ownership.

#### SALE OF BURIAL RIGHTS

The Cemetery does not allow the ownership of burial rights to be sold by any plot owner. The lot may be returned to the Cemetery and the pro-rated purchase price will be refunded for any unused portion of their lot.

#### INTERMENTS

1. The Cemetery will be open for interments daily except Saturday, Sundays and holidays, unless special arrangements are made through the Sexton. (See separate price list for burial schedules and fees.)
2. Where immediate burial is required by the Laws of the State of Michigan or under the rules and

regulations of the Board of Health, interments may be made on Saturdays and Sundays but an additional fee will be added to the regular interment charge.

3. All funerals upon entering the Cemetery shall be under the charge of the Cemetery Management.
4. Once a casket containing a body is within the confines of the Cemetery, no funeral director nor his embalmer, assistant, employees or agent shall be permitted to open the casket or touch the body without the consent of the legal representative of the deceased or an order signed by a court of competent jurisdiction.
5. Funeral directors, upon arriving at the Cemetery must provide the necessary burial permit from the health office.
6. All orders for interments in lots should be given in writing to the Cemetery Management. When orders for interments are given over the phone the Cemetery accepts no responsibility for any errors that may be made on the verbal order.
7. Lot owners shall not allow interments in their lots in return for remuneration of any kind.
8. No interment of two or more bodies shall be made in one grave except in the case of mother and child or two infants buried in one casket. In the case of cremation, the Cemetery will allow two cremations per grave space or the combination of one cremation urn and one interment of a human body. The Sexton may grant permission for double burials in one grave depending on the circumstances.
9. The Cemetery Management and the employees of the Cemetery are the only persons who will be allowed to open graves with the following exceptions:
  - a) When the Cemetery is directed to make a disinterment by order of a court of competent jurisdiction and certified copy of such order has been filed with the Management.
  - b) When the coroner directs the disinterment for the purpose of holding an inquest and has filed with the Management his signed authorization to release the body to himself and his lawful agents. In such case the disinterment must be made by the coroner or his lawful agents. Cemetery employees will not be permitted to assist the coroner, or his agents.
  - c) No person may bury the remains of anyone without an adequate burial permit and any such burial must be registered with the City Clerk.
10. In order to maintain a high standard of care and to eliminate sunken graves caused by the collapse of wooden boxes, it is required that all burials ( including babies and cremations) be made in outside containers made of natural stone or of metal, or of reinforced concrete.
11. All charges for interment or services in connection therewith, shall be paid to the City Clerk, who will issue a receipt upon request.
12. Arrangements for the payment of any and all indebtedness due the Cemetery must be made before interment will be made.
13. The right is reserved by the Cemetery to insist upon at least twenty-four hour's notice prior to any interment and at least one week's notice prior to any disinterment or removal.

14. All interments, disinterments, and removals must be made at the time, and in the manner, and upon the charges fixed by the Sexton.
15. Besides being subject to these Rules and Regulations, all interments, disinterments and removals are made subject to the orders and laws of the properly constituted public authorities.
16. The Cemetery will not be responsible for any order given by telephone or for any mistake occurring from the want of precise and proper instruction as to the particular space, size of grave, and location in a plot, where interment is desired.
17. The Cemetery will not be responsible for the interment permit for the identity of the person sought to be interred.

### PLANTS AND SHRUBS

1. The Cemetery will undertake to maintain, as may be practical, the planting of trees and shrubs, to preserve and maintain landscape features, but does not undertake to maintain individual planting or urns or plants.
2. The Cemetery reserves the right to enter on any lot or plot and remove such flowers, plastic flowers, shrubs, trees or other items that in the judgement of the Management are unsightly.
3. The Management shall not be responsible for any kinds of plants damaged by the elements, thieves or by other causes beyond its control. The Management shall have the further authority to remove all floral designs, flowers, plastic flowers, weeds, trees, shrubs, plants, or herbage of any kind or species from the Cemetery as soon as, in the judgement of the Management, they become unsightly, dangerous, detrimental or diseased, or when they do not conform to the standard maintained.
4. The Cemetery shall not be liable for floral pieces, baskets or frames in which or to which, such floral pieces are attached beyond the acceptance of such floral pieces for services held in the Cemetery.
5. Items such as gravel, crushed stone, granite chips, marble chips, woods chips, wood bark or similar items will not be allowed unless reviewed by the Sexton.
6. No elevated grave mounds will be allowed.
7. Beds of flowers or shrubs will not be allowed to extend the full length of a grave but will be limited to extend 18" from the base of the monument or marker to the outside edge of the bed.
8. Permission must be obtained from the Management to plant trees, shrubbery, set markers, remove sod or change the existing grade of the lot.
9. Hedges will not be allowed between lots except in unique circumstances and with the approval of the Management.
10. All artificial flowers will be removed by the Cemetery after November 1 of each year if they are deemed to be unsightly or dangerous for mowing in the spring.
11. Urns not used in one year will be removed from the grave the next year to facilitate easier mowing and

trimming.

12. If there is more than one marker on a single grave space, at least one of the markers will be placed flush with the ground. No plantings of any kind will be allowed next to the flush marker.
13. No memorials, flowers, trees, or ornaments may be placed in the center of any lot to provide for better mowing and trimming of the lot. Any that are installed will be removed by Management and be re-located or given back to the owner.
14. No lilac, spirea or rose bushes will be allowed. If planted, they shall be removed by Management.
15. There shall be no burning of leaves, shrubs, wood or other combustibles in the Cemetery.
16. No graves shall be bordered by below or above ground wood, stone, cement or plastic strips denoting the size of the grave. If this material interferes with mowing and trimming, this material will be removed by Management.

### INSTALLATION OF MEMORIALS

In that orderly business procedures is necessary to permit sound operation of the Cemetery, and in the interest of all the lot owners in the Cemetery and for the continued beauty of the grounds these specifications have been written. They are not designed to hinder or be harmful to anyone and upon due consideration will stand the test of reason.

1. To avoid the appearance of congestion, only one central or family monument should be placed on a family lot unless the lot is of size large enough to allow two family monuments. If more than one marker is installed per grave space as in the case of a military marker, at least one of the markers shall be installed flush with the ground.
2. For the best interest and protection of the lot owner, memorials of cement, artificial stone composition, wood, tin or iron will not be permitted. Only those markers, monuments, and memorials constructed of native boulders, granite, marble or bronze will be permitted. (Native boulders must have an engraved plaque or may be sandblasted. Native boulders must set firmly on a foundation.)
3. Monument retailers and independent stone setters must set all memorials in conformity to Cemetery requirements and in accordance with Trade Standards of proper methods of handling and setting with non-staining material.
4. For the protection of all lot owners, it is necessary to require anyone erecting, cleaning or repairing memorials to obtain a permit, and, in doing such work, comply with the reasonable directions of the Management.
5. The Cemetery will oversee the installation of all foundations to insure such are installed to Cemetery requirements. The Cemetery will, when it is determined by the Management that due to improper installation or use of poor materials by someone else other than Management, re-level or replace any foundation installed and bill the installer on a time and material basis.

If someone other than the Cemetery installs a footing, a gate fee will be charged.

The Cemetery will not accept any liability for foundations poured by others.

6. Should any monument, or marker become unsightly, dilapidated, or safety hazard to visitors or Cemetery employees, the Cemetery retains the right at the expense of the lot owner to correct the condition or remove the same.

#### ENFORCEMENT OF RULES

The Management is hereby empowered to enforce all Rules and Regulations and Cemetery Ordinance #A-17, and to exclude from the Cemetery any person violating the same. The Management shall have charge of the grounds and buildings, including the conduct of funerals, traffic, employees, plot owners and visitors and at all times shall have supervision and control of all persons in the Cemetery.