

**VILLAGE OF LIPTON  
BYLAW NO. #04-2021  
TO ESTABLISH AND CONTROL A CEMETERY**

A BYLAW OF THE VILLAGE OF LIPTON TO PROVIDE REGULATIONS FOR THE USE, CARE AND MAINTENANCE OF LIPTON MEMORIAL GARDENS;

The Council of the Village of Lipton, in the Province of Saskatchewan, enacts as follows:

**PART 1 – SCOPE**

1. This Bylaw shall be cited as the “**Cemetery Bylaw**”.
2. This Bylaw shall apply only to the burial of dead human remains in Lipton Memorial Gardens, the location of which is registered as Blk/Par B-Plan 101326711 Ext 4, R.M. of Lipton.

**PART 2 – DEFINITIONS**

For the purpose of this Bylaw, the following definitions shall apply:

“**Administrator**” means the Village Administrator appointed by the Village Council and, for the purposes of this Bylaw, shall include any person appointed by the Administrator from time to time, to act on his/her behalf in the administration of this Bylaw.

“**Cemeteries Act**” means the Cemeteries Act of the Province of Saskatchewan, 1999.

“**Cemetery**” means Lipton Memorial Gardens.

“**Council**” means the Council of the Village of Lipton.

“**Cremains**” means the remains of a body that has been cremated.

“**Grave, standard depth**” means a grave approximately 2 meters (79 inches in depth).

“**Grave Marker**” means a flat or upright marker bearing the name of the interred deceased person for memorial purposes.

“**Grave Stone**” means an upright marble, granite, stone or concrete monument erected on any lot or plot for memorial purposes.

**“Grave Cover”** means a cover of fiberglass, plastic, marble, granite or concrete placed over the interred remains.

**“Licensee”** means a person or persons who purchase a plot or plots in the Lipton Memorial Gardens.

**“Lot”** means a subdivision of land for the purpose of a single burial.

**“Plot”** means a subdivision of a section containing four or more lots.

**“Block”** means a subdivision of land containing more than one plot.

**“Village”** means the Village of Lipton, Saskatchewan.

### **PART 3 - GRAVES, BURIALS AND RESERVATIONS**

1. A licensee may reserve a lot or lots by paying in full at the Village Office, the purchase price as set out in "APPENDIX A", the schedule of fees for land and services, attached to and forming part of this Bylaw. The lot or lots shall be reserved for the use of the licensee who has paid the purchase price.
2. A grave may be used for the burial of one body,
3. Cremains may be interred in an individual lot of the cemetery or in an occupied grave or in the designated Cremation Area at a minimum depth of 0.6 meters (2 feet).
4. Lots in the Cremation Area will be sold in numerical order.
5. A licensee wishing to transfer ownership rights back to the Village of Lipton may do so by making written application to the Village of Lipton. In exchange for the ownership rights, the original licensee shall receive a payment not to exceed the original purchase price minus administration fees.

### **PART 4 – TRAFFIC**

No person, except those employed by the Village in the performance of their duties, shall drive a vehicle on any part of the Cemetery other than a roadway provided for that purpose.



## **PART 5 - GRAVE MARKERS AND GRAVE COVERS**

1. Grave covers are not permitted in any section of the Cemetery.
2. The location of lots must be marked by village staff before the placement of any grave markers.
3. Grave markers shall be placed at the head of the grave, on the continuous beam which has been installed for this purpose. The Village reserves the right to request that any monument installed improperly be corrected by the registered installer of the marker.
4. Any group, individual or company wishing to install a marker must first acquire permission for installation from the Village of Lipton.
5. The Village of Lipton reserves the right to remove any structure erected previous to the passing of this bylaw that:
  - a) is deemed unsightly;
  - b) is at least 10 years old and is damaged;
  - c) or upon written request by the licensee or family thereof.and shall only do so after no less than 60 days written notice to a known family member.
6. The Village of Lipton shall not be liable for the loss of or damage to any monument, marker or any part thereof or of any memorial tribute located in the Cemetery.
7. The Village of Lipton is authorized to recover unused graves in accordance with the provisions of the Cemeteries Act, Province of Saskatchewan.

## **PART 6 – INTERMENT**

1. No interment shall be made in the Cemetery until compliance with the provisions of this bylaw, of the Public Health Act and of the Vital Statistics Act of the Province of Saskatchewan.
2. The funeral home or family desiring to have a grave dug shall notify the Administrator and make arrangements for the purchase of a lot (unless a lot has already been purchased).
3. Prior to the interment a properly authorized burial permit or cremation certificate must be lodged with the Village Office.
4. Interment may take place between the hours of 8:00 o'clock in the morning and 3:00 pm in the afternoon on any day except Saturday, Sunday and Statutory



Holidays. Special arrangements for burials after 3:00 pm or on Saturdays, Sundays or holidays must be made at the Village Office.

5. The Village shall, on request by the Minister of Community Resources or the Minister of Public Health, provide a lot without charge for the interment of indigent persons. No markers will be allowed on these graves until payment of the lot fees has been completed.
6. The required excavation for urns, shall be made only by persons employed by the Village of Lipton or as arranged by a funeral home. The Village Maintenance shall supervise such to assure other lots are not disturbed.
7. A maximum of one body and two (2) urns of ashes shall be interred in any one grave.
8. Each interment must pay the current lot fee for burial which is \$250.00 per person.
9. There shall be no scattering of cremains in Lipton Memorial Gardens.

#### **PART 7 - GENERAL REGULATIONS**

1. No person shall disinter human remains except in accordance with the regulations as described in the Cemeteries Act and with authorization of the Village Administrator.
2. Whenever a body is permanently disinterred from a grave and the grave is vacated, ownership rights of the lot so vacated shall revert to the Village of Lipton.
3. No fences, borders, railings, curbs, trees, shrubs, perennials, annuals, or boundary markers around or on a grave or graves, or the application of chemical shall be permitted.
4. All persons employed in the construction and/or installation of burial vaults, grave markers or in doing any other work on lots or graves in the Cemetery, shall be subject to the direction and control of the Administrator, and in the case of any such person or persons refusing to obey the directions or orders of the Administrator, the Administrator shall be empowered to remove such person or persons from the Cemetery.
5. The Village shall have the right to remove all flowers and wreaths, natural or artificial from anywhere other than the continuous beam on which the monuments are placed.

6. The Administrator may remove or prevent the placing of any stand, holder, base or other receptacle for flowers or plants, deemed to be unsuitable and a hindrance to the maintenance of the Cemetery.
7. The Village shall have the right to remove from any lot - weeds, grass or any article which is deemed unsightly, improper or injurious to the appearance of the cemetery.
8. No person shall write upon, mark, scratch, deface or injure any lot, grave marker, fence, building or any structure in or around the Cemetery. Any person found guilty of such damage shall be responsible for the cost of repairing the damage and be subject to the penalty imposed in Part 8 of this Bylaw.

**PART 8 – PENALTY**

Any person found guilty of an infraction of this Bylaw or any part thereof, shall be liable on summary conviction, to the penalties prescribed by the General Penalties Bylaw of the Village of Lipton

**PART 9-SEVERABILITY**

If a portion of this bylaw is found by a court of competent jurisdiction to be invalid, the invalid portion will be voided, and the rest of the bylaw remains valid and effective.

**PART 10 – REPEAL**

Bylaw No. 2018-06 is hereby repealed.



  
\_\_\_\_\_  
MAYOR

  
\_\_\_\_\_  
ADMINISTRATOR

Read a third time this 21st  
day of July, 2021



**APPENDIX "A"**  
**Bylaw No. 04-2021**

**Village of Lipton**  
**Bylaw 04-2021**  
**Cemetery License**

In consideration of the sum of \_\_\_\_\_ dollars, paid this day by \_\_\_\_\_ to the Administrator of the Village of Lipton for a Lot for \_\_\_\_\_, a license is hereby granted and permission granted subject to the provisions of Bylaw 04-2021 of the Village of Lipton and to the conditions and limitations; and the privileges specified in the rules and regulations now in force and which may thereafter come into force governing the said cemetery.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Administrator

SEAL



**SCHEDULE OF FEES**

**Fee for purchase of a single lot (cremation or otherwise): \$250.00**

**Fee for each person at the time of placement in plot: \$250.00**

**Fee for burial of cremains:**

\$100.00 on weekdays between the hours of 8:00 am and 3:00 pm.

\$200.00 on weekdays after 3:00 pm

\$100.00 on weekends and holidays, if the plot is closed by the deceased's family

\$300.00 on weekends and holidays, if the plot is closed by Village Staff (dependent on availability of a staff member)

**Fee for full burial open/close:** determined on the cost of the grave digger

