

CEMETERY RULES, REGULATIONS and RATES

OF

ST. MICHAEL'S GREEK CATHOLIC CONGREGATION

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**ST. MICHAEL'S GREEK CATHOLIC
CEMETERY RULES AN REGULATIONS**

LOT AND LOT OWNERS

RULE 1. Persons desiring to purchase lots should visit the cemetery with the Cemetery Director will aid them in making a selection and will issue a bill of sale or memorandum describing the lot purchased. If desired by the purchaser, the purchase price may be paid to the Cemetery Director who will issue a church receipt for such payment. If preferred by the purchaser, the memorandum may be brought to the Church office and payment may be made at that office. Upon notification of payment by the Cemetery Director or Church Office, a Right of Interment Agreement shall be executed by the President, Financial Secretary and Treasurer and mailed to the purchaser.

RULE 2. Lots may be acquired on deferred payments on terms embodied in a contract made through the Cemetery Director and signed by the President, Financial Secretary and Treasurer.

RULE 3. In the event a burial is to be made on a lot so acquired the minimum initial payment shall be the value of the space to be occupied.

RULE 4. Lots of various sizes are available in the cemetery and hence such lots will not be subdivided.

RULE 5. No lot shall be used for any other purpose that for the burial of human dead.

RULE 6. No easement or right of interment is granted to any plot owner in any road, drive, alley or walk within the cemetery, but such road, drive, alley or walk maybe used as a means of access to the cemetery or buildings as long as the church devoted it to that purpose.

RULE 7. The right to enlarge, reduce, replot or change boundaries or grading of the cemetery, or a section or sections, from time to time, including the right to modify or change the locations of or remove roads, drives, alleys or walks, or any part thereof is hereby reserved. The right to lay, maintain and operate or alter or change pipelines or gutters for sprinkling systems, drainage, etc., is also expressly reserved, as well as is the right to use cemetery property not sold to individual plot owners for cemetery purposes including interment of the dead, or for anything necessary, incidental or convenient thereto. The cemetery reserves to itself and to those lawfully entitled thereto a perpetual right of ingress and egress over plots for the purpose of passing to and from other lots.

RULE 8. Descriptions of lots and ownership thereof will be in accordance with the cemetery plots are kept on file by the Cemetery Director and with the Church Office.

RULE 9. St. Michael's Greek Catholic Congregation will take all reasonable precautions to protect lot owners and the property rights of plot owners, within the cemetery, from loss or damage; but the St. Michael's Greek Catholic Congregation distinctly disclaims all responsibility for loss or damage from causes beyond its reasonable control, and especially by the elements, an act of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosion, unavoidable accidents, invasions, riot, or orders of any military or civil authority, whether the damage be direct or collateral, other than as herein provided.

RULE 10. It is the duty of the plot owner, or their heirs, to notify the church of any change of address.

RULE 11. The Right of Interment Agreement and these rules and regulations and amendments thereto constitute the sole agreement between St. Michael's Greek Catholic Congregation and the plot owner. The statement of any employees or agent unless confirmed in writing by the Church shall in no way bind the Church.

RULE 12. The Cemetery Fund will provide for the maintenance of the cemetery. This maintenance includes the cutting of the grass at reasonable intervals, the raking, landscaping and cleaning of the grounds, the upkeep of flowers, shrubs, and trees that have been planted by the cemetery personnel.

RULE 13. When, in the opinion of the Cemetery Director, a tombstone presents a safety hazard due to a leaning condition or otherwise, the lot owner, or their heirs shall be notified in writing, that the condition requires corrective action. In the event the lot owner or their heirs fail to correct the condition within a reasonable time, the Cemetery Director, at the expense of the owners shall take the necessary steps to remove and store the tombstone. The cost of correcting the condition and returning the tombstone to the original area shall be at the expense of the owner or their heirs.

In the event the owner or their heirs cannot be located, the Church shall take reasonable steps to remedy the condition.

INTERMENT RULES

RULE 1. Lot owners shall not allow interments in their lots in return for remuneration of any kind.

RULE 2. 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.

RULE 3. Funeral Directors upon arrival at the cemetery must present the necessary burial permit designated by the lot owner.

RULE 4. When an interment is to be made in a lot, the location of such interment shall be designated by the lot owner. Should the lot owner fail or neglect to make such

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designation, the cemetery director reserves the right to make the interment in a location designation by the cemetery management.

RULE 5. The Cemetery Director or his designated representative will direct all operation regarding opening and closing of graves.

RULE 6. In order to maintain a high standard of care and to eliminate sunken graves caused by collapse of wooden boxes, all burials must be made in outside containers made of natural stone, or of plastic, or of metal, or of reinforced concrete. The containers are commonly called “vaults”.

RULE 7. All charges for interment or services in connection therewith shall be paid to, “St. Michael’s Church”.

RULE 8. Procedures require at least forty-eight (48) hours notice prior to any interment and a least one-week notice prior to any disinterment or removal.

RULE 9. All interments, disinterments, and removals must be made at the time and in a manner, and upon the charges fixed by the Cemetery Director and approved by the St. Michael’s Church Board.

RULE 10. 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.

RULE 11. The Cemetery Director or St. Michael’s Congregation will not be responsible for any mistake occurring from the want of precise and proper instructions as to the particular space, size of grave and location in a plot where interment is desired.

RULE 12. The Cemetery Director or St. Michael’s Congregation will not be liable for the interment permit nor for the identity of the person sought to be interred.

RULE 13. ~~Any member in good standing of a Canonical Orthodox Parish who has immediate family (father, mother, brother, sister, son, daughter, grandparent (in the case of a death of a minor grandchild) who are buried or are living members of St. Michael’s Greek Catholic Church may be buried in St. Michael’s under the following conditions:~~

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- ~~1. Payment of Opening & Closing Fee~~

PLANTS AND SHRUBS

RULE 1. The cemetery will undertake to maintain, as may be practicable, the planting of trees and shrubs, to preserve and maintain landscape features, but does not undertake to maintain individual planting or urns of plants.

RULE 2. There shall be no jars, glass, or metal receptacles, or other containers used on the premises for the holding of bouquets.

RULE 3. The Cemetery Director shall direct removal of all floral designs, flowers, weeds, trees, shrubs, plants or herbage of any kind from the cemetery as soon as this judgment deems they become unsightly, dangerous, detrimental or diseased, or when they do not conform to the standard maintained.

RULE 4. The Cemetery shall be liable for floral pieces, baskets, or forms in which of to which such floral pieces are attached beyond the acceptance of such floral pieces for cemetery services in the cemetery.

RULE 5. The Cemetery shall not be liable for plantings damages by thieves, vandals or any other causes beyond its control.

RULE 6. To protect mowing equipment and personnel, no planting areas shall exceed eighteen inches (18”) from marker. Outlining with brick, stones, or other materials is not permitted.

RULE 7. All planting(s) must be maintained by lot owners of their heirs.

TOMBSTONE RULES

RULE 1. All lot owners shall discuss tombstone requirements with the Cemetery Director before purchasing from any dealer to avoid possible problems.

Rules for upright markers on a lot:

- a) Upright marker(s) on a lot shall be a minimum of two feet from the lateral boundary.
- b) The first upright marker shall have a base no wider than eighteen inches.
- c) Bases of additional upright markers shall be placed flush with any other existing upright marker of the lot.
- d) Bases of additional upright markers shall be of the same width with any other existing upright marker of the lot.

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e) Upon a set of adjacent plots within a lot where any of the adjacent plots will not be opened in the future, an upright monument may be constructed on a single base, provided the base is within two feet of the lot's boundary.

Rules for non upright markers on a lot:

f) Should individual markers be purchased, they shall be of the flush with the ground type.

The Church Board, in consultation with the Cemetery Director and lot owner(s) may approve a modification of this rule.

RULE 2. [Changed 2013] All foundation work is the responsibility of the owner. The specification of the foundation must be agreed to by the Cemetery Director.

RULE 3. All foundation locations must be established by the Cemetery Director to eliminate encroachment.

RULE 4. Sand and gravel foundations are encouraged by all flush type marker installations.

RULE 5. All corner markers shall be set by cemetery personnel and an appropriate fee is charged.

RULE 6. All veteran markers shall be installed by cemetery personnel.

RULE 7A. [Changed 2013] Only markers flush with the ground shall be permitted in Phase 4 sections A, B, G, H and I as designated on a survey map completed January 26, 1983 by Newton Boyce Surveyor which is a subdivision of the upper portion of St. Michael's Cemetery, as marked by Stephen Steele Surveyor in 1990.

RULE 7B. [Added 2013] Upright markers will be permitted in Phase 4 Sections C, D, E and F per the same rules as all other areas where upright markers are permitted.

RULE 8. Individual flush grave markers, other than veterans markers, not to exceed 4' 0" X 1' 2" in size will be installed at the head of the grave.