

## **Scambler Township**

### **Cemetery Bylaws**

Scambler Township owns the Scambler Cemetery and is governed by the Scambler Township Property Board.

The Property Board has the authority to:

- A. Establish cemetery rules and bylaws
- B. Spend township money to run and maintain the Scambler Cemetery
- C. Plan layout of the cemetery plots
  1. 5 x 10 individual plots
- D. Sell plots
  1. \$200.00 each with \$50.00 fee to find plot for summertime burial
- E. The Board shall file the burial permits and be responsible for keeping all records.

#### **Duties of the Property Board**

The Scambler Property Board shall be the caretaker of the grounds. It shall be their responsibility to care for the grounds and keep them in proper shape and to do such other work, from time to time, as may be needed.

#### **Suggestions by Property Board**

Care of Lots – to secure a general good affect in the cemetery, it is essential that every lot shall be cared for, as a single neglected lot mars the beauty of the whole section. It is a duty, which every lot owner owes to himself and his family, to preserve from neglect the home of his dead.

The grades of all lots and grounds are established by the Board and it alone has the power to determine the same.

Each lot in the cemetery is marked by a stone or iron post at each corner, set level with the ground, installed by the Board at or before the sale of the lot. Enclosures of any other description are detrimental to the appearances of the cemetery as a whole, are unnecessary, and are therefore prohibited. Enclosures around lots by hedges or grave guards will not be permitted.

The general care of the entire grounds and lots (which covers maintenance of roadways, mowing grass, etc.) is assumed by the Property Board.

The Property Board does not bind itself to maintain, repair or replace any gravestone or monumental structure erected upon the lot or grave therein, nor to plant or care for flowers or ornamental plants or shrubs, nor to do any special or unusual work, nor can the Board undertake to water the lawn in the cemetery.

The Board has adopted a rule prohibiting mounds over a grave. It is almost impossible to keep grass alive and in good condition on mounds, and a smooth unbroken surface is preferred. The Board shall have the right to remove any tree, shrub or any structure upon any lot which has or shall become, by reason of age or otherwise, unsightly or detrimental or the lot upon which it is situated or any adjoining lot or walkway; and if, by reason of the absence or neglect of a lot owner, any plant or structure there

on shall become unsightly, hazardous or otherwise detrimental, the Board shall have the right to cause the same to be put into safe and proper condition, according to the discretion of the Board.

The placement of memorials such as flowers, artificial flowers, etc. are to be placed at headstone only. All artificial flowers or other designs must be removed one week after Memorial Day. All artificial flowers, etc. remaining after that date shall be removed by maintenance personnel. Flowerpots shall not exceed 24" in length or 10" in width and are limited to one per grave, no shrubbery shall be allowed. All flower pots to be removed no later than September 1<sup>st</sup>. All family decorations are placed at the family's own risk.

The Board shall have power and control over the planting of all flowers and shrubs.

**Monuments** – One monument will be allowed upon a plot. Base not to exceed two (2') feet ten (10") Inches in length and fourteen (14") inches in width or thirty (30") inches overall height, base included.

**Footstones** - Footstones must be within the lot line and set in cement and level with existing ground. All foot markers to be set at grass level to preclude equipment damage.

**Foundations** – The foundation shall be at least a minimum of four (4") inches below ground level. On all four sides it shall project at least six (6") inches beyond the monument at ground level. All monuments must be set in a bed of cement or mortar evenly covering the foundation. The monument must be centered on the lot, the back of the monument on the west lot line and not projecting in the walkway itself.

**Internments** – No burial will be permitted in any lot in the cemetery until such laws and ordinances, regarding burials that may be in force in the State of Minnesota, have been complied with, and until the burial fees have been paid. Vaults are required for all burials in the Scambler Cemetery.

**One Body in a Grave** – One body will be allowed in a grave, except in case of mother and infant, in which case special permission must be obtained from the Board. Two only cremations will be allowed in a single grave.

**Scambler Winter Burial Policy** - Winter burial will be allowed if requested. Winter burial shall be from November 15<sup>th</sup> to April 1<sup>st</sup> of each year.

The request for winter burial shall be in writing.

The request shall include a certified check for \$600.00. The \$600.00 includes \$100.00 for locating the lot and gravesite and \$500.00 for restoring the gravesite in the spring, including removal of excess dirt, adding 6" of black dirt and reseeding. The request shall include a certified check for \$1,000.00 to cover the cost of possible damage to existing monuments, markers, plantings, sod, etc. during snow removal, digging, etc. If there is no damage, the \$1,000.00 will be returned to the sender. If there is property damage, the cost to replace, restore or repair to original state shall be deducted from their \$1,000.00. If such costs are less the \$1,000.00 the amount remaining shall be returned to the sender after restoration is complete.

Certified checks shall be made out to Scambler Township Board

Snow removal cost shall be the responsibility of those making the request.

Digging and back filling the grave shall be the responsibility of those making the request.

All extra cost of winter burial to be paid by those making the burial request.

The Township will not be responsible for any damage to existing trees, shrubbery, flowerbeds, flower basket(s), vigil lamps or urns that interfere with digging or mowing operations.

Burial mistakes are the duty of the Township to correct – must notify legal representative in advance of removal – Township shall bear all costs for such mistakes.

**No firearms are allowed in the cemetery without Board approval**

**Cemetery Crimes**

- A. Felonies – destroying or mutilating burials or burial grounds
  - 1. Removing human remains
  
- B. Gross Misdemeanors
  - 1. Removing any tombstone or monument
  - 2. Removing any fence, railing, tree, shrub, or grave goods without permission.  
Statute 307.08

**No green burials allowed at this time**

It shall be the duty of the Board to enter upon any lot or grave to prohibit, modify or remove and dispose of any structure or object which may have been placed there in violation of any of the rules and regulations submitted, or which may be considered in their judgment to be unsightly, dangerous or objectionable or interferes with the cemetery operations.

The Property Board reserves the right to change these rules or to make such other rules as they deem necessary for the operation of the cemetery. No notice of such intended changes shall be required.

Adopted July 30, 2009