

# **Rules and Regulations of St. John's Evangelical Lutheran Cemetery**

Revised 12/10/2006

## **Purpose**

1. These Rules and Regulations are designed for the protection of owners of interment rights. All owners of interment rights, visitors and contractors performing work within the cemetery, shall be subject to said Rules and Regulations, amendments or alterations as shall be adopted by the Cemetery from time to time.

## **Definitions**

2. The term "Cemetery" will mean the Cemetery Board of St. John's Evangelical Lutheran Church.
3. The term "owner" shall mean the owner of rights of interment
4. The term "interment" shall mean cremation and inurnment, entombment or burial of the remains of a deceased person.
5. The term "memorial" shall mean any marker or structure upon or in any lot or niche, for the purpose of identification or in memory of the interred.
- 5a. The term "die" shall mean the up right portion of a memorial, used in the context "with the die not exceeding" certain measurements.
6. The term "contractor" shall mean any person performing any work in the cemetery bound by contract with the Cemetery.
7. The term "plot" shall mean a group of 4 lots measuring 16' x 10'.
8. The term "lot" shall mean a single burial space measuring 4' x 10'.
9. The term "immediate family" shall mean Child, Parent, Spouse, Brother or Sister Grand Parent, Grandchild.

## **Ownership**

10. Interment rights will be used for the sole purpose of burial of the human dead.
11. The Cemetery shall take reasonable precautions to protect owners and their property rights from loss or damage; but disclaims all responsibility for loss or damage from any source whatever.
12. The Cemetery reserves the right to correct any errors that may be made by it. In the event such error shall invoke the interment of the remains of any person, the Cemetery reserves and shall have the right to remove and transfer such remains so interred to such other property of equal value and similar location as may be substituted and conveyed in lieu thereof.
13. Persons within the cemetery grounds will use roads and walkways except when walking to a lot.
14. The Cemetery reserves to itself, and to those lawfully entitled thereto, a perpetual right to ingress and egress over lots for the purpose of passage to and from other lots.

## **Sale and Purchase of Interment Rights**

15. The purchase of interment rights may only be extended to members of St. John's Evangelical Lutheran Church.
16. The purchaser of interment rights, upon payments in full, will receive a deed, which has been signed, sealed, and acknowledged by the President and Secretary of the Cemetery.
17. Any one household may purchase no more than 2 full Plots.
18. The cost of interment rights are as follows:  
Single lot: \$225; Two lots: \$450; Three lots: \$675; 1 Plot (4 lots): \$900
19. Burial allotment per each 4' x 10' lot is as follows:  
1 casket in a vault and 1 urn in a vault directly above the casket or 2 urns, in vaults, per lot.
20. The owner may only resell lots, back to the Cemetery. The Cemetery will buy back the plot/ lot for the original purchase price.
21. The sale and transfer of any interment right by any owner or purchaser shall not be binding upon the cemetery unless interment rights are reassigned and duly approved, via re-deeding the parcel, by the properly authorized officers of the cemetery.
22. All transfers of ownership shall be recorded via re-deeding and will be subject to a charge determined by the Cemetery.
23. The subdivision of interment rights is not allowed without the consent of the Cemetery. No one will be buried in a lot, except by written consent of the owner or the ability to produce a current deed for the parcel.
24. No enclosures of any kind such as a fence, hedge, ditch or grave mound will be permitted around any grave or lot. No benches, chairs or trellis will be permitted on the grounds.
25. The Cemetery reserves the right to review the structural integrity of any memorial and the overall aesthetics and all inscriptions placed there on, to ensure any of the above is not deemed offensive to the cemetery. The lot owner will be responsible for any cost incurred by the Cemetery when correcting the deficiency.
26. The planting of a tree, shrub or plant upon any lot will not be permitted. If the roots, branches or otherwise of any existing tree, shrub or plant becomes detrimental to or encroaches on an adjacent lot, walkway or driveway, the Cemetery will have the right to remove said tree, shrub or plant.

## **Funeral Regulations**

27. The Funeral Director will provide notice of 48 hours to the Caretaker and the Pastor, if required, before the announced time of the Funeral. Exceptions to the rule will be made only in case of death from contagious disease or when so ordered by the Pastor.
28. The family or its representatives of the deceased must furnish a deed showing ownership and location of interment rights to the Funeral Director and or the Pastor of the Church.
29. When a removal is required, if no concrete or steel vault has been used for this interment one must be furnished. If there is a concrete or steel vault and it is in suitable condition to be moved, the Cemetery will determine the charge for the removal that must be paid in advance. Arrangements for the services should be made through the Funeral Director. The proper next of kin must secure application, for the removal permit, and the same shall provide notarized written permission to the Cemetery.
30. All Caskets and Urns will be buried in an approved appropriately sized vault.
31. Scattering of human remains (ashes) in the cemetery is prohibited.

## **General Regulations**

32. No pets will be permitted in the cemetery.
33. Bringing intoxicating beverages within the cemetery is strictly prohibited.
34. No sprinkling cans, glass containers of any kind or toys will be permitted on any grave.
35. All winter decorations must be removed from the cemetery the Saturday before the start of Holy Week if weather permits and may not be placed before November 15<sup>th</sup>.
36. The Cemetery is not responsible for theft or damage to anything placed on graves or lots.
37. The Cemetery has the authority to remove any objectionable object that may have been placed contrary to the regulations of the Cemetery.
38. No person shall be permitted to enter or leave the cemetery except by the access roads.
39. No person shall be permitted to drive upon the lawns unless necessary to perform work in the cemetery.
40. The owner should remove flowers or other decorations as soon as the flowers fade or wither and the Cemetery or contractor shall have the right to perform such removal.
41. No person will be permitted to, in any way, disturb the peace and good order of the cemetery.
42. Visitors and interment owners are not permitted to engage the service of contractors, other than the current caretaker, to perform work in the cemetery.
43. The appointed caretakers of the cemetery have the sole rights to work within its bounds which is inclusive of opening graves, placing corner markers, placing monument foundations, reseeding graves/ re-level sunken areas, mowing the lawn and trimming shrubs and trees.

44. Trash barrels placed in the cemetery are for the disposal of cemetery refuse only. Disposal of residential or commercial refuse is not permitted.
45. No person shall enter the cemetery except to conduct official cemetery business such as placing flowers, visiting a grave, duties associated with lot ownership or the maintenance of the cemetery.

### **Addenda**

1. The Cemetery reserves the right, at any time with or without notice to the current lot owners, to adopt new rules and regulations, amend, alter or repeal any rule in these rules and regulations.
2. Special cases may arise in which the Cemetery reserves the right to make exceptions or modifications to the rules and regulations when it appears advisable and such occurrences will not be considered a permanent change to the rules and regulations.
3. The Cemetery is not responsible to perform any work in the cemetery and will be held blameless in any actions directed toward its contractors.

## **Monument Section**

1. All monuments and other structures erected in the cemetery will be made of approved granite, marble or bronze. No artificial stone or concrete monuments will be allowed unless otherwise approved by the Cemetery.
2. The approved dimensions and design of monuments are as follows.  
Monuments will be placed at the head end of the lot.

1 Grave Lot: One monument in the center of the lot with the die not exceeding 24" long, 6" thick and 24" high.

The following are suggested monument placement layouts and may include any configuration but may not exceed one monument per lot. However monument dimensions listed in this section must be observed.

2 Grave lots: One monument in the center of the lot with the die not exceeding 36" long, 6" thick and 30" high.

3 Grave Lots: One monument in the center of the lot with the die not exceeding 40" long, 6" thick and 36" high.

4 Grave Lots: One monument centered on the lot with the die not exceeding 48" long, 8" thick and 42" high.

6 Grave Lots: One monument in the center of the lot with the die not exceeding 72" long, 8" thick and 60" high.

8 Grave Lots: One monument in the center of the lot with the die not exceeding 96" long, 8" thick and 60" high.

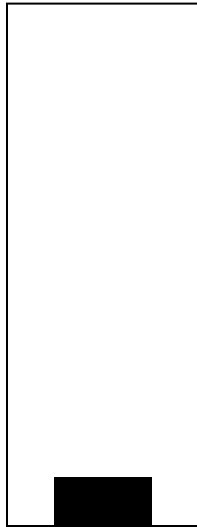
3. A slant monument (which is normally 10" wide) may be placed on the above size lots if the lot is at least 10 ft. long.
4. All foot markers and lot corner markers will be installed flush with the sod.
5. The monument foundation must be placed as per the attachment. All foundations are to extend 4" beyond the monument in all directions and must be a minimum depth of 30" for upright monuments and a minimum depth of 18" for flat monuments.
6. If a monument is to be removed from the cemetery, a minimum 30 day notice is required to be given to the Church Office.
7. At no time are trucks permitted on the lawn while installing monuments. Planks and or plywood must be laid on the lawn when heavy material is to be moved over the lawn.

8. The cemetery caretaker will install the monument foundation, within 60 days of the order from the monument company, unless granted an exception by the Cemetery, at a cost determined by the Cemetery and consistent with industry prices.
  
9. The monument company may, with the written consent of the Cemetery, install the foundation subject to the following rules:
  - a. Installation must be in accordance with the Rules and Regulations of the Cemetery.
  - b. The monument company and the Cemetery will establish the site of the installation. The monument section of this document shall predetermine the overall size of the foundation.
  - c. The foundation will be made 4” larger in all directions than the monument and will extend to a depth of 30” for upright monuments and a depth of 18” for flat monuments and stamped with company name in a visible location after the monument is set.
  - d. All installations will be performed during normal working hours (8 a.m.–5 p.m.) Monday – Friday with 5 working days advance notice to the church office.
  - e. The installer must remove all dirt debris, caused by the installation, from the site.
  - f. The monument company will be responsible for any deviations from the Rules and Regulations and defects in the foundation. If corrections are not made within 60 days of notice to the monument company, the Cemetery reserves the right to correct the defect and bill the monument company.
  - g. All contractors will supply the Cemetery a copy of their liability insurance.

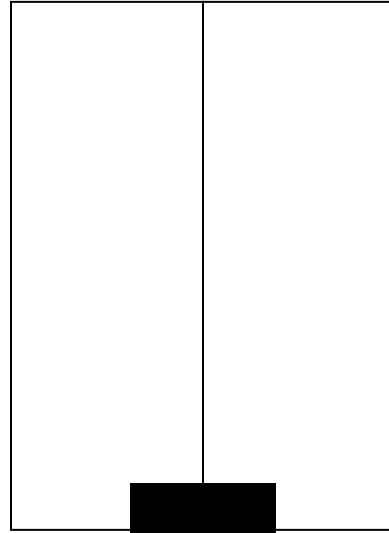
# Monument Placement

All stones will be placed at the head end of the lot

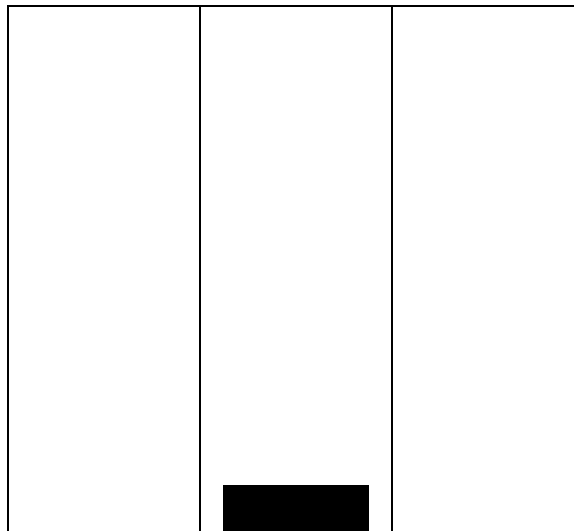
**Single Lot**



**2 Grave Plot**



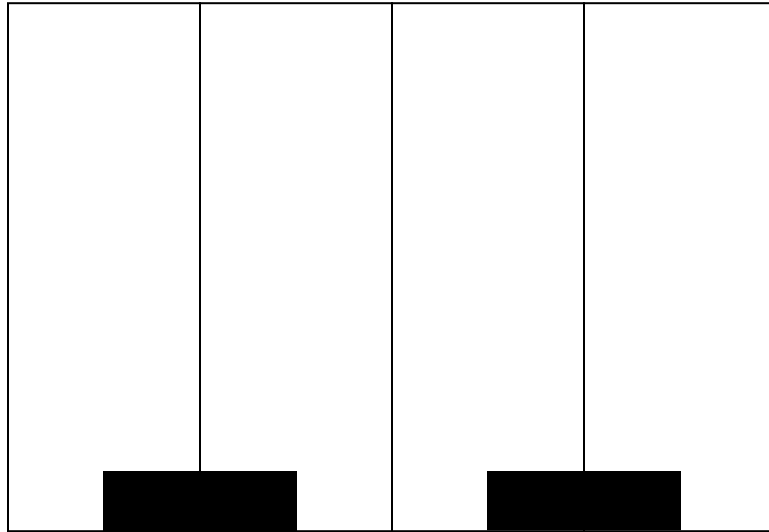
**3 Grave Plot**



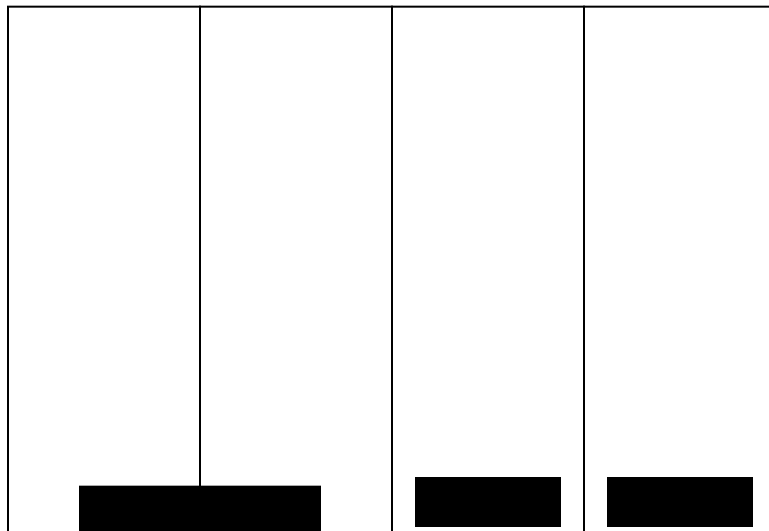
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## 4 Grave Plots



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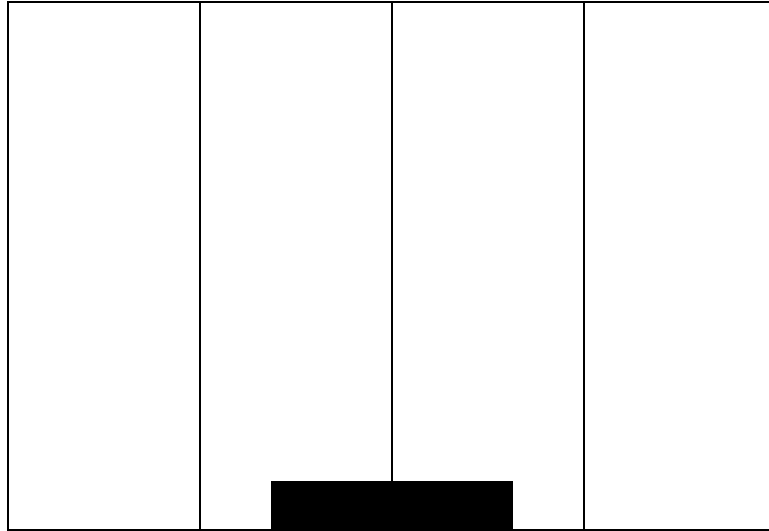




# Monument Placement

All stones will be placed at the head end of the lot

## 4 Grave Plots



Or

