

POWELL RIVER REGIONAL DISTRICT

BYLAW NO. 511

Being a bylaw to regulate cemeteries under the jurisdiction of the Powell River Regional District

This document is a consolidated version of the “*Powell River Regional District Cemetery Regulation Bylaw No. 511, 2016*” and amendments thereto as set out in Bylaw No. 511.1, 2017 consolidated under the authority of Section 139 of the *Community Charter S.B.C. 2003, c.26* and Powell River Regional District Bylaw No. 309, 1998.

The Board of Directors of the Powell River Regional District in open meeting assembled, enacts as follows:

1. TITLE

1.1 This Bylaw may be cited as *Powell River Regional District Cemetery Regulation Bylaw No. 511, 2016*.

2. DEFINITIONS

2.1 In this Bylaw:

“Adult Size Grave” means a grave space whose superficial measurements are not less than 91 cm. x 243 cm. (3' x 8').

“Board” means the Board of Directors of the Powell River Regional District.

“Burial” means one form of interment and includes the placement of human or cremated remains in a grave.

“Care Fund” means a fund for the perpetual upkeep and care of the cemetery as required by the *Cremation, Interment and Funeral Services Act*.

“Cemetery” means and includes any parcel or tract of land set aside, used, maintained or operated as a cemetery by the Powell River Regional District and includes a mausoleum together with any incidental or ancillary buildings.

“Cemetery Staff” means the person or persons duly appointed or employed by the Regional District from time to time to handle cemetery operations.

“Chair” means the Chair of the Board of Directors of the Powell River Regional District and includes the Acting Chair.

“Chief Administrative Officer” means the person duly appointed as such from time to time by the Board of Directors of the Powell River Regional District.

“Child Size Grave”	means a grave space whose superficial measurements are not less than 135 cm. x 90 cm. (4.5' x 3').
“Columbarium”	means a structure above ground containing niches for the placement of cremated remains.
“Cremated Remains”	means the remains of a deceased person after the body has been cremated.
“Cremated Remains Size Grave”	means a grave space whose superficial measurements are not less than 75 cm. x 75 cm. (2.5' x 2.5').
“Crypt”	means one kind of a plot and includes a space in a mausoleum used for the entombment of human remains.
“Entombment”	means the placement of human remains in a mausoleum crypt.
“Family”	means husband, wife, spouse, son, daughter, brother, sister, father, mother, grandfather, grandmother, grandson, and granddaughter, in that order.
“Grave”	means one kind of a plot and includes a space in a cemetery used or intended to be used for the burial of human or cremated remains.
“Grave Liner”	means a fiberglass liner supplied by the Regional District to be used for each adult interment.
“Green Burial”	means an interment where human remains are returned to the earth to decompose naturally.
“Infant Size Grave”	means a grave space whose superficial measurements are not less than 90 cm x 90 cm (3' x 3').
“Interment”	means the placement of human remains or cremated remains into a grave site.
“Inurnment”	means the placement of cremated remains in a niche.
“Mausoleum”	means a structure above ground containing crypts designed for the entombment of human remains, and niches for the inurnment of cremated remains.
“Medical Health Officer”	means the person duly appointed by the Government of British Columbia to act as Medical Health Officer for Vancouver Coastal Health.
“Niche”	means a space in a mausoleum or columbarium used for the placement of cremated remains.
“Plot”	means a space used or intended to be used for the interment remains of a deceased person and includes a grave, crypt or niche.

“Regional District” means the Powell River Regional District.

3. ESTABLISHMENT OF CEMETERY

3.1 The following lands have been set aside and are operated, used and maintained as cemeteries by the Powell River Regional District:

“Powell River Regional Cemetery” legally described as Block 39, District Lot 450, Group 1, New Westminster District, Plan 8096; and

“Woodland Cemetery” legally described as Parcel C of Lot 16, Texada Island District, Plan 5091.

3.2 A copy of the plans of a cemetery shall be filed with Consumer Protection BC and copies shall also be kept available for public inspection in the Regional District Office and at such other places as may be deemed necessary.

4. LICENCE TO USE THE CEMETERY

4.1 The Board may by agreement with a society, church, or other organization reserve a section of a cemetery to be used exclusively for the interment of deceased members of the society, church or other organization concerned, and upon such an agreement being made, no person shall be issued with a licence to use the plot in the reserved section, unless his application to the Regional District to purchase a licence is accompanied by a certificate from the society, church or organization concerned, stating that he, or the person on whose behalf he may be acting, is entitled to interment in the reserved section. All licences shall be subject to payment at the regular rates set forth in the schedule of rates attached hereto as Schedule ‘C’.

4.2 The Board reserves the right to refuse to sell the use of more than two plots to any one individual.

5. GENERAL

5.1 No planting of trees, shrubs or plants of any kind will be allowed at any time on said grave or plot, and the placing of flowers, fresh or artificial, on graves or lots or crypts shall be subject to the applicable Cemetery Rules and Regulations of the Powell River Regional District as then in force.

5.2 Artificial flowers, potted plants, and other ornaments or decorations are not permitted on graves during the grass cutting season from March 15th – Oct 31st. During this period, fresh cut flowers must be placed only in cemetery approved containers. Glass containers are never permitted. Any arrangement which has withered, deteriorated, or otherwise becomes unsightly, will be removed without notice.

5.3 The scattering of cremated remains on grave-sites, and the grounds of the cemetery is prohibited.

5.4 All persons are prohibited from damaging, or defacing any memorial, monument, fence, gate, or

structure in a cemetery, or any improvements in a cemetery.

- 5.5 No person shall enter a cemetery in a vehicle after sunset. No person shall drive a vehicle in a cemetery at any time at a speed of more than 5 km per hour, and all vehicles and their drivers while on the cemetery grounds shall be subject to the direction and orders of cemetery staff.
- 5.6 No person shall solicit orders for memorial tablets or curbing or like works within the limits of a cemetery.
- 5.7 All persons and funeral processions in a cemetery shall obey the reasonable instructions of cemetery staff, any person not behaving with proper decorum within a cemetery, or disturbing the quiet and good order of a cemetery, may be evicted therefrom by cemetery staff.
- 5.8 Any person who wilfully destroys, mutilates, defaces, injures or removes any tomb, monument, grave-stone, or other structure placed in a cemetery, or any fence, railing or other work for the protection or ornament of a cemetery, or any tomb-monument, grave-stone, or other structures aforesaid or plot within a cemetery or wilfully destroys, cuts, breaks, or injures any shrub or plant, or plays at any game or sport, or discharges any firearms (save at a military funeral in accordance with the City of Powell River Bylaw No. 54), or who wilfully or unlawfully disturbs persons assembled for the purpose of interring a body therein, or who commits a nuisance, or at any time behaves in an indecent and unseemly manner, or deposits any rubbish or offensive matter or thing in a cemetery, or in any way violates any grave, tomb, tombstone, vault, or other structures within the same, shall be guilty of an infraction of this bylaw, and liable to the penalties hereof.
- 5.9 A cemetery shall be deemed open at seven (7:00 am) o'clock every morning and closed every evening at eight (8:00 pm) o'clock. Any person in a cemetery without special permission of cemetery staff between eight (8:00) pm and seven (7:00) am the following morning, shall be deemed guilty of an infraction of this bylaw and liable to the penalties hereof.
- 5.10 Every person who commits an offence against the bylaw is liable to a fine and penalty not exceeding Five Hundred Dollars (\$500) and One Thousand Dollars (\$1,000), or in default of payment thereof.
- 5.11 Notwithstanding anything herein contained, the administration of a cemetery shall be carried out at all times in accordance with the *Cremation, Interment and Funeral Services Act* and Regulations made thereunder.

6. TRANSFER OF GRAVES, CRYPTS AND NICHES

- 6.1 If the holder of a licence to use and occupy a plot in a cemetery shall at any time desire to dispose of or transfer his right to use and occupy a plot in the cemetery s/he shall so advise the Chief Administrative Officer or designate. All licence transfers must be either to another family member, as per the definition contained herein, or back to the Regional District.
- 6.2 If the licence to be transferred relates to a plot located in an area reserved under an agreement made between the Board and an organization pursuant to Section 4.1 hereof, the requirements of said Section 4.1 concerning entitlement to interment in a reserved section of a cemetery shall apply to the person or the Regional District to whom the transfer is to be made.

- 6.3 Upon receipt of the transfer fee prescribed in Schedule 'C' to this bylaw and upon compliance with the requirements of this bylaw by the licence holder the Chief Administrative Officer or designate shall effect the desired transfer by an endorsement upon the licence to that effect and shall record the same in the books or other records kept by the Regional District for that purpose.
- 6.4 All licences transferred back to the Regional District will be made available to the general public.
- 6.5 All licences issued for use of a plot in a cemetery shall be subject to the provisions of this bylaw and all bylaws now or hereafter to be passed by the Board.

7. FEES AND CHARGES

- 7.1 The fees for interment, disinterment, use of plots, and care of plots, and the charges for goods offered for sale by the Regional District for use in a cemetery, and any other cemetery fees shall be those set out in Schedule 'C' attached hereto and forming part of this bylaw.
- 7.2 Except as otherwise provided, the fees set out in Schedule 'C' to this bylaw shall be paid at the Regional District office at the time of application for a licence and at the time of purchasing any goods or services sold by the Regional District in connection with the operation of a cemetery.

8. PERMISSION TO INTER, EXHUME AND CREMATE

- 8.1 No body other than a deceased human body shall be interred in a cemetery and no interment of a body shall be made until a permit to inter the body has been obtained from the Regional District.
- 8.2 All permits for interment of deceased persons in a cemetery shall be in the form of Schedule 'B' attached hereto and forming part of this bylaw.
- 8.3 All applications for a permit to inter in a cemetery must be made to the Chief Administrative Officer or designate at the Regional District offices between the hours of 8:30 am and 4:30 pm (closed 12:00 pm – 1:00 pm) on all days of the week except Saturday, Sunday and statutory holidays.
- 8.4 Any person who makes application for an interment permit, or who requires an interment to be made, shall furnish the Chief Administrative Officer or designate a statement of the name, age, date of birth and death of the deceased, place of birth and death of the deceased, date and time of the interment.
- 8.5 No person shall be granted a permit to inter in an area of a cemetery which has been reserved by the Board under the provisions of Section 4.1 hereof for the interment of members of a church, society, or other organization unless the applicant for such permit furnishes the Chief Administrative Officer or designate a certificate from the organization concerned stating that the deceased is entitled to interment in the area so reserved.

- 8.6 No deceased person interred in a cemetery shall be exhumed or disinterred without a written order being first obtained from the proper authority in accordance with the requirements of the *Cremation, Interment and Funeral Services Act* and the presentation of such order to the Chief Administrative Officer or designate for his examination.
- 8.7 It shall be unlawful for any person to cremate a deceased person or inter the remains of a deceased person within the limits of the Powell River Regional Cemetery or the Woodland Cemetery on Texada Island, save and except as authorized under the terms of the *Cremation, Interment and Funeral Services Act* and the Regulations made thereunder.

9. INTERMENT

- 9.1 No body other than a deceased human body shall be interred in a cemetery and every interment shall be subject to and comply with the provisions of this bylaw.
- 9.2 A fiberglass graveliner supplied by the Regional District according to its specifications shall be used for each adult interment, except where a concrete or steel vault or a steel casket is used or cremated remains are interred or interment occurs within the green burial section.
- 9.3 Fibreglass graveliners shall not apply to interments at Woodland Cemetery on Texada.
- 9.4 Except as otherwise provided, only one burial shall be permitted in each grave of a cemetery.
- 9.5 Each burial other than the burial of cremated remains shall be made at a depth that will provide not less than 1.0 meter (39") of earth between the top surface of the ground and the top surface of the casket, coffin, or other suitable container, or not less than .61 metres (24") of earth where a fiberglass graveliner or vault or steel casket is used to enclose the casket, coffin or other suitable container.
- 9.6 Notwithstanding the generality of Section 9.4 the burial of two cremated remains in a grave over a regular burial or by itself is permitted provided all other terms of the bylaw are adhered to.
- 9.7 Each burial of cremated remains shall be made at a depth that will provide not less than .61 meters (24") of earth between the top surface of the ground and the top surface of the cremated remains urn.
- 9.8 The maximum size for a cremation urn is 10" x 10" x 10".
- 9.9 Only one cremated remains shall be interred into any cremated remains plot purchased after the date of adoption of this bylaw excepting that two cremated remains may be interred into a single Cremation Plot if done at the same time.
- 9.10 No person shall inter any body in a cemetery except between the hours of 8:00 am and 4:30 pm.
- 9.11 No lot may be opened by any person other than the Parks and Properties Foreman or a person duly authorized by the Parks and Properties Foreman or by the Chief Administrative Officer or designate.

9.12 No vaults in a cemetery shall be permitted to be placed above ground level or less than .61 metres (24") below the surface of the ground.

10. GREEN BURIAL INTERMENT

10.1 Green burial is an interment where human remains are returned to the earth to decompose naturally and contribute to new life.

10.2 Green burial will be available in a designated area set aside for that purpose. Reserving of graves will be permitted as in other casket interment areas. Interment of cremated remains will not be permitted in green burial plots.

10.3 Human remains must be prepared for burial without embalming and must be clothed or wrapped in garments made of natural, fully biodegradable fabric. Remains are then buried in an approved, fully biodegradable casket or alternate container made from sustainable wood, wicker, recycled cardboard, or natural fibre, i.e., burial shroud.

10.4 The grave will be opened as per normal practice, but the soil will remain beside the grave during the interment service. The family may participate in the filling of the grave if desired.

10.5 The green burial area will be surrounded by a rockery garden which will include trees, shrubs, and other plantings. It will also include a bench and communal memorial structure. Small 'unobtrusive' markers will be allowed on each green burial site as set out in Section 13.

11. CEMETERY STAFF

11.1 Cemetery staff will:

- (a) Inter human and cremated remains as directed.
- (b) Install memorial markers and mausoleum lettering.
- (c) Carry out the general work of a cemetery to maintain it in a neat and tidy condition, including the maintenance of lawns, gardens, shrubs, trees, paths, gates, fences, buildings, irrigation system, and other cemetery improvements.
- (d) Maintain grounds equipment as required to ensure safe and efficient operation and protection of assets.
- (e) Maintain and submit records as required.
- (f) Provide information to visitors in a tactful and respectful manner.

12. ADMINISTRATION AND CARE FUND

12.1 The Chief Administrative Officer or designate shall maintain records as necessary to the administration and management of a cemetery and as required by the *Cremation, Interment and Funeral Services Act*.

- 12.2 The Chief Administrative Officer or designate is hereby authorized on behalf of the Regional District to grant licences in the form set out in Schedule 'A' hereof in respect of any un-licensed plot in a cemetery, according to the scale of fees and charges specified in Schedule 'C' of this bylaw and subject to the provisions of this bylaw.
- 12.3 The Chief Administrative Officer or designate, shall issue all permits for interment required by this bylaw, except as otherwise provided herein.
- 12.4 Upon issuing any permits for interment in a cemetery, or upon viewing an order for exhumation or disinterment from the proper authority as required by Section 8.6 hereof, the Chief Administrative Officer or designate shall notify the Parks and Properties Foreman before the time of the intended interment or exhumation or disinterment giving the name of the deceased, the date and time of the interment, and the number and location of the plot concerned.
- 12.5 A fund shall be established to be known as the "Cemetery Care Fund" and such fund shall be administered in accordance with the requirements of the Regulations made under the *Cremation, Interment and Funeral Services Act* for the establishment and administration of Care Funds and in accordance with the procedures hereinafter set out.
- 12.6 A separate fund shall be established to be known as the Cemetery and Mausoleum Care Fund into which the Chief Financial Officer shall pay all funds received for Care Fund purposes and all such funds shall be deposited in said fund, and there held pending investment as hereinafter provided.
- 12.7 On all licences for use of plots sold, the Chief Financial Officer shall pay into the Cemetery Care Fund from the amount received for each licence sold the percentage indicated in Schedule 'C'.
- 12.8 On all licences for the use of the plot, and on all contracts or agreements for the sale of such licences, it shall state that the price includes the applicable Care Fund contribution.
- 12.9 In the case of graves, the Care Fund contribution shall be 25% of the price, and 10% for mausoleum crypts, niches and columbaria.
- 12.10 Any owner of a memorial tablet desiring to have same installed on a grave in the Powell River Regional Cemetery shall pay to the Regional District prior to the installation of such memorial tablet the fee as established in Schedule 'C'.
- 12.11 Investment of funds received for Care Fund purposes shall be made as required by the Regulation under the *Cremation, Interment and Funeral Services Act* applicable to Cemetery Care Funds.
- 12.12 The income from the Cemetery Care Fund shall be used for the sole purpose of upkeep and maintenance of the cemeteries, mausoleum and columbarium.
- 12.13 The principal sum of the Cemetery Care Fund shall not be reduced otherwise than in accordance with an order of the Minister of the Crown charged with administration of the *Cremation, Interment and Funeral Services Act*.

- 12.14 A separate account of all monies received under the provisions of this bylaw and of all monies expended hereunder shall be kept by the Chief Financial Officer and any surplus remaining of receipts over expenditures shall be held at the end of each financial year for future use in the care and maintenance of the cemeteries, mausoleum and columbarium.
13. **MEMORIALS - Powell River Regional Cemetery**
- 13.1 Only persons who are interred, entombed, or inurned in the cemetery are permitted to be memorialized, except through the purchase of a tribute bench or tree.
- 13.2 Sections 13 shall not apply to the memorialization inscription on crypt or marble niche fronts which shall be subject to the provisions of Section 16 or in glass fronted niches which shall be subject to the provisions of Section 17 or on columbarium which shall be subject to the provisions of Section 18.
- 13.3 No person shall place on any grave space in a cemetery a memorial tablet until permission has been granted by the Chief Administrative Officer or designate and all applicable fees and charges in respect to each memorial tablet which it is desired to install have been paid to the Regional District.
- 13.4 No memorial other than the type of memorial specified in Section 13 may be installed on a grave in a cemetery except in the older sections numbered A-Z, Sections AA, AB, ZZ, within the Powell River Regional Cemetery, where a memorial tablet different from that required by Section 13 may be installed on a grave provided permission for such installation is first obtained from the Regional District and a foundation for the memorial is constructed according to the specifications of the Regional District.
- 13.5 Except as may be permitted otherwise by the terms of Section 13, every memorial to be installed on a grave shall be of the tablet variety made of stone or bronze and in addition conform to the following requirements as applicable:
- (a) Each memorial tablet shall be installed in a position according to that established by the Regional District for memorials on graves in the cemetery and shall have its top surface set level and flush with the surface of the surrounding ground;
 - (b) Every bronze memorial tablet shall conform to the minimum specifications for one of the bronze alloys in the Regulations of the *Cremation, Interment and Funeral Services Act* and so certified to the Regional District by the memorial dealer or manufacturer;
 - (c) Each bronze memorial tablet shall be attached to a concrete base 7.5 cm (3") thick with side surfaces true and perpendicular with the top surface;

- (d) Each stone memorial tablet shall be 7.5 cm (3") thick and shall have its side surfaces true and perpendicular with its top surface;

Adult size grave:	Maximum 28" x 16"	Tablet Style (flat)
Child size grave:	Maximum 20" x 12"	
Infant size grave:	Maximum 20" x 12"	
Cremated Remains grave:	Maximum 20" x 12"	One marker only
Green Burial grave:	Maximum 12" x 8"	One marker only

Memorials of any dimensions within the maximum dimensions provided above will be permitted.

- (e) Upright Style Markers will be permitted in designated areas in Sections BG and BH, type and size as follows:

Die/Base Style Markers: Marker Size 24"w x 18"h x 6"t
 Base Size 34"w x 12"l x 6"t
 OR
 Marker Size 30"w x 20"h x 6"t
 Base Size 42"w x 12"l x 6"t

Slant Style Marker: Marker Size 24"w x 18"h x 8"t
 Base Size 34"w x 12"l x 6"t
 OR
 Marker Size 30"w x 20"h x 8"t
 Base Size 42"w x 12"l x 6"t

Pillow Style Marker: Marker Size 24"w x 12"l x 6"t

- (f) Where it is desired to memorialize more than one deceased person occupying the same adult grave space as provided for in Section 9 of this bylaw, the following options for memorials shall be permitted:
- i: One memorial only, up to 90 cm x 40 cm (28" x 16"); or
 - ii: One memorial up to 90 cm x 40 cm (28" x 16") plus two cremated remains memorials up to 30 cm x 20 cm (12" x 8"), the latter to be set evenly in the grave space; or
 - iii: One memorial up to 90 cm x 40 cm (28" x 16") plus one memorial of up to 50 cm x 40 cm (20" x 12") for memorializing cremation interments.
 - iv: It is possible to set up to 2 cremated remains memorials of up to 30 cm x 20 cm (12" x 8") each or one memorial of up to 50 cm x 40 cm (20" x 12") for memorializing cremation interments with a memorial that is larger than the maximum permitted in Section 9 provided that the large memorial was set prior to May 1989.
- (g) In the event that a memorial tablet is shipped to the Regional District for installation in a cemetery with a wrong inscription on it, the Regional District shall not be held responsible;

- (h) In the event that a memorial tablet has to be lifted and sent away for further inscription, it shall be the responsibility of the purchaser of the grave or dependents to pay the associated fees set out in Schedule 'C' attached hereto and forming part of this bylaw;
- (i) The Regional District discourages the use of ceramic photos placed on memorials on graves and the use of such photos shall be at the owner's risk.
- (j) Under no circumstances will the Regional District be responsible for any damage incurred on any memorial as a result of mowing or maintaining the cemetery.

13.6 No grave space or curbing shall be defined by placing around its perimeter any structure or material or by removing the surrounding sod.

MEMORIALS - Woodland Cemetery

13.7 Only persons who are interred or inurned in the cemetery are permitted to be memorialized, except through the purchase of a tribute bench or tree.

13.8 Sections 13 shall not apply to the memorialization inscription on columbarium which shall be subject to the provisions of Section 18.

13.9 No person shall place on any grave space in the cemetery a memorial until permission has been granted by the Chief Administrative Officer or designate and all applicable fees and charges in respect to each memorial which it is desired to install have been paid to the Regional District.

13.10 Memorials installed on a grave of the tablet variety made of stone or bronze, or other approved materials, shall conform to the following requirements as applicable:

- (a) Each memorial tablet shall be installed in a position according to that established by the Regional District for memorials on graves in the cemetery and shall have its top surface set level and flush with the surface of the surrounding ground;
- (b) Every bronze memorial tablet shall conform to the minimum specifications for one of the bronze alloys in the Regulations of the *Cremation, Interment and Funeral Services Act* and so certified to the Regional District by the memorial dealer or manufacturer;
- (c) Each bronze memorial tablet shall be attached to a concrete base 7.5 cm (3") thick with side surfaces true and perpendicular with the top surface;
- (d) Each stone memorial tablet shall be 7.5 cm (3") thick and shall have its side surfaces true and perpendicular with its top surface;

Adult size grave:	Maximum 28" x 16"	Tablet Style (flat)
Cremated Remains grave:	Maximum 20" x 12"	One marker only
Green Burial grave:	Maximum 12" x 8"	One marker only

Memorials of any dimensions within the maximum dimensions provided above will be

permitted.

- (e) Upright Style Markers will be permitted, type and size as follows:

Die/Base Style Markers: Marker Size 24"w x 18"h x 6"t
 Base Size 34"w x 12"l x 6"t
 OR
 Marker Size 30"w x 20"h x 6"t
 Base Size 42"w x 12"l x 6"t

Slant Style Marker: Marker Size 24"w x 18"h x 8"t
 Base Size 34"w x 12"l x 6"t
 OR
 Marker Size 30"w x 20"h x 8"t
 Base Size 42"w x 12"l x 6"t

Pillow Style Marker: Marker Size 24"w x 12"l x 6"t

- (f) Where it is desired to memorialize more than one deceased person occupying the same adult grave space as provided for in Section 9 of this bylaw, the following options for memorials shall be permitted:
- i: One memorial only, up to 90 cm x 40 cm (28" x 16"); or
 - ii: One memorial up to 90 cm x 40 cm (28" x 16") plus two cremated remains memorials up to 30 cm x 20 cm (12" x 8"), the latter to be set evenly in the grave space; or
 - iii: One memorial up to 90 cm x 40 cm (28" x 16") plus one memorial of up to 50 cm x 40 cm (20" x 12") for memorializing cremation interments.
 - iv: It is possible to set up to 2 cremated remains memorials of up to 30 cm x 20 cm (12" x 8") each or one memorial of up to 50 cm x 40 cm (20" x 12") for memorializing cremation interments with a memorial that is larger than the maximum permitted in Section 9 provided that the large memorial was set prior to May 1989.
- (g) Where it is desired to install a memorial made of materials other than stone or bronze, i.e., cement, metal, local rock (flower), fired clay, jade, or ceramic, such requests shall be approved by the Regional District, as to the size and composition. Fees associated with the installation of such memorials will be at cost, should it take longer for such memorials to be installed.
- (h) In the event that a memorial is shipped to the Regional District for installation in the cemetery with a wrong inscription on it, the Regional District shall not be held responsible;
- (i) In the event that a memorial has to be lifted and sent away for further inscription, it shall be the responsibility of the purchaser of the grave or dependents to pay the associated fees set out in Schedule 'C' attached hereto and forming part of this bylaw;
- (j) The Regional District discourages the use of ceramic photos placed on memorials on graves and the use of such photos shall be at the owner's risk;

(k) Under no circumstances will the Regional District be responsible for any damage incurred on any memorial as a result of mowing or maintaining the cemetery.

13.11 No grave space shall be defined by placing around its perimeter any structure or material or by removing the surrounding sod.

13.12 Sculptures and/or angels will be allowed to be installed in the cemetery within the prescribed size allocation permitted. However, all costs associated with the installation and general maintenance will be the responsibility of the purchaser. Under no circumstances will the Regional District be responsible for maintaining such structures, i.e., sinkers as a result of the structure installed.

14. CURBINGS

14.1 Standard Curbings are authorized by this bylaw to be installed in both regional cemeteries for memorial markers sized 12" x 8"; 20" x 12"; 24" x 12" and 28" x 16". Custom curbings can be purchased for additional sized markers.

14.2 The purchase and installation of Curbings shall be subject to the Cemetery Rules and Regulations of the Powell River Regional District. Fees are set out in Schedule 'C' to this bylaw.

14.3 The Regional District has the authority to remove curbings that interfere with grounds maintenance due to damage or structural deterioration. Curbings damaged beyond repair will not be replaced.

14.4 The Regional District will not be responsible to replace curbings that have been removed due to damage or structural deterioration.

14.5 No grave space or curbing shall be defined by placing around its perimeter any structure or material or by removing the surrounding sod.

15. MAUSOLEUM

15.1 The purchase of crypts and niches in the Mausoleum shall be subject to the provisions of this bylaw.

15.2 The authorization and entombment in such crypt and the use of a cemetery shall be subject to the Cemetery Rules and Regulations of the Powell River Regional District as approved and filed in accordance with the *Cremation, Interment and Funeral Services Act* and Regulations made thereunder, including both those herein contained and all others now in force, or hereafter prescribed:

(a) Arrangements for entombment must be made at the Regional District Office following the provisions of Section 5 of the *Cremation, Interment and Funeral Services Act* at least 48 hours before the time of entombment;

- (b) No entombment shall be made in a cemetery except on presentation of a permit from the Regional District, nor shall the remains of a deceased person be accepted for entombment except upon presentation of the Burial Permit and Acknowledgment of the Registration of Death of the deceased, issued by a District Registrar of Births, Deaths, and Marriages, or other official under the provisions of the *Vital Statistics Act*;
- (c) The sale, assignment or transfer of crypts or of rights of entombment therein, shall only be made back to the Regional District, subject to the Cemetery Rules and Regulations of the Regional District. Any such transactions shall not be recognized unless and until recorded on the Books of the Regional District and the payment of the fee prescribed in Schedule 'C' of this bylaw is received amending such Records;
- (d) Until an entombment has been made in a crypt, an assignment or transfer of entombment rights therein may be made by the registered owner of such rights back to the Regional District, subject to the Cemetery Rules and Regulations of the Regional District. After an entombment has been made in a crypt, no assignment or transfer or any right therein may be made or will be recognized by the Regional District;
- (e) All entombments, disentombments, and removals, including all openings and closings of crypts shall be made only by the Regional District;
- (f) External dimensions of a casket to be placed in any crypt shall not exceed 65 cm. (2') high by 76 cm. (2'6") wide, by 221 cm. (7'3") long;
- (g) The applicable Entombment Fee shall be charged by the Regional District and be payable prior to the entombment;
- (h) No memorial (inscription) may be placed until crypt space and all other charges are fully paid, including the applicable inscription and installation charges for the memorial;
- (i) Such memorial shall be in the form approved by the Regional District for the particular section;
- (j) All improvements, alterations or embellishments of crypts or areas in a cemetery shall be under the direction of the Regional District, and should any be made without its written consent, the Regional District reserves and shall have the right to remove, alter or change such improvement, alteration or embellishment at the expense of the crypt holder; the Regional District reserves the right to remove anything which, in the sole judgement of the Regional District, is unsightly, dangerous, or impedes the progress of "care";
- (k) The placing of flowers shall be subject to the applicable Rules and Regulations of the Regional District as then in force; fresh flowers and potted plants are not permitted.
- (l) Flowers must be placed only in cemetery-approved containers; glass containers are never permitted;
- (m) No person may visit the Mausoleum during the hours of 8:00 pm and 7:00 am.

- (n) Wherever in the Rules and Regulations of a cemetery such terms of interment, burial, lot, etc. appear, these terms shall be extended in meaning to include corresponding terms as are applicable to crypt or niche spaces.

16. MAUSOLEUM FLOWERS

- 16.1 Flower regulations for crypts and marble niches are enacted by the Regional District for the common good of all crypt and niche purchasers. The regulations which follow are based on various practical considerations, and with the aim of maintaining a neat and presentable appearance in and about the Mausoleum at all times - to enhance the beauty of what is recognized as a magnificent building, and to fittingly honour those entombed in it.
- 16.2 Flowers are to be placed only in approved containers to be purchased from the Regional District and installed by Regional District personnel on the face of the crypt or niche. Other containers for flowers or potted plants are not permitted in the mausoleum except during a two week period following a service, flower or plant containers or other appurtenance, excluding candles, may be placed in front of the subject niche or crypt.
- 16.3 The burning of candles in the mausoleum is prohibited at all times.

17. MAUSOLEUM MEMORIAL INSCRIPTIONS

- 17.1 Memorial inscriptions shall consist solely of given name and surname together with years of birth and death in flat face bronze lettering, of uniform size and material on letter bar; which shall be purchased through the Regional District office to maintain a standard format and a high quality control.

18. MAUSOLEUM – GLASS NICHE

- 18.1 Cremated remains for interment into a glass niche must be enclosed in an urn made of durable material, including but not limited to marble, bronze, or ceramic. No cardboard, plastic or wooden urns shall be permitted in any glass niche.
- 18.2 Only one (1) cremated remains may be interred in a glass niche.
- 18.3 The maximum urn size is 10" x 10" x 10".
- 18.4 Memorial inscriptions may be placed on the face of the urn or on a separate approved plaque to be purchased from the Regional District and placed inside the niche. Inscriptions shall include the given name and surname together with dates of birth and death in lettering of uniform type and size to maintain a standard format. The family may, at its option, include additional text on the memorial, subject to approval from the Regional District.
- 18.5 A ceramic photo in an approved frame may be purchased from the Regional District for placement inside a glass niche. The standard frame will be bronze.
- 18.6 Not more than one flower vase, photo and memorial plaque are permitted in any glass niche.

- 18.7 In addition to the above noted accessories, one small personal item may be placed in the glass niche, subject to Regional District approval.
- 18.8 Nothing may be affixed by any means to the outside surface of the glass.
- 18.9 Only cemetery staff are authorized to place urns, memorial plaques, vases or photos inside any niche.
- 18.10 The Regional District reserves the right to refuse to allow in any glass niche any urn that is not consistent with high standards, general appearance and dignity of the mausoleum.
- 18.11 Notwithstanding the provisions specifically governing the glass niches, the purchase of or interment in any glass niche is subject to all applicable terms and conditions set out elsewhere in this bylaw.

19. COLUMBARIUM

- 19.1 Cremated remains for interment into the columbarium must be enclosed in an urn.
- 19.2 Only one (1) cremated remains may be interred in a columbarium niche.
- 19.3 The maximum size urn is 10" x 10" x 10".
- 19.4 Name, birth and death years, short memorial phrase, and a stock symbol are considered standard etching for columbarium niche faces. Due to limited space on the niche front, should a vase and/or photo be requested, the symbol will not be permitted.
- 19.5 Photos will be recessed into the niche face. Frames are not permitted.
- 19.6 No columbarium niche shall be opened by any person other than Cemetery staff.
- 19.7 Flowers are permitted only in Regional District provided and installed vases, except that during a two week period following a service, flower or plant containers or other appurtenances, excluding candles, may be placed in front of the subject columbarium niche.
- 19.8 Notwithstanding the provisions specifically governing the columbarium niches, the purchase of or inurnment in any columbaria niche is subject to all applicable terms and conditions set out elsewhere in this bylaw.
- 19.9 Only cemetery staff are authorized to place urns, photoceramics or vases inside or outside of a columbarium niche.

20. TRIBUTE BENCHES AND TREES

- 20.1 The installation and maintenance of tribute benches and trees will be governed by Powell River Regional District Corporate Policy #1.11 – Tribute Policy.

21. RESCIND

21.1 Bylaw No. 499 and any and all amendments thereto are hereby rescinded.

READ A FIRST TIME	this 22 nd day of September, 2016
READ A SECOND TIME	this 22 nd day of September, 2016
READ A THIRD TIME	this 22 nd day of September, 2016
ADOPTED	this 22 nd day of September, 2016

Chair

Corporate Officer

I hereby certify the foregoing is a true and correct copy of Bylaw No. 511 cited as the *Powell River Regional District Cemetery Regulation Bylaw No. 511* as ADOPTED by the Board of Directors of the Powell River Regional District the 22nd day of September, 2016.

Corporate Officer

Dated at Powell River, B.C. this 23rd day of September, 2016.