

RESOLUTION 18-09

A RESOLUTION AMENDING POLICIES AND REGULATIONS FOR THE HYRUM CITY CEMETERY.

WHEREAS, Section 12.20.240 of the Hyrum City Municipal Code allows the Mayor to direct and publish a booklet of rules and regulations for the convenience of the purchasers of lots in the municipal cemetery; and

WHEREAS, such rules and regulations may be amended by resolution as needed and shall constitute a part of the terms and conditions under which owners and users may utilize the cemetery; and

WHEREAS, Section 12.20.240 requires the governing body to approve amendments to the booklet of additional rules and regulations concerning the care, use, operation and maintenance of the cemetery.

NOW, THEREFORE, be it resolved that the Hyrum City Council hereby approves and adopts the Hyrum City Cemetery Policies and Regulations attached hereto as Exhibit A. This policy may be revised from time to time by resolution.

BE IT FURTHER RESOLVED, that this resolution shall become effective upon adoption.

ADOPTED AND PASSED by the City Council this 19<sup>th</sup> day of April, 2018

HYRUM CITY

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Stephanie Miller  
Mayor

ATTEST:

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Stephanie Fricke  
City Recorder



# Cemetery

Policies & Regulations

Revised April 2018

## **Introduction**

As part of the services provided to residents of the community, Hyrum City owns and operates a municipal cemetery situated on Main Street, between 500 & 600 East.

The office for Hyrum City Cemetery is located at 60 West Main, Hyrum, Utah 84319. All arrangements for interment of deceased persons must be made at the office. All requests for information concerning the cemetery, including plot location and purchasing procedures, burial rights, and other records must be submitted to the office, as well.

In preparing these rules and regulations, the city desires to offer as much freedom of choice as possible while maintaining a high standard of beauty and a prominent sense of decorum. We sincerely hope you will assist us in that effort by adhering to these policies and regulations. We also solicit comments and suggestions regarding cemetery policies and operating procedures or information in this booklet.

## **Mission Statement**

It is the goal of Hyrum City to operate and maintain a cemetery that is beautiful, dignified, and an appropriate final resting place for loved ones.

## **Definitions**

The following words or phrases shall have the indicated meanings unless the context clearly indicates otherwise:

- A. Lot includes the partial lots or single graves in the municipal cemetery.
- B. Lot owner or purchaser and grave owner or purchaser means the owner or purchaser of burial privileges or the collateral right of use of any burial lot for approved purposes as evidenced by a burial right for described lot or by proved and recognized descent or devise from the original owner.

## **Regulations Governing Access And Conduct**

- A. Entrance regulation. Access to the Hyrum City Cemetery is restricted to daylight hours only.
- B. Improper conduct prohibited. Hyrum City Cemetery has been dedicated for the burial of the dead. Any behavior or conduct not in keeping with this purpose is expressly forbidden. People walking or jogging through the cemetery is not forbidden but loud, boisterous conduct should be avoided.
- C. Loss or damage. The employees of Hyrum City will exercise every means and effort to prevent loss or damage to all property within the cemetery. However, the City distinctly disclaims all responsibility for loss

- or damage from causes beyond its reasonable control and will not be liable.
- D. Speed limit. The speed limit within the Hyrum City Cemetery is 15 miles per hour.
  - E. Animals. No animal shall be allowed in the cemetery except within the confines of a vehicle, and must be at all times retained within the confines of the vehicle while the vehicle remains in the cemetery.
  - F. Motorcycles and bicycles. Motorcycles and bicycles shall be permitted on designated roads only.

### **Lot Ownership & Privileges**

- A. Nature and extent of rights acquired. Upon the payment of the purchase price of a lot, the purchaser acquires the rights of burial in said lot, subject to the rules and regulations of the cemetery.
- B. Lot purchase restrictions. Purchase of cemetery lot spaces shall be limited to eight spaces per household.
- C. Descent and inheritance of burial rights. Upon the death of the lot owner, the lot descends to those named in his/her will or to his/her as designated by law. The heirs are entitled to the same use of the lot as the original owners and are bound by the same rules and regulations. If a lot owner dies without willing his/her remaining lot spaces to specific heirs, the heirs may designate it to a family member. A document stating this must be signed by heirs of the first generation. Hyrum City shall in no way be held responsible for a failure to properly determine the legal successorship of the said lot owner or purchaser.
- D. Sale of lots/burial rights. No lot may be sold by a lot owner to any person or entity other than Hyrum City. Hyrum City will pay the owner the original purchase price or \$50 whichever is greater.
- E. Interment of non-human remains. It is illegal to inter anything other than the remains of human bodies in the municipal cemetery.

### **Lot Prices & Burial Fees**

- A. Prices of lots, as well as opening/closing charges and any other fees, will be furnished by the Hyrum City Office.

### **Burials**

- A. Notice for opening a grave shall be given sufficiently early to allow at least one working day for the work to be completed. If a holiday is observed by Hyrum City notice must allow one working day prior to the burial. (example: Presidents Day on Monday in order to have a burial

- on Tuesday notice must be given by the previous Thursday or to have a burial on Wednesday notice must be given on the previous Friday). The last day a grave can be opened prior to Memorial Day will be the previous Wednesday.
- B. Hours when burials are permitted. No funeral or interment will be allowed in the cemetery on Sunday or on any of the holidays officially observed by Hyrum City. On all other days, funerals will be allowed between the hours of 8:00 a.m. and 3:30 p.m. Additional charges will be made for interments on Saturday and at times other than the regular days and hours herein stated.
  - C. Hyrum City shall not be responsible for any mistakes occurring from the lack of precise and proper instructions as to the appropriate space in the lot where interment is desired.
  - D. Payment or burial fee. No grave will be opened until the charges have been paid.
  - E. Funeral Processions. Funeral processions upon entering the cemetery shall be under the control and subject to the direction of the cemetery sexton.
  - F. Duty of funeral director. Funeral directors in charge of funerals must arrange the time for arrival at the cemetery so as to be out of the grounds before 3:30 p.m. They will be held responsible for the faithful observance of all the rules and regulations concerning funerals and burials.
  - G. Excavating and refilling graves. The cemetery sexton or someone employed by the cemetery is in complete charge of every interment. No grave shall be opened or filled, refilled or sodded except by the employees of the cemetery under the direction of the sexton. Saturday burials may be allowed until the next business day to finalize sodding, replacing headstone, etc.
  - H. Burials per grave. One interment only shall be allowed in a casket except a parent with his/her infant child or two children buried at the same time.
  - I. Temporary grave markers. Temporary grave markers placed after interment will be removed when headstone is placed by monument company or six months after interment.
  - J. Errors may be corrected. In the event an error shall occur involving the interment of remains, the sexton shall have the right to remove and re-inter the remains in such property of equal value and similar location as may be substituted and conveyed in lieu thereof.

## **Vaults Required**

- A. It is unlawful for any person to be buried in the cemetery unless the casket shall be placed in a vault made of concrete, fiberglass, steel or brick-lined, or of such other material approved by Hyrum City, substantially constructed and covered with a similar durable material.
- B. No wood shall be used as a permanent part of the construction of any part of the vault.

## **Cremations**

- A. Burials per grave. Interment of the cremated remains of two individuals in one grave shall be permitted. Each must be placed in separate containers. The cremated remains of one person may be interred in the same grave space as a buried individual not cremated. The cremated remains must be buried at the same time or after the individual not cremated.
- B. Monuments. Only one above ground monument will be allowed on each grave.
- C. The cremated remains of an individual may be buried without a vault, but must be buried within a secondary container. (containing the Urn)

## **Decoration of Graves**

- A. Funeral flowers and floral pieces. Floral pieces will be removed without notice when they become unsightly. Lot owners desiring to retain floral pieces must remove them within five days following the interment.
- B. Flower containers. Small baskets, pots, cans, or vases (NO GLASS) are acceptable containers for both cut and artificial flowers. Shepherds hooks, pinwheels, etc. are permitted only within the places specifically provided for in the headstone or base. One shepherds hook may be placed adjacent to the mow strip. Any decorations deemed to pose hazard to cemetery personnel or visitors or otherwise interrupt the operation of maintenance machinery will be removed and disposed of without notice.
- C. Fresh cut flowers. Fresh cut flowers are permitted in a sunken vase or other appropriate container anytime.
- D. Artificial flowers. Artificial flowers and grave decorations are permitted throughout the year but will be removed and disposed of by maintenance personnel the first of each month.
- E. Memorial Day decorations. All Memorial Day decorations will be removed seven days following the holiday.

- F. Planting or excavation. No planting of any type of plant material or digging or disturbing the sod within the cemetery will be permitted.

## **Markers and Monuments**

- A. Monuments/grave markers. Monuments are permitted throughout the cemetery. Only one above ground grave monument/marker will be permitted on the grave. This marker must be at the head of the grave under the supervision of the sexton. A second monument/marker is allowed but must be flush to the ground.
- B. Mow strip. All monuments/markers are required to have a 6" minimum cement mow strip flush to the ground.
- C. Monument/marker size. A monument/marker for a single grave shall be no larger than 36" wide and 36" tall, which includes the 6" mow strip. A monument/marker for a double grave shall be no larger than 72" wide and 36" tall, which includes the 6" mow strip.
- D. Monument/marker installed. The sexton must be notified 24 hours prior to the installation of a monument/marker. Notification must take place during regular business hours. Monuments/markers shall be installed by a monument company only. No monument/marker will be installed if weather and/or ground conditions are unsuitable.
- E. In the event that an existing monument/marker needs to be moved to allow for burial Hyrum City may require an additional charge.

## **Miscellaneous**

- A. Office-Records. The cemetery office is open weekdays from 8:00 a.m. to 5:00 p.m. with the exception of holidays. All business pertaining to the cemetery should be transacted at the office, 60 West Main Street, Hyrum.
- B. Alteration and repeal of rules and regulations. Hyrum City reserves the right without notice, to make, amend, and repeal the rules and regulations of the cemetery and to make exceptions thereto, but such exceptions shall not amend or repeal any permanent rule or regulation. All fees, prices and charges are also subject to change without notice and are published separately.