

# GLENCOE CEMETERY

## RULES AND REGULATIONS OF THE GLENCOE CEMETERY ADOPTED BY ORDINANCE NO. 341, JUNE 2, 1986 GLENCOE CITY COUNCIL GLENCOE, MINNESOTA

### PREFACE

Glencoe Cemetery is owned and controlled by the City of Glencoe, Minnesota. It is under the direct supervision of the Cemetery Commission.

It is the aim of the City of Glencoe to make Glencoe Cemetery a quiet and beautiful cemetery. To secure this effect and to preserve the appearance of Glencoe Cemetery requires the cooperation of all lot owners.

For the mutual protection of every lot purchaser in the Glencoe Cemetery, the City of Glencoe hereby adopts the following rules and regulations. All property owners and all lots sold shall be subject to said rules and regulations, amendments or alterations as shall be adopted by the city from time to time; and the reference to these rules and regulations in the deed or certificate of ownership to lots shall have the same force and effect as set forth in full therein.

Lots of Glencoe Cemetery shall be sold at such rates as Cemetery Commission shall from time to time designate. The Glencoe City Council may review the charges made for grave openings, holding vault fees, setting of government markers, winter and summer interment charges. If it is deemed advisable, the Cemetery Commission may adjust prices accordingly.

### DEFINITIONS

#### 1-A CEMETERY DEFINED

The term "cemetery" means the burial park for earth interments.

#### 1-B LOT AND GRAVE DEFINED

"Lot" means space in the cemetery used, or intended to be used, for the interment of human remains, being 20' x 20' or 22' x 22' in size according to the cemetery plat and any subdivision thereof.

"Grave" means a space of ground used, or intended to be used, for open burial.

#### 1-C INTERMENT DEFINED

"Interment" means disposition of human remains by burial.

#### 1-D CITY DEFINED

"City" means the City of Glencoe, Minnesota, owning and controlling the cemetery.

## 1-E MEMORIALS DEFINED

"Memorial" means a monument or marker.

"Monument" means a memorial of granite or other approved stone that extends above the surface of the land.

"Marker" means a memorial of granite or other approved material, that does not extend above the surface of the land.

## GENERAL SUPERVISION OF CEMETERY

### 2-A ADMISSION TO CEMETERY

The City reserves the right to refuse admission to anyone not a lot owner or relative of a person interred in said cemetery, and to refuse the use of any of the cemetery facilities at any time to any person or persons whom the management may deem objectionable to the best interests of the cemetery.

### 2-B CASKET NOT TO BE OPENED OR BODY TOUCHED WITHOUT CONSENT

Once the funeral service is completed the city reserves the right to refuse permission to anyone to open the casket or to touch the body without the consent of the legal representative of the deceased or without a court order; provided that in the event necessity requires, the city may take appropriate steps to correct any obnoxious or improper condition.

## INTERMENTS AND DISINTERMENTS GENERALLY

### 3-A SUBJECT TO LAWS

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 authorities of the city, county and state.

### 3-B TIME AND CHARGES

All interments, disinterments and removals must be made at the time and in the manner prescribed and subject to the payment of such charges as fixed by the Cemetery Commission or City Council.

### 3-C NOTICE

The right is reserved by the commission to insist upon at least twenty-four (24) hours notice before any interment, and to at least one week's notice prior to any disinterment or removal. The city may refuse to make an interment until a more expedient time if the remains arrive at the cemetery after 4:00 P.M., or if too many funerals arrive at the same hour.

### 3-D AUTHORIZATION TO INTER

The city may inter or open a plot for any purpose on proper written authorization by any lot

owner of record made out on forms approved by the city and duly filed its office unless there are written instructions to the contrary on file in the office.

### 3-E CITY REQUIRES APPROVED BOX OR VAULT

The city requires an approved box or vault in which the casket of every earth interment shall be enclosed. Cremains shall be exempt.

### 3-F LOCATION OF INTERMENT SPACE

When instructions from the lot owner regarding the location of an interment space in a lot cannot be obtained, or are indefinite, or when for any reason the interment space cannot be opened where specified, the management may, at its discretion, open it in such location in the lot as it deems best and proper, so as not to delay the funeral; and the city shall not be liable in damages for any error so made.

### 3-G ORDERS GIVEN BY TELEPHONE

The city shall not be held responsible for any order given by telephone or for any mistake occurring from the want of precise and proper instructions as to the particular space, size, and location in a lot where interment is desired.

### 3-H ERRORS MAY BE CORRECTED

The city reserves and shall have the right to correct any errors that may be made by it either in making interments, disinterments or removals, or in the description, transfer or conveyance of any interment property, either by canceling such conveyance and substituting and conveying, in lieu thereof, other interment property of equal value and similar location as far as possible or as may be selected by the city or, in the sole discretion of the city, by refunding the amount of money paid on account of said purchase. In the event the error shall involve the interment of the remains of any person in such property, the city reserves, and shall have the right to remove and reinter the remains of such property of equal value and similar location as may be substituted and conveyed in lieu thereof.

### 3-I DELAYS IN INTERMENTS CAUSED BY PROTEST

The city shall be in no way liable for any delay in the interment of a body where a protest to the interment has been made, or where the rules and regulations have not been complied with. The city may require any protest to be in writing and filed in the office of the City Clerk.

### 3-J NOT RESPONSIBLE FOR EMBALMING OR FOR IDENTITY

The city shall not be liable for the interment permit nor for the identity of the person sought to be interred; nor shall the city be liable in any way for the embalming of the body.

### 3-K NO INTERMENT PERMITTED UNLESS PROPERTY PAID FOR

No interment shall be permitted in any property not fully paid for.

### 3-L INTERMENT OF MORE THAN ONE BODY

Not one more than one body, or the remains of more than one body, shall be interred in one grave, unless such grave has been purchased with written agreement that more than one body, or the remains of more than one body, may be interred. However, two cremains per grave will be allowed.

### 3-M INTERMENT OF HUMAN REMAINS

The use of the property in the cemetery is restricted to the interment of human remains.

### 3-N DEPTH OF GRAVE

The top of the approved box or vault shall be not less than 18" below the surface of the ground corresponding to the surrounding contour of the ground.

## REMOVALS

### 4-A REMOVAL FOR PROFIT PROHIBITED

Removal of a body by the heirs so that the lot may be sold for profit to themselves, or removal contrary to the expressed or implied wish of the original lot owner, is repugnant to the ordinary sense of decency and is absolutely forbidden.

### 4-B MAY OBTAIN LARGER LOT

A body may be removed from its original lot to a larger or better lot in the cemetery when there has been an exchange or purchase for the purpose.

### 4-C CARE IN REMOVAL

The city shall exercise due care in making a disinterment and removal, and it shall assume no liability for damage to any casket or burial case in making the disinterment and removal.

## PAYMENTS

### 5-A PAYMENT OF SERVICE CHARGES

The charges for the cemetery services must be paid at the time of the issuance of the order of the interment or disinterment and removal.

### 5-B PAST DUE INDEBTEDNESS

Arrangements for the payment of any and all indebtedness due the city must be made before interment will be made in any lot.

## OWNERSHIP

### 6 DESCENT OF TITLE AND OWNERSHIP OF LOTS IN CASE OF DEATH (STATE LAW)

Subject to the right of interment of the decedent therein, a cemetery lot or burial lot, unless disposed of as provided by law, shall descend free of all debts as follows:

First, to the surviving spouse a life estate with right of interment of such spouse therein, and remainder over to the person or city who would be entitled to the fee if there were no spouse;

Second, if there be no surviving spouse, then the eldest surviving child;

Third, if there be no surviving child, then the youngest surviving brother or sister;

Fourth, if there be no surviving son, daughter, brother or sister of the decedent, then to the city in trust as a burial lot for the decedent and such of his relatives as the governing body thereof shall deem proper.

Grave markers, monuments, memorials and all structures lawfully installed or erected on any cemetery lot or burial lot shall be deemed to be a part of and shall descent with such lot or plot. (Section 525.14 Minnesota Statutes Annotated)

## NOTICE TO HEIRS OF DECEASED LOT OWNERS

The only regular and legal proof of title by descent from a deceased owner is a certified copy of the decree of the proper Probate Court assigning the lot of the person deceased, or his interest in it, to the one claiming it. Whenever practicable this proof will be required.

If for any reason the furnishing of this proof is impossible, application should be once be made upon the death of the lot owner to the Cemetery Commission to be sure that the records will show the lot to be in the name of the proper living person.

## TRANSFERS OR ASSIGNMENTS

### 7-A CONSENT OF CEMETERY COMMISSION

No transfer or assignment of any lot, or interest therein shall be valid until the consent of the Cemetery Commission has been endorsed thereon and the same has been recorded in the books of the City.

### 7-B INDEBTEDNESS

The Cemetery Commission may refuse to consent to a transfer or to an assignment as long as there is any indebtedness due the city from the record lot owner.

### 7-C TRANSFER CHARGES

The commission may fix a charge for all transfers of ownership in lots. No transfer of ownership shall be complete or effective until all charges are paid, if such charge is made.

### 7-D AUTHORIZATION TO SIGN DEEDS

"The Chairman and Secretary" are authorized to execute deeds to cemetery lots, however in the absence of its Chairman and/or Secretary, the Vice Chairman and/or any one Director has the authority to execute a deed.

## SUBDIVISION OF LOTS

### 8 MAY NOT SUBDIVIDE LOTS

The subdivision of lots is not allowed, and no one shall be interred in any lot not having any interest therein, except by written consent of all parties interested in such lot and of the Cemetery Commission provided however, a relative or any record owner may be buried in said lot as provided in these rules or in the laws of the State.

## CONTROL OF WORK BY CITY

### 9-A WORK TO BE DONE BY CITY

All grading, landscaping work and improvements of any kind, and all care on lots, shall be done, and all trees and shrubs and herbage of any kind shall be planted, trimmed, cut or removed, and all openings and closing of graves, and all interments, disinterments and removals shall be made only by permission of the Cemetery Commission.

### 9-B CEMETERY COMMISSION MUST DIRECT AND MAY REMOVE IMPROVEMENTS

All improvements or all operations or alterations of individual property in the cemetery shall be under the direction of and subject to the consent, satisfaction and approval of the commission, and, should they be made without its written consent, the commission shall have the right to remove, alter or change such improvements or alterations at the expense of the lot owner, or, in any event, at any time when in its judgment they become unsightly to the eye.

## DECORATION OF LOTS

### 10-A FLORAL REGULATIONS

The ground planting of flowers, shrubs or trees by the lot owner is not permitted. The city shall have authority to remove all floral designs, flowers, weeds, trees, shrubs, plants or herbage of any kind from the cemetery as soon as, in the judgment of the cemetery commission, they become unsightly, dangerous, detrimental or diseased, or when they do not conform to the standards maintained. The city shall not be liable for floral pieces, baskets, or frames in which or to which such floral pieces are attached. The city shall not be liable for lost, misplaced or broken flower vases. The city shall not be responsible for plants, herbage or plantings of any kind damaged by the elements, thieves, vandals or by other causes beyond its control. The city reserves the right to prevent the removal of control. The city reserves the right to prevent the removal of any flowers, floral designs, trees, shrubs or plants, or herbage of any kind, unless it gives its consent.

### 10-B REMOVAL OF FLORAL FRAMES

Floral frames when removed from the lot site, unless called for within five days by those lawfully entitled to them, may be disposed of by the city in any manner it sees fit.

### 10-C CERTAIN ORNAMENTS PROHIBITED

The placing of boxes, shells, toys, metal designs, ornaments, chairs, settees, glass, wood or iron cases, and similar articles upon lots shall not be permitted, and if so placed, the city may remove the same.

## ROADWAYS AND REPLATTING

## 11-A RIGHT TO REPLAT, REGRADE AND USE PROPERTY

The right and privilege is hereby expressly reserved at any time and from time to time to resurvey, enlarge, diminish, replat, alter in shape or size, or otherwise to change all or any part, portion or subdivision of the property hereby mapped or platted (including the right to lay out, establish, close, eliminate, or otherwise modify or change the location of roads, walks, or drives) and to file amended maps or plats thereof, and to use the same for the erection of buildings, or for any purposes or uses connected with incident to, or convenient for the care, preservation or preparation for the disposal or interment of human remains or other cemetery purposes together with easements over the through said premises; and the right and privilege of installing, maintaining, and operating pipelines, conduits or drains for sprinklers, drainage, electric or communication lines, or for any other purposes is also expressly reserved.

## 11-B NO RIGHT GRANTED IN ALLEY WAYS

No easement or right of interment is granted to any lot owner in any road, drive, alley or walk within the cemetery, but such road, drive, alley or walk may be used as a means of access to the cemetery or buildings as long as the city devotes it to that purpose.

## CONDUCT OF PERSONS WITHIN THE CEMETERY

### 12-A MUST USE WALKS

Persons within the cemetery grounds shall use only the avenues, walks, alleys and roads and any person injured while walking on the grass, except that be the only way to reach his lot, or while on any portion of the cemetery other than the avenues, walks, alleys or roads, shall in no way hold the city liable for any injuries sustained.

### 12-B TRESPASSERS ON CEMETERY LOTS

Only the lot owner and his relatives shall be permitted on a cemetery lot. Lots are sacred and private property and must not be invaded. Any other person thereon shall be considered a trespasser; and the city shall owe no duty to said trespasser to keep the property, or the memorial thereon, in a reasonably safe condition.

### 12-C CHILDREN

Children under fifteen years of age shall not be permitted within the cemetery, or its buildings, unless accompanied by proper persons to take care of them.

### 12-D FLOWERS, ETC.

All persons are prohibited from gathering flowers, either wild or cultivated, or breaking trees, shrubbery or plants, or feeding or disturbing birds or other animal life.

### 12-E REFRESHMENTS

No person shall be permitted to have refreshments within the cemetery except as authorized by the commission.

### 12-F LOITERING PROHIBITED

Persons other than lot owners or relatives shall not be permitted to loiter in the cemetery, or any of the buildings.

#### 12-G LOUD TALKING

Boisterous or unseemly conduct shall not be permitted in the cemetery, or in any of the buildings.

#### 12-H RUBBISH

The throwing of rubbish on the drives and paths, or on any part of the grounds, or in the buildings, is prohibited. Receptacles for waste material are located at convenient places.

#### 12-I AUTOMOBILES

Automobiles shall not be driven through the grounds at a greater speed than fifteen (15) miles per hour, and must always be kept on the right side of the cemetery roadway. Automobiles are not allowed to park or to come to a full stop in front of an open grave unless such automobiles are in attendance at the funeral. Automobiles must stay on roadways and will not be allowed on the lawn areas at any time.

#### 12-J BICYCLES OR MOTORCYCLES OR SNOWMOBILES OR ATV

No bicycles or motorcycles or snowmobiles or ATV shall be admitted to the cemetery except such as may be in attendance at the funerals or on business.

#### 12-K PEDDLING OR SOLICITING

Peddling of flowers or plants, or soliciting the sale of any commodity, is prohibited within the confines of the cemetery. Solicitation of any kind is strictly forbidden at any time in the cemetery without the approval of the city. Memorial dealers shall abide by all rules of the cemetery. Violation of this rule will result in immediate removal.

#### 12-L FIREARMS

No firearms shall be permitted within the cemetery except on special permit from the commission or duly constituted authorities, or at a military funeral.

#### 12-M NOTICES AND ADVERTISEMENTS

No signs or notices or advertisements of any kind shall be allowed in the cemetery unless placed by the city.

#### 12-N PETS

Pets shall not be allowed on the cemetery grounds or in any of the buildings.

#### 12-O GROUNDS HOURS

The cemetery grounds shall be open from sunrise to sunset daily.



## 12-P IMPROPRIETIES

It is of the utmost importance that there should be strict observance of all of the properties of the cemetery, whether embraced in these rules or not as no improprieties shall be allowed, and the commission shall have power to prevent improper assemblages.

## 12-Q CITY OF GLENCOE TO ENFORCE RULES

The Cemetery Commission is hereby empowered to enforce all rules and regulations, and to exclude from the property of the city any person violating the same. They shall have charge of the grounds and buildings, and at all times have supervision and control of all persons in the cemetery, including the conduct of funerals, traffic, employees, lot owners and visitors.

## PROTECTION AGAINST LOSS OR DAMAGE

### 13-A CITY MAY CHARGE FOR UNUSUAL REPAIRS NECESSITATED BY ACTS OF GOD, ETC.

In the event that it becomes necessary to repair or reconstruct any marble, granite, or concrete work on any section or lot, or any portion or portions thereof in the cemetery which has been damaged by the elements, an act of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrections, riots or by the order of any military or civil authority, the city shall give a ten day written notice of the necessity for such repair to the lot owner of record. The notice shall be given by the depositing the same in the United States mail addressed to the lot owner of record at his or her address stated on the books of the city. In the event the lot owner fails to repair the damage within a reasonable time, the city may direct that the repairs be made and charge the expense against the lot and to the lot owner of record. (Also see 15-B) No further burials will be permitted on said lot until said repairs are paid.

## CHANGE IN ADDRESS OF LOT OWNERS

### 14-LOT OWNER MUST NOTIFY CITY

It shall be the duty of the lot owner to notify the city of any change in his post office address. Notice sent to a lot owner at the last address on file with the secretary of the commission shall be considered sufficient and proper legal notification.

## PERPETUAL CARE

### 15-A PERPETUAL CARE ON LOTS

Perpetual care is that care and maintenance necessary by natural growth and ordinary wear which can be provided at reasonable intervals with income from perpetual care fund and cemetery budget funds, and includes the planting, cutting, and care of lawns, trees, and shrubs, the cleaning and upkeep of buildings, and the maintenance of utilities, walls, roadways and walks. The city may also use a portion of the income from such fund for such general care, maintenance, repairs and embellishment as in its sound discretion shall deem to be for the best interests for the cemetery to the end that the cemetery generally be kept in the best condition possible within the limits of such income.

## 15-B PERPETUAL CARE EXCEPTIONS

The term "Perpetual Care" shall not be construed as meaning the maintenance, repair or replacement of any grave stones or monumental structures or memorials placed or erected upon lots; nor the planting of flowers or ornamental plants; nor the maintenance or doing of any special or unusual work in the cemetery; nor does it mean the reconstruction of any marble, lot, or any portion or portions thereof in the cemetery, caused by the elements, an act of God, common enemy, thieves, vandals, strikers, malicious makers, explosions, unavoidable accidents, invasions, insurrections, riots or by order of any military or civil authority, whether the damage be direct or collateral, other than as herein provided.

## 15-C INVESTMENT OF PERPETUAL CARE FUND

The money received for Perpetual Care shall be held in the trust and invested as provided by law. The city reserves the right, however, either to handle all investments itself, or to deposit said funds with any person, company or corporation qualified to act as trustee for such funds.

## 15-D EXPENDITURE LIMITED TO INCOME

Perpetual Care, whether applied to lots or to any space within the confines of the cemetery, shall be limited absolutely to the net income received from the investment of the care funds-no part of the principal being expended-except by city council action.

## 15-E FUNDS MAY BE DEPOSITED WITH OTHERS OF LIKE CHARACTER

It is understood and agreed between the purchaser and the city that the Perpetual Care funds may be deposited with others of like character and intent, to the end that the income from such accumulated funds shall be used for care as provided in the rules and regulations but in no case shall their deposits be construed as a contract to care for any individual property or space in any way other than as defined in said rules and regulations; and the care of the grounds and buildings, and special care, shall be limited to the net income received from the investment of such funds.

## 15-F CITY TO DIRECT EXPENDITURES

The net income from the Perpetual Care fund shall be expended by the city in such matter as will, in its judgment, be most advantageous to the property owners as a whole, and in accordance with the purposes and provisions of the laws of the State applicable to the expenditures of said funds. The city is hereby given the full power and authority to dispose in what manner the net income from said funds shall be expended, and it shall expend the net income in such manner as, in its sole judgment, it may deem advisable for the care, reconstruction, repair and maintenance of all or portion of the cemetery grounds, and may include those items specifically excepted in Rule 15-B. It may also expend the income for attorney's fees and other costs necessary to the preservation of the legal rights of the city.

The City Council shall determine if perpetual care fund may be used for the acquisition of capital items.

## 15-G AMOUNT OF DEPOSIT FOR LOTS

The amount to be collected from each purchaser of a cemetery lot at the time of payment of

the purchase price and to be deposited into the Perpetual Care fund and shall be determined by the City Council.

#### 15-H RECORD OF DEPOSITS

A record book shall be kept by the city showing the name of each lot purchaser and the amount he has deposited with the perpetual care fund.

#### RULES FOR MEMORIAL WORK

#### 16-A NUMBER OF MONUMENTS ALLOWED

Only one central or family monument shall be allowed on a lot.

#### 16-B WHERE MONUMENT SHALL BE PLACED

The commission shall determine the placement of monuments. Monuments shall be placed on the outer perimeter of the lot on the east or west line only, except that where the same owner has title to the entire south half or north half of a lot, the monument may then be placed on the center of that respective half lot.

#### 16-C FOUNDATIONS

All foundations for monuments shall be installed by the company supplying the monument. Such company shall also be responsible for and guarantee the quality and strength of such foundation.

#### 16-D SETTING OF MARKERS

All markers must be not more than one inch (1") above the ground in Section J.

#### 16-E ERRORS IN PLACING MEMORIALS

The city reserves and shall have the right to correct any error that may be made by its employees or by any person or persons in location or placing a memorial in the cemetery.

#### 16-F SIZE OF MEMORIALS

The height of memorials shall not exceed four feet in height except by special permit. No monuments, markers nor memorials protruding more than 1" above ground will be permitted in Section J, and cement wash or base will conform with Section 16-G below.

#### 16-G CEMENT WASHES TO BE REQUIRED

Cement washes will be required on all markers and/or monuments with five inches being the minimum. All above ground monuments, K-markers and hickey markers will be required to have a ten inch end wash and a five inch side wash. All washes shall conform to the contour of the land area.

#### 16-H BRONZE MARKERS

Bronze markers on cement or a granite slab shall protrude no more than one inch (1") above the surface of the ground (including lettering).

#### MISCELLANEOUS

17-A Workmen employed in placing or erecting memorials, or bringing in materials, shall, as to the city, operate as independent contractors, but must do so only with the permission of the city, and must be under the supervision of the city.

17-B Persons engaged in erecting memorials are prohibited from attaching ropes to memorials, trees, shrubs, or from scattering their material over adjoining lots, or from blocking avenues or pathways longer than is absolutely necessary. They must do as little injury to the grass, trees, and shrubs as possible, and must remove all debris and restore the ground and sod to its original condition.

17-C Damage done to lots, walks, drives, trees, shrubs or other property by dealers or contractors or their agents shall be repaired by the city, and the cost of such repairs shall be charged to the dealer or contractor or to his principal.

17-D Work shall proceed promptly until the erection of the memorial is completed.

17-E While a funeral or interment is being conducted, all work of any description shall cease.

17-F While the city will exercise all possible care to protect raised letter, carving or ornaments on any memorial or other structure, or on any lot, it disclaims responsibility for any damage or injury thereto. At judgement of the Board, by majority vote, the Board reserves right to take whatever steps are deemed necessary to eliminate, reconstruct or repair any dangerous or deteriorated condition of any family monument or markers. Prior thereto, the Board shall make effort to locate any lot owner, family members or heirs as set forth in Section 13-A of Cemetery Rules & Regulations.

17-G No coping, curbing, fencing, hedging, grave mounds, borders, or enclosures of any kind shall be allowed around any lot; and no walks of brick, cinders, tile, stone, marble, terra-cotta, sand, cement, gravel or wood shall be allowed on any lot. The city reserves the right to remove the same if so erected, planted or placed.

17-H Cemetery Commission shall have the authority to reject any plan or design for any material which, on account of size, design, inscription, kind or quality of stone is, in the opinion of the city, unsuited to the lot on which it is to be placed or the cemetery in its entirety.

17-I The city reserves the right to stop all work of any nature whenever, in its opinion, proper preparations therefor have not been made; or when tools and machinery are insufficient or defective; or when work is being executed in such manner as to threaten life or property; or when the monument dealer has been guilty of misrepresentation; or when any reasonable request on the part of the city is disregarded; or when work is not being executed according to specifications; or when any person employed on the work violates any rule of the commission.

17-J The completed work is subject to the approval of the commission.

17-K All stone monuments and markers shall be constructed of natural stone from quarries approved by the cemetery commission. No artificial stone of any description shall be permitted.

17-L Should any memorial become unsightly, dilapidated, or a menace to visitors, the Cemetery Commission shall have the right either to correct the condition or to remove the same, at the expense of the lot owner.

17-M No monument or marker shall be removed from the cemetery unless a written order by the lot owner be presented to the commission and permission be granted.

## DEED AND RULES AND REGULATIONS SOLE AGREEMENT

18 The cemetery deed and these rules and regulations and any amendments thereto shall be the sole agreement between the city and the lot owner. The statement of any sales agent shall in no way bind the city.

## MODIFICATIONS AND AMENDMENTS

### 19-A EXCEPTIONS AND MODIFICATIONS

Special cases may arise in which the literal enforcement of a rule may impose unnecessary hardship. The city therefore reserves the right, without notice to make exceptions, suspensions or modifications in any of these rules and regulations when, in its judgment, the same appear advisable; and such temporary exception, suspension or modification shall in no way be construed as affecting the general application of such rule.

### 19-B AMENDMENTS

The city may, and it hereby expressly reserves the right, at any time or times, to adopt new rules and regulations, or to amend, alter or repeal any rule, regulation, article, section, paragraph, or sentence in these rules and regulations.

## GENERAL RULES AND REGULATIONS

### 20-A

1. Glass containers will not be allowed.
2. Cut flowers or plastic flowers will be removed from the ground within seven days after Memorial Day.
3. Unsightly flowers and wreaths will be removed.
4. Live plants will be allowed only in approved pots, urns or holders.
5. Wreaths will be permitted if they are attached to the monument or in approved holders.
6. All bronze cups will have to be turned down by October 1st to prevent damage and all cut and imitation flowers shall be removed by October 1st.
7. The city shall not be responsible for plant stands, pots and vases damaged in the winter due to snow removal for funerals or damage due to the necessary removal of such items.

8. These rules and regulations and other information may be obtained from the office of the City Clerk.

Adopted by the City Council and Cemetery Commission this 16th day of March, 1987. Revised September 6, 1988. Revised July 16, 1990. Revised October 7, 1991. Revised November 2, 1998.