

Bylaw No. 9950
The Cemeteries Bylaw, 2023

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BYLAW NO. 9950
The Cemeteries Bylaw, 2023

The Council of the City of Saskatoon enacts:

PART I
Preliminary Matters

Short Title

1. This Bylaw may be cited as *The Cemeteries Bylaw, 2023*.

Definitions

2. In this Bylaw:
 - (a) **“Act”** means *The Cemeteries Act, 1999*;
 - (b) **“base”** means the lower portion of a 2-piece monument set on a foundation;
 - (c) **“care and maintenance”** means the long-term care and maintenance of a cemetery, including levelling of the ground and seeding, cutting and watering grass, but does not include the maintenance, repair or replacement of memorials or foundations;
 - (d) **“casket”** means a rigid container, usually constructed of wood or metal, designed for the encasement of a human body for interment, entombment or cremation;
 - (e) **“cemeteries”** means Nutana Cemetery and Woodlawn Cemetery;
 - (f) **“cemetery”** means either Nutana Cemetery or Woodlawn Cemetery;
 - (g) **“cemetery office”** means the office at Woodlawn Cemetery that is open to the public during the days and times specified by the General Manager;
 - (h) **“columbarium”** means a structure or building designed for the purpose of storing or interring cremated human remains in sealed niches;

- (i) **“communal grave”** means a grave for the interment of the human remains or cremated human remains of several non-related people;
- (j) **“cremated human remains”** means human bone fragments that remain after cremation;
- (k) **“cremation”** means the technical process of reducing human remains to bone fragments;
- (l) **“die”** means the upper portion of a 2-piece monument that is placed on a base;
- (m) **“die without a base”** means a monument consisting of a single piece placed on a foundation;
- (n) **“disinterment”** means the removal of human remains or cremated human remains from a grave or columbarium;
- (o) **“family columbarium”** means a columbarium containing 1 or more niches, each of which may accommodate the cremated human remains of up to 2 persons, that is specifically designed and constructed for the use of the interment rights holders;
- (p) **“fixture”** means any item that is attached to a monument, such as a vase, statue, picture, lantern or metal rod;
- (q) **“flat marker”** means a monument set flush with the ground on a flat and level surface upon which an inscription may be made or a bronze plaque may be affixed;
- (r) **“foot marker”** means a flat marker located at the foot of a grave, as designated by the Superintendent;
- (s) **“foundation”** means a pre-cast or poured-in-place pad, usually made of concrete, set at grade and upon which a monument may be placed;
- (t) **“General Manager”** means the General Manager of Community Services or their designate;
- (u) **“grave”** means an area specifically designated to accommodate the interment of human remains or cremated human remains;
- (v) **“green burial”** means the interment of human remains or cremated human remains in a manner that does not inhibit decomposition;

- (w) **“head of a grave”** means the head of a grave, as designated by the Superintendent;
- (x) **“height”** means the dimension of a monument as measured from the bottom to the top, including any fixtures;
- (y) **“holiday”** means New Year’s Day, Family Day, Good Friday, Easter Monday, Victoria Day, Canada Day, Saskatchewan Day, Labour Day, National Day for Truth and Reconciliation, Thanksgiving Day, Remembrance Day, Christmas Day, Boxing Day and any day that is designated in lieu of one of the aforementioned days;
- (z) **“human remains”** means a dead human body, but does not include cremated human remains;
- (aa) **“interment”** means the placement of human remains or cremated human remains in a grave or niche;
- (bb) **“interment rights”** means a licence granted by the City to a person to allow interment in accordance with this Bylaw and the Act;
- (cc) **“interment rights holder”** means a person who holds interment rights to a grave or niche, or any person authorized by law to act on that person’s behalf;
- (dd) **“length”** means the dimension of a monument as measured from the left edge to the right edge, facing the front of the monument;
- (ee) **“memorial”** means a monument, plaque, inscription or ornamentation that is used to identify a lot or commemorate a deceased person;
- (ff) **“military grave”** means a grave reserved for or used by any of the persons listed in section 30;
- (gg) **“monument”** means a permanent memorial structure with inscribed or attached lettering or artwork that is used to commemorate a deceased person;
- (hh) **“niche”** means an individual unit or compartment in a columbarium;
- (ii) **“Nutana Cemetery”** means the lands described in section 1 of Schedule “A”;
- (jj) **“spouse”** means:

- (i) the legally married spouse of a person, with whom the person is cohabiting; or
- (ii) a person who has cohabited with another person as spouses continuously for a period of not less than 2 years;
- (kk) **“Superintendent”** means the person designated by the General Manager to be in charge of the cemeteries or their designate;
- (ll) **“upright monument”** means a monument projecting above the ground that is set upon a foundation;
- (mm) **“urn”** means a container into which cremated human remains are placed prior to interment or scattering;
- (nn) **“vault”** means a structural enclosure, usually made of concrete, steel or fibreglass, designed to cover a casket or urn and used to prevent the sinking or slumping of graves;
- (oo) **“width”** means the dimension of a monument as measured from the front edge to the back edge, facing the front of the monument;
- (pp) **“Woodlawn Cemetery”** means the lands described in section 2 of Schedule “A”.

Purpose

- 3. The purpose of this Bylaw is to provide for the efficient management, regulation and control of the cemeteries.

PART II

Administrative and Operational Matters

Administration and Enforcement of Bylaw

- 4. (1) The administration and enforcement of this Bylaw is delegated to the General Manager.
- (2) The General Manager is authorized to further delegate the administration and enforcement of this Bylaw, in whole or in part, to other employees of the City.

Nutana Cemetery

5. (1) The grounds and monuments of Nutana Cemetery shall, subject to any alterations that are approved pursuant to *The Heritage Property (Approval of Alterations) Bylaw, 2004*, be maintained in a condition that is as close as possible to their condition at the time of designation as a municipal heritage property in January of 1982.
- (2) No burials shall be permitted in Nutana Cemetery.

Cemetery Layout

6. The City reserves the right to change the design of a cemetery at any time, which may affect the placement of existing and future monuments.

Planting or Removal of Landscaping Features

7. The City may, at its sole discretion, plant or remove any landscaping features such as plants, shrubs or trees or carry out any improvements to the grounds of a cemetery.

Establishment of Special Areas Within Woodlawn Cemetery

8. (1) The General Manager is authorized to establish, set aside and maintain areas of Woodlawn Cemetery for:
 - (a) military graves;
 - (b) the interment of members of religious or ethnic groups;
 - (c) cremation graves for the interment of cremated human remains;
 - (d) the interment of children or infants; and
 - (e) green burials.
- (2) The following factors shall be considered in determining the size and location of the areas mentioned in subsection (1):
 - (a) the graves are not currently needed by members of the general public;

- (b) the expected need for the projected remaining years of available graves;
 - (c) any disruptions to the maintenance and operating plans of Woodlawn Cemetery;
 - (d) the area has not previously been reserved by another group.
- (3) When Woodlawn Cemetery is sold out of graves for the general public, graves allocated pursuant to subsection (1) may be re-allocated for use by the general public.

Recovery of Abandoned Graves or Niches

9. The General Manager may recover abandoned graves or niches in accordance with the Act.

Visiting Hours

10. No person shall enter a cemetery outside of visiting hours, as posted by the City at the entrance to the cemetery, unless otherwise permitted by the Superintendent.

Fees

11. (1) Fees for interment rights, care and maintenance, supplies and services are set out in Schedule "B".
- (2) All fees must be paid in advance of supplies or services being provided.

Care and Maintenance Fees

12. (1) Care and maintenance fees shall, in accordance with the Act, be collected for each sale of a memorial or interment rights.
- (2) All fees collected for care and maintenance shall be:
- (a) held by the City in a separate fund called the care and maintenance fund; and
 - (b) invested in accordance with the provisions of the Act.

- (3) The City is not bound to expend on any grave or niche in any year an amount greater than the annual interest earned on the amount paid for care and maintenance with respect to that grave or niche.

Telephone Arrangements

13. The City accepts no responsibility for any error or misunderstanding that may arise due to any arrangements made by telephone.

Disputes

14. The City does not accept any responsibility for resolving disputes between surviving family members or others in respect to any matter related to a cemetery.

Superintendent's Decision Final

15. In all cases where the Superintendent is empowered by this Bylaw to approve applications or make any other decision, the Superintendent's decision is final.

PART III Interments, Disinterments and Scatterings

Purchase of Interment Rights

16.
 - (1) Any person may, upon application to the Superintendent and payment of all required fees, including a care and maintenance fee, purchase interment rights to a grave or niche in Woodlawn Cemetery.
 - (2) Interment rights shall be sold to members of the public on a first-come, first-serve basis, subject to purchasers agreeing to adhere to the City's requirements, including the requirements set out in this Bylaw.
 - (3) No person may purchase interment rights to more than 8 graves or niches.
 - (4) An interment rights holder with interment rights to a grave shall acquire the right to use the grave for the burial of human remains in accordance with the provisions of this Bylaw, but no other rights whatsoever.
 - (5) An interment rights holder with interment rights to a niche shall:

- (a) acquire the right to use a niche for the storage, in an urn, of cremated human remains in accordance with the provisions of this Bylaw, but no other rights whatsoever; and
- (b) comply with any terms or conditions outlined on the ownership certificate issued by the City to the interment rights holder.

Use of Graves or Niches

- 17. (1) The use of a grave or niche for interment must be authorized in writing by the interment rights holder.
- (2) The Superintendent may require proof of purchase of interment rights or proof of authorization to prove the right of a person to use a grave or niche for interment.

Requests for Specific Graves or Niches

- 18. The Superintendent may approve requests for specific graves or niches, or graves or niches in specific locations, provided that the request does not disrupt the maintenance and operating plans of Woodlawn Cemetery.

Refund of Interment Rights

- 19. (1) An interment rights holder may request and receive a refund of interment rights provided that:
 - (a) the request is made in writing;
 - (b) the grave or niche has not been used for interment; and
 - (c) any monuments or other items on the grave or niche are removed.
- (2) A person who qualifies for a refund shall receive the following amounts, less all costs incurred by the City to return the grave or niche to a state where it can be resold:
 - (a) 100% of the opening and closing fees paid;
 - (b) 85% of the grave or niche and care and maintenance fees paid.

Sale of Interment Rights

20. In the event an interment rights holder sells their interment rights, the interment rights holder must immediately:
- (a) notify the City of the name and address of the buyer; and
 - (b) pay the administration fee set out in Schedule “B”.

Notice Required

21. (1) The Superintendent must be notified, during regular office hours, of any interment or disinterment at least 24 hours in advance, exclusive of Saturdays, Sundays or holidays.
- (2) Unless otherwise permitted by the Superintendent, no booking of an interment or disinterment shall be permitted more than 1 week in advance.
- (3) The Superintendent may, subject to payment of the short notice surcharge set out in Schedule “B”, approve an interment or disinterment in cases where the notice required by subsection (1) has not been provided.

Burial Permits

22. Where a burial permit is required pursuant to *The Vital Statistics Act, 2009*, no burial or cremation shall be permitted until the Superintendent has received the required burial permit.

Supervision and Direction of Superintendent

23. All interments, disinterments and scatterings shall occur with the approval, and under the direct supervision and direction of the Superintendent.

Service Times

24. (1) Subject to subsection (2), interments, disinterments and scatterings shall occur during the following hours on any day other than a holiday:
- (a) Monday to Friday: 9:00 a.m. to 4:30 p.m.;
 - (b) Saturdays: 9:00 a.m. to 4:00 p.m.;

- (c) Sundays: 9:00 a.m. to 1:00 p.m.
- (2) Interments, disinterments and scatterings occurring outside of the hours set out in subsection (1) or occurring on a holiday:
 - (a) may be approved by the Superintendent; and
 - (b) are subject to additional fees, as set out in Schedule “B”.

Approved Vaults

- 25. (1) No interment into a grave shall be allowed without the use of a vault that has been approved by the Superintendent.
- (2) Subsection (1) does not apply in the case of green burials or an interment into a child or infant grave.

Adult Graves

- 26. (1) In a single adult grave, the following interments are permitted, up to a maximum total of 6 interments:
 - (a) up to 2 interments of human remains in caskets, provided that the first casket is a deepened interment and at sufficient depth to ensure a minimum of 1 metre of soil covers the second casket;
 - (b) up to 4 interments of cremated human remains.
- (2) Human remains must be interred prior to the interment of cremated human remains.
- (3) In the event that an interment rights holder would like to inter human remains into a grave that already contains cremated human remains, the cremated human remains would first need to be disinterred, subject to payment of the disinterment fees set out in Schedule “B”.

Child Graves

- 27. (1) A child grave may be used:
 - (a) to inter the human remains of 1 child aged 12 and under; and

- (b) if the casket measures less than 122 centimetres (48 inches) in length.
- (2) Additional interments of cremated human remains may be permitted in a child grave if:
 - (a) the cremated human remains to be interred are those of a parent or sibling of the child buried in the grave; and
 - (b) the total number of interments does not exceed 3.

Infant Graves

- 28. (1) An infant grave may be used:
 - (a) to inter the human remains of 1 infant aged 3 months or under; and
 - (b) if the casket measures less than 61 centimetres (24 inches) in length.
- (2) Additional interments of human remains or cremated human remains in an infant grave are not permitted.

Cremation Graves

- 29. A maximum of 2 interments of cremated human remains shall be permitted in a grave designated by the General Manager as a cremation grave.

Military Graves

- 30. Interments of the following persons are, subject to availability, permitted in a military grave:
 - (a) persons who at the time of their death were serving as members of the Canadian Armed Forces;
 - (b) veterans of the Canadian Armed Forces;
 - (c) allied veterans of the Second World War or Korean Conflict;
 - (d) serving or past members of the Royal Canadian Mounted Police;

- (e) members of the Saskatoon Police Service and the Saskatoon Fire Department who were killed in the line of duty, and, at the discretion of the Superintendent, any other first responders who were killed in the line of duty;
- (f) the spouse of any person listed in clauses (a) to (e) that is or will be interred in a military grave.

Interment of Unclaimed Bodies and Indigent Persons

31. (1) The City shall, when instructed to do so pursuant to the provisions of the Act, provide interment rights free of charge for an unclaimed body or a deceased indigent person.
- (2) The interment of unclaimed bodies or deceased indigent persons shall occur in a grave, the location of which shall be within the sole discretion of the Superintendent.
- (3) No person may install a monument on a plot utilized for the interment of an unclaimed body or a deceased indigent person until the care and maintenance fee for the monument, as set out in Schedule “B”, has been paid.
- (4) No other interments shall be permitted in a grave provided pursuant to this section until the fee for the grave, as set out in Schedule “B”, has been paid.

Green Burials

32. Human remains or cremated human remains may, subject to the approval of the Superintendent, be interred in any area of Woodlawn Cemetery designated by the General Manager for green burials, subject to the following requirements:
- (a) human remains must not be embalmed;
 - (b) human remains or cremated human remains must be:
 - (i) enclosed in a fully biodegradable casket or shroud that has been approved by the Superintendent;
 - (ii) enclosed in such a way that they can be transported and handled in a safe and dignified manner; and

- (iii) buried at a depth sufficient to achieve effective natural decomposition while ensuring the remains are not disturbed by wildlife, as determined by the Superintendent;
- (c) burial grave liners and vaults are not permitted;
- (d) the interment rights holder shall arrange for the dignified transfer of the human remains or cremated human remains to their location of interment;
- (e) all required fees as set out in Schedule “B” are paid;
- (f) any other requirements or terms or conditions imposed by the Superintendent are met.

Disinterments

33. (1) No person shall disinter human remains without a disinterment permit, proof of which must be provided to the Superintendent.
- (2) Subsection (1) does not apply:
- (a) in the case of human remains being disinterred from 1 location to another in the same cemetery;
 - (b) to cremated human remains; or
 - (c) where disinterment has been ordered pursuant to *The Coroners Act, 1999*.
- (3) In the case of any disinterment, the City is only responsible for ensuring that the soil is sufficiently excavated to permit safe access to the human remains or cremated human remains for removal by the attending funeral home staff.

Scattering of Cremated Human Remains

34. The scattering of cremated human remains is permitted:
- (a) only in areas approved by the Superintendent for scattering; and
 - (b) subject to compliance with any requirements or terms or conditions that may be imposed by the Superintendent.

PART IV
Memorials

Items in Cemetery Placed at Owner's Risk

35. (1) All memorials or other objects or things of any kind, including plantings, are placed in a cemetery at the owner's risk.
- (2) The City accepts no responsibility and shall in no circumstances be liable for damage to or loss of any property, including memorials or other objects or things of any kind, resulting from theft, vandalism, degradation, normal wear and tear or any other cause outside of the control of the City.
- (3) The City may move or remove, either temporarily or permanently, any memorial or other object or thing of any kind, including plantings, located in a cemetery for any reason, including for the purposes of:
- (a) performing maintenance;
 - (b) opening graves;
 - (c) preserving or maintaining an orderly and proper appearance of the cemeteries;
 - (d) removing items that are considered objectionable or unnatural, such as solar lights, chimes, stepping stones, flags and poles; and
 - (e) enforcing the requirements of this Bylaw.

Permanent Items

36. Only memorials approved by the Superintendent as permanent items are permitted to remain in a cemetery year-round.

Memorials on Communal Graves

37. (1) No type of memorial is permitted on a communal grave that contains more than 2 interments.
- (2) On a communal grave containing 2 interments, each interment is permitted 1 flat marker upon payment of the required fees as set out in Schedule "B", provided that no additional interments are permitted in the grave.

Flowers and Flower Beds

38. The following provisions apply to flowers and flower beds:
- (a) flowers in containers that are not part of an approved monument may be removed and disposed of by the City;
 - (b) flower beds may be planted at a grave, other than a military grave or a grave in an area designated for flat markers, subject to the following requirements:
 - (i) the City assumes no responsibility for the appearance, maintenance or cleanup of flower beds and if flower beds are neglected they may be removed by the City;
 - (ii) the outer edge of a flower bed shall not exceed the width of the foundation or flat marker and shall not extend more than 45.5 centimetres (18 inches) out at the centre;
 - (iii) the flower bed shall be crescent shaped and located immediately in front of the monument at the head of the grave only;
 - (iv) only annual flowers that do not re-grow and achieve a maximum height of the adjacent monument can be planted in an approved flower bed;
 - (v) any artificial flowers, potted plants, perennials, lawn-edging, or non-natural items, such as solar lights, chimes, rocks, steppingstones or other decorative items, may be removed and disposed of by the City;
 - (c) all items or things placed on a grave, flower bed, monument or foundation that are not permitted by the Superintendent or this Bylaw may be removed and disposed of by the City;
 - (d) vases in flat marker areas of a cemetery must be inverted from November 1 to March 31.

Memorials at Time of Interment

39. (1) Temporary memorials such as flowers are permitted on a grave or columbarium on the day of interment and may remain for a period of 7 days following interment.

- (2) The City may remove and dispose of anything left on a grave or columbarium after the expiration of the period mentioned in subsection (1).

Memorial Benches or Trees

40. (1) Any person may, subject to the approval of the Superintendent and payment of the required fees as set out in Schedule "B", commemorate the life of a deceased person through a memorial bench or tree.
- (2) Memorial benches or trees shall be limited to commemorating persons who are either interred at Woodlawn Cemetery or who lived in Saskatoon at some point in their lives.

Commemoration of Non-Interred Person

41. Where a memorial is, with the approval of the Superintendent, erected or altered to commemorate a person not interred at Woodlawn Cemetery, the inscription must clearly indicate that no interment has taken place.

Applications for Monuments

42. (1) Applications to locate monuments in a cemetery must be:
 - (a) made in the form required by the City; and
 - (b) submitted to the cemetery office during regular office hours.
- (2) Required payment for a monument is due at the time an application mentioned in subsection (1) is submitted, unless otherwise permitted by the Superintendent.
- (3) Applications for monuments that do not comply with this Bylaw shall not be approved, regardless of whether the proposed monument matches an existing or previously installed monument.
- (4) Upon approval, a copy of the application mentioned in subsection (1) shall be returned to the applicant.
- (5) The City accepts no responsibility for any monument work that occurs prior to the City providing its approval.

- (6) The person who applies to locate a monument in a cemetery is responsible for determining the width and length of the grave or graves to be marked and ensuring that the requirements respecting monuments set out in this Bylaw are observed.

Delivery

43. (1) An application mentioned in section 42 must be approved prior to the delivery of a monument to a cemetery.
- (2) The cemetery office must be informed at least 24 hours in advance, during regular office hours, of any delivery to a cemetery.
- (3) Monuments to be installed on a foundation shall not be delivered until the cemetery office has confirmed that the foundation is complete.
- (4) Flat markers shall not be delivered until the cemetery office has confirmed that the gravesite has been suitably landscaped.

Notification Required

44. Any person desiring to carry out monument or other work, including delivering a monument, at a cemetery shall, upon arrival, inform the cemetery office of their arrival and the work they intend to carry out.

Timing of Installation

45. (1) Subject to subsection (2), monument work shall not occur outside of visiting hours of a cemetery.
- (2) Installation of flat markers or foundations must:
 - (a) be scheduled in advance with the Superintendent;
 - (b) not take place until the gravesite has been suitably landscaped, as determined by the Superintendent; and
 - (c) occur prior to the fall cut-off date, as determined annually by the Superintendent, or otherwise the following spring.

Installation Responsibility

46. (1) The monument company is responsible for the installation of all monuments on foundations.
- (2) All concrete work and the anchoring of bronze plaques to bases is the responsibility of the person making the application to complete the work and must be completed prior to the delivery of the flat marker to a cemetery.
- (3) Notwithstanding subsections (1) and (2), the City reserves the right to install foundations for upright monuments.

Placement of Monuments

47. (1) Monuments other than permitted foot markers must be placed at the head of a grave.
- (2) No person other than the interment rights holder may direct the placement of monuments on a grave.
- (3) Persons other than the interment rights holder who direct the placement of a monument on a grave do so at their own risk.

Foot Markers

48. When the head of a grave is marked by either a flat marker or an upright monument, a foot marker is permitted on the grave.

Inscriptions

49. (1) The surname inscribed on a monument or columbarium must match the surname corresponding to the burial as recorded at the cemetery office.
- (2) Where there is a request for an inscription with a surname different from the surname recorded in the records of the cemetery office, the recorded name must:
 - (a) be legally changed; or
 - (b) appear elsewhere on the inscription, such as appearing in smaller lettering or placed in parenthesis.

- (3) When a monument is used to mark more than 1 grave, it is the responsibility of the person making the application to ensure the monument's inscriptions are on the correct sides to correspond with the locations of the interments.
- (4) The individual assuming the financial responsibility for inscribing a military grave may, subject to the approval of the Superintendent, vary the inscription from the standardized format of War Graves Commission headstones, National Defence headstones, Privy Council Order headstones and Veterans Affairs Canada headstones.
- (5) All inscriptions on military graves must, in the opinion of the Superintendent, be appropriate and acceptable for display on a military grave.

Maintenance of Monuments

50. The City's responsibility to maintain monuments shall be limited to keeping the ground in such condition that the monument remains level and straight.

Maximum Number of Monuments

51. In areas where monuments are permitted, a maximum of 1 monument and 1 foot marker are permitted on any grave or portion of any grave.

Pictures and Photographs

52. (1) Pictures or photographs:
 - (a) are not permitted on flat markers; and
 - (b) must be countersunk to a depth that leaves approximately 3 millimetres (0.12 inches) extending from the face or front of a monument, securely fastened and completely sealed with monument setting compound.
- (2) The use of frames, frame covers or fasteners is not permitted.

Vases and Statues

53. (1) Vases and statues must be permanently affixed to a monument and positioned so that no part extends beyond the length or width of the base or above the height of the monument.

- (2) Statues are not permitted on flat markers.
- (3) Marble or granite vases shall be restricted to a minimum thickness of 2.5 centimetres (1 inch) at any point.
- (4) Vases that can be turned upside down and placed completely inside the marker are permitted only on flat markers at the head of a grave.

Other Fixtures

- 54. (1) Any fixture to a monument that is not otherwise authorized by this Bylaw must be approved by the Superintendent.
- (2) Notwithstanding any other provision of this Bylaw, no fixtures of any kind are permitted on a military grave.

Approved Materials for Monuments

- 55. (1) Subject to subsections (2) and (3), granite and limestone are approved materials for monuments.
- (2) Bronze, anchored to a base of granite or concrete, and granite are approved materials for use as flat markers, other than foot markers.
- (3) Foot markers must be made of granite.
- (4) Marble is approved only for use as the die of a monument or parts of a die such as vases or statues, but no other parts, including the base.
- (5) No monument or part of a monument containing wood or glass shall be permitted.
- (6) Other materials not specifically mentioned in subsections (1) to (5) may be approved by the Superintendent, subject to the applicant satisfying the Superintendent that the materials are long-lasting and require no ongoing maintenance.

Upright Monuments

- 56. Upright monuments:
 - (a) must have the base and die joined, front and back, by use of a non-permanent setting compound;

- (b) must not be permanently attached or pinned to the foundation;
- (c) are not permitted on military graves, except in areas designated by the Superintendent for military graves with upright monuments; and
- (d) when located on a military grave, must:
 - (i) be located at the head of the military grave; and
 - (ii) have tops that are slightly rounded, though not necessarily serpentine.

Cross-Shaped Monuments

57. Cross-shaped monuments that have any portion of the die length less than 35.5 centimetres (14 inches) or a thickness of less than 15 centimetres (6 inches) are not permitted.

Central Feature Monuments

58. (1) Monuments designed to be a central feature for a recognized area of a cemetery:
- (a) may, subject to the approval of the Superintendent, be exempt from the size and other restrictions that generally apply to monuments; and
 - (b) must be approved by the Superintendent, who may consider factors such as aesthetic suitability, overall stability and resistance to vandalism.
- (2) Monuments exempted from size restrictions pursuant to subsection (1) may, at the discretion of the Superintendent, be subject to fees in addition to those set out in Schedule "B".
- (3) The Superintendent may set minimum standards for the foundation of monuments approved pursuant to subsection (1).
- (4) The person making an application for a monument designed to be a central feature shall pay any design or consulting fees necessary to ensure a maintenance-free permanent foundation.

Monument Specifications

59. Monuments shall, unless otherwise permitted by the Superintendent, meet the size and finish requirements set out in Schedule "C".

PART V Columbariums

General Terms Apply

60. Except as otherwise modified by this Part, the general terms of this Bylaw that apply to monuments apply to columbariums.

Inscriptions on Niches

61. Inscriptions may be made only on the exterior surface of a niche.

Requirements for Family Columbariums

62. (1) Family columbariums shall:
- (a) be permitted only in areas of Woodlawn Cemetery that are designated for family columbariums by the General Manager;
 - (b) be placed on an approved foundation, which shall be installed by the City at the expense of the person applying for the family columbarium;
 - (c) contain up to a maximum of 6 niches;
 - (d) be made of granite or marble, or any other material that is approved by the Superintendent;
 - (e) conform to the following specifications:
 - (i) the maximum height shall be 152.5 centimetres (60 inches);
 - (ii) the maximum width shall be 61 centimetres (24 inches);
 - (iii) the maximum length shall be 152.5 centimetres (60 inches);and

- (f) be located on a single grave.
- (2) Each niche in a family columbarium shall be sealed with an inner lower plate in addition to a granite memorial marker.

Flowers on Columbariums

- 63. (1) Artificial or natural flowers may only be attached to a columbarium in an approved columbarium vase.
- (2) Up to 1 approved columbarium vase may be located on each niche of a columbarium.
- (3) Approved columbarium vases are available for purchase from the cemetery office at the fees set out in Schedule "B".
- (4) Flower arrangements on a niche shall not encroach upon other niches.
- (5) No memorial other than flowers may be attached to or hung from a columbarium.

PART VI

Prohibited or Regulated Activities, Offences and Coming Into Force

Maintenance and Other Work

- 64. (1) Any work occurring in a cemetery, including plantings, landscaping, grading, placement of memorials, groundskeeping, watering, monument work, construction, maintenance and beautifying the grounds, is subject to the approval and supervision of the Superintendent.
- (2) In no circumstances shall the Superintendent approve a person to complete any upkeep of a cemetery that is provided by the City, including mowing the grass, laying sod and reseeding, filling sunken graves, sprinkler irrigation or other turf maintenance, trimming trees and shrubs, removing wilted flowers and decorations, edging around headstones and other clean up.

Photography and Filming

- 65. (1) Any person engaged in photography or filming at a cemetery shall do so in a respectful and discrete manner.

- (2) The Superintendent may require persons to stop photographing or filming where the photography or filming is, in the opinion of the Superintendent, disrespectful or disturbing other users of the cemetery.
- (3) No person shall fail to stop photographing or filming when required to do so pursuant to subsection (2).

Other Prohibited Activities

- 66. (1) No advertising of any kind is permitted in a cemetery.
- (2) No person shall bring an animal into a cemetery unless:
 - (a) the animal is present in the cemetery with its owner for a funeral service;
 - (b) the animal is a service animal within the meaning of *The Animal Control Bylaw, 1999*; or
 - (c) the owner of the animal has obtained permission from the Superintendent to bring the animal into the cemetery.
- (3) No person shall, without the prior approval of the Superintendent:
 - (a) engage in or carry on any game, sport or other similar activity in a cemetery;
 - (b) operate a motor vehicle in a cemetery other than on streets or in designated parking areas;
 - (c) perform any work in a cemetery, including landscaping, planting or trimming flowers, shrubs or trees, grading, watering, construction, maintenance, mowing grass, laying sod and reseeding grass;
 - (d) inter, disinter or scatter human remains or cremated human remains;
 - (e) place, plant, alter or erect any memorial or other object or planting of any kind in a cemetery; or
 - (f) remove from a cemetery any memorial or other object or planting of any kind.

Damage to Cemetery

- 67. (1) No person shall cause damage to the grounds of a cemetery or to any memorial or other object or planting of any kind located in a cemetery.
- (2) A person who causes damage contrary to subsection (1) is responsible for paying any costs necessary to remedy the damages caused.

Children Must be Accompanied by an Adult

- 68. Children under the age of 14 years old must be accompanied by an adult when visiting a cemetery.

Offence

- 69. (1) No person shall contravene any provision of this Bylaw.
- (2) Every person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction:
 - (a) in the case of an individual, to a fine not exceeding \$2,000.00;
 - (b) in the case of a corporation, to a fine not exceeding \$5,000.00.

Bylaw No. 6453 Repealed

- 70. Bylaw No. 6453, *The Cemetery Bylaw, 1984* is repealed.

Coming into Force

- 71. This Bylaw comes into force on January 1, 2024.

Read a first time this 20th day of December, 2023.

Read a second time this 20th day of December, 2023.

Read a third time and passed this 20th day of December, 2023.

"Charlie Clark"
Mayor

"Shellie Bryant" "SEAL"
A/City Clerk

Schedule “A”

Nutana Cemetery and Woodlawn Cemetery

1. Nutana Cemetery, located on St Henry Avenue, is comprised of the following lands:
 - (a) All that portion of the South West Quarter (SW 1/4) of Section Twenty (20), in Township Thirty-Six (36), in Range Five (5), West of the Third Meridian, in the Province of Saskatchewan, in the Dominion of Canada, lying east of the South Saskatchewan River, containing Fourteen and One-Half (14 1/2) acres more or less.

2. Woodlawn Cemetery, located at 1502 2nd Avenue North, is comprised of the following lands:
 - (a) All that portion of the North East Quarter (NE 1/4) of Section Four (4), in Township Thirty-Seven (37), in Range Five (5), West of the Third Meridian, in the Province of Saskatchewan, in the Dominion of Canada, lying West and South of Parcel B, being part of the said quarter section taken for Right-of-Way and WYE of the Canadian Northern Railway Company, according to a Plan of Record in the Land Titles Office for the Saskatoon Land Registration District as Plan No. D.A. 3102; and

 - (b) All those portions of the South East Quarter (SE 1/4) of Section Four (4), in Township Thirty-Seven (37), in Range Five (5), West of the Third Meridian, in the Province of Saskatchewan, in the Dominion of Canada, described as Parcels A, B, C, D, E, F, J and I according to a Plan of Record in the Land Titles Office for the Saskatoon Land Registration District as Plan No. C.R. 5705.

Schedule "B"

Woodlawn Cemetery Fees

1. All fees are exclusive of GST (Goods and Services Tax).
2. A purchaser wishing to upgrade a previous purchase, such as from a cremation grave to a casket grave, shall be charged the difference between the amount paid and the current cost of the upgraded purchase.
3. The following fees apply:

Fee Type	2024	2025
<u>Interment Rights</u> (fees include care and maintenance fees)		
Casket graves		
Adult casket grave – new area	\$2,090.00	\$2,220.00
Adult casket grave – established area	\$2,700.00	\$2,860.00
Adult casket grave – Jewish area	\$2,700.00	\$2,860.00
Field of Honour grave	\$2,140.00	\$2,270.00
Child grave	\$ 620.00	\$ 650.00
Infant grave	\$ 220.00	\$ 230.00
Cremation only graves		
Cremation only grave – new area	\$1,350.00	\$1,430.00
Cremation only grave – established area	\$1,540.00	\$1,630.00
Cremation only grave – University of Saskatchewan – Department of Anatomy	\$ 210.00	\$ 210.00
Niches		
Niche – columbarium #3 – middle unit bottom half	\$3,530.00	\$3,740.00
Niche – columbarium #3 – middle unit top half	\$4,000.00	\$4,240.00
Niche – columbarium #4 or #5	\$3,530.00	\$3,740.00
Private estate columbarium	\$4,760.00	\$4,760.00
Private estate columbarium plot	\$2,700.00	\$2,860.00
<u>Cemetery Services</u>		
Opening and closing a grave (including interring human remains or cremated human remains)		
Adult casket	\$1,630.00	\$1,710.00
Adult casket with funeral home supplied vault	\$2,060.00	\$2,160.00
Child casket	\$ 640.00	\$ 670.00
Infant casket	\$ 150.00	\$ 160.00
Cremated human remains	\$ 700.00	\$ 740.00
Cremated human remains with funeral home supplied vault	\$ 780.00	\$ 820.00

	2024	2025
2 interments, 1 opening including vault	\$1,070.00	\$1,120.00
Cremated remains – University of Saskatchewan – Department of Anatomy	\$ 575.00	\$ 575.00
Cremation interred with casket burial	\$ 320.00	\$ 340.00
Opening and closing a niche		
1 interment in a niche	\$ 320.00	\$ 340.00
2 interments in a niche	\$ 480.00	\$ 510.00
Deepening grave – adult casket	\$ 770.00	\$ 820.00
Installing outside supplied burial vaults	\$ 395.00	\$ 395.00
Supplying of ground cover	\$ 0.00	\$ 0.00

Memorialization Services

Constructing or installing a foundation for a memorial		
Base less than 106.5 cm (42 inches)	\$ 470.00	\$ 500.00
Base 106.5 cm (42 inches) or over	\$ 890.00	\$ 940.00
Removing a concrete foundation for a memorial	\$ 270.00	\$ 290.00
Installing a flat marker		
Less than 61 cm (24 inches)	\$ 290.00	\$ 310.00
61 cm (24 inches) or over	\$ 350.00	\$ 370.00
Infant area	\$ 150.00	\$ 160.00
Removing a flat marker		
In-ground	\$ 170.00	\$ 180.00
In concrete	\$ 360.00	\$ 380.00
Adding a concrete border around a flat marker (in addition to costs of installation of marker)	\$ 290.00	\$ 310.00
Installing a Field of Honour marker (in strip)	\$ 420.00	\$ 450.00
Columbarium inscription		
First inscription	\$ 630.00	\$ 670.00
Additional inscription	\$ 470.00	\$ 500.00
Columbarium #3, 4 and 5 vase	\$ 150.00	\$ 160.00
Bronze marker refurbishing	\$ 270.00	\$ 290.00
Monument cleaning (power washing)	\$ 120.00	\$ 130.00
Installing permanent in-ground vase (in concrete)	\$ 380.00	\$ 400.00
University of Saskatchewan – Department of Anatomy – monument and inscription	\$1,130.00	\$1,130.00
Installing outside supplied burial vaults	\$ 395.00	\$ 395.00

Disinterments

Standard casket disinterment (with or without a vault)	\$2,700.00	\$2,860.00
Standard child casket disinterment	\$1,290.00	\$1,370.00
Standard infant casket disinterment	\$ 670.00	\$ 710.00
Standard cremated human remains disinterment (with or without a vault)	\$ 690.00	\$ 730.00
Columbarium disinterment	\$ 340.00	\$ 360.00

<u>Cemetery Supplies</u>	2024	2025
Interment vaults		
Casket base and casket vault	\$ 770.00	\$ 820.00
Casket base only	\$ 140.00	\$ 150.00
Basic cremation vault	\$ 140.00	\$ 150.00
Concrete non-sealing casket vault	\$1,490.00	\$1,580.00
Concrete sealing casket vault	\$1,730.00	\$1,830.00
Fibre casket vault	\$ 630.00	\$ 670.00
Oversized fibre casket vault	\$1,080.00	\$1,140.00
Memorial tree	\$ 900.00	\$ 950.00
Memorial tree - plaque	\$ 400.00	\$ 420.00
Memorial tree – stand	\$ 310.00	\$ 330.00
Memorial bench and plaque	\$2,640.00	\$2,640.00
Tent rental	\$ 130.00	\$ 140.00
Lowering device rental charge	\$ 120.00	\$ 130.00
<u>Care and Maintenance Fees</u>		
Second and third generation burials	\$ 330.00	\$ 350.00
Second and third cremation interments	\$ 270.00	\$ 290.00
Monuments		
Upright (less than or equal to 1.22 m in height)	\$ 150.00	\$ 150.00
Upright	\$ 300.00	\$ 300.00
Flat markers less than 439 centimetres squared	\$ 75.00	\$ 75.00
Flat markers on a strip	\$ 150.00	\$ 150.00
<u>Additional Fees</u>		
Saturday surcharge (9 a.m. to 4 p.m.)		
Casket service	\$ 730.00	\$ 770.00
Cremation service	\$ 400.00	\$ 420.00
Sunday or holiday surcharge (9 a.m. to 1 p.m.)		
Casket service	\$1,030.00	\$1,090.00
Cremation service	\$ 570.00	\$ 600.00
Late funeral surcharge		
Weekdays (per ½ hour after 4:30 p.m.)	\$ 190.00	\$ 200.00
Saturdays (per ½ hour after 4:00 p.m.)	\$ 190.00	\$ 200.00
Sundays and holidays (per ½ hour after 1 p.m.)	\$ 190.00	\$ 200.00
Short notice surcharge (November 1 to March 15)		
Casket service	\$ 300.00	\$ 320.00
Cremation service	\$ 170.00	\$ 180.00
Winter surcharge (November 1 to April 30)		
Cremation	\$ 150.00	\$ 160.00
Adult casket	\$ 290.00	\$ 310.00
Administration fee – sale of interment rights	\$ 100.00	\$ 100.00

Schedule “C”

Monument Specifications – Size and Finish Requirements

In this Schedule, “cm” means centimetres and “in” means, unless context otherwise requires, inches.

Upright Bases/Dies without Bases:

- Length:** Minimum 30.5 cm (12 in) on infant/child graves
Minimum 40.5 cm (16 in) on all other graves
- Maximum 15 cm (6 in) less than the width of the grave,
up to 228.5 cm (90 in)
- Width:** Child/Infant: Minimum 15 cm (6 in)
Maximum 45.5 cm (18 in)
Other: Minimum 20.5 cm (8 in)
Maximum 45.5 cm (18 in). If length over 106.5 cm (42 in), minimum width is 30.5 cm (12 in)
- Height:** Minimum 10 cm (4 in)
- Maximum when length less than or equal to 106.5 cm (42 in): 106.5 cm (42 in). When length is greater than 106.5 cm (42 in): 152.5 cm (60 in)
- Finish:** Sides, excluding top/bottom – rock-pitch; minimum 10 cm (4 in)
Bases with height of 16 cm (6 in) or more may have a sawn or polished margin (bottom 10 cm (4 in) of each side must still be rock-pitch)

Upright Dies (other than dies without bases):

- Length:** Length shall not exceed length of base
- Width:** Width shall not exceed width of base. On a child/infant grave, a die less than 63.5 cm (25 in) in height must be 7.5 cm (3 in) wide
- Height:** Minimum 10 cm (4 in)
- Maximum shall not exceed die’s length by more than 1/3. If width is 10 cm (4 in) or more but less than 15 cm (6 in), maximum height is 45.5 cm (18 in). If width is 15 cm (6 in) or more but less than 20.5 cm (8 in), maximum height is 122 cm (48 in). If width is 20.5 cm (8 in) or more, maximum height is 152.5 cm (60 in)

Flat Markers:

- Length:** Minimum 30.5 cm (12 in)
- Maximum shall not exceed width of grave or graves to be marked. Base for anchoring bronze plaque must be at least 10 cm (4 in) but no more than 20.5 cm (8 in) longer than plaque
- Width:** Minimum 15 cm (6 in)
- Maximum 61 cm (24 in)
Base for anchoring bronze plaque must be at least 10 cm (4 in) but no more than 20.5 cm (8 in) wider than plaque
- Height:** Minimum 10 cm (4 in) when going on a foundation or strip.
Must be installed flush with ground level. Must be uniform in thickness and between 7.5 cm (3 in) and 12.5 cm (5 in)
- Finish:** Minimum 10 cm (4 in) of rock-pitch when going on a foundation or strip

Military Graves – Upright Monuments:

- Length:** 38 cm (15 in)
- Width:** 7.5 cm (3 in)
- Height:** Minimum 81.5 cm (32 in) in height above ground
Minimum 15 cm (6 in) into ground for anchoring cement base
- Finish:** Stanstead grey granite with a steeled finish

Military Graves – Flat Markers:

- Length:** 51 cm (20 in)
- Width:** 30.5 cm (12 in)
- Height:** Minimum thickness of 7.5 cm (3 in) and maximum thickness of 12.5 cm (5 in)
- Finish:** Stanstead grey granite with a steeled finish