

Rules and Regulations of the Town of Dutch John Cemetery Board

Section 1: Definitions

Unless the context otherwise indicates, the following words are defined as follows:

1. **Board** refers to the Town of Dutch John Cemetery Board
2. **Cemetery** refers to the cemetery owned and operated by the Town of Dutch John
3. **Council** refers to the Town of Dutch John Town Council
4. **Grave or Lot** means a place of burial; approximate area of land measuring 5' x 10' fitting only one (1) full burial and up to four (4) cremations
5. **Groundskeeper** is a person who is appointed by the Mayor or is a member of the Cemetery Board that maintains the grounds of the cemetery.
6. **Interment** means the ritual placing of human remains and/or ashes in a grave
7. **Maintenance** refers to all activities of the Town which furthers the care and upkeep of the cemetery, including, but not limited to, cutting of grass and preservation and repair of water lines, roads, buildings, fences, trees, bushes, plantings and other structures
8. **Owner** means the person who owns the rights of burial to a specific plot or grave
9. **Block** refers to an area of land in a cemetery made up of 8 adjacent graves
10. **Resident** means a person who can prove residency, previous residency or owns land in Daggett County, Utah
11. **Town Council** refers to the Town of Dutch John Town Council

Section 2: Burials and Interments

1. Only human remains may be interred, and only with the prior permission of the Town Council. Interments may only occur once appropriate burial fees have been collected and proper burial record paperwork has been filled out.
2. The remains of no more than one person may be interred in any one grave space, except in the case of the burial of cremation remains. In the case of burial of cremation

remains, the following shall be allowed:

- a. A maximum of one set of human remains (buried first) with four (4) sets of human ashes.
 - b. Up to four (4) sets of human ashes per grave.
3. Grave or lot owners or a mortuary on their behalf, shall pay the established charges for digging, opening and closing the graves directly to the Town in the amount of \$200.00 per grave. In the event the burial will create Town employee overtime (such as weekends and holidays) there shall be an additional \$100.00 charge.

Section 3: Burial of Ashes

1. All ashes must be buried in a grave opened by the Town, at a charge of \$100.00. In the event the cremation will create Town employee overtime (such as weekends and holidays) there shall be an additional \$100.00 charge.
2. For burials of human ashes, a hole with dimensions of 16" x 16" x 24" will be dug unless the Town is contacted by the mortuary with alternate dimensions.

Section 4: Rules Governing Vaults

1. The use of vaults is required for the burial of all full human remains. While vaults are not required for the burial of human ashes, the Town Council strongly recommends burying ashes in a permanent container. No metal vaults or vault liners shall be permitted. All vaults must have a concrete or fiberglass outer shell.

Section 5: Rules Governing Graves, Grave sites and Headstones

1. No stone or monument shall be placed on, or removed from any grave unless approved by the Town. Only one marker or monument is permitted per grave. All markers/monuments must be placed Monday-Friday under supervision from the groundskeeper.
2. No shrubs, bushes, flowers, fences or trees will be planted by any individuals. All landscaping will be done under the direction of the Cemetery Board.

3. Stone coping or other enclosures of graves and iron or iron work of any kind will not be permitted.
4. Excavations for monuments or other memorials will be overseen by the groundskeeper.
5. Monuments for cremations must be 12"x12" maximum and must be flat.
6. Existing upright monuments are required to have a foundation of at least six (6) inches deep and extending six (6) inches beyond the furthest projection of the monument to facilitate cutting of the grass without contacting the monument. Built in vases or containers must be inside and not part of the mow strip. Foundations must be placed level and between grade and one (1) inch above grade. No new upright monuments will be allowed.
7. All new monuments must be flat and shall be of stone, concrete, or metal. Family lots with existing vertical stones are grandfathered in and will be allowed to use vertical stones on the remaining graves within that lot.
8. From time to time, it may be necessary to move headstones and/or plantings in order to open a grave for burial. This should be seen as a normal part of conducting the business of the Cemetery. The temporary disruption will be corrected as soon as is practical.
9. Temporary metal or plastic grave markers are considered by the Town to be temporary and are not to remain on a grave indefinitely. If, during the course of normal cemetery operations, a metal or plastic marker becomes broken or otherwise damaged, the groundskeeper has the right to remove the damaged marker at their discretion.
10. While due care will be exercised, The Town of Dutch John bears no responsibility for damages to temporary or permanent grave markers due to normal operations of the Cemetery.

Section 6: Rules Applying to the Care and Appearance of the Cemetery

1. At times, because of the proximity of the graves, it is necessary for the Town to temporarily remove a gravestone, plantings or trees in order to facilitate a new burial. At

times, it is also necessary to temporarily place a pile of dirt, tents, chairs or tools on adjoining plots in order to accommodate a burial. These should be seen as normal and necessary activities of the cemetery and will be rectified as soon as possible by, or under, the supervision of the groundskeeper.

2. At times, trees or other structures may need to be removed if they are causing damage or have the potential to cause damage to graves, headstones or other cemetery property, pose a safety hazard, or are deemed to be
 - a. Overgrown
 - b. Block views of, and access to, existing headstones
 - c. Are significantly compromised due to equipment, weather or animal damage
 - d. Block pathways or roadways
 - e. Substantially reduce the esthetic beauty of the cemetery.

The permanent removal of these trees or plants shall be at the discretion of the groundskeeper and shall be conducted under the supervision of the groundskeeper.

3. Removal of weathered and worn flowers throughout the year will be done at the discretion of the cemetery groundskeeper without notice.
4. Temporary memorials will be removed without notice by cemetery employees when they become weathered, discolored, torn, broken or vandalized. Temporary memorials may be items such as glass containers, wires, sticks, iron rods, pegs, ceramics or other containers.
5. The Town will not be liable for damages resulting from the mowing of the grass, the removal or cutting back of weeds, or from any other necessary routine upkeep to the cemetery grounds. The Town will not be held liable for damages caused to graves, gravesites, headstones or memorials that result from acts of nature or vandalism.
6. Under no circumstances may any chemicals be applied within the cemetery including, but not limited to, sterilants or pesticides unless by the groundskeeper or a certified professional approved by the Town of Dutch John.

Section 7: Miscellaneous Rules and Regulations

1. No animals are permitted in the cemetery with the exception of leashed service animals.
2. Vehicles will only be permitted on the roads and parking areas.

Section 8: Fees and Purchase of Cemetery Graves

1. Burial in the Cemetery is open to all.
2. Costs to purchase the right of burial for Residents: \$300 per grave, limit of eight (8) per owner.
3. Costs to purchase the right of burial for Non-Residents: \$600 per grave, limit of four (4) per owner.
4. Cemetery Lot Certificates will be issued to each lot owner.
5. Resale or transfer of any lots/graves will be subject to approval from the Town Council and must submit an Assignment of Burial Permit, found on the back of Cemetery Lot Certificate.
6. The Town of Dutch John will retain block 11 lots 5 and 6 for indigent burial. These lots may be relocated if deemed necessary or requested.

Section 9: Amendments

The Cemetery Board may amend these Rules and Regulations by majority vote at any regular or special meeting. Written notice setting forth the proposed amendment or summary of the changes to be effected thereby shall be given to each board member not less than two days prior to the meeting. The amended Rules and Regulations will be provided to the Town Council for final approval.