

# Sacred Park CEMETERY

## Rules and Regulations Revised 03/01/2019

**Purpose:** The following rules and regulations have been adopted as a guide to the use and management of the Cemetery. The rules and regulations will help protect all who have interest here. All owners of internment rights, visitors and contractors performing work within the Cemetery shall be subject to said rules and regulations, amendments or alterations as shall be adopted by the Trustees of Sacred Park Cemetery from time to time.

### Definitions

**Crypt** is a casket space in a mausoleum, or bench used for or intended to be used for the entombment of human remains.

**Family lot** is an area of six lots or more restricted to a group of persons related by blood or marriage

**Lawn Crypt** is an internment space in the Cemetery that contains a pre-constructed and pre-buried vault capable of holding a casket

**Lot** is a grave, crypt, or niche

**Memorial** is a monument, tombstone, grave marker, or headstone identifying a grave or graves or a nameplate with inscription identifying a crypt or niche.

**Monument** is an upright memorial made principally of stone

**Niche** is a space in a mausoleum or columbarium used or intended to be used for the inurnment of cremated human remains.

**Owner(s)** is the person or persons to whom the Cemetery has conveyed a burial right or rights or a person or persons who have acquired such rights by transfer in accordance with the rules of the Cemetery or a person or persons who hold such burial right or rights by inheritance

**Single Grave** is a grave for one person

**Urn** is a container used for cremated remains.

## **General Rules and Regulations**

1. Rules and regulations of the Cemetery and prices for burial spaces and services are made by the Cemetery and become effective upon approval by the Cemetery.

The Cemetery may, and it hereby expressly reserves the right, at any time, with or without notice to lot owners, to adopt new rules and regulations or to amend, alter, and/or appeal any rule, regulations and/or article, section or paragraph in these Rules and Regulations. Special cases may arise in which the literal enforcement of the Rules and Regulations may impose unnecessary hardship. The Cemetery therefore, reserves the right without notice to make exceptions, suspensions or modifications in any of the Rules and Regulations when, in the judgement, the same appear advisable, and such temporary exceptions, suspensions or modifications shall in no way be construed as affecting the general application of such.

2. The cemetery retains to itself for the benefit of all internment right owners, full and complete supervision, control and management of the land, buildings, improvements, roads, walks, utilities, development, books and records, and the full and complete authority, rights and privileges to make, change administer and enforce all rules and regulations and restrictions not inconsistent with the laws of this State wherein this Cemetery is located.
3. All lots in the Cemetery are sold in accordance with the provision of the laws of the State of Texas and shall not be used for any other purpose than as a burial place for dead human beings. All lots are sold with a perpetual care provision.
4. Lots and their perpetual care expense must be paid in full before a burial is made. Full purchase price and perpetual care expense must be paid before a certificate of ownership is issued.
5. Office hours: 10am-6pm. Closed Saturday and Sunday
6. The Cemetery issues to each owner of the right of burial for its lots, crypts or niches a Deed describing the location and naming the owner or owners of the said location. The naming of more than one owner is indicative of joint ownership in common with rights of survivorship.
7. The owner of internment rights hereunder may dispose of same by will or should the owner die in testate, such internment rights shall pass according to laws of this state governing intestacy provided, however, the Cemetery shall not be bound by such transfers unless and until an exemplification of record of same has been presented to it and such change has been recorded on the books and records of the Cemetery. Any plot, crypt or niche in which there are no burials, entombments or inurnments may be transferred to a new owner, providing the original Certificate of Ownership is submitted to the Cemetery together with proper transfer agreement, upon payment of transfer fee in accordance with the Cemetery's established schedule of charges.

- 8.** In the event of loss or destruction of a Deed and upon the presentation of a written request, accompanied by a properly executed affidavit by the owner setting forth the circumstances of the loss or destruction and indemnification for the Cemetery, the Cemetery will prepare a duplicate Certification from its records.
- 9.** If a lot owner sells or transfers title to his or her lot, as provided by these regulations, he or she may pay any and all indebtedness due to the Cemetery before such transfer of title will be allowed
- 10.** Lot owners are prohibited from allowing internments to be made on their lots for compensation.
- 11.** All lot owners are required to notify the Cemetery of any change of address. All notices required to be sent shall be sent to the last recorded address and such notices shall be deemed adequate.
- 12.** No person, other than employees of the Cemetery shall be allowed to perform any work within the Cemetery without permission from the Cemetery.
- 13.** The Cemetery shall direct all improvements within the grounds and upon all lots before and after internments have been made herein.
- 14.** Charges for work and services performed by the Cemetery or the materials purchased from the Cemetery will be at rates as approved by the Cemetery.
- 15.** The Cemetery will take all reasonable precautions to protect lot owners and their property within the Cemetery from loss, damage, or injury but it shall not be responsible for any loss, damage or injury.
- 16.** The use of the Cemetery land as a thoroughfare will not be permitted.
- 17.** The right to use automobiles or other vehicles in the Cemetery is authorized solely and exclusively for the purpose of transporting persons to visit burial plots. The speed limit within the Cemetery is 5 miles per hour. Parking and/or driving on any gardens or grassy areas are prohibited for purposes other than those obtained from the Cemetery
- 18.** Bicycles, skates, motorcycles, horses, four wheelers, etc. may not be used on Cemetery lands except with the approval of the Cemetery. Dogs are not permitted except when kept on a leash or in a vehicle that is properly ventilated.

19. The Cemetery shall have the right to enter upon or use any adjoining lot or lots to carry out its duties as to internments, erection of monuments or markers, etc., without prior notice to the lot owner.
20. No signs, notices, or advertisements of any kind shall be allowed in the Cemetery unless placed by the Cemetery.
21. Peddling of any kind or soliciting the sale of any commodity, other than by the Cemetery is prohibited within the confines of the Cemetery.

### **Internment and Funeral Regulations**

22. Internments into a lot are restricted to those entitled to burial therein according to these rules and regulations
23. The Cemetery shall be in no way liable for any delay in the internment of a body where a protest to the internment has been made or where the rules and regulations have not been complied with.
24. The use of one grave space shall be limited to internments as follows unless otherwise permitted by the cemetery:
  - a. One adult burial, or
  - b. One adult burial and one infant burial or
  - c. One adult burial and one urns of cremated remains, or
  - d. Four urns of cremated remains.
25. No burial will be made unless there has been provided an outer burial container or receptacle of concrete or such other material which the Cemetery will deem to have comparable strength or resistance to deterioration.
26. Funerals are to be at the Cemetery by 3 p.m. Monday through Friday and by 2.00 p.m. Saturday or be subject to overtime fees.
27. No disinterment will be allowed without permission of next of kin, the lot owner, the Cemetery and the proper authorities.
28. The Cemetery shall in no way be liable for any container, receptacle or urn of cremated remains placed in any lot, crypt, or niche. A permanent type of urn or vault is required for ground interment of cremated remains. The scattering of cremated remains over a family lot is prohibited.

## **Flowers and Decoration**

- 29.** The Cemetery reserves the right to remove all flowers, wreaths or other decorations from lots as soon as they become unsightly. The grounds will be cleared of decorations twice a year. Spring cleanup begins April 1, and Fall cleanup begins October 1. In order for a family to save any decorations placed on a grave, the decorations should be removed prior to these dates. New decorations may be placed beginning April 1 and November 1 respectively.
- 30.** Items not allowed to be placed on a lot within the Cemetery include, but are not limited to, the following; Shepherd's hooks, standup decorations, coping, curbing, decorative rocks, fencing, hedging, grave mounds, borders or enclosures, lights, wooden crosses and bird baths. No decorations of any type are permitted in trees or Cemetery plantings.
- 31.** Flags may be placed on graves on Memorial Day, the Fourth of July, Flag Day, and Veterans Day. Flags should be kept to 12" by 18" in size or smaller. Flags are subject to removal by Cemetery within ten days of the Holiday.
- 32.** Trees and shrubs are placed throughout the Cemetery by the Cemetery for overall beauty and serenity of the grounds. Individual graves are not permitted to have trees or shrubs. Any such tree or shrub not approved by the Cemetery may be removed without notice to the lot owner.
- 33.** Certain lots embrace a tree that may interfere with space that otherwise might be used for burial. In such a case, the Cemetery recognizes that right to the retention of the trees as prior to the right of use of such space or burial. Should any such tree die naturally, the Cemetery will remove it at its own expense.
- 34.** Glass is prohibited at all times.
- 35.** Devotional lights of any type are prohibited in the Cemetery
- 36.** The Cemetery shall have the right to remove all objects whose appearance and condition warrant removal and/or violate the Cemetery's rules and regulations. The Cemetery also will not be liable for any flower or decoration removed or lost by any cause.

## **Planting Policies**

### **Individual Burial Spaces**

37. Planting or artificial flowers will not be permitted to cover substantially an entire grave space or even the center or end of a grave away from the headstone.
38. Planting or artificial flowers will be permitted in the area of length and width of a headstone and directly below the same.

### **Family Burial Lots**

39. The foregoing regulations relative to plants on single grave spaces will apply also to family burial lots except that family lot proprietors may obtain approval from the General Manager or his or her designee (to be given only in writing) of other forms of planting if considered consistent with the general landscaping of the particular part of the Cemetery and if adequate arrangements are made for the care of the planting and for any added cost of maintaining surrounding grass areas.

### **Family Monuments**

40. Monuments are not permitted except on a lot (consisting of six or more single grave spaces) and except in accordance with these rules. Where the configuration of the lot permits a family monument, the size, material and design of the monument must be submitted for prior approval by the Trustees of Sacred Park Cemetery. No monument on any lot, other than those so designated in the prior rules, shall be installed without first being reviewed and approved by the Trustees.

### **Markers and Monuments**

41. All memorials must be made of the highest quality standard bronze, or of granite approved by the Cemetery except on the monument lots where all monuments shall be made of granite. All markers shall be set flush, except in limited designated areas. The granites which will be accepted at Sacred Park are limited to quality granites and in colors approved by the Cemetery. The following granites and colors have been pre-approved as of the date hereof; Barre Gray, Ebony, Black, Mahogany, Missouri Red, Dominion Pink, Mountain Rose Pink, Blue Pearl and Wausau.
42. The Cemetery shall have the authority to reject any memorial that, on account of its size, type, design, inscription, quality, color or method of construction is unsuitable for the particular lot or grave on which it is to be placed. The Cemetery reserves the right to prevent the placing or to remove any marker or other objects that do not comply with the standards of the

Cemetery. Also, the Cemetery reserves the right to require the purchase of any and all markers from the Cemetery or approved producers or retail dealers.

43. No marker or monument will be accepted by the Cemetery for installation, unless a sketch has been furnished defining the dimensions, material, content, lettering and permission of the lot owner or proper agent of the person having burial rights in the grave to be marked. All markers and monument foundations shall be placed by employees or agents of the Cemetery only and all setting fees must be paid in advance.
44. All fees or encumbrances due on a lot must be paid in full prior to any memorial being placed on the lot including any installation fee.
45. Corner markers are allowed on all lots and must be installed at grade level
46. In the event a memorial is placed where it is necessary to remove it for an interment or disinterment, the Cemetery shall have the right to remove such memorial without notice to the lot owner.
47. The Cemetery may, at its own expense, without any liability, correct any error that may occur in the placing of a foundation or memorial.
48. Memorials shall be set in accordance with the general plan of the Cemetery. Not more than two (2) memorials may be placed on a grave, one at the head and the other at the foot, unless otherwise approved by the Cemetery.
49. No photographs or porcelain material may be incorporated into any memorial. Etching is acceptable. No protective glass or breakable material of any kind will be allowed on the memorial.
50. Monuments cannot exceed one-half of the width of the lot or a six-foot maximum. The tablet must be at least eight inches thick. The base and tablet together cannot exceed five feet in height except on lots specifically plotted for larger family monuments or family mausoleums.

### **Mausoleum**

51. All entombments or inurnments in the mausoleum must be performed by regular employees of the Cemetery. All bodies to be entombed in the mausoleum must be embalmed.
52. Such entombments must be made in a casket understanding the crypt dimensions are 2' 8" wide by 2'2" high by 7'8" deep.

- 53.** The Cemetery reserves the right to limit floral tributes.
- 54.** The Cemetery reserves the right to remove all flowers, wreaths or other decorations from the mausoleum as soon as they become unsightly. The mausoleum will be cleared of decorations once a year. The annual cleanup will begin March 1. In order for a family to save any decorations placed in the mausoleum, the decorations should be removed prior to those dates. New decorations may be placed beginning April
- 55.** Visiting hours are sun up to sun down.
- 56.** No decorative objects or photos may be affixed to the crypt fronts by tape or other means. No toys, glass containers, ceramic containers or like object shall be permitted in the mausoleum. All such unauthorized items will be removed by the Cemetery without notice.
- 57.** All niche spaces in the mausoleum are intended for an individual inurnment. A container of suitable material is required.



# Sacred Park CEMETERY

Signature Page to be signed by the client at time of sale and put into their chart.

I, the client, have received a copy of the rules and regulations for Sacred Park Cemetery.

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Signature and date.