

- (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.