

GAGEVILLE CEMETERY RULES & REGULATIONS

As required by Ohio Revised code 517.06

Cemetery GPS address: 3303 Plymouth Gageville Road, Ashtabula, Oh 44004

PURPOSE

These rules and regulations are designed for the protection of owners of interment and/or inurnment rights as a group. They are intended, not as restraining, but rather as preventing the inconsiderate from taking unfair advantage of others. Their enforcement will help protect the Cemetery and create and preserve its beauty. These rules and regulations are hereby adopted as the rules and regulations of the Cemetery, and all owners of interment or, visitors and contractors performing work within the Cemetery, shall be subject to said rules and regulation, amendments or alterations as shall be adopted by the Cemetery from time to time, hereby superseding any and all previous Rules and Regulations.

DEFINITIONS

"Cemetery" shall mean not only the land and the improvements thereon, but Gageville Cemetery its employees and duly authorized representatives.

"Owner" shall mean the owner of rights of interment or inurnment.

"Interment" shall mean burial of the remains of a deceased human being.

"Inurnment" shall mean the burial of cremated human remains.

"Memorial or Monument" shall mean any marker placed upon any lot for the purpose of identification or in memory of the interred.

"Burial Vault" shall mean an outside burial container as specified by the cemetery to incase human remains.

"Contractor" shall mean any person, firm or corporation or anyone other than an employee of the Cemetery engaged in placing erecting or repairing any memorial or monument and performing any work on the Cemetery grounds.

CEMETERY HOURS

The Cemetery is open from dawn until dusk daily.

SUPERVISION OF CEMETERY

The Cemetery reserves the right to compel all persons coming into the Cemetery to obey all rules and regulations adopted by the Cemetery. These rules and regulations may be changed, without notice to any owner by the Cemetery. The Cemetery shall take responsible precaution to protect owners and the property rights of owners within the Cemetery from loss or damage but it distinctly disclaims all responsibility for loss or damage from causes beyond its reasonable control. The Cemetery is not and shall not be liable for damage caused by elements, acts of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasion, insurrections, riots, or orders of any Military or civil authority, whether the damage be direct or collateral. The Cemetery reserves the right to correct any errors that may be made by it either in making interments, dis-interments, inurnments, dis-inurnments or removals, or in the inscriptions, transfer, or conveyance and substituting and conveying in lieu thereof other interment or inurnment rights of equal value and similar location as far as possible, or as may be selected by the Cemetery or, in the sole

discretion of the Cemetery, by refunding the amount of money paid on account of said purchase. In the event such error shall involve the interment or inurnment of the remains of any person in such property, the Cemetery reserves and shall have the right to remove and transfer such remains so interred to such other property of equal value and similar location as may be substituted and conveyed in lieu thereof. The Cemetery shall also have the right to correct any errors made by allowing the placement of an improper inscription, including an incorrect name or date on the memorial or monument. Upon correction no further liability shall exist against the Cemetery. The rights to enlarge, reduce, replant or change the boundaries or grading of the Cemetery on a lot or grave, from time to time, including the right to modify or change the locations of or any part thereof or remove or re-grade walks or paths, is hereby expressly reserved by the Cemetery. The right to lay, maintain and operate, or alter or change pipe lines or gutters for sprinkling systems, drainage, lakes etc., not sold to individual owners, for Cemetery purposes, including the interring and preparing for interment of dead human bodies, or for anything necessary, incidental or convenient thereto. The Cemetery reserves to itself and to those lawfully entitled thereto and those permitted by the Cemetery to do so, a perpetual right of ingress and egress over lots for the purpose of passage to and from other lots.

SALE AND PURCHASE OF INTERMENT/INURNMENT RIGHTS

All interment and inurnment rights are sold subject to payment of the amount posted in the Cemetery or Township office for the area of the lot. All interment and inurnment rights shall be fully paid prior to their use. The sale or transfer of any interment or inurnment right by any owner shall not be binding upon the Cemetery unless same shall first be duly approved in writing by the Cemetery. The Cemetery shall issue a "Warranty Deed" or "Certificate of Ownership" per Ohio Revised Code 517.07 to the new Owner subject to the provisions of said deed or certificate. The same rule shall apply in all cases of assignment for interment or inurnment rights. Any and all transfers of any interment or inurnment right, whether same be by conveyance or assignment are subject to all rules and regulations of the Cemetery, which are now in full force and effect or which may be hereafter adopted. The subdivision of interment or inurnment right is not allowed without the consent of the Cemetery and no one shall be buried in any lot or not having an interest therein, except by written consent of the Cemetery. All work on lots or graves will be done by the employees of the Cemetery under the direction of the Cemetery, except when permission is otherwise granted. All grading, landscaping work, and improvements of any kind, and all care of lots or crypts and all plantings, trimmings, removals of trees, shrubs, and herbage of any kind and all openings of lots, all interments, inurnments, disinterment's and removals shall be made under the direction of the Cemetery. No enclosure of any kind, such as a fence, coping, hedge or ditch, shall be permitted around any grave or lot. Grave mounds shall not be allowed and no lot shall be raised above the established grade. No interment or inurnment right can be sold, assigned, transferred, pledged or hypothecated without the written approval of the Cemetery. The Cemetery may exchange interment or inurnment rights, when desired by Owners. When such an exchange is made, the original conveyance must be surrendered by proper assignment, or by re-conveyance, if considered necessary by the Cemetery before any change is affected. Each owner is vested with the ownership of his or her interment or inurnment right for the sole purpose of interment or inurnment of human dead bodies. Under the rules and regulations of the Cemetery, the interment and inurnment rights cannot be conveyed without the consent of the Cemetery, nor any use, division or improvements of them be made which the Cemetery prohibits, or may deem improper. The Owner of interment or inurnment rights may dispose of same by will, subject to the foregoing conditions; If Owner dies in estate, the interment or inurnment rights will descend to his or her heirs according to law. The Cemetery cannot be responsible for the carrying out of the intent of the grantor. The general care of the entire Cemetery grounds and lots is assumed by the Cemetery. The Cemetery shall direct all improvements within the

grounds and upon all lots and graves before, as well as, after interments have been made therein. They shall have charge of the planting, sodding, surveying and general improvements. No person other than the proper employees of the Cemetery shall be allowed to perform any work within the Cemetery without a written permit from the authorized representative of the Cemetery. No political, election, or advertisement signs will be placed on the grounds or any cemetery plot and will be removed. If any inscription or object is placed on any memorial, monument or other structure, and it is determined by the Cemetery to be offensive, the Cemetery shall have the right to enter upon such lot to remove, change or correct the offensive inscription or object at the expense of the owner. If any tree, shrub or plant standing upon any lot, by means of its roots, branches, or otherwise, becomes detrimental to adjacent lots avenues, or if for any other reason its removal is deemed necessary, the Cemetery shall have the right to remove such tree, shrub or plant, or any part thereof, or otherwise correct the condition existing as in their judgment seems best. No person shall pluck or remove any plant or flower, either wild or cultivated from any part of the Cemetery.

BURIAL REGULATIONS

No interment or inurnment shall be made unless the opening and closing fee for such grave has been paid in advance. The cemetery reserves the right to compel all persons authorized to order the opening and closing of a grave, crypt or niche to appear at the cemetery more than 24 hours in advance of such interment or inurnment to select the desired grave or niche to be opened. In addition the completion and execution of the cemeteries Interment, Inurnment Authorization form may be required. No interment or inurnment may take place at the Cemetery unless a burial permit for the deceased has first been presented to the Cemetery. The Cemetery will comply with the provisions of Section 3705.17 of the Ohio Revised Code. Funeral processions, upon entering the grounds of the Gageville Cemetery shall be subject to the direction of the Cemetery or authorized employees of the Cemetery. The Cemetery must be notified of an impending interment or inurnment service no later than 12:00 noon of the prior business day. Notification of a Monday service must be received no later than 3:00 PM on the previous Friday. The Cemetery reserves the right to schedule interment or inurnment services according to the Cemetery's availability of service times and needs. The Cemetery shall have the right to have the interment or inurnment service at the grave according to the Cemetery's schedule and current weather conditions. When a removal is to be made from a single grave to another grave, the formerly occupied single grave space and all rights therein revert to the Owner thereof. If no steel or concrete vault has been used for this original interment one must be furnished by the person requesting the removal. If there is a steel or concrete vault and same is in a removable condition, charge for removal of vault must be paid in advance. Application for disinterment or dis-inurnment must comply with the provisions of Section 517.23 of the Ohio Revised Code. Any person desiring to remove a body from the grave space of another must present a written permit signed by the owner, the next of kin and also himself to have such removal made. These shall remain on file in the office of the Cemetery. No such removal shall be made without the written consent of the Cemetery, and then only on such conditions as the Cemetery shall prescribe. All human remains not cremated must be contained in a burial vault specified by the Cemetery prior to burial. Limitations – 2 cremains per plot. Cremains may be buried on top of any existing vault. Cremains may not be removed for interment of a new vault. The remains of any person who died of a contagious disease will not be permitted in or on the Cemetery grounds, except when placed in a hermetically sealed casket. In case of doubt on the part of the Cemetery as to the nature of the disease, satisfactory evidence from the attending physician or otherwise will be required.

GENERAL REGULATIONS

LOT CARE & PLANTINGS

1. The cemetery is closed from dusk until dawn except for law enforcement or cemetery personnel.
2. All vehicles must stay off the grass areas. No off-road vehicles such A.T.V.'s snowmobiles, dirt bikes and the like shall be permitted on cemetery property.
3. No animals are allowed on cemetery property at any time except horse drawn caissons or horses used with Memorial Day parades.
4. Any planting work done within the cemetery grounds shall be performed under supervision.
5. No trees, shrubs or bushes may be planted on lots.
6. Grave mounds shall not be allowed and no lot shall be raised above the established grade.
7. If any existing shrubs, plantings or roots becomes a problem or nuisance, they may be removed by the sexton.
8. The cemetery will maintain trees, shrubs, and flowers that are part of the overall landscaping plan but will not maintain plantings on the individual lots.
9. Fence, hedge, glass blocks, evergreens, enclosures, curbing, and shrubs including but not limited to rhododendron, rose bush, bayberry, shall not be allowed.
10. Glassware, cans, ceramics, boxes, baskets, shells or watering pots are considered a nuisance and the sexton is directed to remove such articles.
11. Hanging baskets suspended from hook standards, tripods, wrought iron or pipe frames are not allowed, monument saddles are permitted.
12. Memorial lights must be approved by the sexton.
13. When flower urns on the grave sites are worn or unplanted by Memorial Day of each year, they shall be removed by the sexton. Trustees are not responsible for flower urns.
14. Annual flowers maybe planted only in front of headstone and must be maintained within 18" in front of the headstone. No raised beds will be permitted. The sexton may remove dead flowers and plantings.
15. Flowers placed on a grave at the time of burial will be disposed of no sooner than one week after burial. Special holiday/events design are permitted one week before and after the event.
16. Floral baskets, artificial flowers, winter wreaths will be permitted from November 1st to Easter. The sexton may dispose of these items the rest of the year.
17. The sexton and trustees are not responsible for the theft of flowers or decorations placed on the lots.
15. No person shall deposit garbage within cemetery grounds.
19. Any requests for special work in anticipation of Memorial Day must reach sexton no later April 1st of that year.
20. No person shall pluck or remove any plant or flower, either wild or cultivated from any part of the cemetery.

BURIAL

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2. The cemetery reserves the right to compel all persons authorized to order the opening and closing of a grave, crypt or niche to appear at the cemetery more than 24 hours in advance of such interment or inurnment to select the desired grave or niche to be opened. In addition the completion and execution of the cemeteries interment, inurnment authorization form may be required.

3. No interment or inurnment may take place at the cemetery unless a burial permit for the deceased has first been presented to the cemetery. The cemetery will comply with the provisions of section 3705.17 of the Ohio revised code.
4. Application for disinterment or dis-inurnment must comply with the provisions of section 517.23 of the Ohio revised code.
5. All human remains not cremated must be contained in a burial vault specified by the cemetery prior to burial.
6. The remains of any person who died of a contagious disease will not be permitted in or on the cemetery grounds, except when placed in a hermetically sealed casket. In case of doubt on the part of the cemetery as to the nature of the disease, satisfactory evidence from the attending physician or otherwise will be required.
7. No two burials will be scheduled at the same time, unless on the same plot.
8. Limitations – 2 cremains per plot. Cremains may be buried on top of any existing vault. Cremains may not be removed for interment of a new vault

FOUNDATIONS & HEADSTONES (MONUMENTS)

1. The cemetery may, and it hereby expressly reserves the right at any and all times, with or without notice to owners, to adopt new rules and regulations, or to amend, alter and/or repeal any rule, regulation and/or article, section, paragraph and/or sentence in the rules and regulations.
2. No person other than the proper employees of the cemetery shall be allowed to perform any work within the cemetery without a written permit from the authorized representative of the cemetery.
3. All foundations shall be installed by the sexton; headstones (monuments) must be installed by a bonded monument company.
4. If any inscription or object is placed on any memorial, monument or other structure, and it is determined by the cemetery to be offensive, the cemetery shall have the right to enter upon such lot to remove, change or correct the offensive inscription or object at the expense of the owner.
5. No touching, scraping, rubbing or spraying of liquids on the memorials or monuments is permitted for any purpose.
6. Special cases may arise in which the literal enforcement of a rule 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 its judgment, the same appear advisable; and such temporary exceptions, suspensions or modifications shall in no way be construed as affecting the general application of these rules and regulations, or as creating any enforceable precedence.
7. Memorial benches, in lieu of headstone will be permitted with the approval of the trustees; benches shall not be wider than the width of the grave lot, and not to exceed four feet.
8. A metal emblem, or military type small flag holder, maybe placed on grave sites within eight inches of the headstone.
9. Existing headstones may need to be temporarily moved for access to another grave and will be returned to foundation after said burial.
10. Foundations will not be dug for headstones until six months after burial to allow the ground to settle, unless approved by the sexton. Cremations are the exception.
11. Deadline for ordering foundations is April 1st for spring foundation and Sept 1st for fall foundations.
12. No stone shall be delivered without a foundation.
13. No stone shall be set between Nov 15 and Mar 15.
14. Only one headstone per grave.
15. Headstone (monuments) maximum size are for single grave 24" deep, 36" wide and 48" tall and for double grave, not separated by walk way 24" deep, 54" wide and 48" tall.

Year 2023 Gageville Cemetery costs:

<u>Price of Plots</u>	<u>Residents</u>	<u>Non-residents</u>
1 grave	\$ 300.00	\$ 600.00
2 graves	\$ 600.00	\$1,200.00

Sheffield Twp. residents are allowed to purchase two cemetery plots at the residential rate. Any additional plots will be purchased at the non-resident rate.

If the deceased owned land in the township and has been placed in a nursing home, he/she is considered a resident of Sheffield Township. Prices include deed and recording. A vacant land owner of Sheffield can receive resident price.

<u>Grave opening price</u>	<u>Weekdays</u>	<u>Saturday</u>	<u>Monday until 1 PM</u>
Adults	\$ 250.00	\$ 275.00	\$ 300.00
Infants	\$ 175.00	\$ 200.00	\$ 225.00
1 – 9 years	\$ 225.00	\$ 250.00	\$ 275.00
Cremaains	\$ 135.00	\$ 165.00	\$ 165.00
Disinterment of Cremaains	\$ 200.00		
Full Disinterment	\$ 500.00		
Re-bury	\$ 250.00		

Indigent burial have cost limit of \$ 750.00 Cremaains only

False setting with no burial \$ 150.00 Nothing supplied (tents chairs etc)

Foundation for markers up to 36" x 14" are \$250.00.

Foundation fee for bronze plaques for Veterans is waived.

Memorial Monument Bronze plaques purchased from Haines Memorial

Single plaque cost	\$ 816.00 plus \$ 100.00 fee payable Sheffield Township
Double plaque cost	\$ 816.00 plus \$ 100.00 fee payable Sheffield Township

MODIFICATIONS AND AMENDMENTS

The Cemetery may, and it hereby expressly reserves the right at any and all times, with or without notice to Owners, to adopt new rules and regulations, or to amend, alter and/or repeal any rule, regulation and/or article, section, paragraph and/or sentence in the Rules and Regulations. Special cases may arise in which the literal enforcement of a rule 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 its judgment, the same appear advisable; and such temporary exceptions, suspensions or modifications shall in no way be construed as affecting the general application of these Rules and Regulations, or as creating any enforceable precedence.