

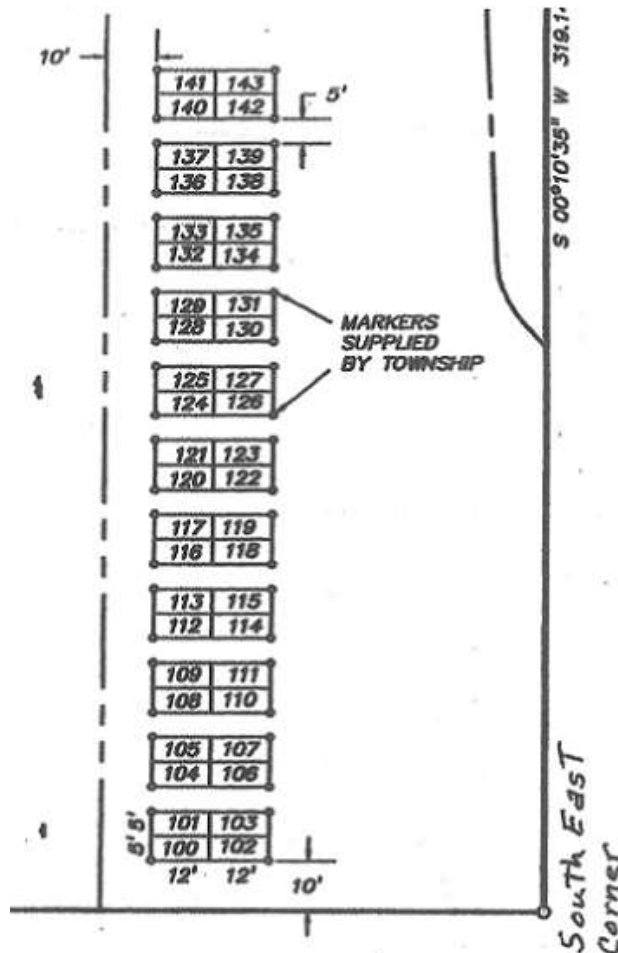
# RILEY TOWNSHIP CEMETERY RULES AND REGULATIONS

Adopted by the Riley Township Board on \_\_\_\_\_, 2021.

The following Rules and Regulations have been adopted by the Township Board of Riley Township ("Township") to regulate and protect the use of the cemeteries owned and controlled the Township. All persons using or claiming rights of use within a cemetery owned and operated by the Township shall be subject to these Rules and Regulations as they now exist, and as they may reasonably be amended or altered by the Township Board in the future. The Township Board reserves the right, at any time and without prior notice to adopt new Rules and Regulations or to amend, modify, or repeal all or part of these Rules and Regulations. These Rules and Regulations are adopted to supplement the Riley Township Cemetery Ordinance, and in case of conflict between the terms of these Rules and Regulations and the terms of the Ordinance, the Ordinance terms shall control.

**Section I: DEFINITIONS.** All words used in these Cemetery Rules and Regulations shall bear the same meanings as defined in the Riley Township Cemetery Ordinance, except where otherwise specified.

**Section II: BURIAL SPACE NUMBERING.** Burial spaces will be given a number as shown in the following diagram.



### **Section III: CEMETERY POLICY**

1. Unless another limit on the number of burial spaces is otherwise determined by the Township Clerk, a qualified purchaser may purchase up to but not more than eight burial spaces in a cemetery.
2. The purchase price of a burial space shall be established by resolution of the Township Board pursuant to the Riley Township Cemetery Ordinance.
3. All sales and transfers of burial spaces shall be made on a form approved by the Township Board, which grants a right of interment and does not convey any other title or right to the burial space sold.
4. To reassign/transfer the right of interment, the purchaser, legal representative, or estate must follow the Riley Township Cemetery Ordinance.
5. The Township may repurchase any burial spaces in its discretion. The cost of repurchase will be charged according to a fee structure established by resolution of the Township Board. This section shall not be construed to require the Township to repurchase burial spaces.

### **Section IV: GENERAL RULES**

1. Township cemeteries will be open from 7:00 a. m. to 9:00 p. m.
2. All fees or charges for cemetery services are payable at the Riley Township Hall to the Riley Township Treasurer, except as specifically authorized by the Treasurer.
3. Persons within the cemetery will use only the avenues, roads, and walkways; no one is to walk upon or across lots or lawns unless it is necessary to do so to gain access to one's own lot.
4. Persons visiting the cemeteries or attending funerals are prohibited from picking flowers, wild or cultivated, or breaking or injuring any memorial fences or other structure within the cemetery grounds.
5. No children under twelve (12) years of age are allowed in any Township cemetery unless accompanied and properly supervised by an adult.
6. There shall be no driving of an automobile, truck, or any vehicle on any portion of a cemetery except the designated roads or drives. The Cemetery Sexton or other Township-authorized person may drive on other portions of the cemetery for the purpose of cemetery services.
7. There shall be no domestic animals of any kind or pets allowed within the cemetery grounds, except those animals expressly permitted under Michigan and federal law.
8. There must be strict observance of all proper conduct in the cemetery. No person shall disturb the peace or unreasonably annoy, harass, or disturb any other person who is lawfully present on the grounds of any Township cemetery, such as but not limited to disturbing of the peace or engaging in loud or boisterous conduct. All conduct inappropriate to a sacred place is prohibited, including but not limited to the following:
  - a. There shall be no possession or consumption of any alcoholic beverage.
  - b. There shall be no picnicking or consumption of food without prior Township approval.

- c. There shall be no music, playing of any radio, or the use of any amplification device or similar item, except pursuant to a military ceremony or a funeral.
- d. There shall be no solicitation or peddling of services or goods or any signs or placards advertising any goods or services.
- e. There shall be no littering or dumping.
- f. There shall be no unlawful interference with or disruption of a lawful funeral or funeral procession.
- g. There shall be no private signs, private lighting, moving displays or changeable copy on a sign.
- h. There shall be no fires, candles, or open flames.
- 9. Special cases may arise in which the literal enforcement of a rule may impose unnecessary hardship. The Riley Township Board therefore reserves the discretion to make exceptions, suspensions, or modifications of any of these rules and regulations without notice and upon reasonable conditions. Such temporary exception, suspension, or modification shall in no way be construed as affecting the general application of such rules and regulations.

**Section V: BURIAL SPACE USERS.** Descriptions of burial spaces will be according to the Cemetery Plat Maps which are kept on file in the Riley Township Hall. Persons needing a burial space should visit the office for aid in selecting burial space and, if purchased, will record a description of the lot or plot to be used.

- 1. Every burial space is sold subject to the rules and regulations in force or that may be hereinafter adopted and to such changes of the present rules as deemed necessary by the Riley Township Board, as well as sold subject to the provisions of the Riley Township Cemetery Ordinance.
- 2. Upon purchase of burial space, the purchaser will be issued a Permit for Interment, subject to the rules and regulations hereinafter in effect. The Permit for Interment constitutes the sole agreement by and between the Riley Township Board and its holder. The statement of any employee or agent of the Township, unless confirmed in writing by the Board, shall in no way bind the Board.
- 3. The rights to enlarge, reduce, replot, or change the boundaries or grading of the cemetery, or a section, from time to time, including the right to modify or change the part thereof is hereby reserved. The right to lay, maintain and operate, is also expressly reserved as well as is the right to use cemetery property not sold for cemetery purposes, including the interment of the dead, or for anything necessary, incidental or convenient thereto. The Riley Township Board reserves to itself and to those lawfully entitled thereto a perpetual right of ingress and egress over plots for the purpose of passing to and from other plots.
- 4. It is the duty of the plot user to notify the Riley Township Board of any change in plot user's post office address.

**Section VI: DESCENT OF TITLE.** The laws of the State of Michigan govern the descent of rights to burial space and other matters pertaining to assignment, conveyances, devises, trust deeds and alienability.

**Section VII: INTERMENTS AND DISINTERMENTS.** Instruction for ordering grave openings shall be given to area funeral directors. If your funeral director does not have these instructions contact the Riley Township office for instructions. Generally, orders must be received at least 36 hours in advance of the funeral services. Below is a list of rules that the burial space user and funeral director should be aware of.

1. No burial shall take place unless lot purchase price, the cost of any services required to open or close the plot, and all other fees and charges have been satisfied in full.
2. Riley Township shall not be responsible for errors in location of burial space arising from improper instructions from the burial space user. All orders from funeral directors shall be construed as orders from burial space users.
3. Funerals arriving shall be scheduled for arrival to the cemetery prior to 4:00 p. m. A fee for late arrivals may be established via resolution by the Township Board pursuant to the Riley Township Cemetery Ordinance.
4. No interments will be allowed on Sundays or Holidays (New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving, and Christmas). When a delay will cause unreasonable hardship or inconvenience, interments may be made on such days but a fee may be established via resolution by the Township Board pursuant to the Riley Township Cemetery Ordinance.
5. Only one (1) deceased person shall occupy a burial space unless a written exception is approved by the Cemetery Sexton. The Cemetery Sexton may approve one of the following exceptions per burial space so long as the burial space is designed to sufficiently accommodate the exception requested:
  - a. One deceased adult parent and an infant buried at the same time; or
  - b. One deceased adult and up to two (2) cremains; or
  - c. Up to six (6) cremains; or
  - d. Two (2) children buried at the same time.
6. No burials shall be allowed for other than human remains.
7. All funeral processions in Township cemeteries must be operated under the supervision of at least one cemetery employee or a Riley Township designee.
8. The designated grave opener of the cemetery is the only person who will be permitted to open graves with the following exceptions.
  - a. When the cemetery is directed to make a disinterment by order of a court of competent jurisdiction and certified copy of such order has been filed with the Riley Township Board.
  - b. When the coroner directs the disinterment for the purpose of holding an inquest and has filed with the Riley Township Board his signed authorization to release the body to himself

and his lawful agents. In such case the disinterment must be made by the coroner or his lawful agents. Cemetery employees will not be permitted to assist the coroner or his agents.

9. Scattering of cremains over a family lot or anywhere in the cemetery is prohibited.

**Section VIII: MARKERS/FOUNDATIONS.** Markers shall not be delivered to lots until foundations have been installed and paid for. Orders for foundations shall be placed a minimum of two weeks in advance. Foundations will not be poured during the winter months.

**Section IX: GROUND MAINTENANCE.** The Riley Township Board assumes the general care of Township cemeteries, including the cutting of the grass at reasonable intervals, the raking and cleaning of the grounds and the pruning of shrubs and trees.

Upon roll call vote, the Township Board voted on the adoption of the above Cemetery Rules and Regulations as follows:

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT/ABSTAIN: \_\_\_\_\_

Riley Township Cemetery Rules and Regulations declared adopted.

### CERTIFICATION

I hereby declare that the above is a true copy of certain rules and regulations adopted by the Riley Township Board at a duly scheduled meeting held on \_\_\_\_\_, 2021, at the Riley Township Hall.

\_\_\_\_\_  
Lisa Powell, Township Clerk