



## Cemetery Burial Information

### Cemetery Packet Information:

- Fee Schedule
- Map of Midway City Cemetery
- Copy of Midway Cemetery Ordinance

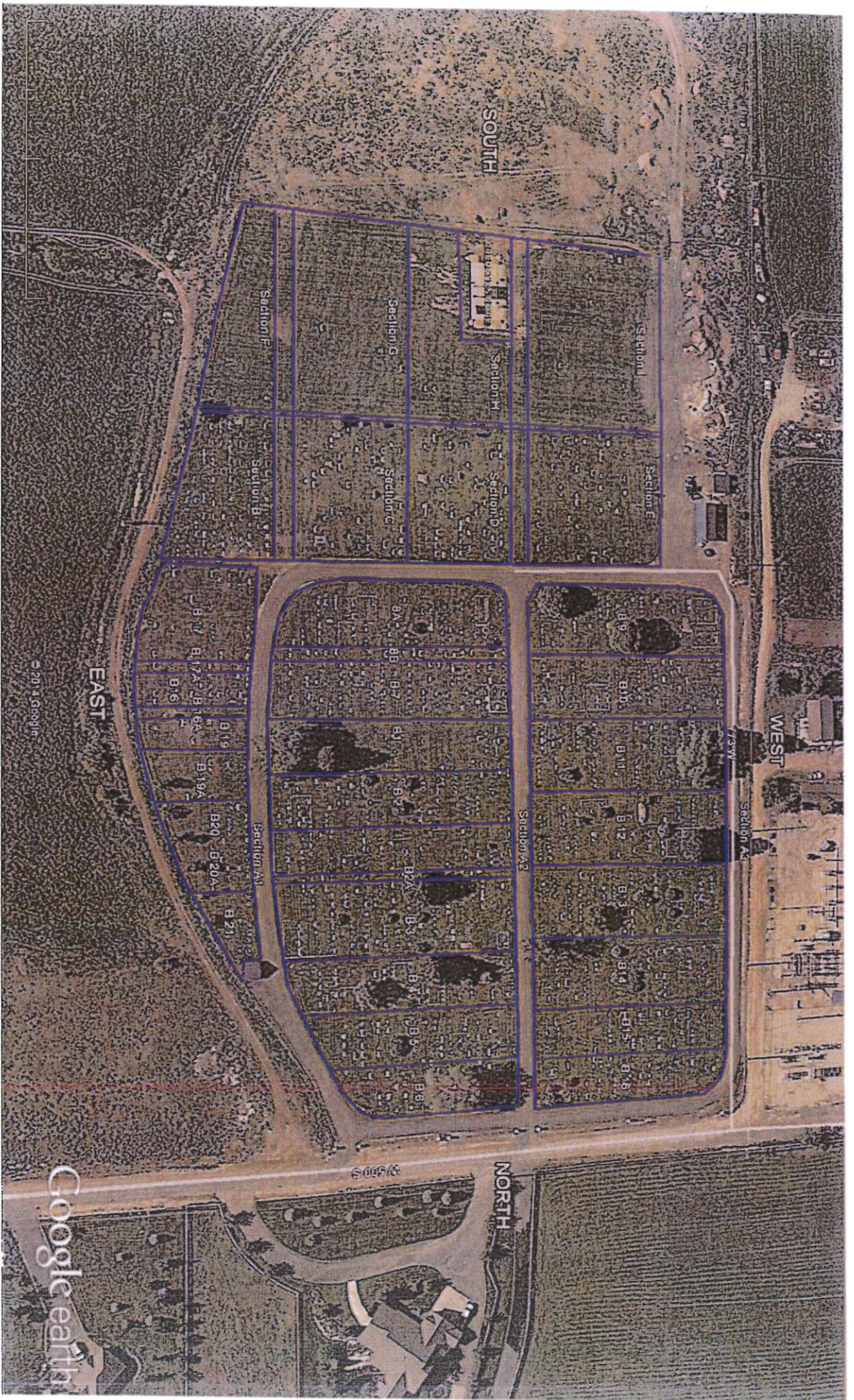


### Cemetery Burial Price List

Resident Fee Schedule:	Pricing:	Restrictions:
Adult/Child Burial Plot: (48" W x 8' L)	\$500.00	(1) Burial per Grave Plot
Weekday Opening & Closing Fee:	\$600.00	
Weekend Opening & Closing Fee:	\$800.00	
Infant	\$500.00	(2) Burials per Grave Plot
Weekday Opening & Closing Fee:	\$250.00	
Weekend Opening & Closing Fee:	\$350.00	
Cremation Niche:	\$350.00	(1) Burial per Niche
Weekday Opening & Closing Fee:	\$250.00	
Weekend Opening & Closing Fee:	\$350.00	
Niche Handling/Engraving Fee:	\$150.00	
Cremation Standard Plot		
Weekday Opening & Closing Fee:	\$250.00	(4) Burials per Grave Plot
Weekend Opening & Closing Fee:	\$350.00	
<ul style="list-style-type: none"> <li>• (Only applies to lots purchased before December 2014) No other cremations will be allowed outside of the cremation Niche.</li> </ul>		
Headstone Inspection and Placement Fee:	\$100.00	
Disinterment Fee: ((Weekdays Only).	\$1,500.00	
Certificate of Burial Rights Transfer Fee:	\$25.00	
Lot Research Fee:	\$31.00	

**Note:**

- Burials extending past 3:00 p.m. will be charged a late fee of \$250.00 per hour after 3:00 p.m.
- Headstones Restrictions are as follows: Height not to exceed 36" and Width 36" Including Concrete base. Length (A single stone must not exceed 48" of length) & (Double and Triple stones must not exceed 6' of length).
- One headstone is allowed per burial plot, it will be located on the West end of the grave. (No foot stones or markers are allowed).
- One Shepard hook is allowed per grave. All permanent decorations must be attached to the headstone.
- Midway City is not responsible for any damage to headstones of decoration in the regular maintenance of the Cemetery Grounds, or missing decorations and damaged decorations.



Google earth

feet  
meters



200

700



Google earth

## **CHAPTER 2.16 CEMETERY**

### **Section 2.16.010 Conduct and Access**

### **Section 2.16.020 Cemetery Sexton**

### **Section 2.16.030 Burials**

### **Section 2.16.040 Decorations and Flower Policy**

### **Section 2.16.050 Headstone Policy**

### **Section 2.16.060 Lot Ownership and Privileges**

### **Section 2.16.070 Perpetual Care**

### **Section 2.16.080 Miscellaneous**

### **Section 2.16.010 Conduct and Access**

A. Conduct. Cemetery grounds are sacredly devoted to the interment and repose of the dead. Strict observance of decorum due such a place shall be required of all persons.

B. Location and Access. The Midway City Cemetery is located at 500 South 700 West, Midway, Utah. Access to the cemetery is restricted to daylight hours.

C. Speed Limit. The speed limit is 10 miles per hour.

D. Driving and Parking. It is unlawful for any unauthorized person to drive any motor vehicle upon any cemetery lot, back over any grave, cut corners, or drive any vehicle upon any part of the cemetery which is not an established roadway.

E. Animals. It is unlawful for the owner, caretaker, custodian, or other person or persons in charge of any horse, dog, or other types of pet to allow or negligently permit animals to run at large or trespass on the cemetery grounds.

F. Off-Road Vehicles. Motorcycles and all-terrain vehicles are not permitted in the cemetery except for those used for maintenance or professional suppliers or those that are part of a funeral procession.

### **Section 2.16.020 Cemetery Sexton**

A. Appointment. The sexton shall be appointed by the City Council.

B. Duties of the Sexton. It shall be the duty of the sexton to take charge of the City cemetery under the supervision of the Council Member assigned to the cemetery. The sexton shall be responsible for care and improvement of the grounds. The sexton will dig or cause to be dug, all graves required for burial of the dead and keep a record of the same.

### **Section 2.16.030 Burials**

A. Human Dead. Interments are limited to human dead.

B. Ordering a Grave Opening. At the office of Midway City, arrangements for a new grave opening can be made by the funeral director or other responsible party at least 24 hours in

advance of the burial. The required information is the name of the deceased, the place of the interment, the location, date and time of funeral services, and the name of the funeral director or mortuary.

C. Errors. Midway City will not be responsible for any mistake occurring from the lack of precise and complete instructions as to the proper space on the lot where interment is desired. When a grave on a lot cannot be opened where specified, the sexton may, at his/her discretion, open it in such location on the lot as he/she deems best and proper, so as not to delay the funeral and affect the interment.

D. Burial Permits. The necessary information and fees should be paid to the City Treasurer prior to interment. A burial permit must also be filed.

E. State Transit Permit: Remains sent from other states must also be accompanied by a transit permit to be filed in the Recorder's office.

F. Hours when Burials Permitted. Burials are accepted between 9 a.m. and 4 p.m. daily at the cemetery. No burials will be accepted on Sundays and holidays. Additional charges will be made for internments on Saturdays.

G. Burials per Grave. One interment only shall be allowed in a casket except for a father or mother with an infant child, or two children buried at the same time. Not more than one full-size or two infant caskets are allowed in one grave.

H. Vaults. Concrete vaults are required for all burials.

I. Indigents: Indigent burial spaces shall from time to time be designated by the Mayor and/or sexton with the consent of the City Council and will be for the burial of indigent persons.

J. Orientation of Graves. By convention, burial spaces are laid out in rows with the head of the grave to the west and the foot to the east. Individual graves measure four feet wide and eight feet long except on odd size lots. Traditional burial custom has the wife placed to the left of the husband; all exceptions must be made in writing. The sexton will assist in the decision as needed.

K. Disinterment or Exhumations. Cemetery grounds are sacredly devoted to the interment or repose of the dead. In those circumstances where it is necessary to disinter or remove remains from the cemetery, all applicable laws must be complied with. The sexton will schedule and direct the exhumation after applicable fees have been paid. Consultation with a funeral director is required for this procedure.

L. Cremations. Cremations will be treated as a regular burial including fees and services. Cremations require a sealable urn made of metal or other like material approved by the cemetery sexton and must be buried in a 12 by 12-inch concrete vault. If a family desires, a cremation may be buried on top of an existing grave. Opening and closing charges will be applied. More than one cremation may be placed in one grave spot. However, opening and closing fee will be applied.

## Section 2.16.040 Decorations and Flower Policy

A. Flowers and New Graves. Decorations or flowers on new graves will be removed by the cemetery crew after seven days. Special flower mementos should be removed at the conclusion of services by family members. After the grave is closed the casket spray is placed at the center of the grave. Other flower containers and wreaths are laid down in an orderly fashion around the spray with the containers extending outward. Only the last row of containers is visible, the others being covered by each succeeding row of flowers. Flowers are laid down to prevent them from being blown around the cemetery.

B. Flower Regulations. All flowers, real or artificial, must be placed in a container or attached to the monument or placed in a container that does not interfere with cemetery maintenance.

C. Flower Containers. Permanent containers must be part of the marker or cast into the cement base.

D. Artificial Flowers/Fresh Cut Flowers and other Decorations. Artificial or fresh cut flowers and any other decorations will be permitted any time provided they do not interfere with the upkeep of the cemetery such as grass mowing and edging.

E. Holiday Decorations. All holiday decorations will be removed after seven days.

F. Removal of Decorations. Artificial and fresh-cut floral pieces and other decorations will be removed without notice when they become unsightly.

G. Planting of Flowers, Trees, and Shrubs. The planting of any trees, shrubs, or flowers or digging or disturbing the sod within the cemetery is prohibited. Tree donations or gifts will receive designated and appropriate planting sites.

H. General Clean-up. All flowers and decorations not in permanent containers and those that are damaged or wilted in permanent containers will be removed from the cemetery during the first week of April and the fourth week of October every year. All flowers and decorations picked up are put in the garbage for disposal. Those who regularly bring flowers are encouraged to wait until the spring and fall clean-ups are completed before freshening up their displays.

I. Memorial Day. Cemetery crews begin early in the spring to prepare for Memorial Day. Preparations include mowing, watering, edging, spraying, planting, and tree trimming, and require all spring to accomplish.

1. The cemetery is prepared and ready for decorations by Friday afternoon. The sprinklers are turned off Friday afternoon through the end of Memorial Day to allow for the placement of decorations.

2. The removal of decorations will begin the Monday morning following Memorial Day. Anyone desirous of picking up their wreaths or decorations should do so prior to that Monday.

J. City Responsibility. Flowers properly displayed add to the beauty and character of the cemetery. Midway City and the cemetery staff will not be responsible for flowers and other personal property left in the cemetery. Be aware that on occasion uncaring individuals have removed expensive flower arrangements without permission or staff's knowledge.

## Section 2.16.050 Headstone Policy

A. Ownership and Responsibilities. Headstones are personal property. All headstones within the cemetery are the property of lot owners, their heirs, or the responsible party who ordered and placed them. All care and upkeep of the headstones are the responsibility of the owner. The cemetery is maintained by City crews who exercise great care in keeping the grounds groomed. The City will not be responsible for inadvertent scratches and chips that occur from routine maintenance. Such happenings are conditions that go with the privilege of placing markers in the cemetery. It shall be unlawful for any person to place or have placed any headstone upon any lot or lots in said cemetery except under the direction and supervision of the cemetery sexton. A soft stone such as sandstone is not recommended.

B. Specifications for Headstones. It shall be unlawful for any person to place or to have placed any monument on any lot in said cemetery not made of metal inlay, stone, or cement. Such monument shall be securely set in a cement foundation of at least 4 inches deep with a cement mow strip not less than seven inches around said marker. The following are headstone size recommendations. Maximum lengths are: singles, 40 inches; doubles, 80 inches; and triples 120 inches. Maximum height is 36 inches. Maximum width is 30 inches. Any marker size that exceeds these recommendations requires written approval from the cemetery sexton.

1. Only one headstone per grave is permitted. Said headstone shall be at the head of the grave. Headstones will be placed in an orderly manner in pre-designated rows and as directed by the cemetery sexton.
2. Placement of permanent markers is encouraged to take place within one year after interment.

C. Vases. All permanent vases must be attached to the stone base or cast into the cement base with at least two inches from the edge of the cement base.

D. Obstructions. No metal ornaments, brackets, foot markers, flag poles, or other obstructions or installations, except a headstone or monument, will be permitted in the cemetery.

E. Modifications. If a monument is determined by the sexton to be oversized and interfering with the sprinkler irrigation system, the owner will pay for the necessary modifications.

F. Interference with Excavation. The owner or responsible party is responsible for the removal and replacement of a marker that must be moved for the excavation of a grave, or for the expenses of such services if contracted.

G. Recommendations. Consult with a monument manufacturer on monument materials suitable to handle conditions at the cemetery. Markers are subject to temperature extremes, snow, ice, sprinkler irrigation water, and occasional nicks and chips from mowing equipment. It is recommended that raised markers have a rough-nosed base or edge rather than a polished, smooth surface. Persons ordering headstones from a monument dealer should check, or cause to be checked, the restrictions first, to insure that the stone will meet cemetery specifications.

H. Cemetery Supervision. All work in the cemetery, including but not limited to interments, disinterment, planting, landscaping, grading, record keeping, placement of grave markers,

grounds keeping, construction, and all maintenance, improvements, and beautifying of the grounds shall be approved by and done under the supervision of the cemetery sexton.

#### **Section 2.16.060 Lot Ownership and Privileges**

A. Nature and Extent of Burial Rights. Only permissive burial rights are sold. The City retains title to the cemetery property. A maximum of eight graves can be purchased by any one individual or concern at the regular price. Additional lots can be purchased at an additional price set by the City Council. A certificate of burial rights will be issued to each purchaser after fees are paid in full.

B. Rights Conveyed. Burial rights are conveyed to the person or persons named therein, and their heirs. All legal heirs are presumed to have legal claim to the rights of the burial, unless specified differently in a legal will or by probate court. Burials by or of heirs, after the original parties named are deceased, require the permission of all known living heirs. The cemetery master file is considered to be the correct record. Any discrepancy between the master file and the certificate of burial rights will be considered a clerical error. The City reserves the right to recall, correct, and re-issue the correct certificate.

C. Restrictions on Resale. Midway City will not be responsible for the resale of any lot. It will be the purchaser's responsibility concerning the selling of their lot(s).

D. Unused Lots. Lots that have been unused for, or have no written notice of claim or interest on, or no payment for care has been received, for over 30 years can be reclaimed by Midway City. Every effort, practically and legally, will be made to find the owner or legal heirs before the lots, by lawful means, will be reverted. Proceeds from the resale shall be used to pay back the annual care and perpetual care on the lot.

#### **Section 2.16.070 Perpetual Care**

A. The care and upkeep of the cemetery provided by the City includes, but is not limited to mowing the grass at reasonable intervals, laying sod, reseeding, filling in sunken graves, sprinkler irrigation, trimming trees and shrubs when necessary, removing wilted flowers and decorations, edging around headstones, and other clean-up as needed. Perpetual care does not include repairing or replacing markers, monuments, or other personal property. No lot will be sold without perpetual care.

B. Perpetual Care Fees. This fee is collected and kept in a special fund and the interest used for the general care, maintenance, and improvement of the cemetery. Perpetual care fees are included in the charges for burial rights. Voluntary contributions to the perpetual care fund will be graciously accepted.

#### **Section 2.16.080 Miscellaneous**

A. Office-Records. The official cemetery records are kept at the City Treasurer's office. The office is open weekdays from 8 a.m. to 5 p.m., with the exception of holidays. All business pertaining to the cemetery is to be transacted at this office. All maps and records are on file at

the City Treasurer's office. All owners of lots or spaces are requested to notify the City Treasurer's office of any change of address.

B. Powers of Sexton. The cemetery sexton, subject to the direction of the City Council, is responsible for enforcing policies and procedures of the cemetery. The sexton may take such action necessary to protect property, graves, space owners, and the cemetery from injury; to preserve the peace and good order; and to prevent injury to the appearance of the lots, graves, grounds, and buildings.

C. Cemetery Fees. Fees for services are set by resolution of the City Council and are changed from time to time as needed and without notice. A copy of current fees charged is available at the City Treasurer's office. Additional charges will be made for interment on Saturdays.

D. Contractors and Outside Workers. Contractors and others having worked in the cemetery must make their business known to the sexton before work is started.

E. Boundaries, Roads, and Waterlines. The right to enlarge, reduce, re-plat, or change the boundaries of the cemetery or of a section or sections from time to time, including the right to modify or change the locations of roads and drives, is hereby expressly reserved by Midway City. The right to maintain and operate pipelines or gutters for water supply or drainage is also expressly reserved.

F. Location of Documents. All maps, plats, records, and other documents pertaining to the Midway City cemetery are on file at the City Treasurer's office.

G. Liability of Cemetery. Midway City personnel will, at all times, exercise diligence and reasonable care in the protection of the right and property of the lot owners, but shall not be liable for any damage or loss.

H. Alteration and Repeal of Policies and Procedures. Midway City reserves the rights to make, amend, and repeal the policies and procedures of the cemetery and to make exceptions thereto.

I. Walkers and Joggers. Walkers and joggers are encouraged and welcome to enjoy the beauty and serenity of the cemetery.