

RURAL HALL MEMORIAL PARK
RULES AND REGULATIONS
CONVEYANCES AND CONTRACTUAL RESTRICTIONS

1. For the purpose of this document, a plat is made up of several grave plots.
2. Owners of grave plots in the cemetery are only granted an easement for burial purposes and this easement is subject to the rules and regulations of Rural Hall Memorial Park (RHMP) now or hereafter adopted, and every person acquiring an interest in a grave plot, or who permits an interment in RHMP shall have such interest subject to the restrictions and reservations herein made including the right reserved to the Town of Rural Hall (TORH) to amend at any time without notice its rules and regulations.
3. No certificate of ownership will be issued for any grave plot until the purchase price for the grave plot has been paid in full. No partial payments will be allowed. No interment will be made until the purchase price has been paid in full.

**PRICE OF GRAVE PLOTS: \$500.00 per grave plot for residents inside the Town limits.
(\$150.00 goes to Perpetual Care Fund and \$350.00 is for
Operation and Maintenance of Cemetery)**

**\$3,000.00 per grave plot for residents outside the Town limits.
(\$150.00 goes to Perpetual Care Fund and \$1,850.00 is for
Operation and Maintenance of Cemetery)**

**Baby grave plots (up to five (5) years in age) will be \$250.00 for
residents inside the Town limits and \$500.00 for residents
outside the Town limits.**

**If receiving public assistance, live inside the corporate limits
and have a case worker, then an individual can be buried at a
reduced rate not less than \$250.00 and at the discretion of the
Cemetery Committee Chairman and Town Manager or his/her
authorized agent. This is not allowable to outside residents.**

**\$400.00 Permanent Marker Deposit (except as modified by
paragraph seven on page six), which is refundable if a stone is
erected within six months of date of death. (This fee is payable
by both inside and outside residents of Rural Hall in addition to
the price of the grave plots.)**

4. All prices are subject to change without notice. The TORH will not be liable for any costs in the opening or closing of any burial sites, erecting of stones and markers or any injury that may occur on its property.
5. The Town of Rural Hall reserves the right to refuse to sell or transfer any grave plot to any person to whom they do not desire to sell or transfer provided that such same refusal to sell or transfer is not due to the race, color, religion, sex, handicapped status, familial status or national origin of the proposed purchaser.
6. The purchase price and terms of sale for all grave plots or any services furnished by RHMP are established by the Board of Councilmen of the TORH.

7. All sales of grave plots are sold for the sole purpose of interment of human remains and the purchase or sale thereof for speculative purposes is expressly prohibited. The TORH expressly reserves the right to use any grave plot for an interment service or erection of a memorial on an adjacent grave plot, including the right of passing over and standing on any grave plot and the transportation of necessary burial and maintenance equipment by funeral directors or TORH employees.

8. No person will be recognized by the TORH as owner or part owner of any grave plot unless that person's name appears on the records of the TORH as owner or part owner thereof.

9. Any purchaser desiring to surrender his/her rights may do so by delivering his/her certificate for the transfer or re-sale to the TORH and not to another individual. Surrendered plots may only be sold for the original purchase price with no accrued interest and this must be approved by the Board of Councilmen. No reservation for future sale on a grave plot will be recognized by the TORH. Grave plots will not be sold for the purpose of resale.

10. The TORH will not be responsible for any loss or damage done to any memorial, plant, vase or any property within RHMP of a grave plot owner brought about by the elements, thieves, trespassers, operation of automobiles by visitors in RHMP, Act of God, common enemy, vandals, strikers, malicious mischief makers, children, explosions, unavoidable accidents, invasions, riots, or civil authorities or persons within RHMP, whether such damage be direct or collateral, and in no event will the TORH be responsible for loss, destruction or removal of anything brought into or allowed to remain in RHMP in violation of any rule of RHMP.

GENERAL RULES

1. All persons when within RHMP are reminded that the grounds thereof are sacredly dedicated to the interment and repose of the dead and strict observance of the decorum due to such place will be expected and required of all.

2. No burials will be allowed on Easter Sunday or Christmas Day.

3. The TORH reserves the right to determine, establish, modify, alter or change the grade of each and every grave plot, road, driveway, pathway or part thereof, and it shall not be liable to anyone for such action.

4. No grave plot owner shall make any change or alteration in or on any grave plot including the removal or change in position of any memorial of any kind without the written consent of the Town Manager, or his/her authorized agent. If such change or alteration is made, the TORH will restore such grave plot to its former condition without notice and at the expense of the owner of such grave plot.

5. No one, except an employee of the TORH, shall be allowed in RHMP between dusk and dawn.

6. The following persons and/or things are forbidden in and/or on RHMP property and are subject to be removed or rejected therefrom (except for the express purpose of attending a funeral):

- a. Children under twelve years of age unless attended by an adult person responsible for their conduct.
- b. Delivery trucks and vehicles or any conveyance generally used for hauling goods or chattels, except vehicles delivering to RHMP flowers, trucks delivering flowers for an interment or to be placed upon a grave, trucks of licensed memorialist, and trucks delivering a body.

- c. Persons passing through RHMP, except for the bona fide purpose of visiting a grave or to attend to RHMP matters with an authorized agent of the TORH.
- d. Persons carrying firearms, except officers of the law or members of a military detail in attendance upon an interment.
- e. Bicycles, motorcycles, sleds, coasters, toy wagons, roller skates, roller blades, skateboards or other similar devices unless a special permit is first issued therefore by the Town Manager or his/her authorized agent. This rule shall not apply to motorcycle police officers.
- f. Any controlled substance or alcohol of any type.
- g. Domesticated animals unless leashed.
- h. Loud, boisterous or obscene language and improper conduct such as, but not limited to: picnicking; lunching; hunting; gathering berries, nuts and fruit; camping; running; romping; playing; loitering; or lounging. (Ex. Sitting or climbing on markers.)
- i. Putting or depositing paper, rubbish, dead or wilted flowers, shrubs, plants, branches or any unsightly or unseemly thing on any grave plot, walk, drive or other part of RHMP, except in receptacles provided for that purpose.
- j. Peddling, begging, soliciting or collecting.
- k. The display or distribution of signs, cards, handbills, circulars or anything relating to any business, profession, office or other matter.

AUTOMOBILES AND OTHER VEHICLES

- 1. Drivers of automobiles hired to attend a funeral must remain quiet and respectful.
- 2. The driving of an automobile or other vehicle in RHMP at a speed in excess of ten (10) miles per hour is prohibited.
- 3. Driving any automobile or vehicle off a designated drive or parking area is prohibited. Automobiles and vehicles must continue forward to the next intersection of the drive before changing direction.
- 4. Driving or leaving any automobile or other vehicle on any driveway within RHMP at such location or in such position as to prevent any other vehicle from passing the same. If so parked or left, the TORH will remove same at the expense of the vehicle owner.

TREES, SHRUBS, PALMS & PLANTINGS

- 1. No person except employees of the TORH, monument dealers or persons having a contract with the TORH will be allowed to do any work within RHMP.
- 2. No grave plot owner shall plant any tree, flower or shrub or sow seed of any kind or have the same planted or sown on his/her grave plot. The TORH has exclusive right and privilege of doing this. Any planting or sowing done within RHMP in violation of this rule will be immediately removed, without notice.
- 3. It shall be unlawful for any person to trim, prune or remove any branch from any tree or remove any plant in RHMP, whether on his/her grave plot or not. The TORH will do any needed pruning.

4. The TORH reserves the right to remove at any time any tree, shrub, flower or plant growing on any grave plot when, in its opinion the same or its roots, branches or any part thereof, is injurious or detrimental to any adjacent grave plot, road, alley, walk or RHMP as a whole, or is dangerous or renders access to any grave plot inconvenient.

5. Sod, seed, soil, fertilizer, spades, shovels, saws or tools must not be brought into or removed from RHMP except by an employee of the TORH.

6. It shall be unlawful to break branches from any shrub or tree for the intent to scratch, mar, deface, injure or disturb any monument, head stone, foot stone, building or any other thing being a part of, placed or used in connection with RHMP, or any grave plot, pathway, street or roadway therein.

FLOWERS, FLAGS, ARRANGEMENTS, ETC.

1. The placing of flowers, floral or other designs and things in alcohol or other preservatives is prohibited.

2. No glass vases of any type or wire hangers (except approved hangers which will be located at a central location in RHMP) are allowed on any grave plot and shall be removed without notice and the TORH shall not be responsible for the loss or destruction of the same.

3. When flags, flowers or wreaths become wilted or unsightly, the same shall be immediately removed.

INTERMENTS

1. No interment shall be made except in the presence of an authorized agent of the TORH. No interment of any body, or the cremated remains of a body, other than that of a human body shall be permitted and interment shall be made only during daylight hours.

2. Licensed funeral directors are required to have outside box/vault on the grave plot not less than three (3) hours before the hour set for the funeral.

3. The TORH shall exercise supervision and control of the interment and the actual work to be done in connection therewith, in location of all graves in order that the grave plot owner may get the maximum use of the grave plot. No person except the TORH or licensed funeral director may open or close a grave. The TORH reserves the right to furnish all interment equipment. From the time a funeral party enters RHMP, the entire management of the procession, interment and retirement from RHMP shall be under the TORH and/or funeral director, and no one else.

4. No more than one person shall be interred in a single grave, except mother and infant or two children (ages 5 and under), and then only when interred at the same time, with the exception of cremated remains. No more than two interments of cremated human remains shall be allowed in one grave plot.

5. A permanent outer enclosure for a casket is required for all interments.

6. All interment charges and fees are payable in advance. All prices are subject to change without notice. The TORH will not be liable for any costs in the opening or closing of any burial sites, erecting of stones and markers or any injury that may occur on its property.

7. No grave plot owner shall have the right to have a body interred within the bounds of his/her grave plot for any remuneration, sale or hire of space. The TORH may require an affidavit verifying the facts, as stated.

8. The TORH expressly reserves the right to require that certain interments be held only in the presence of the immediate family or some member of said family of the deceased, licensed funeral director and employees of the TORH. At such time, RHMP shall be closed at the time directed by the Town Manager or his/her authorized agent.

DISINTERMENTS

1. The TORH requires written notice of not less than twenty-four (24) hours daylight time to open a vault or grave for disinterments. Verbal or telephone orders for disinterments will not be accepted.
2. No grave shall be opened nor any body shall be disinterred without the written permission of the owner of the grave plot or the nearest relative or an order for disinterring is made by a court or competent jurisdiction. The TORH shall not be liable for any action taken by it in compliance with an order signed by a court or competent jurisdiction.
3. No disinterments shall be done without the express written permission of the TORH at the cost of the persons having the body disinterred, which must be paid for in advance. Permission will be given to the funeral home to pursue the disinterment.

MOUNDS AND GRAVES

1. The locations and directions in which graves are placed shall in all instances be determined by the TORH.
2. Mounds are not permitted on any grave in RHMP.

MEMORIALS

1. As herein used the following words shall mean:
 - (a) Marker: A small individual memorial placed at either the head or foot of the grave, made of one piece, sometimes referred to as a head-stone, a foot-stone or a tablet.
 - (b) Monument: A memorial placed either on a family or society plat, but not erected to indicate an individual grave plot.
 - (c) Mausoleum: An over-ground building or tomb containing individual catacombs for the reception of dead human bodies, sometimes called a vault. Construction of a mausoleum will be approved by the TORH only.

MARKERS/MONUMENTS

1. Markers must be placed at the end of the grave plot furthest from a monument or place assigned for a monument.
2. Markers on children's graves must be in proportion to the dimensions of the grave.
3. All lettering must be cut true and regular in form and must conform to the highest grade of workmanship.

4. No cement product of any kind will be permitted above the ground on any grave plot. The Town Manager, or his/her authorized agent, is authorized and directed to remove same without notification to anyone.

5. No coping, curbing, fencing, hedging, borders, corner posts or enclosure of any kind will be allowed around any grave plot. The TORH reserves the right to remove the same if erected, planted or placed.

6. Permanent markers are required. A deposit of \$400.00 will be paid at the time the grave plot is used. When a suitable marker is erected, this deposit will be refunded. If no marker is erected within six (6) months of burial, the TORH will erect a marker (cost not to exceed deposit) and deposit will be forfeited. **EXCEPTION: The time for erecting a permanent marker may be extended beyond the six (6) month period due to unusual circumstances to be determined, approved and documented by the Town Manager.**

7. If a marker is already erected, a deposit of \$300.00 will be paid at the time the grave plot is used. When proper lettering on the marker has been completed, this deposit will be refunded. If lettering is not completed within six (6) months of burial, the TORH will engrave the marker (cost not to exceed deposit) and deposit will be forfeited. **EXCEPTION: This fee may be waived upon evidence by the funeral home that the fee has been included with the funeral arrangement charges.**

8. Any type of monument in good taste and in consistence with existing markers/monuments in RHMP will be acceptable. Monuments will be placed in line with concrete base 4 inches thick and 2 inches wide around the entire base at ground level. Foot markers, if desired, will be placed at ground level. No base wider than 18" will be allowed.

MAUSOLEUMS

1. No mausoleum shall be erected until plans and specifications have been approved by the TORH upon advice of its engineer.

2. No mausoleum may be erected on a plat less than 1500 square feet in area, specifically designated for mausoleums.

3. No mausoleum may be allowed to cover more than 15% of the total area of the plat.

SPECIAL INSTRUCTIONS

1. The TORH reserves the right to prohibit the erection of any monumental work of any kind which it considers to be unsuitable in design or inferior in workmanship or material. If a monument is incorrectly set, it shall be removed at the cost of the owner or dealer placing same.

2. No monument, marker, bench, sundial, urn or mausoleum can be set or moved in RHMP except by a person, firm or corporation obtaining permission from the TORH to do such work. No permission will be given until satisfactory evidence is furnished that the applicant has complied with the laws with reference to monument dealers and is qualified to perform the work for which employed. Any permission given will be revoked at any time for violation of RHMP rules or other reason satisfactory to the TORH. The TORH will require of any licensed monument dealer a bond or liability insurance indemnifying the TORH and the public from any negligence or guaranteeing faithful performance of contracts for construction which bond or liability insurance contract shall be exhibited to the TORH upon its request.

3. Only one marker is allowed on a grave plot. This rule applies to the grave plot as originally platted and does not allow monuments on a fraction of a grave plot, or combination of more than one grave plot.

4. (a) On any plat (where a monument is permitted) having an area of less than 400 square feet, the monument shall not exceed 3 and 1/2 percent (.035) of the area of the plat and the construction must be within the following limitations: Length 5 ft., width 1 ft. 6 in., height 42 in.

(b) Where the area is 400 square feet, the monument shall not exceed 4 and 1/2 percent (.045) of the area and construction must be within the following limitations: length 7 ft., width 2 ft. 6 in., height 6 ft.; but the foregoing are maximum dimensions and do not vary the requirements that all designs and sizes must be approved by the TORH. The express reservation is made that on any plat, a smaller size memorial may be required by the TORH. On plats larger than 400 square feet, a differential as to size of monument in proportion to the size of the plat may be granted. No monument is permitted on any plat having an area less than 200 square feet (usually designated as 6 grave plots).

5. No marker, monument, mausoleum or other memorial shall be erected of any other material, except monumental granite or marble of recognized highest grade, containing no discoloration, flaws or weak spots, and before being set must be examined and approved by the TORH after consultation with an authorized agent. No granite, except gray, white or colors similar to Barre or Winsboro, is permitted. Markers must be hammered down, not less than 6 inches wash at each end of die and not less than 4 inches wash on the front and rear die. The top of the base of a monument must be beveled, thus permitting drainage.

6. The use of stone not of monumental quality to mark a grave plot is expressly prohibited, and the use of monumental stone unless cut or dressed as a monument or marker is prohibited.

7. No plat or grave plot may be marked except with a monument or marker according to these rules.

8. The TORH reserves the right to refuse or prohibit the erection of and to remove any marker, monument, mausoleum, urns, benches, sundials or other material, if in the opinion of the TORH, it is objectionable, whether as regards to size, material design, location or structure; if faulty constructed; if made of inferior materials; if not true to specifications; or if not in compliance with the rules of RHMP. Grave plot owners are invited to consult the Town Manager, or his/her authorized agent, upon the subject of memorials and their locations.

9. No monument for a single grave plot is allowed, only a marker.

CONTRACTURAL SERVICES

1. No monument or markers shall be erected without first notifying the Town Manager, or his/her authorized agent, and same shall be done under his/her supervision.

2. No monument shall be delivered or set any time when the ground is soft; on Saturdays, Sundays, or legal holidays; nor on any day when the drives are wet or in soft condition.

3. Work on monumental construction must cease if an interment service is about to begin until direction is given by the Town Manager or licensed funeral director to resume work.

4. Ropes, or other guys must not be tied to any tree or other object, except by permission from the Town Manager or his/her authorized agent. No post or anchors shall be sunk in the ground except in spots designated. No material shall be hauled over any route nor material placed on any spot except those designated.

5. The TORH reserves the right to stop all work of any nature, whenever in its opinion: (a) proper preparation therefore has not been made; (b) tools and machinery are insufficient or defective; (c) if work is being executed in such manner on the part of RHMP is disregarded; or, (d) the work is not being executed according to specifications.

6. Workmen must be careful not to injure the turf or planting. When work is completed, the grave plot and surroundings must be left in a clean and acceptable condition. All waste, litter, trash, lumber or other foundation work materials must be immediately removed by the party in charge of the work.

7. Damage to grave plots, walks, drives, trees or other RHMP property by a monument dealer, or their employees, will be repaired by the TORH and the costs of same charged to the dealer. Failure to pay same immediately, the dealer's permit to do monumental work in RHMP will be revoked.

8. Materials of any kind must be used or placed immediately and the leaving of any monument or marker in RHMP until erected, or any foundation material, is absolutely prohibited. In order to protect grave plots and paths over which materials are to be moved, workmen are required to lay planks. The moving of stones or materials except where the Town Manager or his/her authorized agent directs, and the driving of trucks off the highway or driveway is expressly prohibited.

9. All work must be done between the hours of dawn and dusk, and must cease at the latter hour.

10. All bases of monuments must be of sufficient height that when erected shall show a level exposure regardless of the contour of the land.

Original adopted May 11, 1998.

Revisions adopted March 8, 1999.

Revisions adopted this the 12th day of August, 2002.

Revision adopted this the 14th day of March, 2004.

Revision adopted this the 12th day of June, 2006 and becomes effective the 1st day of July, 2006.

Revision adopted this the 11th day of June, 2007 and becomes effective the 1st day of July, 2007.

Revision adopted this the 9th day of June, 2008 and becomes effective the 1st day of July, 2008.

Revision adopted this the 9th day of June, 2014 and becomes effective the 1st day of July, 2014.

Revision adopted this the 8th day of June, 2015 and becomes effective the 1st day of July, 2015. Revision adopted this the 12th day of June, 2017 and becomes effective the 1st day of July, 2017.



ATTEST:

Dora K. Moore, MMC, NCCMC
Town Clerk

Larry T. Williams
Mayor