

HOOPER CITY CEMETERY

Rules and Regulations

Sections:

1. Definitions
2. Hours of Operation, Cemetery / Office
3. Cemetery Fees
4. Right of burial, Plots
5. Interments / Disinterment
6. Monuments and Markers
7. Perpetual Care / Maintenance
8. Decoration of graves
9. Traffic and Safety Regulations
10. Animals
11. Special Projects / Service Projects
12. Right to establish Media Staging Area

Section 1 Definitions:

In this chapter, the following words or phrases shall have the following meaning for the purpose of conducting cemetery business.

“Bench or Specialty Marker” shall refer structure rising above the plot surface other than as defined by a headstone or monument.

“Cemetery” shall mean any property operated by Hooper City Corporation, a municipality that is intended to accept and inter human remains.

“Cemetery Office” shall refer to the City Municipal Main Office; where all cemetery business shall be conducted. (5580 West 4600 South Hooper, Utah)

“Cemetery Superintendent” shall refer to the person in charge of day to day operations of the cemetery including but not limited to: maintenance, burials, enforcement of rules and regulations, etc. This person may be the parks superintendent or the public works director or other specific person; under the direction of the Mayor.

“Certificate” refers to an official document conveying a burial right.

“Certificate Holder” refers to the plot owner (rights holder) of a said burial right.

“City” shall mean Hooper City Corporation, a Utah municipality and its representatives.

“Council” shall mean the current elected Hooper City Council.

“Human remains” shall mean a body or remnants (ashes, etc) of a human being.

"Headstone" shall mean a flat or horizontal marker, installed even with the ground so that a regular lawn mower can easily pass over the marker.

"Fee and Fee Schedule" shall refer to the Hooper City Consolidated Fee Schedule.

"Funeral Director" shall refer to one whose business is to arrange for the burial or cremation of the dead and assist at the funeral rites and may be the responsible party for the deceased.

"Grave" shall refer to a plot occupied or to be occupied by an interment.

"Marker" shall mean and refer to a headstone, monument, bench or specialty marker placed on plot for the purpose of identifying the deceased, commonly made of stone or metal used to mark the head (west end) of a grave usually indicating the internee's name, birth date, and death date.

"Monument" shall refer to an upright or vertical marker installed higher than the surface of the ground.

"Null Gravesite" shall refer to a plot not available for trees or other obstruction.

"Perpetual Care" shall refer to the general maintenance of the cemetery; mowing, watering, turf, trees, roadways, facilities, clean up etc.

"Person" shall mean an individual, a group or agency of responsible party.

"Plot" shall mean an area of land (aka, grave, lot, etc) sufficient to inter one adult, usually four feet by eight feet, located within the cemetery.

"Resident" shall mean a person domiciled within the corporate city limits of Hooper that owns or rents, and lives in a taxable dwelling at the time of their death. A person who was formerly domiciled within the Hooper city corporate limits but had moved directly to a facility for the purpose of receiving medical or residential care is eligible as a resident.

"Responsible Party" shall refer to any person selected by the family of the deceased to represent them. This person can be a family member, heir apparent, religious leader, mortician, funeral director, or any other person chosen. This person is to be given and will take full responsibility of any information provided to the city, the choosing of times, dates, selection of graves, and all other family obligations concerning interment and services provided by the cemetery.

"Vault" shall refer to a reinforced, sealed, concrete or stone (or other approved materials) structure, that a casket or urn is placed in for interment.

Section 2 Hours of Operation:

Cemetery Business: Business office hours are concurrent with the Hours of the City Offices.

Cemetery Services: Services will be conducted Monday through Saturday between 8:00am and 5:00pm. All services MUST be scheduled through the office during normal business hours.

Cemetery Visitation: People are allowed to visit the cemetery from 6:00am through dusk daily.

Section 3; Cemetery Fees:

All Cemetery fees referred to herein shall be found on and are calculated using the "Hooper City Consolidated Fee Schedule" The city council approves all fees and may change or update cemetery fees at any time.

Section 4; Right of Burial / Plot Ownership / Plots:

The City is hereby authorized to sell the use of property within the cemetery for burial purposes. Payment in full reserves the right of burial but does NOT transfer real property or ownership to the certificate holder.

A person cannot be buried in a plot they do not own unless proper documentation is presented to the City from the plot owner, or plot owner's heirs or legal representative, giving permission. Plot owners are required to notify the City of any change of their address or contact information.

Due to circumstances beyond Hooper City's control; some portions of the cemetery are platted pictorially on the cemetery map as close as possible to actual grave locations, however, graves have historically not been surveyed nor are they consistently sized or aligned. Occasionally as the cemetery fills, this creates a problem fitting all of the platted graves in particular areas of the cemetery. Hooper City has attempted to locate and accommodate as many of these graves as possible adjacent to their original area, however, any graves not physically able to be accommodated will be relocated to an available portion of the cemetery or refunded.

Hooper City Cemetery may make minor adjustments to grave or plot size and or location in the cemetery.

No interment will be permitted and no marker may be placed on any plot not paid for in full.

Plots cannot be resold to a third party. Plots can be returned to the City for a refund of the original purchase price, or transferred to direct heirs (immediate family) only. The city agrees to reclaim any plot for the original price paid. If the owner has no receipt from the City or the Cemetery District or other proof of payment, the original purchase price will be determined by the city using city records of other plots sold during that year or era to determine a value.

Upon death, plots shall transfer to legal heirs as determined by plot owner's Last Will and Testament, or if the person dies in intestate, by force of law.

Null Gravesites are not available for purchase.

A plot ownership transfer fee shall be collected by the cemetery office for a change in ownership of plot.

Cemetery plots will be sold on a cash only basis.

No work may be performed until all fees are paid to the cemetery office. No fees will be collected at the cemetery. Plots may be purchased in advance, however resident status will be determined at the time of death for fees charged for each opening and closing. Opening and Closing Fees will be assessed based on the deceased resident status and NOT based on plot ownership.

The right to enlarge, reduce, replat, or change the boundaries, plot lines, grading, including the right to remove, expand, add, regrade, roads, walks, and other portions of the cemetery are hereby reserved by the city. The right to install, maintain, remove, replace, operate or alter sprinkling and drainage systems within any portion of the cemetery is also expressly reserved by the city.

The city shall have the right to reclaim unused burial rights through any process authorized by state law. More particularly, plots that have been unused, or otherwise meet the standards and requirements of unused or unkempt plots as set out at UCA §8-5-3., or any future replacement to that section, shall, upon the city's compliance with the terms of that section be subject to an action for title as provided by UCA §8-5-2.

Section 5; Interment / Disinterment:

Interment:

Interment within the cemetery is strictly limited to human remains only.

All interments must be compliant with local, county and State Law.

Before any remains are interred, an interment order must be acquired from the cemetery office. The responsible party must designate and certify the information, permission, and the plot that the deceased is to be interred in. The city will not assume responsibility for errors in opening a grave due to inaccurate information provided by historical records, the certificate holder or the responsible party. All interment orders must be executed 48 hours prior to the scheduled funeral service.

Funeral Directors or other responsible party must schedule the opening of any grave, removal of marker prior to opening of the grave (if applicable), have the interment order signed and submitted to the cemetery office, and all fees collected and paid, before the cemetery office will schedule an interment.

No person shall be allowed to use a plot except the certificate holder unless written permission is given by the certificate holder or the legal heir or executor of estate of the certificate holder. Proof of specific inheritance may be required unless the original certificate holder has filed a successor ship with the cemetery office.

Previously interred remains from another cemetery to be interred in Hooper Cemetery must be accompanied by a burial transit permit. All other applicable fees and paperwork must be filed with the cemetery office prior to interment. Previously interred remains must be received by the cemetery in an approved vault.

All burials and services pertaining to opening and closing the grave must be performed by the city cemetery employees and equipment.

All interments including an infant or child require a reinforced concrete (or approved equivalent) vault.

Interments are limited to; one body per casket, one casket per vault, and one vault per plot, except; (A) In the event of the concurrent death of an infant or child and a parent, the parent and infant/child may be interred in the same single casket and vault is allowed by the funeral director. (B) Cremations may have two separate urn vaults within the same plot. (C) Two children or infants may be interred in separate vaults in the same plot providing they do not exceed the dimensions of the plot.

Existing Headstone Removal for Burial:

The City may at its own discretion, remove and replace existing headstones for interment without charge, however, will NOT be responsible for any damage as a result of this service. The responsible party may, at their own discretion and expense, arrange for a monument company to remove and replace the headstone prior to the grave opening. Appointments must be made by the monument company with the cemetery to remove and replace the headstone. If no arrangements are made with the cemetery office before the date of burial, the city may remove the headstone.

Existing Monument, Bench or Specialty Marker Removal for Burial:

All existing monuments, benches or specialty markers must be removed and replaced by a monument company or others, at the owner's expense. Monuments and benches must be removed prior to the grave opening. Appointments must be made by the monument company with the cemetery office to remove and replace the headstone. Any grave to be opened with a monument, bench or specialty that has not been removed prior to the day of interment WILL NOT BE OPENED until the monument, bench or specialty marker has been removed.

Disinterment:

No person or agency shall disinter any remains or object in the cemetery except under direction of the city. All disinterments must comply with applicable law.

Any disinterment request must include the deceased's full name, date of birth date of death, plot number, and the place of destination. If the remains are to be transported (by others) beyond the environs of the cemetery, a burial transit permit must be obtained from an appropriate authority and filed with the cemetery office, prior to disinterment. Notice of any disinterment MUST be given to the cemetery office five business days in advance of the date of disinterment.

No disinterment will be made to accommodate a new interment.

The city assumes no liability, nor responsibility for the condition of any casket/urn or vault being disinterred. Any problems or losses that may occur during disinterment are the liability of the responsible party.

Remains NOT interred in a vault, are NOT eligible for disinterment.

It shall be unlawful to remove the remains of a person who has died with a contagious disease within two years from the date of interment, unless the body is interred in a hermetically sealed casket or vault, and is found to be so encased at the time of disinterment.

The cemetery reserves the right to correct any errors that may be made regardless of fault, including but not limited to; interments, disinterment's, removals, transfers, sales, repossessions, conveyance of cemetery property / burial rights, etc. The city reserves the sole right of resolve and will: (A) Cancel the transaction, (B) Refund the amount of money paid for said plot(s), rights, or services. (C) Substitute other interment property of equal value (all plots within the cemetery are equal in value).

Section 6; Headstones, Monuments and Specialty Markers:

A permanent marker must be placed on all interments within 24 months of interment. A marker deposit fee as stated on the fee schedule will be collected with opening and closing fees. This fee will be returned once a compliant marker has been placed on the grave. After 24 months from the date of interment, if no headstone has been installed, the city may at its discretion, use the deposit to purchase a basic flat headstone with the interred person's Name Birth Date, and Death Date according to the city records.

No Marker may be installed or removed within the cemetery by any person without first obtaining approval from the city.

No Marker shall display inappropriate, obscene items, images or wording, as determined at the sole discretion of the Cemetery Superintendent.

All interments are limited to one marker except; (A) Double grave headstone can share a marker (B) Official Military markers are allowed as a second marker and should be placed in the center of the grave. (C) Two cremations, two infants, or one cremation and one infant; where permitted in one plot can also have two headstones (single grave size), one on the west end and one in the center.

All markers must have a concrete or stone base installed flush with the ground, a minimum of six inches in each direction beyond of the widest point of the marker, and a minimum of six inches thick, but within the maximum allowed size (see detail).

Markers shall be made of a stone, metal, or other approved material commonly used in the monument industry. Any other material must be pre-authorized by the city prior to the installation / Inspection appointment.

Headstone Markers (single or double) shall be constructed of stone, metal or other approved material and installed in a manner that allows a lawn mower to pass over the top as if no object was there and shall have a 6 inch concrete or stone mow strip around the perimeter (see detail).

Monument Markers (single or double) shall be constructed of stone, metal or other approved material that extends above the surface of the ground requiring a mower to maneuver around it during mowing maintenance and/or moving or adjustment of irrigation devices. Upright monuments shall have a minimum 6 inch base that is flush with surface of the ground and behave a maximum height of 48 inches (see detail).

A fee as stated on the fee schedule for a Monument Marker must be paid in full prior to installation. Future monument removal (for burials) is the obligation and expense of the owner and must be accomplished prior to grave opening.

Benches and Specialty Markers may be placed using the same sizing criteria and fees as outlined as a monument above and in the detail drawings. Bench marker removal (for burials) is the obligation and expense of the owner.

Official Military Markers may be placed as a primary or as a secondary headstone. Secondary headstones must be "flat" and shall be installed in the center of the plot.

Single Grave Marker Size: The maximum size of a marker on a single plot is: 36 inches wide (side to side), 24 inches in depth (head to foot). Each marker shall have a mow strip a minimum of 6 inches beyond the widest portion of the headstone or monument, but within the maximum allowed size (see detail).

Double Grave Marker Size: The maximum size of a marker on a double plot (side by side only) is 72 inches wide (side to side), 36 inches in depth (head to foot). Each marker shall have a mow strip a minimum of 6 inches beyond the widest portion of the headstone or monument, but within the maximum allowed size (see detail).

The inscription of the name, date of birth and date of death of the interred individual should be placed on the headstone so that a person can read it when facing east (see detail).

INSTALLATION INSPECTION AND LOCATION APPOINTMENT: All Markers installed in the cemetery shall be inspected for compliance by the city prior to installation. All headstones shall be placed in the location and alignment outlined by an authorized city employee. Monument companies or the responsible party must contact Hooper City Offices for an installation inspection and appointment a minimum of 48 business hours prior to the date of requested installation. Any marker that does NOT comply with the cemetery regulations may justify the cemetery refusing placement. Any and all costs associated with alterations for compliance shall NOT be the responsibility of the city. Any marker installed without inspection or non-compliant monuments may be removed by the city without notice. The City will not be responsible for markers removed for non-compliance.

All permanent markers shall be placed with the west edge placed on the west edge of the plot (as established by city at the time of inspection) including the mow strip (see detail).

Monument and Benches will be allowed in the "old" portion of the cemetery only. The North West corner and the East section as established by the cemetery superintendent shall be marked with flat headstones only (as of December 5, 2013).

Section 7; Perpetual Care / Maintenance:

The general care of the cemetery will be performed by the city. This includes general care of the turf, trees, fences, roadways, and facilities. Maintenance intervals will be determined by the Cemetery Superintendent under direction of the Mayor, and all maintenance will be performed within the budget limits set forth by the City Council.

Perpetual Care does NOT include the replacement, repair, maintenance, trimming, engraving, or raising of any headstone.

There is an inherent risk of damage to monuments, headstones or markers due to the use of heavy equipment, trucks, and mowers, used to maintain and operate the cemetery. The Cemetery cannot be responsible, nor will accept claims for any damage associated with normal operations within the cemetery.

Section 8; Decoration of Graves:

Funeral flowers and decorations shall be contained on the plot of the interred. Funeral Flowers will be discarded without notice 10 days or next mowing following the interment.

ALL flowers and ALL decorations not removed by the following dates will be discarded without notice on the following days each year.

- The Monday following Memorial Day
- The first Monday in April
- The first Monday in November

Flower arrangements and decorations shall be placed on the headstone to allow for routine maintenance of the lawn and grounds of the cemetery. Decorations such as; pinwheels, shepherds hooks, flower pots, unattached vases, baskets, holders, or the like, are permitted, but should be limited to 5 items per grave and shall not be placed on or hang over the grass, except; for funerals and the week following Memorial Day. Any flower or decoration placed on the grass may be discarded without notice for mowing.

Glass, wire anchors, pegs, stakes, arbors, or any decoration taller than 3 feet are prohibited. Any of these objects or other objects deemed unsafe or a hazard to employees or visitors of the cemetery is prohibited and will be discarded without notice.

Section 9; Traffic and Safety Regulations:

No vehicles (on road, off road, or other equipment) are permitted to park or drive on the grass except for approved funeral, monument placement/moving or city maintenance vehicles.

The speed limit in the cemetery is 10 MPH.

Section 10; Animals Prohibited:

All animals are prohibited from being in the boundaries of the cemetery. Exceptions may be granted by the Cemetery Superintendent for funerals or Special Occasions. Such requests must be approved in advance.

Section 11; Special Projects / Service Projects:

Special projects, Service Projects, or Non-City maintenance must be approved by the Cemetery Superintendent or the Mayor, prior to the project beginning and must be scheduled with the Cemetery superintendent. The city may reject any proposal or project if it is not in the best interest of the cemetery or the general public in the city's opinion.

Section 12; Appropriate Conduct within the Cemetery:

Because the Cemetery is devoted to the interment and repose of the dead, all persons shall avoid conduct unbecoming in a sacred place. Loud, boisterous noises of any origin are deemed undesirable and are prohibited. Decorum within the cemetery shall be observed at all times, any person may be asked to cease any activity deemed inappropriate by the city. Any person may be asked to vacate the premises if their conduct is deemed unacceptable by the cemetery. No alcoholic beverages or tobacco products or the like are permitted within the cemetery. The sale or selling of any commodity is prohibited within the cemetery. Signs, Notices, and advertisements of any kind (except official cemetery signs) are prohibited within the cemetery. The possession and use of Firearms shall be limited to Law enforcement officers, Military and authorized persons. Firearms shall not be displayed to the public or brandished while on cemetery property. Firearms used for Official Military services for veterans are exempt from the firearm requirements.

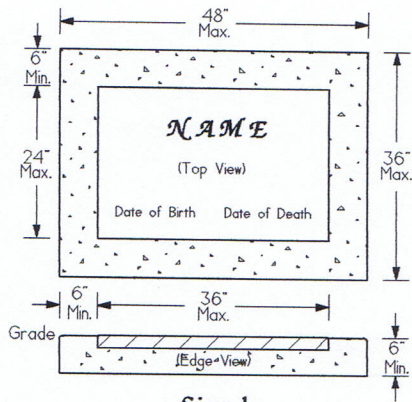
Section 12; Right to establish Media Staging Area:

Hooper cemetery reserves the right to establish a staging area within the bounds of the cemetery for the purpose of the media or other persons; taking pictures, reporting on or covering a funeral service. The cemetery reserves the sole discretion as to the location of the area within the cemetery. The area may be moved within the cemetery as needed for different services.

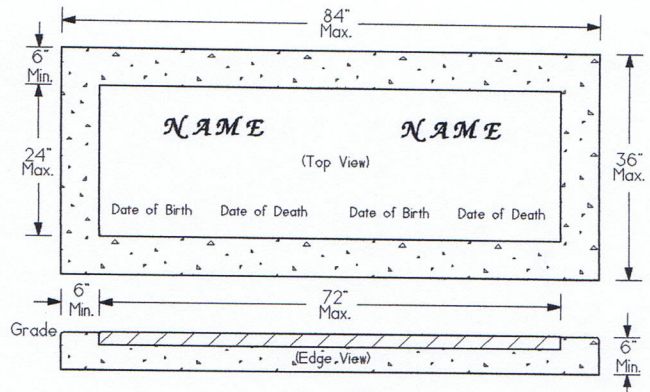
Hooper City Cemetery requests all media and reporters or visitors, to act respectfully to the bereaved. While on the cemetery property regardless of circumstances of death or sensationalism of a story associated with the deceased or bereaved, the media and reporters shall remain within the approved staging area or if no area has been determined, shall remain outside of a 150 foot radius of the funeral service area or grave where the service is being conducted.

Hooper City Cemetery Details

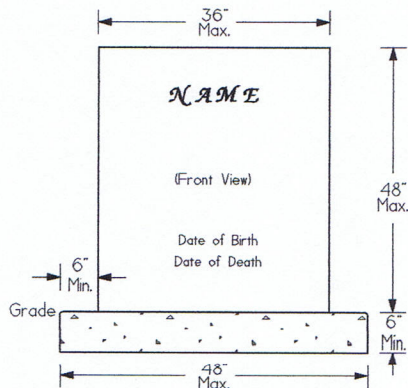
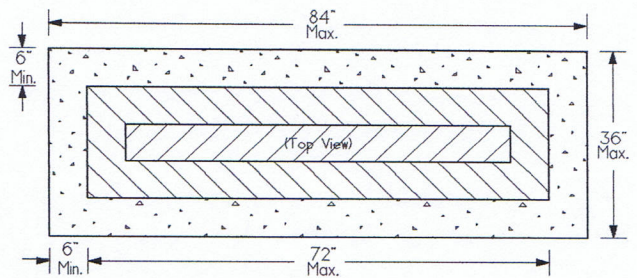
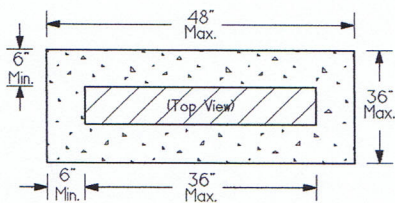
Marker Detail



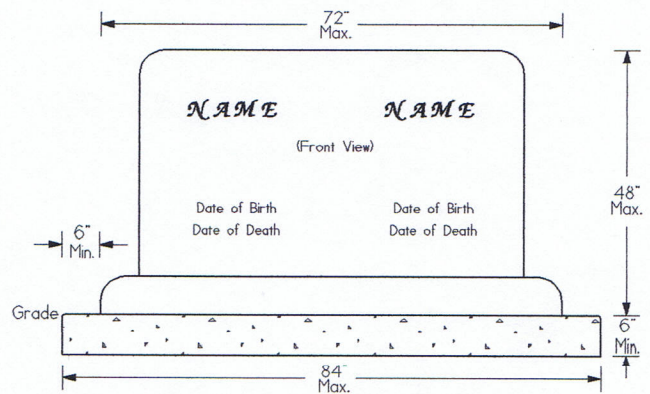
**Single
Headstone**



**Double
Headstone**



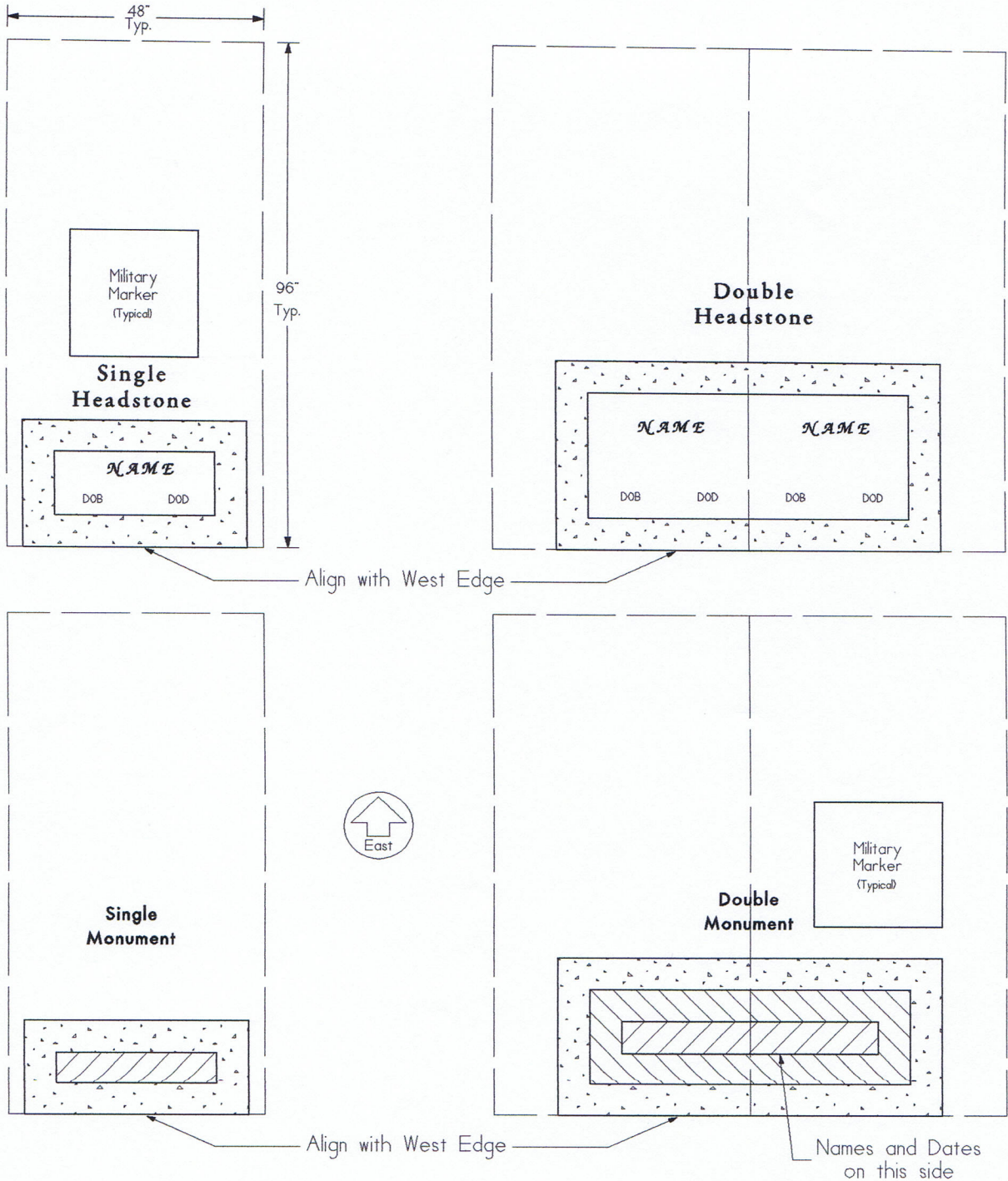
**Single
Monument**



**Single
Monument**

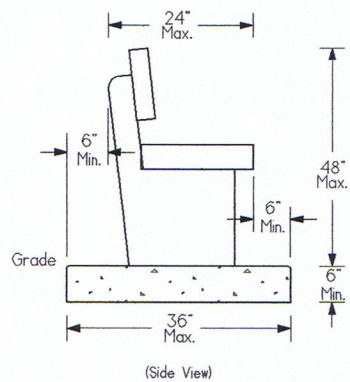
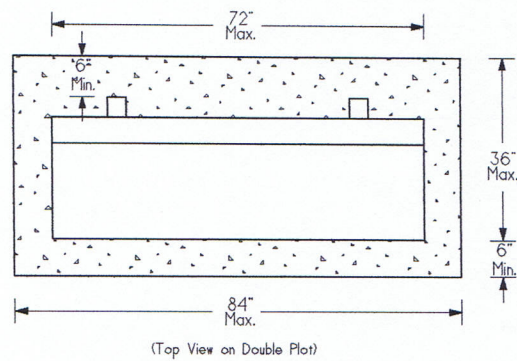
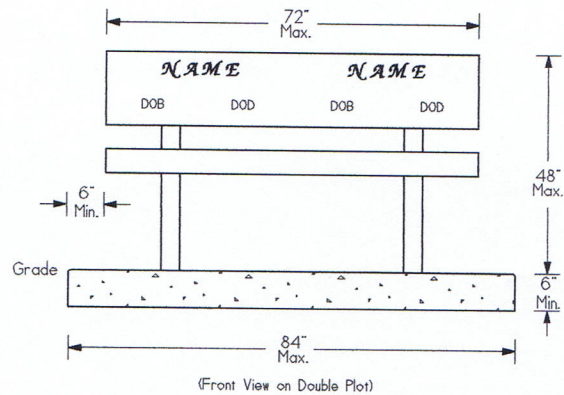
Hooper City Cemetery Details

Marker Placement Detail



Hooper City Cemetery Details

Bench or Specialty Marker Detail



Details are for minimum and maximum dimensions and placement. For other clarification consult the Cemetery Superintendent.

HOOPER CITY CEMETERY

1. THE CEMETERY IS A PLACE OF COMFORT AND SERENITY FOR THOSE WHO ARE BEREAVED. PLEASE CONDUCT YOURSELF IN AN APPROPRIATE MANNER.
2. NO DOGS - *EVEN ON A LEASH* - OR OTHER ANIMALS ARE ALLOWED WITHIN THE CEMETERY.
3. NO ALCOHOLIC BEVERAGES OF ANY KIND ARE PERMITTED WITHIN THE CEMETERY.
4. THE SPEED LIMIT IS 10 MILES PER HOUR.
5. NO GLASS OR HARD PLASTIC CONTAINERS ARE ALLOWED IN THE CEMETERY.
6. FUNERAL FLOWERS, FLORAL PIECES, ARTIFICIAL FLOWERS, FRESH CUT FLOWERS AND GRAVE DECORATIONS MAY BE REMOVED AND DISCARDED WITHOUT NOTICE WHEN THEY BECOME UNSIGHTLY.
7. PLEASE REMOVE ALL FLOWERS AND DECORATIONS BY TUESDAY NIGHT FOR WEDNESDAY MOWING.
8. ALL HOLIDAY DECORATIONS WILL BE REMOVED WITHIN (7) DAYS.
9. CHRISTMAS DECORATIONS WILL BE REMOVED AND DISCARDED NO LATER THAN FEBRUARY 1ST.
10. COMPLETE CLEANUP OF ALL FLOWERS & GRAVE DECORATIONS WILL BE SCHEDULED AT THE FOLLOWING TIMES:
 - ~The first Monday in April.
 - ~The Monday following Memorial Day.
 - ~The first Monday in November.
11. THE CEMETERY CLAIMS NO RESPONSIBILITY FOR LOSS OR DESTRUCTION OF PERSONAL PROPERTY LEFT IN THE CEMETERY.
12. UNAUTHORIZED REMOVAL OF ITEMS FROM GRAVE SITES IS THEFT AND WILL BE PROSECUTED TO THE FULL EXTENT OF THE LAW.

PLEASE HELP TO KEEP OUR HOOPER CEMETERY A BEAUTIFUL PLACE TO VISIT.

THANK YOU!