

RESOLUTION 2024-08-01
REGULATIONS FOR LAKE SHORE MEMORIAL GARDEN
CITY OF LAKE SHORE
STATE OF MINNESOTA

WHEREAS, the City of Lake Shore has formed Lake Shore Memorial Garden, a cemetery located within the city limits of the City of Lake Shore, Minnesota; and

WHEREAS, the City desires to develop rules and regulations so as to operate the cemetery in an orderly fashion and to advance the interest and elevate the character of Lake Shore Memorial Garden;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LAKE SHORE, MINNESOTA:

1. No changes can be made in these regulations without the approval of the Lake Shore City Council.
2. The City Administrator/City Clerk is responsible for collecting fees for sale of burial spaces and issuing receipts therefore. Upon receipt of entire costs of spaces sold, the City Administrator/ City Clerk will issue deeds as proof of ownership. Attached to the deed will be a set of regulations for information of the owner of the burial spaces. The City Administrator/City Clerk is also responsible to keep an accurate record of burial spaces, ownership and occupancy.
3. The price of each grave space will be \$600. Cremation sites will be \$400. This will include perpetual care unless subsequently changed as authorized by action of the City Council.
4. No persons other than Cemetery or city contracted workmen are permitted to perform any work on a lot or grave.
5. All graves will be prepared for burial and closed by cemetery workmen at a cost that is set annually in January by the Lake Shore City Council.
6. Graves will be prepared for burial both summer and winter. Charges may differ between summer and winter burial.
7. Cleaning up after funerals and planting of grass on all new graves will be handled by city contracted workmen.
8. The right is reserved by the City to require at least forty-eight hours notice prior to any interment and at least forty-eight hours notice prior to any disinterment or removal.

9. The City reserves the right to refuse the interment and to refuse to open any burial space for any purpose except upon WRITTEN application by a lot owner of record or his authorized representative.
10. No interment shall be made without the use of a concrete steel reinforced vault or other non-deteriorating material.
11. The City shall not be held responsible for the execution of any order given by telephone or for any error occurring from lack of the receipt of proper written instructions pertaining to the funeral service or interment.
12. The City reserves the right to correct without liability any errors that may be made by it either in making interments, disinterments or removals, in the installation of memorials, or in the description, transfer or conveyance of burial rights, and to substitute and convey in lieu thereof interment property of a similar nature and location as selected by the City or to refund the amount of money paid on account of its purchase.
13. The City shall not be liable for any delay in the interment of a body of a deceased person caused by reason of a protest to the interment of such a body or the violation of the rules and regulations of the Cemetery.
14. NO INTERMENT SHALL BE PERMITTED IN ANY LOT UNTIL SUCH LOT IS FULLY PAID FOR.
15. The following internments are allowed: for a full size grave site; one cremation and one casket or two cremation remains. For a cremation site; two cremation remains. Any deviation to the above requires City Council approval.
16. In making disinterments the City will exercise reasonable care but it will not be liable for any injury to casket or burial case.
17. In case of a lot owner's death the rights of the surviving wife or husband and next of kin will be recognized in accordance with the laws of the State of Minnesota insofar as it is able to ascertain who such parties are, but the City will not be responsible for any errors which may be committed due to lack of adequate information.

In the absence of an express direction by the owner of lot or a provision contained in a will, the following will be recognized as having the rights to direct interments herein:

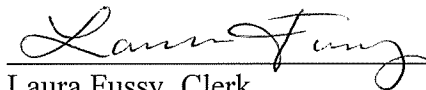
- A. The original owner may at any time designate whom he wishes to have interred in the lot which may be recorded on the books of the Cemetery and which will be recognized by the Cemetery subject to right of interment upon the part of the surviving spouse.

- B. If no such designation is made, the surviving husband or wife shall have the right first.
 - C. Where there is no surviving spouse, the heirs of the purchaser may, by an agreement in writing, determine who among them shall have the right of interment.
 - D. In the event such original purchaser or his heirs shall not have arranged for future interments, then the direct lineal heirs of the purchaser or his or her spouse shall, in the order of their death, be entitled to interment thereon until the lot shall be filled.
18. No lot owner has the right to sell his lot to another party. The City has the right to repurchase unused lots at their discretion. The amount paid must not exceed the price the original owner paid.
 19. All upright monuments shall have a 4" deep footing which extends 6" from the monument on all sides. Monument size shall not exceed 4 feet wide and 3 feet high, 14 inches in depth including base (not footing) for a full size lot. Monument size for a cremation site is 2 feet wide by 2' high, 14 inches in depth including base (not footing).
 20. The markers shall be placed at the head of the grave.
 21. No seats, separate vases, urns or other memorial other than the markers mentioned herein will be permitted.
 22. No planting of any kind in any section of the Cemetery is permitted, other than by the Cemetery management.
 23. Glass containers of all kinds or cans are prohibited on graves. If placed thereon they will be removed by the caretaker.
 24. Emblems or flagstuffs furnished by the Veterans shall be placed flush with the ground, the location of which shall be directed by the Cemetery management.
 25. Flags for graves of Veterans and other organizations will be permitted one day before and one day following Memorial and Veterans Day.
 26. Flowers, wreaths or funeral designs will be removed from the graves when in the judgment of the Cemetery management they have become unsightly. Potted plants must not be placed or sunk in the ground. No copings will be permitted around the graves.
 27. Special cases may arise where the enforcement of a rule may impose unnecessary hardships. The City therefore reserves the right, without notice, to make exceptions, substitutions or modification in any of these rules and regulations

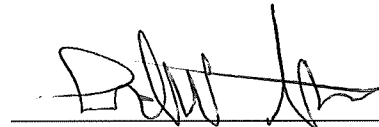
when in its judgment the same appear advisable, and suspension or modifications will not affect the general application of such rule.

28. The City shall incur no liability whatsoever except for its willful acts or malfeasance.
29. The City reserves to itself the right to plat and re-plat unoccupied and unsold lots, remove and change the location of trees, shrubs and other objects, lay out and to change the location of roads, paths and walks, and to make such other changes or alterations as it deems necessary or advisable, and to correct errors in locations and descriptions in contracts, deeds and interments, without incurring any obligation or securing the consent of lot owners.
30. These regulations may be changed or modified at any time by the City Council without notice.

THESE REGULATIONS ARE EFFECTIVE AS OF AUGUST 26, 2024 AS AUTHORIZED BY THE ACTION OF THE CITY COUNCIL OF LAKE SHORE, MINNESOTA, CASS COUNTY AT ITS REGULAR MEETING HELD ON AUGUST 26, 2024.



Laura Fussy, Clerk



Andrew Stewart, Mayor