

RULES AND REGULATIONS

As required by Ohio Revised code 517.06
OF
Maple Hill Cemetery
Monroe Township, Miami County, Ohio

PURPOSE

These rules and regulations are designed for the protection of owners of interment and/or inurnment rights as a group. They are intended, not as restraining, but rather as preventing the inconsiderate from taking unfair advantage of others. Their enforcement will help protect the Cemetery and create and preserve its beauty. These rules and regulations are hereby adopted as the rules and regulations of the Cemetery, and all owners of interment or inurnment rights, visitors and contractors performing work within the Cemetery, shall be subject to said rules and regulation, amendments or alterations as shall be adopted by the Cemetery from time to time, hereby superseding any and all previous Rules and Regulations.

DEFINITIONS

"Cemetery" shall mean not only the land and the improvements thereon, but Monroe Township Board of Trustees as owner and operator of Maple Hill Cemetery, its employees and duly authorized representatives.

"Owner" shall mean the owner of rights of interment or inurnment.

"Interment" shall mean burial of the remains of a deceased human being.

"Inurnment" shall mean the burial of cremated human remains.

"Memorial or Monument" shall mean any marker placed upon any lot for the purpose of identification or in memory of the interred.

"Burial Vault" shall mean an outside burial container as specified by the cemetery to incase human remains.

"Contractor" shall mean any person, firm or corporation or anyone other than an employee of the Cemetery engaged in placing, erecting, or repairing any memorial or monument and performing any work on the Cemetery grounds.

CEMETERY HOURS

The Cemetery is open from sunrise to sunset daily.

OWNERSHIP

Interment or Inurnment rights shall be used for no other purpose than the disposition of the human dead. Upon refusal of the Cemetery to permit interment or inurnment because of its requirements, the Cemetery may at its discretion refuse to let anything be done in violation of said requirements.

SUPERVISION OF CEMETERY

The Cemetery reserves the right to compel all persons coming into the Cemetery to obey all rules and regulations adopted by the Cemetery.

These rules and regulations may be changed, without notice to any owner by the Cemetery.

The Cemetery shall take responsible precaution to protect owners and the property rights of owners within the Cemetery from loss or damage but it distinctly disclaims all responsibility for loss or damage from causes beyond its reasonable control.

The Cemetery is not and shall not be liable for damage caused by elements, acts of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasion, insurrections, riots, or orders of any Military or civil authority, whether the damage be direct or collateral.

The Cemetery reserves the right to correct any errors that may be made by it either in making interments, dis-interments, inurnments, dis-inurnments or removals, or in the inscriptions, transfer, or conveyance and substituting and conveying in lieu thereof other interment or inurnment rights of equal value and similar location as far as possible, or as may be selected by the Cemetery or, in the sole discretion of the Cemetery, by refunding the amount of money originally paid for those interment/inurnment rights.

In the event such error shall involve the interment or inurnment of the remains of any person in such burial site, the Cemetery reserves and shall have the right to remove and transfer such remains so interred to such other burial site of equal value and similar location as may be substituted and conveyed in lieu thereof.

The rights to enlarge, reduce, replant or change the boundaries or grading of the Cemetery on a lot or grave, from time to time, including the right to modify or change the locations of or any part thereof or remove or re-grade walks or paths, is hereby expressly reserved by the Cemetery. The right to lay, maintain and operate, or alter or change pipe lines or gutters for sprinkling systems, drainage, lakes etc., not sold to individual owners, for Cemetery purposes, including the interring and preparing for interment of dead human bodies, or for anything necessary, incidental or convenient thereto.

The Cemetery reserves to itself and to those lawfully entitled thereto and those permitted by the Cemetery to do so, a perpetual right of ingress and egress over lots for the purpose of passage to and from other lots.

Any person found on the Cemetery grounds without permission will be considered a trespasser.

SALE AND PURCHASE OF INTERMENT/INURNMENT RIGHTS

All interment and inurnment rights are sold subject to payment of the amount posted in the Township office for the area of the lot. All interment and inurnment rights shall be fully paid prior to their use.

The Cemetery shall issue a "Warranty Deed" or "Certificate of Easement For Burial" per Ohio Revised Code 517.07 to the new Owner subject to the provisions of said deed or certificate. The same rule shall apply in all cases of assignment for interment or inurnment rights.

The time period for use (interment or inurnment) of the lot before the Cemetery can exercise the RIGHT OF REENTRY is 50 years. This resolution, passed by the Monroe Township Board of Trustees, applies to all warranty deeds issued after March 7, 2011, and procedures for reentry will follow ORC 517.07.

Per Ohio Revised Code Section 517.07(C), any person who receives a township cemetery lot by inheritance shall, within one year after receiving the interest, give written notice of the person's name and address to the board having control of the cemetery, and shall notify the board of any subsequent changes in the person's name or address. The Cemetery shall have right of reentry to the cemetery lot if the notification requirements are not met.

Interment or inurnment rights can only be transferred to a family member or sold back to the Cemetery at the original purchase cost. Proof of legal transfer (inheritance) must be provided.

Any and all transfers of any interment or inurnment right, whether same be by conveyance or assignment are subject to all rules and regulations of the Cemetery, which are now in full force and effect or which may be hereafter adopted.

The subdivision of interment or inurnment right is not allowed without the consent of the Cemetery and no one shall be buried in any lot or not having an interest therein, except by written consent of the Cemetery.

Each owner is vested with the ownership of his or her interment or inurnment right for the sole purpose of interment or inurnment of human dead bodies. Under the rules and regulations of the Cemetery, the interment and inurnment rights cannot be conveyed without the consent of the Cemetery, nor any use, division or improvements of them be made which the Cemetery prohibits, or may deem improper. The Owner of interment or inurnment rights may dispose of same by will, subject to the foregoing conditions; If Owner dies intestate, the interment or inurnment rights will descend to his or her heirs according to law. The Cemetery cannot be responsible for the carrying out of the intent of the grantor.

Monroe Township has an Indigent Burial Policy as per Ohio Revised Code Section 9.15. Policy is available upon request.

BURIAL REGULATIONS

No interment or inurnment shall be made unless the opening and closing fee for such grave has been paid in advance.

The cemetery reserves the right to compel all persons authorized to order the opening and closing of a grave, crypt or niche to appear at the cemetery more than 24 hours in advance of such interment or inurnment to select the desired grave or niche to be opened.

No interment or entombment may take place at the Cemetery unless a burial permit for the deceased has first been presented to the Cemetery. The Cemetery will comply with the provisions of Section 3705.17 of the Ohio Revised Code. In addition the completion and execution of the cemeteries Interment, Inurnment Authorization form may be required.

The Cemetery must be notified of an impending interment or inurnment service no later than 12:00 noon of the prior business day. Notification of a Monday service must be received no later than 3:00 PM on the previous Friday.

The Cemetery reserves the right to schedule interment or inurnment services according to the Cemetery's availability of service times and needs.

The Cemetery shall have the right to have the interment or inurnment service at the grave according to the Cemetery's schedule and current weather conditions.

Funeral processions, upon entering the grounds of the Maple Hill Cemetery shall be subject to the direction of the Cemetery or authorized employees of the Cemetery.

All full burial Interments require a vault approved for burial purposes.

Three (3) cremation burials (inurnments) are permitted in one grave space, or one full burial and one cremation burial per grave space.

Application for disinterment or dis-inurnment must comply with the provisions of Section 517.23 of the Ohio Revised Code. Any person desiring to remove a body from the grave space of another must present a written permit signed by the owner, the next of kin and also himself to have such removal made. These shall remain on file in the office of the Cemetery. No such removal shall be made without the written consent of the Cemetery, and then only on such conditions as the Cemetery shall prescribe.

When a removal is to be made from a single grave to another grave, the formerly occupied single grave space and all rights therein revert to the Owner thereof. If no steel or concrete vault has been used for this original interment one must be furnished by the person requesting the removal. If there is a steel or concrete vault and same is in a removable condition, charge for removal of vault must be paid in advance

The remains of any person who died of a contagious disease will not be permitted in or on the Cemetery grounds, except when placed in a hermetically sealed casket. In case of doubt on the part of the Cemetery as to the nature of the disease, satisfactory evidence from the attending physician or otherwise will be required.

MONUMENTS

One permanent upright monument is permitted per grave, the position to be specified by the Cemetery. Maximum dimensions for single grave monuments are 42" x 18" and for double grave monuments 90" x 18". Monument foundations are poured twice each year by Cemetery

personnel only. Orders for foundations must be received by the Cemetery office by April 1st for the Spring pour or September 1st for the Fall pour.

Ledger type monuments are prohibited. Mausoleums are limited to certain locations at the discretion of the Cemetery. All infant grave markers shall be at ground level. Flat in-ground military markers will be installed by the Cemetery at the Cemetery's specifications.

Additional memorial items are limited to direct placement on the permanent monument, or on the edges of the concrete foundation. Those graves without a permanent monument are permitted to have items placed within the same area that a monument would be placed. Benches may be located in place of a monument, but not in addition to a monument on the same grave. A bench may be placed on another grave which has no monument, in the location where a monument would normally be placed, as long as the responsible party owns the interment rights for that other grave.

No enclosure of any kind, such as a fence, coping, hedge or ditch, shall be permitted around any grave or lot. Grave mounds shall not be allowed and no lot shall be raised above the established grade. The digging of holes for any purpose whatsoever is strictly prohibited.

Monuments, memorial stones, mausoleums, and bases are not the responsibility of the Cemetery; therefore the cost of maintenance and repair of same are borne by the lot owner and heirs.

GENERAL REGULATIONS

The general care of the entire Cemetery grounds and lots is assumed by the Cemetery. The Cemetery shall direct all improvements within the grounds and upon all lots and graves before, as well as, after interments have been made therein. They shall have charge of the planting, sodding, surveying and general improvements. No person other than the proper employees of the Cemetery shall be allowed to perform any work within the Cemetery without a written permit from the authorized representative of the Cemetery.

If any inscription or object is placed on any memorial, monument or other structure, and it is determined by the Cemetery to be offensive, the Cemetery shall have the right to enter upon such lot to remove, change or correct the offensive inscription or object at the expense of the owner.

If any tree, shrub or plant standing upon any lot, by means of its roots, branches, or otherwise, becomes detrimental to adjacent lots avenues, or if for any other reason its removal is deemed necessary, the Cemetery shall have the right to remove such tree, shrub or plant, or any part thereof, or otherwise correct the condition existing as in their judgment seems best.

All work on lots or graves will be done by the employees of the Cemetery under the direction of the Cemetery, except when permission is otherwise granted. All grading, landscaping work, and improvements of any kind, and all care of lots or crypts and all plantings, trimmings, removals of trees, shrubs, and herbage of any kind and all openings of lots, all interments, inurnments, disinterment's and removals shall be made under the direction of the Cemetery.

No children under the age of 16 are permitted within the Cemetery without adult supervision. All children must display appropriate behavior while on the grounds of the Cemetery.

No pets shall be permitted in the Cemetery.

The Cemetery cannot guarantee against theft, loss or damage to personal items placed on graves or lots, and accepts no responsibility for their replacement or repair. No person shall deface, damage, or mark any monument, cemetery property or equipment.

Fresh cut or artificial flowers, wreaths, vigil lights and other items of remembrance are permitted at any time, but must be placed on, or directly adjacent to monuments or foundations by means of monument mounted vase, hanging device, or monument saddle. The Cemetery Supervisor may remove items placed in walkways or in other areas when such items cause difficulty in cemetery maintenance. No glass containers are allowed at any time.

Cemetery will advertise dates in March and October each year for seasonal cleanup of all flowers and decorations, after which Cemetery Supervisor will direct removal of remaining items as necessary to the maintenance of the cemetery, and the owner of the items thereby forfeits all rights, title and interest to the same, and the Cemetery may dispose of them by sale, destruction or in any other way it deems best.

The planting of shrubs and flowers around graves or application of any chemicals is prohibited.

Placing potted flowers or plants on lots and graves is permitted on Palm Sunday, Easter, Mother's Day, Father's Day, and Memorial Day. They shall be removed by the owners within fourteen (14) days from placing on lots and graves on the special days herein set forth, or they may be removed by Cemetery.

Grave blankets are permitted from November 1st through March 1st.

No person or persons shall be permitted to bring or carry firearms within the Cemetery, except authorized law enforcement personnel, or a military guard of honor, and then only when in the charge of an Officer and during a military service.

No person shall use profane or boisterous language or in any way disturb the quiet and peaceful order of the Cemetery.

All persons are strictly forbidden to break or injure any tree or shrub, or mar any landmark, memorial or monument, or in any manner deface the grounds of the Cemetery.

Motor vehicles shall not be driven in excess of 10 miles per hour on the cemetery property. Parking of vehicles shall be restricted to the roadways and parking area only, unless otherwise directed by cemetery personnel. Motorized vehicles permitted in cemetery only on cemetery business.

All persons are reminded that the grounds are sacredly devoted to the burial of the dead and that the provisions and penalties of the law, as provided by statute, will be strictly enforced in all cases of wanton injury, disturbance and disregard of the rules and the laws of Ohio.

MODIFICATIONS AND AMENDMENTS

The Cemetery may, and it hereby expressly reserves the right at any and all times, with or without notice to Owners, to adopt new rules and regulations, or to amend, alter and/or repeal any rule, regulation and/or article, section, paragraph and/or sentence in the Rules and Regulations.

Special cases may arise in which the literal enforcement of a rule may impose unnecessary hardship. The Cemetery, therefore, reserves the right without notice, to make exceptions, suspensions or modifications in any of the Rules and Regulations, when in its judgment, the same appear advisable; and such temporary exceptions, suspensions or modifications shall in no way be construed as affecting the general application of these Rules and Regulations, or as creating any enforceable precedence.