



OAKDALE
CEMETERY
RULES AND
REGULATIONS

Passed Ordinance #20-2693, November 18, 2020

Effective January 1, 2021

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Manual of Policies and Procedures

Rules and Regulations of Village of Leetonia Oakdale Cemetery

2317 Leetonia Road, Leetonia, Ohio 44431

In order to promote a safe and reverent environment for the families and friends of the deceased and for the mutual protection and benefit of the owners and/or purchasers of the Right of Interment and the Village of Leetonia Oakdale Cemetery, the following Policies & Procedures and Rules & Regulations for Cemetery Interments have been adopted. All owners, purchasers and visitors on the property owned by the Village of Leetonia Oakdale Cemetery shall be subject to these dictates. The reference to these Policies & Procedures, Rules and Regulations in the Deed shall have the same effect as if set forth in full therein. All determinations as to the interpretation of these dictates shall be at the sole and final discretion of the Village of Leetonia Oakdale Cemetery Board and/or the Village of Leetonia.

The Deed, these Policies & Procedures, Rules & Regulations and any amendment thereto shall be the sole agreement between the Village of Leetonia Oakdale Cemetery and the Owner/Purchaser of the Right of Interment. Any oral or written statements of any person, unless in a notarized statement approved by the Village of Leetonia Oakdale Cemetery, shall in no way bind the Village of Leetonia Oakdale Cemetery. The Village of Leetonia Oakdale Cemetery reserves the right to make modifications or amendments to these Policies and Procedures, Rules & Regulations without notice, and all owners, purchasers and visitors will be subject to the dictates of the Village of Leetonia Oakdale Cemetery in place at the time.

The Deed conveys only the right of burial, and shall not be sold to another individual. This Deed may be transferred back to the Village of Leetonia Oakdale Cemetery, and the owner may be compensated in the amount of 75% of the original purchase price if approved by the Board. In the event the purchaser desires to transfer a lot for no consideration to another individual, a notarized letter of instruction effectuating this transfer must be provided to the Village.

In addition, the Cemetery Board reserves the right to inspect the Deed prior to burial or inurnment. Should the original certificate purchaser(s) be deceased, additional documentation and or court orders may be necessary in order to verify burial eligibility. This additional documentation shall be the responsibility of the party requesting burial or inurnment.

Due to noted inconsistencies in the historical records there will be no grave sales in Sections 1 – 12.

GROUND RULES

All cemetery property is sacred ground devoted to the burial of loved ones. A respectful atmosphere shall be maintained at all times.

No person within a municipal cemetery shall:

- Be present on the cemetery grounds between dusk and dawn without reasonable cause or permission from the Cemetery Clerk and/or Cemetery Sexton
- Play, loiter or park any vehicle without having official business in the cemetery
- Pick any flowers, wild or cultivated, if not owned by such person
- Destroy, deface, remove, sit or stand on, or perform any other disrespectful act to any monument, tree, shrub, building, equipment or any other object connected to the cemetery or any object for the purpose of the memory of a person interred in the cemetery.
- NO pets of any kind are permitted on cemetery grounds.

DEFINITIONS

Cemetery -- the place or area set apart for interment of the dead by burial in the earth or entombment in a columbarium and all walks, drives and grounds set aside for meditation and other natural ornamentation.

Cemetery Board -- the persons recommended by the Mayor and duly appointed by the Council for the Village of Leetonia for the purpose of general policy making, planning and administrative power over Oakdale Cemetery, as defined in the Village of Leetonia Ordinances.

Deed -- the document which is provided to the purchaser of the right of burial upon payment in full.

Disinterment -- the recovery of human remains by exhumation, disentombment or disinurnment. 'Disinterment' does not include...the repositioning of an outside outer burial container that encroaches an adjoining burial space." Ohio Rev. Code Ann. 517.23 (Anderson 2000).

Grave -- an excavation in the earth in which a deceased person is buried or is to be buried.

Interment -- the act or process of burying a deceased person in a grave or inurning the cremains of a deceased person in a niche or grave. The permanent disposition of the remains of a deceased person by burial or inurnment.

Lot -- a space within the cemetery used or intended to be used for earth burial and containing two or more graves.

Marker -- also referred to as a "flat marker," or memorial.

Monument -- a memorial made of natural stone that is placed on a grave or family plot. A monument stands above the ground in an upright position.

Owners and Purchasers -- persons who have purchased a Right of Burial in a Village of Leetonia Oakdale Cemetery.

Resident -- a person who has been a bona fide resident of the Village of Leetonia for one day or more, or who was a bona fide resident of the Village of Leetonia immediately prior to entering a nursing home.

Right of Burial -- an individual's right to burial or interment arising out of the purchase of the right in accordance with Village of Leetonia Oakdale Cemetery policies and procedures, rules and regulations.

INTERMENTS

Right of Burial conveys only the right to be buried in a Village of Leetonia Oakdale Cemetery; ownership of said land remains in the name of the Village of Leetonia. All burials shall be conducted by Village of Leetonia Oakdale Cemetery and shall be in a vault or grave liner made of either concrete or steel. Infant burials shall be permitted in Styrofoam casket/vault combinations.

One vault burial per grave is permitted. One infant burial over an adult grave is permitted, provided the adult burial is of sufficient depth. One cremation is permitted over another burial. Two cremation burials will be permitted in a grave where there are no vault burials. There shall be no more than two (2) burials in any single grave. Should the urn burial precede the vault burial, the prevailing disinterment fee shall apply at the time of the vault burial.

Prior to interment for a full burial, payment in full shall be made and a burial permit provided to the Village of Leetonia Oakdale Cemetery. Prior to interment of cremains, payment in full shall be made and a copy of the order to cremate or certificate of cremation shall be provided to the Village of Leetonia Oakdale Cemetery.

Pre-payment of burial fees is permitted, provided that any increase in those fees from that date of pre-payment to the date of burial shall be paid in full prior to burial.

Saturday, Sunday, and Village Holiday burials are subject to an additional charge.

CHAPEL USE

Chapel use is restricted to one hour of time for a funeral and/or interment services. Capacity is limited by the Fire Marshall to no more than 40 persons (seated and standing). Time over one hour will be invoiced to the attending funeral home at \$300.00 per hour or any part of an hour. In the event a funeral home is not present, the next of kin will be invoiced. Visitation hours are prohibited.

The Chapel will host the annual Christmas Remembrance of Loved Ones.

The Village of Leetonia Oakdale Cemetery Board respects the individuality of families and their diverse selections.

MONUMENTS, MARKERS, GRAVESTONES

The Village of Leetonia Oakdale Cemetery Board respects the individuality of families and their diverse selections of monuments, markers and gravestones. Your choice may be installed on your gravesites but must not be larger than the area to which you are entitled. The largest a monument can be for a single grave is 30" wide and 72" wide for a double grave. All foundations are required to be 3" larger than the monument and/or base on all sides. The largest a foundation can be for a single grave is 36" x 24" and 78" x 24" for a double grave. Foundations for monuments are to be 36" in depth. Foundations for monuments are to be installed by a licensed and insured monument company.

The Village of Leetonia Oakdale Cemetery prohibits the inscription of and/or placing of objects on any memorial, monument or other structure which the Cemetery Board, in its sole discretion, deems offensive.

The completed design of the monument must be approved by a representative of Oakdale Cemetery prior to installation. Review by Oakdale Cemetery representative is limited to review for use of prohibited lewd, obscene or lascivious language or graphics. Oakdale Cemetery will not review and will not be responsible for the accuracy of all other written or printed information on the design proof/monument, including but not limited to, spelling, name placement, grammar or dates. Design proofs are to be submitted by fax to (330) 427-8088 or email to oakdalecemetery@leetonia.org or mailed to Oakdale Cemetery, 300 E. Main Street, Leetonia, Ohio 44431.

The installation, inscription and/or placing of an object on any memorial, monument or other structure which was not preapproved by Oakdale Cemetery, shall give the Cemetery Board and/or its representative the right to enter upon such lot to remove, change or correct the non-conformity at the expense of the owner.

Footstones will not be permitted except for flat markers of granite or bronze that will allow a mower to pass over and must not exceed 12" x 24". A concrete foundation is required under all flat markers. No charge will be made for laying the foundation for a bronze, flat veteran marker, as a gesture of appreciation by the Village of Leetonia Oakdale Cemetery for the service of veterans.

The Cemetery Board recommends that a granite base be installed under all monuments to reduce the chance of damage. The Village of Leetonia Oakdale Cemetery will not be held responsible for damage to any monument caused by normal cemetery operations. Maintenance of monuments, markers, and grave stones is the responsibility of the individual owner.

PLANTINGS AND ADORNMENTS IN VILLAGE OF LEETONIA OAKDALE CEMETERY

There are to be no planting of flowers, shrubs, or trees in Village of Leetonia Oakdale Cemetery. No edging or border is permitted. No mulch or landscape rock are permitted. No large urns or potted flower containers may be permitted to block the path of the mowing equipment. If this occurs, the container shall be removed from the gravesite. Potted plants shall be removed when the blossoms are dead. Artificial flowers are not permitted to be "planted" in the ground. Cut flowers are permitted on each grave for a period of five (5) days and shall be removed as soon as they become unsightly.

DISINTERMENTS

Disinterments are governed by and shall be in accordance with Ohio Revised Code 517.23.

Correction of Interment Errors

A cemetery may disinter or grant permission to disinter and, if appropriate, may reinter or grant permission to reinter any remains buried in the cemetery to correct an interment error by complying with the internal rules of the cemetery pertaining to disinterments at any time by providing notice of the disinterment to the decedent's last known next of kin. The cemetery may correct an interment error without a court order or an application by a person.

INDIGENT BURIALS

Indigent burials or cremations are governed by and shall be in accordance with Ohio Revised Code 9.15.

FEE SCHEDULE FOR VILLAGE OF LEETONIA OAKDALE CEMETERY

See attached Rate Ordinance.

MISCELLANEOUS FEES

Disinterment **	\$1,100.00
Disinterment of Urn**	\$ 300.00
Disinterment of baby**	\$ 450.00

**Burial fees shall be assessed to any reinterment in the Village of Leetonia Oakdale Cemetery.

LOCATION OF VILLAGE OF LEETONIA OAKDALE CEMETERY

Oakdale Cemetery, located at 2317 Leetonia Road, Leetonia, Ohio.