

CORPORATION OF THE DISTRICT OF BURNABY

By-Law No. 239.

A By-law for prohibiting the burial of human bodies except in such places and under such conditions as may be authorised and for providing for the regulation of cemeteries.

WHEREAS by Sub-sections 65 and 66 of Section 54 of the "Municipal Act" it is provided that in every Municipality the Council may from time to time make, alter and repeal by-laws not inconsistent with any law in force in the Province for providing for the regulation of cemeteries and for prohibiting the burial of human bodies except in such places and under such conditions as may be authorised.

AND WHEREAS it is expedient and desirable that a by-law should be passed in accordance with the provisions of the said sub-sections

THE MUNICIPAL Council of the Corporation of the District of Burnaby enacts as follows:-

1. The burial of human bodies is hereby prohibited within the Municipality of Burnaby except in such places and under such conditions as may be authorised by the Council as hereinafter provided.

2. No land in the said Municipality shall be used as a cemetery or graveyard for the burial of the bodies or remains of dead persons until the Council of the Municipality shall have approved of the site of the cemetery or graveyard as a fit and proper place for the burial of the bodies or remains of dead persons and no burial shall take place in any such cemetery or graveyard before such approval is obtained.

3. Any person or corporation desiring to open or operate any such cemetery or graveyard shall make written application to the Council setting out full particulars of the land to be included in such cemetery or graveyard with full and complete plans and details thereof.

4. If the applicant for approval be a corporation, the application shall also be accompanied by a copy of the Certificate and Articles of Incorporation and the names, addresses and occupations of the Directors of such corporation and full particulars as to the stockholders and the financial standing of the corporation.

5. In all cases the application shall be accompanied by a Certificate of Encumbrances from the Land Registry Office at New Westminster, B. C. showing the state of the title to the proposed site at the date of the application.

6. The applicant shall file with the application a schedule of the price of plots, fees and charges proposed to be made in respect of the cemetery or graveyard.

7. Every person or corporation which may own or operate any cemetery or graveyard in the Municipality of Burnaby shall at all times maintain and keep such cemetery or graveyard in a decent and orderly condition.

8. In any case where the Council deems it advisable to do so, it may require the applicant to furnish a good and sufficient bond satisfactory to the Council in such a sum as the Council may fix or such other sufficient guarantee or security to insure the proper maintenance of such cemetery or graveyard as the Council may think expedient.

9. The applicant shall make such provision for sanitary drainage of the proposed cemetery or graveyard as the Council may determine to be necessary and shall comply with all other requirements as to the arrangement, laying-out and improvement of the said cemetery or graveyard as the Council may specify.

10. No body shall be buried in any cemetery or graveyard in the Municipality except in such manner that there shall be at least four (4) feet of earth between the top of the coffin containing such body and the surface of the surrounding ground and where two or more bodies are buried in one grave there shall be

at least two (2) feet of earth between each coffin.

11. No Crematory shall be established or operated in any cemetery or graveyard in the Municipality except with the approval of the Council to be evidenced by resolution thereof.

12. Any person guilty of an infraction of this By-law shall upon summary conviction be liable to a penalty not exceeding One Hundred Dollars (\$100.00) and in default of payment thereof forthwith such penalty may be levied by distress and sale of the goods and chattels of the offender and in case of there being no distress found out of which the said penalty and costs may be levied the offender may be committed to prison for a term not exceeding thirty days.

13. This By-law may be cited as the "BURNABY CEMETERY BY-LAW 1919".

DONE AND PASSED in Open Council the 27th. day of
January, 1919.

RECONSIDERED and finally passed the 29th. day of
January, 1919.



J. H. Sudbury

Arthur G. Moore ^{Reeve.}
clerk.

I, Arthur G. Moore, Clerk to the Municipal Council of the Corporation of the District of Burnaby, hereby certify that the foregoing is a true copy of a By-law, passed by the Municipal Council on the 29th. day of January, 1919.

Arthur G. Moore.
CLERK.