

THE CORPORATION OF THE MUNICIPALITY OF HASTINGS HIGHLANDS

BYLAW 2018-137

**BEING A BYLAW OF THE CORPORATION OF THE MUNICIPALITY OF
HASTINGS HIGHLANDS FOR THE PURPOSE OF THE
ADMINISTRATION OF A CEMETERY**

WHEREAS Section 11 of the *Municipal Act 2001*, S.O. 2001, c.25, as amended, in part provides that a lower-tier municipality may pass Bylaws respecting the governance and structure and its local boards;

WHEREAS it is deemed expedient that a Bylaw is passed for the appointment of a Municipal Cemetery Board governing the administration, operation, care and maintenance of cemeteries;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE
MUNICIPALITY OF HASTINGS HIGHLANDS ENACTS AS FOLLOWS:**

WHEREAS; the management and care of the said cemetery be placed in the hands of a board who shall be known as the Hastings Highlands Cemetery Board and shall consist of three (3) members who shall be appointed by Council by resolution to hold office for the term of Council or until successors are appointed;

WHEREAS; any ratepayer who is a resident of the Municipality and of the age of 18 years may be appointed a member of the board;

WHEREAS; in case of a vacancy in the said Board, by removal, resignation by form of letter to Council or by death or any other cause whatsoever, of any of the appointed members of the board during the term of office, the Municipal Council will appoint a person to fill the vacancy created;

WHEREAS; the rules and regulations of the Corporation of the Municipality of Hastings Highlands Procedure Bylaw shall govern all proceedings of the Hastings Highlands Cemetery Board;

WHEREAS; it shall be the duty of the Cemetery Board and they shall have the power:

- a) To appoint a Chair and Secretary-Treasurer of the Board
- b) To fix the time and place of meetings of the Board
- c) To transfer all monies heretofore and hereafter received for the perpetual care of lots of the cemetery to the Municipal Treasurer to be held in trust as set out in the *Funeral, Burial and Cremation Services Act, 2002* and Applicable Regulations;

WHEREAS; the Council appointee will attend the meetings of this board and will be provided minutes by Clerk's Department, which will be inserted into the next Regular Meeting of Council, Operations meeting agenda;

WHEREAS; the Hastings Highlands Cemetery Board is a standing committee of Council;

WHEREAS; all other bylaws shall be repealed on enactment of this bylaw including bylaw 2018-076.

WHEREAS; Nothing in this bylaw or amendments thereto shall be a contravention of the *Funeral, Burial and Cremation Services Act, 2002*, and all amendments thereto together with all Regulations prescribed thereunder;

NOW THEREFORE THE COUNCIL OF THE MUNICIPALITY OF HASTINGS HIGHLANDS ENACTS AS FOLLOWS:


The following are appointed as members of the Hastings Highlands Cemetery Board:


1. Councillor Dorothy Gerrow
2. Michael Daly – M.G. Daly Funeral Home
3. Ruth West – M.G. Daly Funeral Home

THAT Mayor and Clerk be and are hereby authorized to sign this Bylaw and affix the corporate seal thereto;

THAT this Bylaw shall come into effect on the day it is passed.

ENACTED and PASSED in Council this 5th day of December, 2018.


Vic A. Bodnar, Mayor


(Ms.) Pat Pilgim, CAO/Clerk