

1. These regulations are designed to operate the Cemetery in an orderly fashion and to advance the interests and elevate the character of the Greenwood Cemetery.
2. No changes can be made in these regulations without the approval of the Nisswa City Council.
3. The Mayor will appoint upto two ( 2) member of the City Council to be responsible to see that these regulations are administered properly. The Council Member will be assisted by six (6) Nisswa residents selected annually by the City Council at its January organizational meeting. The City Council Members, appointed by Nisswa residents, the City Clerk or Designee and the Public Works Director or Designee will be considered to be the Cemetary Committee.
4. The City Clerk is responsible for collecting fees for sale of burial spaces and issuing receipts therefor. Upon receipt of entire costs of spaces sold, the 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 Clerk is also responsible to keep an accurate record of burial spaces, ownership and occupancy.
5. The price of each grave space (4'x16') will be \$550.00. This will include perpetual care unless subsequently changed as authorized by action of the City Council.
6. No persons other than Cemetery workmen are permitted to perform any work on a lot or grave.
7. All graves will be prepared for burial and closed by Cemetery workmen at a cost of \$600.00 Monday through Friday and \$750.00 Saturday and Sunday. Cremation and baby's grave cost \$200.00.
8. Graves will be prepared for burial both summer and winter.
9. Cleaning up after funerals and planting of grass on all new graves will be handled by Cemetery workmen.
10. The right is reserved by the Cemetery to require at least forty-eight hours prior to any interment and at least forty-eight hours notice to any disinterment or removal.
11. The Cemetery reserves the right to refuse the interment and to refuse to open any burial space for any purpose except WRITTEN application by a lot owner of record or his authorized representative.
12. No interment shall be made without the use of a concrete steel reinforced vault or other non-deteriorating material.
13. The Cemetery 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.
14. The Cemetery reserves and shall have a right to correct without liability for the payment of damages any errors that may be inadvertently 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 or conveyance

of burial rights and to substitute and convey in lieu thereof interment property of similar nature and location insofar as is possible, or as may be selected by the Cemetery or in the sole discretion of the Cemetery to refund the amount of money paid on account of its purchase.

15. The Cemetery shall not be liable for the payment of any damages 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.
  16. NO INTERMENT SHALL BE PERMITTED IN ANY LOT UNTIL SUCH LOT IS FULLY PAID FOR.
  17. The bodies of two or more persons shall not be interred in one grave unless approved by the City and upon full payment for additional charges required; however, it shall be allowed to inter one full body and one set of cremains or up to four sets of cremains with flat monuments in one grave upon full payment for additional charges required. Preexisting configuration of burials will be at requestor's expense and subject to approval by the City.
  18. In making disinterments the Cemetery will exercise reasonable care but it will not be liable for payment in connection with any injury to casket or burial case.
  19. 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 Cemetery 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 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.
20. No lot owner has the right to sell his lot to another party. The Cemetery committee has the right to repurchase unused lots at their discretion. The amount paid must not exceed the price the original owner paid.
  21. All upright monuments shall have a 4" deep footing which extends 6" from the monument on all sides.

22. The marker shall be placed at the head of the grave.
23. No seats, separate vases, urns or other memorial other than the markers mentioned herein will be permitted.
24. No planting of any kind in any section of the Cemetery is permitted, other than by the Cemetery management.
25. Glass containers of all kinds or cans are prohibited on graves. If placed thereon they will be removed by the caretaker.
26. 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.
27. Flags for graves of Veterans and other organizations will be permitted one day before and one day following Memorial and Veterans Day.
28. Flowers, wreaths or funeral designs will be removed from the graves when in the judgement 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.
29. Special cases may arise in which the literal enforcement of a rule may impose unnecessary hardships. The Cemetery therefore reserves the right without notice to make exceptions, substitutions or modification in any of these rules and regulations when in its judgement the same appear advisable and suspension or modifications can in no way be considered as affecting the general application of such rule.
30. The Cemetery shall incur no liability whatsoever except for its willful acts or malfeasance.
31. The Cemetery 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 change 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 to or securing the consent of lot owners.
32. These regulations may be changed or modified at any time by the City Council without notice.

THESE REGULATIONS ARE EFFECTIVE AS OF JANUARY 1, 2001 AS AUTHORIZED BY THE ACTION OF THE CITY COUNCIL OF NISSWA, MINNESOTA, CROW WING COUNTY AT ITS REGULAR MEETING HELD ON NOVEMBER 15, 2000. THIS ORDINANCE SHALL REPEAL THE GREENWOOD CEMETERY RULES AND REGULATIONS DATED MARCH 15, 1978.

ORDINANCE AMENDMENTS PASSED BY CITY COUNCIL ON AUGUST 15, 2012 (ORD. NO. 91) AND ON DECEMBER 19, 2012 (ORD. NO. 90).

August 15, 2012 & December 19, 2012; repealed March 15, 1978

## **RULES AND REGULATIONS**

**GREENWOOD CEMETERY**  
Updated: August 15, 2012

**NISSWA, MINNESOTA**

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