



**RURAL MUNICIPALITY OF ROSEDALE**  
**BY-LAW NO. 3-2025**

**BEING A BY-LAW OF THE RURAL MUNICIPALITY OF ROSEDALE  
PROVIDING FOR THE REGULATION, MAINTENANCE, CARE AND  
OPERATION OF THE ROSEDALE CEMETERIES.**

**WHEREAS** The Cemeteries Act, RSM 1987 c, C30 authorizes and governs the establishment of rules and regulations pertaining to every cemetery established in the Province of Manitoba;

**AND WHEREAS** the Municipality of Rosedale has established and deems it expedient to continue a public cemetery and to adopt rules and regulations for the maintenance of, order in, and for the proper care of the cemetery;

**NOW THEREFORE** the Council of the Rural Municipality of Rosedale enacts as follows:

**TITLE**

1. This by-law shall be known as the "Cemetery By-Law".

**DEFINITIONS**

2. In this by-law,

**"Grave"** means a lot within the cemetery that has been or will be used for interment.

**"Interment"** means the burial or placement of human remains or cremated remains in a lot or plot in the cemetery.

**"Lot"** means a specific, usually smaller, area within a plot designated for a single grave or burial.

**"Memorial"** means a monument, plaque or marker installed in memory of a deceased person.

**"Monument"** means an upright memorial

**"Municipality"** means the Rural Municipality of Rosedale

**"Owner"** means the owner(s) of a lot or plot.

**"Plot"** means a larger area of land that can contain multiple graves or lots.

**PLAN OF CEMETERY**

3. All cemeteries in the Municipality are as follows:
  - 3.1. Rosedale Cemetery is located at SE ¼ 28-15-15 WPM
  - 3.2. Kelwood New Cemetery is located at NW ¼ 14-19-15 WPM
  - 3.3. Kelwood Old Cemetery is located at SW ¼ 14-19-15 WPM
  - 3.4. Kelwood Hillside Cemetery is located at SW ¼ 14-19-15 WPM
  - 3.5. Riding Mountain Cemetery 16-18-15 WPM

### 3.6. Birnie Cemetery SW ¼ 11-17-15 WPM

4. All cemetery records on file at the office of the Municipality shall be considered the correct record and the Municipality reserves the right to re-call, correct and/or re-issue any certificate or document as it determines necessary.

### **PURCHASE AND CONVEYANCE**

5. Any person wishing to purchase a plot or lot should select a location and attend the office of the Municipality to pay for the selected area at \$500.00 per lot.
6. No plot or lot is reserved, no interment shall be made, no deed may be given, and no memorial may be installed or erected until all information is provided and all fees and purchase price of the lot or plot have been paid in full. Upon receipt of payment in full amount, the Municipality shall issue a deed in the form set out in Schedule "A".

### **TRANSFER OF BURIAL RIGHTS**

7. No sale or other transfer of any lot or plot, or any interest therein, will be accepted by the Municipality until a duly executed application (Schedule "B") has been received from the owner specifying the name and address of the transferee and the appropriate fee of \$20.00 has been paid in full. Original deed must be presented prior to the transfer taking place. Upon meeting all requirements, a new deed will be issued in the name of the new owner.

### **INHERITANCE OF BURIAL RIGHTS**

8. When the owner passes away and the lot or plot is inherited, the new owner must provide proof of ownership to the Municipality. Proof in ordinary cases may consist of either:
  - 8.1. If there is a will, a certified or notarized copy of the probate; or
  - 8.2. If there is no will, a certified or notarized copy of the letters of administration; or
  - 8.3. If there is no will or letters of administration, such proof as shall be satisfactory to the Municipality.
9. Permission of any surviving next of kin is required in writing, in the form attached as Schedule "C" and the Municipality shall, in no way, be held responsible for failure to properly determine legal successorship of the space.
10. No new deed will be issued, but new owner is entitled to the same use of the space on the same terms as the original owner.

### **GENERAL RULES AND REGULATIONS**

11. All persons must behave in a respectful manner, and the Municipality may expel any person or prohibit the entrance of any person who conducts himself or herself in an improper manner.
12. No person may enter the cemetery other than through the entrance gates.
13. No person may write upon, scratch, deface or damage any memorial, fence, building or any other structure in or belonging to the cemetery.
14. No vehicle of any kind will be allowed in any part of the cemetery except on the roadways.
15. No person may drive any vehicle at a speed in excess of 20 kilometers per hour; nor park vehicle in such a way that causes damage to the cemetery.

16. No all-terrain vehicles or snowmobiles are allowed within the limits of the cemetery, with the exception of Municipality vehicles.
17. The cemetery may only be used for the interment of human bodies or their cremated remains.

#### **INTERMENT**

18. Any person planning a burial in the cemetery shall notify the Municipality at least 48 hours prior to scheduled burial. This notice period allows the Municipality to mark the gravesite, ensuring it is properly located and prepared for the burial service.
19. Prior to any burial or interment, the owner or their designated representative shall notify the Municipality to ensure accurate record keeping. This notification shall include:
  - 19.1. Full legal name of the deceased;
  - 19.2. Date of birth;
  - 19.3. Date of death;
  - 19.4. Date and time of burial or interment; and
  - 19.5. The cemetery location, lot or plot number of the interment to be used.
20. The Municipality shall not provide memorial services, including but not limited to opening and closing of gravesites. It is the responsibility of the owner or designated representative to arrange for these services.
21. The maximum number of interments in a lot is one casket and three urns placed on top of it, with the casket positioned at the bottom or, where no casket interment has taken place, four urns containing cremated remains.

#### **MEMORIAL REGULATIONS**

22. No cement or concrete grave covers or similar structures are permitted on gravesite within the cemetery.
23. A gravestone or memorial marker must be placed directly above the buried casket or cremated remains, ensuring accurate identification for the deceased.
24. All memorials shall be placed at the head of the grave or plot and in such a manner as to maintain wherever possible, a proper alignment.
25. Monuments or memorial markers for buried casket shall be centered at the head of the lot or plot, and flat markers for cremated remains shall be placed directly above the remains, ensuring accurate identification for the deceased.
26. Any person wishing to install any memorial, or relocate any memorial, shall first notify the Municipality.
27. Only one (1) monument and a maximum of three (3) flat markers placed on cremated remains shall be permitted on any one lot.
28. The maximum width of a monument shall be 6 inches (15.24 cm) less than the width of the lot and the monument shall be centered on the lot.
29. Monuments shall have an average thickness of at least 3 inches (7.62 cm) and a maximum thickness at any point of 4 inches (10.24 cm).

30. Only standard upright military monuments or markers placed and centered at the head of a lot shall be permitted as the original memorial on the lot.

**MAINTENANCE AND UPKEEP**

31. The Municipality shall be responsible for maintaining the overall appearance and grounds of the cemetery, including lawn care, tree and shrub maintenance, and road and pathway maintenance.

**DONE AND PASSED**, in Manitoba this 11<sup>th</sup> day of July 2025.



Reeve



Chief Administrative Officer

Read a first time this 13<sup>th</sup> day of June, 2025

Read a second time this 11<sup>th</sup> day of July, 2025

Read a third time this 11<sup>th</sup> day of July, 2025

**SCHEDULE "A" - CEMETERY DEED**

**Know All Men by These Presents**, that the Rural Municipality of  
Rosedale in consideration of ..... Dollars paid to it  
by ..... the receipt of .....  
..... the receipt of which is hereby acknowledged,  
doth grant unto the said ..... heirs and  
assigns a certain Plot in the Cemetery of the said .....  
called ..... } and situate in Section ....., Twp. ...., Rge. .... West,  
..... or .....  
and which plot is delineated and laid down on a map of the said Cemetery, and is  
herein designated as .....  
and containing on admeasurement ..... superficial feet.

**To have and to hold** the herein above named premises unto and to the use  
of said ..... heirs and assigns for ever .....  
.....

**Witness Whereof**, the Secretary-Treasurer of the said Municipality hath  
signed his name hereto, and hath fixed the Corporate Seal of the said Rural  
Municipality of Rosedale this ..... day of ..... A.D. 20 .....

.....  
Secretary-Treasurer of the Rural Municipality of Rosedale

## SCHEDULE "B" - TRANSFER OF BURIAL RIGHTS

Date of Application: \_\_\_\_\_

### TRANSFER INFORMATION

Full Name of Current Deed Owner: \_\_\_\_\_

Full Name of Intended Recipient: \_\_\_\_\_

Mailing address: \_\_\_\_\_

Phone number: \_\_\_\_\_

Email address: \_\_\_\_\_

Name of cemetery: \_\_\_\_\_

Section: \_\_\_\_\_

Block: \_\_\_\_\_

Plot: \_\_\_\_\_

### ACKNOWLEDGEMENT

**The following declaration to be signed by all parties:**

I, \_\_\_\_\_, the original owner, hereby declare that I  
have transferred the above noted property to \_\_\_\_\_.

I hereby relinquish all rights to the property.

\_\_\_\_\_  
*Original Owner Printed Name*

\_\_\_\_\_  
*Original Owner Printed Name*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*New Owner Printed Name*

\_\_\_\_\_  
*New Owner Printed Name*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature*

## SCHEDULE "C" - INHERITANCE OF BURIAL RIGHTS

Date of Application: \_\_\_\_\_

### APPLICATION INFORMATION

Full Name of Applicant: \_\_\_\_\_

Full Name of Original Deed Owner: \_\_\_\_\_

Name of cemetery: \_\_\_\_\_

Section: \_\_\_\_\_

Block: \_\_\_\_\_

Plot: \_\_\_\_\_

Full Name of Person to be Interred: \_\_\_\_\_

### ACKNOWLEDGEMENT

**The following declaration to be signed by all immediate surviving next of kin of the owner of the original deed:**

We, the family of \_\_\_\_\_, hereby give our permission  
for \_\_\_\_\_ to be interred at the above noted  
description.

\_\_\_\_\_  
*Printed Name*

\_\_\_\_\_  
*Printed Name*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Printed Name*

\_\_\_\_\_  
*Printed Name*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature*

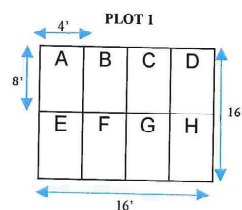
\_\_\_\_\_  
*Printed Name*

\_\_\_\_\_  
*Signature*

## MUNICIPALITY OF ROSEDALE CEMETERY INFORMATION SHEET

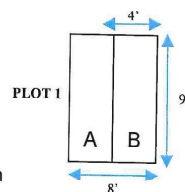
### Rosedale Cemetery SE ¼ 28-15-15 WPM

- Plot size is 16ft by 16ft and is divided into 8 lots
- An individual lot is measured 4ft by 8ft
- The plots are numbered sequentially, and each plot is subdivided into lettered lots (e.g., Plot 1A, Plot 1B, etc.)



### Kelwood Hillside Cemetery SW ¼ 14-19-15 WPM

- Plot size is 8ft by 9ft and is divided into 2 lots
- An individual lot is measured 4ft by 9ft
- The plots are numbered sequentially, and each plot is subdivided into lettered lots (e.g., Plot 1A, Plot 1B, etc.)
- Block A and B are available for purchase
- Block C and D are **not** available due to structural concerns with the retaining walls



### Kelwood New Cemetery NW ¼ 14-19-15 WPM

- For individual lot measurements, please refer to the physical map

### Kelwood Old Cemetery NW ¼ 14-19-15 WPM

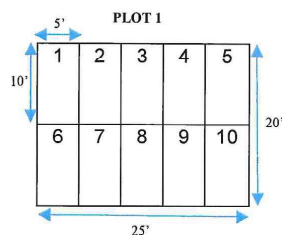
- For individual lot measurements, please refer to the physical map

### Riding Mountain 16-18-15 WPM

- For individual lot measurements, please refer to the physical map

### Birnie Cemetery SW ¼ 11-17-15 WPM

- Plot size is 25ft by 20ft and is divided into 10 lots
- An individual lot is measured 5ft by 10ft
- Each plot is numbered from Plot 1-01 to Plot 1-10





#### GENERAL INFORMATION

- The cost of each cemetery lot shall be \$500.00, payable in full at the time of purchase
- One (1) casket and up to three (3) cremations may be placed in each lot

**OR**

If no casket, four (4) cremations are permitted in each lot