

**RESOLUTION #19-0730-03**

**Adopting Liberty Township Cemetery Rules and Regulations**

**WHEREAS**, in accordance with Sub. House Bill 168, cemeteries are required to file "Rules and Regulations" with the Ohio Department of Commerce, Division of Real Estate and Professional Licensing, and

**WHEREAS**, Liberty Township owns and maintains several cemeteries.

**NOW, THEREFORE BE IT RESOLVED, BY THE LIBERTY TOWNSHIP BOARD OF TRUSTEES, DELAWARE COUNTY, OHIO**, to adopt the attached Liberty Township "Cemetery Rules and Regulations".

Motion made by Gemperline and seconded by Eichhorn.

**Vote:** yes Mrs. Eichhorn yes Mr. Gemperline yes Mrs. Leneghan

This Resolution shall be in force and become effective immediately upon its execution.

7/30/2019  
Date

\_\_\_\_\_  
Melanie Leneghan, Trustee

CERTIFIED BY:

N. Denuette  
Nancy Denuette, Fiscal Officer

Mike Gemperline 7/30/2019  
Mike Gemperline, Trustee

Shyra Eichhorn 7/30/2019  
Shyra Eichhorn, Trustee

**Liberty Township  
Delaware, County, Ohio  
Cemetery Rules & Regulations  
Adopted by Resolution 07/15/2019**

*As of the date of this Resolution, Liberty Township has no active cemeteries.*

**PURPOSE:**

These rules and regulations are designed for the protection of owners of interment and/or inurnment rights as a group. Their enforcement will help protect the Cemetery and create and preserve its beauty. These rules and regulations are hereby adopted as the rules and regulations of the Cemetery. All owners of interment or inurnment rights, as well as any visitors or contractors performing work within the Cemetery, shall be subject to said rules and regulations as shall be adopted by the Liberty Township.

**A. DEFINITIONS**

“Cemetery” shall mean not only the land and the improvements thereon, but all Liberty Township cemeteries.

“Owner” shall mean the owner of rights of interment or inurnment.

“Interment” shall mean burial of the remains of a deceased human being.

“Inurnment” shall mean the burial of cremated human remains.

“Memorial” or “Monument” shall mean any marker placed upon any lot for the purpose of identification or in memory of the interred.

“Contractor” shall mean any person, firm, or corporation other than an employee of Liberty Township engaged in placing, erecting, or repairing any memorial or monument, or otherwise performing any work on Liberty Township Cemetery grounds.

**B. CEMETERY HOURS**

Liberty Township cemeteries are open from dawn to dusk daily.

**C. SUPERVISION OF CEMETERY**

1. Liberty Township reserves the right to compel all persons coming into Liberty Township cemeteries to obey all rules and regulations adopted by Liberty Township Board of Trustees.



2. These rules and regulations may be changed in accordance with Chapter 517 of the Ohio Revised Code.
3. Liberty Township shall take reasonable precautions to protect Owners and the burial rights of Owners within Liberty Township Cemeteries from loss or damage. Liberty Township is not and shall not be liable for damage caused by elements, acts of God or by any person or persons causing damage or destruction to monuments, headstones or the Cemetery grounds.
4. Liberty Township may contract for any services for disinterments, disinurnments or removals, and reserves the right to correct any errors which may be made during these processes.
5. All work on lots or graves will be done by the employees of Liberty Township or by those Contractors so designated by Liberty Township pursuant to a written agreement, except when permission is otherwise granted. All grading, landscaping work, and improvements of any kind, and all care of lots and all plantings, trimmings, removals of trees, shrubs and herbage of any kind, including all disinterments and removals, shall be made under the direction of Liberty Township.
6. Lot enclosures of any kind are prohibited (e.g., fences, stones, landscape timbers). Glass, stone or marble chips, glass containers, wire or steel pins, and loose landscape materials of any kind are prohibited.
7. No person other than the authorized employees of Liberty Township shall be allowed to perform any work within Liberty Township cemeteries without permission from an authorized representative of Liberty Township.
8. If any tree, shrub or plant becomes detrimental to Liberty Township cemetery property, or if, for any other reason, its removal is deemed necessary, Liberty Township shall have the right to remove such tree, shrub or plant, or any part thereof, or otherwise correct the condition existing.
9. Application for disinterment or dis-inurnment must comply with the governing provisions of the Ohio Revised Code.

#### **D. GENERAL REGULATIONS**

1. No person shall disturb, move, or remove any lot markers or pins found in Liberty Township cemeteries.
2. No children under the age of 16 are permitted within Liberty Township cemeteries without adult supervision.
3. No alcoholic beverages or illegal substances shall be permitted within Liberty Township cemeteries.
4. Licensed motor vehicles shall be operated and parked on driveways, except equipment authorized by the Township and necessary for the maintenance of the cemetery.
5. Liberty Township is not responsible for theft or damage to anything placed on graves or lots.

6. The touching, scraping, or rubbing of any memorial or monument, as well as any other act that causes disturbance to a memorial or monument, is prohibited.
7. All summer decorations must be removed by November 1<sup>st</sup>. All winter decorations must be removed by April 1<sup>st</sup>.
8. The planting of trees is prohibited. The use of metal detectors is prohibited in any Liberty Township cemetery. Hunting and/or digging for artifacts is prohibited.
9. Removal of any marker, headstone, flag holder, flags, flowers, trees, veteran marker or grave marker, or anyone damaging the cemetery or any grave marker or adornment in any way shall be prosecuted in accordance with the laws of the State of Ohio.
10. Any act not expressly permitted by these Rules and Regulations shall be prohibited unless otherwise approved by the Board of Trustees.


**E. DISCLAIMERS**

1. Liberty Township, including its Board of Trustees, employees, agents, and volunteers acting in the capacity of and approved by the Township, shall not be responsible for decorations, plantings, flowers, and other items left and not disposed of as provided. These parties shall not be responsible for broken or stolen items.
2. Other than set forth herein, the Board and Liberty Township shall not be responsible for any costs, charges, or fees.
3. Liberty Township reverses the right to remove any object or article not in compliance with these Rules and Regulations or which impede the maintenance of the cemetery or cemetery grounds.
4. These Rules and Regulations supersede all previous rules and regulations regarding cemeteries under the control of Liberty Township.

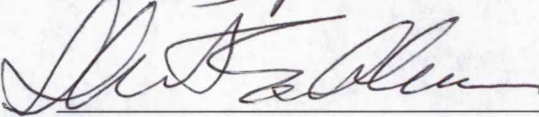
*- not present -*

Melanie Leneghan, Trustee

Date

  
Mike Gemperline, Trustee

*7/30/2019*  
Date

  
Shyra Eichhorn, Trustee

*7/30/2019*  
Date