

THE CORPORATION OF THE CITY OF KAWARTHA LAKES

OFFICE CONSOLIDATION OF BY-LAW 2002-148

Consolidated on June 5, 2006.

Passed by Council on October 15, 2002.

Amendments:

1) By-law 2003-47 March 11, 2003 Schedule "A"

Note: This consolidation is prepared for convenience only. For accurate reference the original by-laws should be reviewed.

THE CORPORATION OF THE CITY OF KAWARTHA LAKES

BY-LAW 2002 - 148

**A BY-LAW TO SET FEES FOR FACILITIES AND SERVICES
PROVIDED AT MUNICIPAL CEMETERIES
(EXCLUDING FENELON FALLS AND LAKEVIEW CEMETERIES)**

Recitals

1. Section 220.1 of the *Municipal Act* authorizes municipalities to charge fees for its services and for the use of its property.
2. The *Cemeteries Act (Revised)* authorizes municipalities to charge fees for services and facilities provided at municipal cemeteries.
3. Council considers it expedient to standardize the fees for facilities and services provided at its municipal cemeteries (excluding Fenelon Falls Cemetery and Lakeview Cemetery).

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2002-148.

Article 1.00: Definitions and Interpretation

- 1.01 **Definitions**: Wherever a word is used in this By-law with its first letter capitalized, the term is being used as it is defined in this Section 1.01. Where any word appears in ordinary case, its regularly applied meaning in the English language is intended.
- (a) "**By-law**" means this by-law, as it may be amended from time to time. The Recitals to, and the Schedules attached to this By-law are considered integral parts of it.
 - (b) "**City**" means The Corporation of the City of Kawartha Lakes.
 - (c) "**Council**" means the elected municipal council for the City.
 - (d) "**Director**" means the Director of the Public Works Department of the City.
 - (e) "**Kawartha Lakes**" means the geographic area over which the City has jurisdiction.
 - (f) "**Prescribed Fee**" means the fee set out in Schedule "A" to this By-law.
- 1.02 **Interpretation Rules**:
- (a) Wherever this By-law refers to a person or thing with reference to gender or the gender neutral, the intention is to read the By-law with the gender applicable to the circumstances.
 - (b) References to items in the plural include the singular, as applicable.
 - (c) The word "include" is not to be read as limiting the phrases or descriptions that precede it.
- 1.03 **Statutes**: Specific references to laws in this By-law are printed in italic font and are meant to refer to the current laws applicable within the Province of Ontario as at the time this By-law was enacted. For Provincial laws, the reference is to the relevant chapter of the R.S.O. 1990 edition, as amended from time to time.
- 1.04 **Severability**: If a court or tribunal of competent jurisdiction declares any portion of this By-law to be illegal or unenforceable, that portion of this By-law will be

considered to be severed from the balance of the By-law, which will continue to operate in full force.

Article 2.00: Charges for Services and Facilities at City Cemeteries

- 2.01 **Requirement to Pay:** All persons availing themselves of services or facilities at municipally owned and operated cemeteries within Kawartha Lakes, excluding the Fenelon Falls Cemetery and the Lakeview Cemetery, are subject to the payment of the Prescribed Fees set out in Schedule "A" to this By-law.

- 2.02 **Invoice:** For the most part, Prescribed Fees are due and payable prior to, or at the time of, delivery of the service or utilization of the facility. However, in the event that the fee is to be collected at a later date, the Director shall cause an invoice for the Prescribed Fees applicable.

- 2.03 **Payment Methods:** The fee for services is payable to the City, by cash, money order, cheque or credit card, prior to, or at the time of, delivery of the service or utilization of the facility. In all cases, payment is due no later than thirty days from the date of delivery of the invoice for the service referenced in Section 2.02.

- 2.04 **Debt to the City:** The amount of the invoice, together with any costs incurred by the City to collect the amount owed, together constitute a debt of the Owner to the City. The City may collect the debt through any method allowable at law.

Article 3.00: Effective Date

- 3.01 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 15th day of October, 2002.

Mayor

Clerk

Schedule "A"
Prescribed Fees

**CITY OF KAWARTHA LAKES CEMETERIES
SCHEDULE OF SERVICES AND FEES**

**COBOCONK/BEXLEY-KINMOUNT-MUD LAKE-PINEGROVE
(LAKE VIEW and FENELON not included)**

Prices for Interment Rights

<u>Coboconk/Bexley</u> (\$150.00 for perpetual care).....	\$300.00
<u>Kinmount</u> (\$150.00 perpetual care trust fund).....	\$300.00
<u>Mud Lake</u> (Single - \$150.00 perpetual care trust fund).....	\$350.00
(Double - \$300.00 perpetual care trust fund).....	\$700.00
<u>Pinegrove</u> (\$150.00 goes to perpetual care).....	\$300.00

Interment fees

Opening/Closing Charges – Adult/Child.....	\$350.00
Opening/Closing Charges – Infant.....	\$175.00
Opening/Closing Charges – Cremated Remains.....	\$150.00
Opening/Closing Charges – Double Depth.....	\$525.00
Winter: Opening/Closing Charges Adult/Child.....	\$850.00
Winter: Opening/Closing Charges Infant.....	\$500.00
Late Funeral Charge (after 3:00 p.m.).....	\$125.00
Statutory Holidays and Saturdays (Extra Charge).....	\$100.00
Disinterment Charges.....	\$425.00
Winter Storage in Vault.....	\$200.00

Foundations and Markers

Corner Posts.....	\$160.00
Setting Corner Posts.....	\$ 40.00
Flat Marker Setting Fee.....	\$100.00

Monument Care & Maintenance

Flat Marker Less Than 173 Sq. In..... \$ 0.00

Flat Marker More Than 173 Sq. In.....\$ 50.00

Upright Monument Less Than 4'0" in
 Width or Height.....\$100.00

Upright Monument More Than 4'0" in
 Width or Height.....\$200.00

Monument Foundations

	12"	14"	16"	18"
0" - 36"	\$270.00	\$330.00	\$365.00	\$395.00
37" - 48"	\$300.00	\$390.00	\$435.00	\$470.00
49" - 60"	\$340.00	\$440.00	\$495.00	\$545.00

(2003-47, effective Mar.11/03)

Miscellaneous Charges

Transfer of Interment Rights.....\$ 20.00

*** ALL PRICES SUBJECT TO G.S.T. ***