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RESTLAWN CEMETERY

Fees, Rules and Regulations

Rules and Regulations: The cemetery owned and operated by Seward County Kansas hereafter referred to as “the County” and known as the Restlawn Cemetery, which is located 4 miles north of Liberal KS on highway 83, shall be governed, managed and operated under the following rules and regulations.

Plot Owners in cemeteries often misunderstand the purpose and function of cemetery rules and regulations and the important part they play in the beautification and preservation of the grounds. Too often people are inclined to resent what they term “restriction on my rights and privileges.” Fortunately for Seward County, residents of the community fully realize that cemetery rules are for the protection of the plot owner, safeguarding them from the misdirected sentiment and poor taste of those who might erect unsightly memorials or otherwise impair the dignity and beauty of the cemeteries.

Conduct of Persons within the Cemetery.

- a. It is the utmost importance that there should be strict observance of all proprieties of the cemetery, whether embraced in these rules or not, as no improprieties shall be allowed and the cemetery sexton or administrative staff shall have power to prevent improper assemblages or actions.
- b. The cemetery sexton or administrative staff is hereby empowered to enforce all Rules and Regulations, and to exclude from the cemetery any person in violation of the same, and the cemetery sexton or administrative staff shall have charge of the grounds and buildings, and at all time, shall have supervision and control of all persons within the cemetery, including the conduct of funerals, traffic and employees. To protect and promote the best interest of the cemetery, the cemetery sexton or administrative staff is authorized to make temporary additional rules, which are not covered by these Rules and Regulations.



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Protection from Loss or Damage. The County shall take reasonable precautions to protect plot owners, within the cemetery, from loss or damage; but it distinctly disclaims all responsibility for loss or damage from causes beyond its reasonable control, and especially, from damage caused by the elements, an act of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrections, riots, or order of any military or civil authority, whether the damage be direct or collateral, other than as herein provided.

- a. The County shall employ a cemetery sexton and such other help as may be deemed necessary to properly tend and care for the cemetery.
- b. The County Clerk shall keep all records of the cemetery and shall procure suitable books and blanks for that purpose. There shall be a detailed map of the cemetery kept in the County Clerk's office.
- c. No permits for burial shall be issued until the following information is furnished and the following rules complied with:
 - (1) Name and address of lot owner;
 - (2) Lot and block number on which burial is to be made;
 - (3) Name of person to be buried;
 - (4) Name of person applying for permit and his/her relationship to the deceased
 - (5) Name of mortician in charge of the body;
- d. The County Clerk shall issue the burial permit addressed to the cemetery sexton or administrative staff setting forth the grave, lot and block number upon which burial is to be made and the time of the burial.
- e. To avoid confusion, burials must be at least one hour apart.
- f. The cemetery sexton or administrative staff shall make a written report to the County Clerk setting forth in detail the location of the grave and the date of burial.
- g. No grant or conveyance of burial rights in any lot or grave space shall be made by the county until the full purchase price of the lot, lots or space to be granted shall have been paid to the county in accordance to the rules for making such purchases. All opening/closing fees are payable in advance.
- h. All work in the cemetery shall be done under the supervision of the cemetery sexton or administrative staff and all persons desiring to do work upon any lot or



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- grave shall first consult the cemetery sexton or administrative staff and obtain permission.
- i. Only the cemetery sexton or administrative staff is empowered to open or close graves.
 - j. All planting and care of trees, shrubs, and other plants will be done by the sexton. Plantings, in addition to that done by the county, may be permitted to be done by the owners of lots or by others interested in the beautification of the cemetery upon obtaining written permission from the cemetery sexton or administrative staff. Plantings are limited to the north or south side of each stone. If any tree, shrub or other plant within the cemetery become detrimental to adjacent lots, walks or street or is not in keeping with the general design and planning of the cemetery, it may be removed at the discretion of the cemetery sexton or administrative staff after attempting to notify the owner. Only turf is acceptable for ground cover. Permanent benches can only be placed on plots which are owned and **unoccupied**. The bench should rest on a permanent base in line with the headstone. Benches not on a permanent base will not be allowed. All benches placed must have approval from the sexton or administrative staff.
 - k. All burial containers, monuments and markers shall be erected under the supervision of the cemetery sexton or administrative staff during regular cemetery operational hours. All work of this kind shall be done as rapidly as possible and upon completion of the work, all rubbish shall be removed at once. Any person or persons engaged in such work shall be held responsible for any damage to monument, marker, trees, driveways or any other part of the cemetery.
 - l. All monument companies or parties wishing to erect a monument shall be required to obtain a permit from the County Clerk's office prior to beginning any work on the site. A copy of the monument permit must be taken to the cemetery sexton or administrative staff who will identify the correct location of the monument to be erected. Cemetery monument permits fees are established annually by the budget resolution.
 - m. All monuments set or reset will conform with the following rules:



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- a. All stones, flags, decorations, and plants set by the owner of a plot that meet cemetery regulations, as listed, must be within the boundary lines of that plot.
 - b. No marker shall raise more than one and one half inches (1 1/2") above the level of a lot, except at the head of the grave at which monuments are permitted. The cemetery sexton or administrative staff shall be authorized to direct the placing of any monument in a specified location.
 - c. Any and all stones set or reset will be required to have a minimum three inch (3") border installed around the base of the stone. This border will be within the lot boundaries. The maximum elevation of the border from ground level shall be one-half inch (1/2").
 - d. All vases or monument decorations must be attached to the stone they are decorating and be installed within the three (3") inch border.
 - n. No vehicle shall be permitted to drive any place within the cemetery excepting on the driveways. Exceptions to this are at the discretion of the cemetery sexton or administrative staff.
 - o. Dogs shall not be allowed on the cemetery grounds
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1. Burial spaces are \$250 plus Register of Deeds recording fee (*currently \$15.00*) in the Restlawn Cemetery 1st Addition. Lots must be paid in full, before a grave opening permit will be issued. The Seward County Clerk's office will hold a lot or lots for seven (7) days from the date of request. No spaces are available in the Garden of Apostles.
 2. Burial spaces are \$350 plus Register of Deeds recording fee (*currently \$15.00*) in the Restlawn Cemetery 2nd Addition.
 3. Individuals who have proof of purchase but no assigned lots will be allowed to select lots, equivalent to the number purchased, from Restlawn 1st Addition.
 4. Persons owning deeds in the Restlawn 1st Addition prior to August 1, 1999, will be able to exchange deeds for lots in the new 2nd Addition with additional fee difference and re-registration fees.
 5. Seward County will NOT participate in trading lot with or selling lots for individuals.
 6. A permit must be procured from the Seward County Clerk's office prior to any grave opening or disinterment. The opening fee must be paid in advance and a copy of the



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permit must be presented to the Restlawn Cemetery Sexton 24 hours before the grave opening can be done.

7. Only human interments will be allowed.
8. Concrete or metal outer casket containers for adult burials are required in both Restlawn 1st and 2nd Additions
9. Cremations can be buried, but no more than 2 cremations per plot. One cremation will be permitted on a plot where a casket burial exists, with the buried cremation to be at the foot, side or top of the outer burial container.

OPENING AND CLOSING GRAVES:

The rates for opening and closing graves are as follows:

From 8:00 AM to 4:00 PM Monday through Friday:

Child's Grave (up to twelve years)-\$200

Adult's Grave-\$350

Child Disinterment each-\$500

Adult Disinterment each-\$700

Adult Re-interment each-\$600

Child Re-interment each-\$500

Cremation-\$150 W/Vault \$200*

Disinterment: to be determined on a case by case basis (Min. \$150)*

Re-interment: to be determined on a case by case basis (Min \$150)*

After 4:00 PM Monday through Friday, and BEFORE noon on Saturday

Child's Grave (up to twelve years)-\$400

Adult's Grave-\$500

Cremation-\$300 W/Vault \$400*



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Child Disinterment each-\$700

Adult Disinterment each-\$900

Adult Re-interment each-\$800

Child Re-interment each-\$700

After noon on Saturday, Sunday and/or holidays:

Child's Grave (up to twelve years)-\$750

Adult's Grave-\$750

Cremation-\$750

UPRIGHT MONUMENTS AND GRAVE MARKERS

RULES & REGULATIONS

Lot Sizes

Restlawn 1st Addition – 50" Wide x 10' Long

Restlawn 2nd Addition – 5' Wide x 12' Long

1 foot setback for easement and water line.

1. All monuments must be set to Restlawn Cemetery specifications and should be approved by Restlawn Cemetery (Sexton). Anyone not complying with these specifications will be subject to remove such memorials or charged a \$150 resetting fee.

A. A monument setting permit will be required to be presented to the Sexton before a memorial can be set. He will then measure the lot and designate the location for the memorial. This permit may be purchased from the Seward County Clerk's office for a fee of \$25.



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2. Restlawn Cemetery (Sexton) and Seward County will not be responsible for any damage that may be caused by resetting or moving due to burial opening or failure due to a noncompliance with Restlawn Cemetery rules and regulations.
3. Only flush-ground type monuments are allowed in Restlawn Cemetery 1st Addition. EXCEPTIONS for upright monuments will be in Block 105 through 114 in the Masonic Garden. In this area single monuments will not exceed 42"x 24" including border and double monuments will not exceed 84"x 24" including border.
4. Single monuments set in Restlawn Cemetery 1st Addition will be a minimum of 4" thick with a 3" minimum border. They will not exceed 36"x 24" including the border. No variance allowed.
5. Single monuments set in Restlawn Cemetery 2nd Addition will be a minimum of 4" thick with a 3" minimum border. They will not exceed 60"x 24" including the border. No variance allowed.
6. Double monuments set in Restlawn Cemetery 1st Addition will not exceed 72"x 24", including border or 120"x 24" including the border in Restlawn Cemetery 2nd Addition. Grave foot markers will set at ground level.
7. Full size grave covers (also known as ledgers) are **not** allowed in Restlawn Cemetery 1st or 2nd Additions, unless individual/family grave covers exist prior to the adoption of these rules and regulations.
8. Monuments set in the Garden of the Apostles must be approved and marked by Restlawn Cemetery (Sexton) since there are no established plat markers in this section. Anyone not complying with this rule will be subject to \$150 resetting fee.



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9. Individual memorials set in the Garden of the Apostles will not exceed 30" wide x 24" long, including border. No variance allowed.
10. Perennial flowers may be planted on grave spaces only, on the north or south side of each memorial. Refer to section J.
11. Monuments or Markers for other than the deceased will be subject to County Commission approval.

This is the current policy and is subject to change.

**Revised 08/31/2015*

***ROD fee increased from \$12.00 to \$15.00 on 01/01/2016*