

Calvary Cemetery

1405 South 24th Avenue,
Yakima, WA 98902

Diocese of Yakima, WA



Rules & Regulations

Table of Contents

Mission Statement ----- Page 1

Calvary Cemetery History -----Page 2

Catholic and Non-Catholic Regulations ----- Page 3

Visitation -----Page 4

Decorations and Memorials ----- Page 5

Burials ----- Page 8

Rights and Obligations of Owners ----- Page 11

Restrictions and Disclaimers ----- Page 13

Administration ----- Page 15

Cemetery Funds -----Page 16

Definitions -----Page 17

Disinterment – Restrictions and Disclaimers -----Appendix A

Mission Statement

Calvary Cemetery is established to carry out the sacred mission of burial and care for the resting places of the deceased.

We accept the responsibility of implementing this sacred religious duty under the supervision of the Bishop of the Diocese of Yakima in consultation with local Church authority.

We recognize the importance of the Corporal Works of Mercy involved the burial of the dead and reverence of the deceased.

We recognize the spiritual works of mercy in comforting the sorrowful and praying for the living and the dead.

We are dedicated to the respectful care of the people of God who even in death remain a part of the whole Christian Community.

We encourage prayer and devotion for our deceased loved ones, especially in our cemetery. We oppose any effort to minimize or destroy any of the Catholic Teaching that relates to death, burial and the devotion to departed souls.

We strive to proclaim through our words and actions the sacredness of the human body, the belief in the Resurrection and the Christian virtue of Hope.

Calvary Cemetery History

In June of 1903 ten acres of land was purchased for a Catholic cemetery in Yakima, Washington. Father Conrad Brusten blessed the ground and officially opened the cemetery and it was given the name Calvary.

In 1951 Bishop Joseph P. Dougherty, the first Bishop of the Diocese of Yakima, dedicated the outdoor altar built entirely by Catholic War Veteran volunteers. The memorial is a raised tiled platform with a brick arch protecting an outdoor altar where Mass is celebrated each Memorial Day. The memorial honors all veterans who died defending our country.

In 1962 Bishop Dougherty set aside a portion of land in the cemetery as a burial plot for priests.

In 1966 the present office building and shop were built. Jack and Bessie Kramer, who now rest in its ground, managed the cemetery for 36 years and retired in 1978.

On Mother's Day in 1993 the Memorial for the Unborn was dedicated. It is located in the north-east corner of Block J. The memorial is not only a remembrance of lives lost to abortion but also for the parents and families who have lost a child due to miscarriage.

On September 30, 2000, after a yearlong pre-sales program and a year of Construction, the Chapel Mausoleum was dedicated by Bishop Carlos Sevilla, S.J. The mausoleum is ready for crypt entombment or niche inurnment with spaces available for purchase. Guests are welcome to visit the mausoleum during office hours Monday through Friday.

In 2004, a new cemetery administration office was built through the generosity of the family and estate of James W. Scott.

Catholic and Non-Catholic Regulations

Calvary Cemetery in the Diocese of Yakima is rooted in the two thousand year tradition of care for and burial of the dead. The care with which we bury the dead expresses our faith in the victory over death of Our Lord Jesus Christ and our hope in the Resurrection.

- 1) In accordance with church law, baptized Roman Catholics, whether active or inactive in the Church, and Catechumens preparing for baptism have a right to burial in a Catholic cemetery (canon 1176 and 1183, par. 1)
- 2) By permission of the Bishop of the Diocese of Yakima, the following persons who are not Roman Catholics may also be buried in diocesan cemeteries:

Immediate family members of persons already interred in the cemetery

Or:

With burial rights (e.g., spouse, children, parents). Children whose Catholic parents had intended to baptize them but who had died before their baptism (canon 1183).

Or:

Persons with a demonstrable connection to the Catholic Community (e.g., teachers at Catholic Schools, persons who attended Catholic schools, employees of the diocese or its schools). Persons who have previously obtained burial rights. In the spirit of Christian unity, participating members of **other Christian churches and communities** for whom we share a common understanding of baptism, with the approval of their pastor or minister (Principles and Norms of Ecumenism #137).

The suitability of who can be interred at Calvary Cemetery rests with the cemetery director in consultation from time to time as may be needed with the local ordinary of the Diocese of Yakima.

Visitation

- A.** Calvary Cemetery is open from 8:00am until Sunset every day. On weekends that are not holidays, and no burials are scheduled, only one entrance will be open. All visitors should use the open entrance and not open or close any gates.
- B.** No persons are allowed in Calvary Cemetery after dark for any reason without expressed permission from the cemetery director. These exceptions are mainly limited to delivery or maintenance persons. Visitation of graves is not allowed after dark and is considered trespassing.
- C.** All persons within the cemetery shall avoid all conduct unbecoming of a sacred place, including but not limited to:
- Loud music or boisterous behavior of any kind.
 - Talking in a manner which is offensive to other visitors.
 - Littering.
 - No vehicles are allowed on the lawns.
 - No bicycles are allowed on lawns.
 - No dogs or pets are allowed in the cemetery.
 - Unauthorized or soliciting or peddling of any commodity.
 - Bringing firearms onto the grounds except by military or public safety officers.
 - Unauthorized placing of signs, notices or advertisements.
 - Removing or damaging any property belonging to the cemetery, or property placed on graves by family or loved ones.
 - Entering service areas without authorization. Visitors requiring information or assistance must report to the main office.
 - Disturbing others.

The forgoing list is not all inclusive and shall serve as a guide. The Cemetery Director may modify these regulations at any time without notice.

Decorations and Memorials

A. General Policy:

From the earliest times in the Church's tradition, believers have decorated the places of interment of their loved ones with words and symbols reflecting their strong faith in the continuing presence of the Lord in life and death and their firm hope in the resurrection and promise of everlasting life. The Calvary Cemetery property is considered a sacred place and as such must be maintained in a manner which is respectful of all those who have entrusted their loved ones to us. In order to maintain the condition of the cemetery and to be considerate of one another, it is necessary to limit the nature and type of decorations permitted throughout this space. It is the policy of Calvary Cemetery that any item or object other than the stone or cemetery installed vase is considered a "decoration". It is imperative that all decorations be placed in compliance with these rules and regulations which may be amended from time to time as needed.

B. Flowers at the time if Interment:

Immediately following an interment, the flowers from the funeral may be placed on or near the place of comital. Placement and removal of flowers shall be as follows:

- i. In the case of an interment in a grave, the funeral flowers may be placed directly on the grave, the flowers will be removed and discarded after five days or until they become unsightly.
- ii. In the case of a columbarium, due to the small area, not more than 3 bouquets may be placed near the place of interment and they will be removed and discarded after 5 days or until they become unsightly.
- iii. In the case of the inside Chapel Mausoleum, fresh flowers may be left inside the mausoleum after the service but will be removed within three days.

C. Decorations and Flowers not at time of interment:

- i. Fresh flowers are always permitted and will remain until they become unsightly. Exception: The Thursday after Memorial Day everything is removed for maintenance.
- ii. Artificial flowers and decorations are permitted outside the mowing season from October 1st until March 31st. Beginning April 1st, decorations and artificial flowers are subject to removal. Items removed will be held for one week before they are discarded.

- iii. On Special Holidays such as Mother's Day, Father's Day, etc. decorations shall remain three to five days depending on necessary lawn maintenance. Memorial Day clean-up begins on the Thursday following the holiday.
- iv. We reserve the right to remove all decorations and flowers from the cemetery grounds and the mausoleum as needed for their maintenance and or repair.
- v. Except for basic trimming and mowing by the cemetery staff, each family is expected to clean their loved one's marker as needed. Water is available in each area when irrigation is on, or city water located at faucet near the office and is always available.
- vi. No person may plant any type of flowers, bushes, or trees on a grave without the permission of the cemetery director. All unauthorized plantings will be removed by the cemetery groundskeepers without liability. No adhesives or tape may be used on markers, niche or crypt fronts except for "Command Hooks" which are removable and available at local hardware stores. Decorations other than those on command hooks are subject to removal.
- vii. Since the cemetery is open to the public, Calvary is not liable for any decorations or flowers which may come up missing. Decorations made of wood or plastic, (except floral) may be removed as needed for maintenance. These decorations are subject to be discarded by the groundskeeper. If something is valuable or has strong sentimental value, do not leave it unattended on a grave site.

D. Memorial Markers and Placement:

All memorial markers (gravestones) are subject to the approval of Calvary Cemetery and must be placed by the staff of Calvary Cemetery or an approved vender qualified to do such work.

- i. Only two markers are allowed on any gravesite. A single grave can have a marker no larger than 24" X 12. A second marker 24" X 12" may also be placed on a grave site. The purchaser must keep this in mind when allowing additional burials in a lot and decide accordingly the design of the markers to include the names of these individuals.
- ii. Two side by side (companion) full size lots may accommodate a large 36" X 12" marker.
- iii. A cremation lot or infant lot may accommodate a marker no larger than 16" X 8".
- iv. It is the greatest wish of the Calvary Cemetery staff to place and set your loved

one's marker as soon as possible, barring burials, weather and unforeseen events. The marker and all corresponding fees must be paid in full for a marker to be set on the grounds. We have set a guideline of 30 business days to set out a marker once it has been received and paid in full. There is no guarantee, 30 days is merely a guideline. During winter months, the 30 day guideline is extended indefinitely. Many markers received in late fall or early winter may have to wait to be placed until warmer weather arrives in the spring. Markers will be set on a first come basis. Those stones ordered the earliest will have the first priority in setting. Even before setting, a family may come to the office and view their marker.

- v. Memorial markers may be purchased from Calvary Cemetery or any other vendor provided they meet the size requirements and quality as determined by the cemetery director. No family member is allowed to set or place any marker without the approval of the cemetery director. Any marker placed without permission is subject to be removed and discarded by cemetery staff without liability.

Burials

A. Applicable Laws:

In addition to being subject to these Rules and regulations, all interments are expressly made subject to the laws and regulations of any governmental authority having appropriate jurisdiction and the laws of the Roman Catholic Church.

B. Time and Manner of Interment:

All interments must be made at a time designated by the Director and in a manner described within the guidelines of Calvary Cemetery. Calvary Cemetery requires at least a 24 hour notices before any burials take place. No interments will take place after 2:30p.m., except in the event of an emergency as determined by the cemetery Director.

C. Charges and Fees:

Cemetery charges and fees must be paid prior to interment unless other arrangements have been made in compliance with other policies of the cemetery. Additional fees apply for weekends or after regular interment hours of operation.

D. Restricted burial days:

Interments shall not be permitted on the following days:

- i. Any Sunday
- ii. Saturday after 11:30 a.m.
- iii. New Years Day
- iv. Holy Thursday after 12:00 p.m.
- v. Good Friday
- vi. Memorial Day
- vii. Independence Day
- viii. Labor Day
- ix. Thanksgiving Day

- x. Day after Thanksgiving
- xi. Christmas Day

Or other days which may be determined by the Cemetery Director.

E. Prior notice:

In order to provide proper services, Calvary Cemetery requires not less than 24 hours notice be provided prior to any interment.

F. Full Payment:

No interment will be permitted and no rights shall be acquired by the purchaser of a lot until the same is paid in full or until proper authorization forms are received from heirs who have proper rights to the grave space.

G. Interment Errors:

Calvary Cemetery has the right to disinter a deceased person to correct an interment error. Owners and Purchasers acknowledge on behalf of themselves, their heirs, successors and assigns that the cemetery has the right to correct any errors that involve the interment of a deceased person. Pursuant to Calvary Cemetery policy, notice of the actions to be taken by Calvary Cemetery will be provided to the decedent's last known next of kin prior to correction.

H. Delay in interment:

Calvary Cemetery shall not be liable for any delay in an interment where a protest to such an interment has been made or where these Rules and Regulations have not been complied with; and further, the cemetery reserves the right, under such circumstances to delay interment until all authorizations have been received.

I. Outer Burial Container:

An outer burial container shall be required for each interment which is not burial ready as determined by the Calvary Cemetery Director. All caskets are considered to be non-burial ready and require an outer burial container. The outer burial container must be constructed of concrete, galvanized steel, stainless steel or copper of a quality 12 gauge or better. Also allowed are vaults made of polly-carbonate or similar materials designed for such applications. All urns must be burial ready, as determined by the Calvary Cemetery Director. Burial Ready refers to materials not readily subject to crushing or deterioration. A full body grave has a standard width of 36 inches and is designed to accommodate a standard outer burial container size not greater than 34.75 inches in

width and 90 inches in length. Any outer burial container which exceeds the standard size of 34.75" X 90" will be considered oversized and be charged an additional fee for services.

J. Additional Right of Use:

Calvary Cemetery allows up to 4 cremations to be placed on an existing full size lot already occupied by a previous casket burial. These cremations are subject to "additional right of use fees" as well as normal cremation opening and closing charges.

K. Double Depth:

Unless arrangements were made prior to 2011 in pre-need planning, double depth burials will no longer be allowed. Any questions concerning this policy should be directed to the Calvary Cemetery Director.

Rights and Obligations of Lot, Crypt or Niche Owners

A. Certificate of Ownership:

When a person purchases a grave space, niche, or crypt, they will receive a certificate of ownership which entitles them to make any and all decisions concerning their purchase. When the owner of a lot, crypt, or niche is deceased, the spouse has the right to make any and all decisions concerning their cemetery property. If there is no spouse, the decisions are passed equally to all legal heirs. In the case of multiple heirs, authorizations must be obtained from all living heirs to sell, or use the lot, crypt, or niche. Authorization forms are available in the Calvary Cemetery Office.

B. Number of Burials per Grave:

Each grave is designated for the interment of one (1) deceased person in a single grave in a casket. The exception is pre-arranged double depth options made before 2011.

C. Cremation:

The cremains of one individual are allowed in one cremation lot. Up to four (4) cremains are allowed in full size lot, regardless of a casket which may already be interred. Additional rite of use fees will apply. Authorizations are required by the plot owner, or heirs of the deceased, to place additional cremains. The first set of cremains are placed in the top left of the grave. The second set of cremains are placed in the top right of the grave. The third set of cremains are placed in the middle left of the grave. The fourth set of cremains are placed in the middle right of the grave.

D. Interred Casket:

Once a casket containing a body is within the confines of Calvary Cemetery, no funereal director, embalmer, or family member is allowed to open such casket or touch the body or remains therein. The only exception is in the case of an exhumation where the proper permits and authorizations have been obtained the appropriate fees have been paid.

E. Sale and Transfer of Lots, Crypts or Niches:

Once a lot is sold, a certificate of ownership is given to the purchaser. Calvary Cemetery does not currently buy back grave lots, crypts or niches from the purchaser unless the request is made in writing within 30 days of the original purchase. If the owner wishes to sell his lot, crypt or niche, he/she is allowed to sell it to a private party with an \$85.00 transfer fee paid directly to Calvary Cemetery. The seller must then surrender his certificate of ownership so that a new certificate of ownership may be given to the purchaser. An owner may also donate the plot back to the cemetery and receive a letter of receipt which

may be used as a charitable donation.

F. Perpetual Care:

Calvary Cemetery is responsible for the reasonable care and maintenance of the cemetery grounds. This includes general grounds keeping, mowing and trimming and upkeep of crypt and niche facilities as well as security. Calvary Cemetery provides no special care of the individual lots, niches, or crypts, other than the general care and maintenance expressed herein. The upkeep of the individual markers as far as cleaning remains with the owner of the lot. If over time a marker needs to be repaired or replaced, it is at the owners expense unless such damage occurred directly by the cemetery and the damage was reported within 30 days. Markers are subject to the freezing and shifting of the ground as well as other related weather and age conditions which may affect their longevity. Repairs can be made by cemetery staff, though depending on the problem there may be a fee charged for the work. Individual cases need to be discussed with the cemetery director.

RESTRICTIONS AND DISCLAIMERS

A. General Liability:

Owners and purchasers hereby acknowledge that Calvary Cemetery shall take all reasonable precautions to protect each place of interment and the remains placed therein from loss or damage, however, the cemetery and staff disclaim all responsibility for loss or damage from causes beyond its reasonable control, including, but not limited to, damage to crypts, outer burial containers or memorials caused by general outdoor elements, acts of God, thieves, vandals, strikes, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrections, riots, orders of any civil or military authority, or through normal and extended wear and tear to such crypts, outer burial containers and memorials whether the damage is direct or collateral.

B. Religious Ceremonies:

Religious ceremonies within the cemetery other than those of the Roman Catholic Church are only permitted with the approval of the cemetery director.

C. Cemetery Admission:

Calvary Cemetery is open to the public for visitation; however, the cemetery reserves the right to refuse admission or the use of cemetery facilities at any time, to any person or persons whom the director may deem objectionable to the best interests of the cemetery.

D. Non-Cemetery Vehicles on Cemetery Property:

- i. Vehicles must proceed slowly and quietly within the Cemetery.
- ii. Vehicles are not permitted to back up or turn around on cemetery roads, except at intersections or parking areas.
- iii. Vehicles should not be parked with the engine running. Parked vehicles should be locked. The cemetery is not responsible for lost or stolen property.
- iv. No vehicle is to be parked or left on a road or driveway within the cemetery in such a position as to prevent another vehicle from passing.
- v. No vehicle is to be left over night in the cemetery without the expressed permission of the cemetery director. Violators are subject to be towed at the owner's expense.
- vi. No vehicle is to be left on cemetery grounds while the owner leaves the grounds to shop, run errands or go to work. If it becomes necessary for the owner to leave a

vehicle on the grounds while not on the premises, he/she must first receive permission from the cemetery director. Vehicles left at the cemetery without the driver or owner present are subject to be towed at owners expense.

E. Additional Rules:

All owners, Purchasers and visitors within the cemetery are subject to the Rules and Regulations set forth herein and any amendments to the Rules and Regulations as may be promulgated from time to time without notice.

F. Unsafe Conditions:

Calvary Cemetery makes its best effort to maintain the cemetery in a safe and hazard free manner. Due to general outdoor conditions, ground settling, soft ground resulting from either weather, irrigation, or recent burials, flush markers, and any number of conditions over which the cemetery has no control, visitors to the cemetery assume all risks when coming onto properties maintained and operated by Calvary Cemetery.

ADMINISTRATION

Administration:

- A.** The act of establishing a Catholic cemetery and mausoleum is to be done by the local ordinary with the concurrence of the vicar general, local pastor or pastors, the director of cemeteries and the Chief Financial Officer of the Diocese. The parish pastoral councils and finance councils may also be consulted if applicable.
- B.** Once approved for establishment and blessed by the bishop or his delegate, the cemetery is then owned and operated by the appropriate parish or cemetery corporation. Title to the cemetery shall be in the name of the Corporation of the Catholic Bishop of Yakima and a deed and an abstract of title to cemetery land is to be kept with corporation records on file in the chancery archives.
- C.** The administration of Calvary Cemetery, including all properties, real and personal, and all funds intended for the benefit of the cemetery shall be exercised by the cemetery Director officially delegated to be the local management by the local ordinary.
- D.** All actions on behalf of the cemetery must be in conformity with the laws, rules and regulations of the cemetery, the Diocese of Yakima, the Roman Catholic Church, and the State of Washington.
- E.** All work in or upon the cemetery is to be done only by those authorized by the local management.
- F.** The director of Calvary Cemetery is authorized to contract services for the cemetery for daily operating expenses, improvements and building in accordance with the Diocese of Yakima Financial Policies and Procedures Manual.

CEMETERY FUNDS

Accounts:

Five separate funds are established for Calvary Cemetery.

- I. **Checking account:** This acts as the general operating fund and is established through a local bank. This fund is used to defray expenses for the general preservation, maintenance and improvement of the lots, grounds, walks, roadways, salaries, grounds keeping, irrigation, statuary, etc.
- II. **Savings account:** This account is for emergency and non-ordinary expenses which are on account with the Diocese of Yakima.
- III. **Pre-need account:** This fund on account with the Diocese of Yakima is set up for persons who have not yet passed but have paid all or a portion of their burial and/or memorial expenses. These funds are sent to the Diocese of Yakima monthly and are withdrawn at time of need.
- IV. **Endowment account:** This account contains monies on account with the Diocese of Yakima, to provide for the perpetual care of the cemetery. A percentage of each grave space, crypt, niche and memorial sold is deposited into this account monthly.
- V. **Mausoleum Account:** This fund is on account with the Diocese of Yakima. The fund contains a percentage of each crypt and niche sold and is sent to the diocese for future construction and expansion of Mausoleum and/or columbaria.

DEFINITIONS

Calvary Cemetery: Is the non-profit corporation established by the Roman Catholic Diocese of Yakima, WA. The cemetery was founded in 1903. It is a sacred place in compliance with Canons 1205 through 1213 of the Code of Canon Law.

Certificate of Ownership: The document which is provided to the purchaser of the right of burial, entombment, or inurnment upon payment in full of all associated fees.

Columbarium: An arrangement of niches used for the interment (inurnment) of cremated remains.

Crypt: A chamber in a mausoleum of sufficient size for the entombment of a deceased person.

Crypt Front: The granite cover which is fastened to the place of interment of a crypt after the interment and upon which the memorialization is carried out.

Disinterment: The recovery of human remains by exhumation, disentombment, or inurnment.

Marker: A memorial made of granite, marble or bronze which is used on graves and is level with the ground.

Grave: An excavation in the earth in which a deceased person is buried or is to be buried.

Interment: The act or process of burying a deceased person in a grave, entombing in a crypt, or inurning the cremains of a deceased person in a niche or cremains grave. The permanent disposition of the remains of the deceased person.

Liner: An outer burial container designed for the placement in the grave which surrounds a casket. May also be called a vault.

Lot: The space within the cemetery used or intended to be used for earth burial containing a specified number of graves.

Mausoleum: A structure designed and constructed for the above ground interment of deceased persons.

Monument: A memorial made of granite which is placed upright on a grave.

Niche: A space in a columbaria sufficient in size for the inurnment of the cremains of a deceased person.

Owner and Purchaser: he person who has purchased the plot, crypt, or niche. This person has

the right to decide how this space is used according to the rules and regulations of Calvary Cemetery.

Sacred Place: A place designated for the worship or for burial of the faithful through a dedication or blessing which the liturgical books prescribe for this purpose according to Canon Law 1205.