



Rules and Regulations

Visiting hours: dawn to dusk

RULE 1

Hillside Cemetery (hereinafter "Cemetery") is organized and operates in accordance with the Laws of the State of Florida and the Rules and Regulations of the Cemetery Board of Directors. It reserves the right to refuse admission to the Cemetery and to refuse access to any of the Cemetery's facilities at any time to any person or persons in order to protect the interests of the Cemetery.

RULE 2

Lots of various sizes are platted and available in the Cemetery.

RULE 3

No lot shall be used for any other purpose than for burial of deceased human beings.

RULE 4

Before any work is done, permission must be granted by management. Memorial vendors and installers will be held responsible for any damages. Anyone engaged in the installation of memorials/monuments and mausoleums are subject to the approval of the Management. Anyone failing to conform to the Cemetery Rules and Regulations and other written procedures shall be banned from doing any future work at the Cemetery.

RULE 5

The Cemetery reserves to itself and to those lawfully entitled to a perpetual right of ingress and egress over plats for the purpose of passing to and from other plats.

RULE 6

Descriptions and locations of graves are kept on file by the Management.

RULE 7

The Management will take reasonable precautions to protect the Cemetery from loss or damage but the Cemetery distinctly disclaims all responsibility for loss or damage from causes beyond its control.

RULE 8

The contract, or instrument of conveyance by the Cemetery shall be subject to these Rules and Regulations and any amendments which shall constitute the sole agreement between the Cemetery and the lot owner. The statement of any employee or agent, unless confirmed in writing by the Board of Directors shall in no way bind the Cemetery.

RULE 9

All charges for interment or services in connections therewith, shall be paid to the Management who will issue a receipt therefore upon request.

RULE 10

All payments due to the Cemetery must be made before interment. Lot owners may erect proper memorial work on their respective lots upon the approval of the Management.

RULE 11

Foundations

All monuments shall be set on foundations built of concrete and of the size and depth prescribed by the management. The foundation shall extend 4 inches beyond the perimeter of the base. A large monument will have a foundation which is 48 inches deep; a small monument will have a foundation which is 24 inches deep. The foundation may not extend into the grave of another owner.

Base

For a die eight inches thick, the base can be no less than fourteen inches in width. For a die ten inches thick, the base can be no less than sixteen inches in width. The base shall be made of either crushed coral or concrete which must be leveled prior to installation of the marker.

Height

The total height of any single monument shall not exceed three feet, six inches. Bases for monuments for family graves are limited to a minimum of four feet six inches by one foot four inches to a maximum not to exceed three quarters of the length of the graves. The overall maximum height of the family monuments cannot exceed three foot six inches unless special permission is granted by the cemetery in certain locations.

Markers

Cremated sites shall have only a flat marker. At each grave, one single wide marker is permitted or on two adjacent graves a double wide marker is permitted. No markers less than standard size, 24 inches by 12 inches and 36 inches by 12 inches, are permitted for single graves, respectively. Single wide markers shall be 24 inches long, 12 inches wide and not less than 4 inches in thickness. Double wide markers shall be 42 inches long, 12 inches wide and not less than 6 inches in thickness. The marker may not extend into the grave of another owner.

Memorials

All memorials shall be constructed of natural stone. No artificial stone of any kind is permitted. Lot owners may erect proper memorial work on their respective lots subject to the approval of the Management.

All mausoleums, vaults, monuments, markers, benches, etc. shall be of newly cut monumental granite or marble and of fine quality material only and must be approved by Management. The erection of any wood, iron or any imitations are prohibited.

Monuments

At least two side-by-side adjoining graves are necessary for erecting a vertical monument. Only one central or family monument shall be allowed on a two-grave or a three-grave combination which permits the construction of a monument. Single monuments will not be permitted on family graves designated and sold as such. On all single and companion graves, single and companion monuments will be permitted and are limited to a maximum of three feet by one foot six inches (base) for a single grave and six feet by one foot six inches for companion graves. A companion grave is defined as two adjoining burial sites.

Mausoleums

Mausoleums are permitted if space allows (Less than six lots together). No mausoleum or vault shall be erected on any grave measuring less than 20x20 feet. They shall be no taller than enough to entomb one body so as no more that one body is entombed per plot. The mausoleum shall be no closer than six inches to the edge of the plot on which it sits.

Vaults

Vaults (also known as outer burial container) are required for all caskets and cremains. All vaults must be made of concrete or copper.

RULE 12

Only State of Florida licensed monument dealers who are operating monumental shops will be permitted to sell, erect or do any monumental work in the cemetery. Any dealer who fails to abide by any rules and regulations will be prohibited from doing any business or work in the cemetery. All designs for mausoleums, monuments, headstones and/or markers must be submitted to the Management for approval. The design or sketch shall show the size of the mausoleum, monument, headstone and/or marker, the lettering to be used thereon, the materials to be used, inscriptions, the name of the quarry and the completed mausoleums, monuments, headstones and/or markers shall conform strictly to the approved sketch or design submitted. A fee will be charged for locating mausoleums, monuments, headstones and/or markers prior to their placement. All monument dealers or their workmen authorized to do monument work in the cemetery viz., erecting mausoleums, tombs or monuments, setting grave markers or ordering foundations for them or doing any work pertaining thereto, must obtain permission from Management before commencing the work or bringing any materials onto the grounds and such permit shall be shown whenever demanded by a designee of the

cemetery. All work must be done in accordance with applicable cemetery procedures in place at the time of placement. All excavations for mausoleums, monuments, tombs, headstones and/or markers and all concrete foundations for the same must be built by a contractor approved by the Management.

RULE 13

All interments, disinterments, and removals must be made at the time, in the manner and upon payment of charges fixed by the Cemetery Management. The right is reserved by the Management to insist upon at least forty-eight hours notice prior to any interment and at least one week's notice prior to any disinterment or removal. Grave owners and others are required to prepay all charges of the Cemetery for disinterment, openings and closings of graves, special care and for any other work and materials.

RULE 14

A two week period for staking for the locating of a monument site is required by the cemetery. Requests for allotting time for dedication of monuments must be made two weeks in advance. In making excavations, the Management reserves the right to temporarily use the adjoining grave or graves to receive such tools, derricks and materials as is necessary to perform all work. No disinterment shall be allowed except by written consent of the cemetery after receipt of a written request by the grave owner or their legal representative. A fee will be charged for Cemetery services in connection with a disinterment for a relocate and restoration of the graves. The actual disinterment fee to a cemetery approved contractor is the responsibility of the party seeking to have the disinterment occur.

An order in writing is required from a grave owner or their legal representative, whenever a grave is to be opened or other work is to be done upon the grave. Orders to open graves shall allow at least twelve hours of daylight time for the necessary labor. Grave owners shall prepay the established charges for disinterment, opening and closing graves or vaults, special care and for any other work and materials. All such graves or vaults shall be opened or closed by licensed person approved by the Management. Besides being subject to these Rules and Regulations, all interments, disinterments, and removals are made subject to the orders and laws of the State of Florida.

RULE 15

The Cemetery will not be responsible for any mistake occurring from the want of precise and proper instructions as to the particular space, size of grave, and location in a plat, where interment is desired. All orders for interments in lots must be signed by the owner of the lot or his legal representative.

RULE 16

The Cemetery will not be liable for the interment permit nor for any identity of the person sought to be interred.

RULE 17

Any transfer of a lot must go through Management. Grave or grave owners shall not allow interments to

be made in their graves for a remuneration, except with the written consent of the Cemetery. Nor shall any transfer or assignment of any grave or of any interest therein be permitted except as follows: Grave owners wishing to sell their unused grave must offer it back to the Cemetery which will pay 50% of the price originally paid to the Cemetery.

RULE 18

The interment of two or more bodies can be allowed where the purchase of space was made with the understanding of purchaser. Inurnment of a set of cremated remains into a grave where a body has been buried or up to three sets of cremated remains in one grave is allowed, space permitting. When this occurs special care must be taken to properly mark the graves with the individuals names. In the event of other cremations, another cremation may be permitted but an additional charge for an additional right of interment will be charged in addition to all opening and closing and vault fees.

RULE 19

No interment of a body may be made unless the remains are contained in a casket and vault. All such containers must be so made and installed as to meet specifications established by the Management and the State of Florida.

RULE 20

Monuments, headstones, markers or memorials of any nature which have fallen, sunken, leaned or which require repair will be removed by the Cemetery at the owner's expense unless replaced or repaired by the owners after written notification by the Cemetery, when it is possible to contact the owner. It is the duty of the lot owner to notify the Management of any changes to contact information. A charge will be made to compensate for the refilling, replacing and resodding of a sunken grave where no special care has been arranged for by the grave owner. All such refilling, repacking and resodding must be done by the Cemetery's approved contractor.

RULE 21

The Cemetery reserves and shall have the right to correct any errors that may be made by it either in making interments, disinterments or removal, or in the description, transfer or conveyance of any interment property, without liability to the Cemetery, either by cancelling such conveyance and substituting any conveying in lieu thereof other interment property of equal value and similar location as far as possible, or as may be selected by the Management, or in the sole discretion of Management and Board of Directors. The cemetery has a written complaint procedure if needed that is in accordance with Florida State law. If you require such a form, please contact the State of Florida Department of Financial Services/Funeral, Cemetery and Consumer Services.

RULE 22

The Management reserves the right to revise all or part of these rules and regulations from time to time or make any changes, modifications, amendments or additions thereto as may be necessary for proper administration and conduct of the Cemetery.

CARE OF LOTS

RULE 1

The general care of the Cemetery is assumed by the Management and includes the general preservation of the grounds, the cutting and sprinkling of the grass at reasonable intervals, the cleaning of the grounds and the pruning of shrubs and trees that may be placed only by the Management.

RULE 2

The general care assumed by the Cemetery shall in no case include maintenance, repair or replacement of any memorial, tomb, or mausoleum or memento placed or erected upon lots. General care does not include providing any special or unusual work in the cemetery nor does it mean the reconstruction of any marble or granite work on any section or plot, or any portion or portions thereof in the Cemetery, caused by the elements, an act of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable actions, invasions, insurrections, riots, or by the order of any military or civil authority, whether the damage be direct or collateral, other than as herein provided.

RULE 3

A percentage from each sale will be deposited into a Trust Fund as required by the laws of the State of Florida and used by the cemetery in accordance thereof.

RULE 4

Permanent maintenance, whether applied to lots, graves, mausoleum, or to any space within the confines of the Cemetery shall be limited to the income received from the investment in the State Trust Fund, with no part of the principal being expended, anything herein stated to the contrary notwithstanding.

RULE 5

Only the Cemetery has the authority to maintain, as may be practical, the planting of trees and shrubs, to preserve and maintain landscape features but does not undertake to maintain individual urns of plants. No additional plantings, other than those authorized by Management, shall be allowed. Grave owners must not cut down or remove any grass, ferns, shrubs, hedges or trees without the express written permission from the Cemetery. The Management shall not be responsible for plants of any kind damaged by the elements, thieves, vandals, or by other causes beyond its control.

RULE 6

No coping, curbing, fencing, hedging, borders or enclosures of any kind shall be allowed around any grave and no walks of brick, cinder, tile, terra cotta, sand, cement, gravel or wood shall be allowed on any grave. All benches must be approved by Cemetery Management. No concrete benches are allowed. Cemetery reserves the right, at the expense of the grave owner, to remove the same if so erected, planted or placed.

RULE 7

There shall be no glass or metal containers used on the premises for holding of floral bouquets. All such form of decoration shall be in uniform containers allowed by the Cemetery. The Management reserves the right to remove any unauthorized momento placed upon plots as soon as, in the judgement of the Management, they become unsightly, dangerous, detrimental, or diseased, or when they do not conform to the standard required. The Cemetery shall not be liable for floral pieces, baskets or frames beyond the acceptance of such floral pieces for cemetery services held in the Cemetery.

Location:

Hillside Cemetery 215 Seton Trail, Ormond Beach, FL 32176

Mailing Address:

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