THE CORPORATION OF THE
MUNICIPALITY OF MORRIS-TURNBERRY

BY-LAW NO. 21 -2018

Being a by-law to grant approval to establish the Triple Hills Orthodox Mennonite Church Cemetery, Lot 10, Concession 11, Turnberry Township
Municipality of Morris-Turnberry

WHEREAS, Section 84 (1) of the Funeral, Burial and Cremation Services Act, states:
A local municipality that receives a request for an approval to establish a cemetery in the municipality, shall grant the approval if, in the municipality’s opinion, it is in the public interest.

AND WHEREAS, the Ontario Regulation 30/11 Section 86 (3) At the request of the owner of the land on which the cemetery is to be established, the registrar may issue a declaration that it would not be contrary to the public interest for the owner to pay an amount set out in the declaration that is less than $100,000 or to pay nothing, into a care and maintenance fund, or account, if,
(a) The owner provides evidence satisfactory to the registrar that the cemetery will be maintained in accordance with the Act and the regulations despite the payment of the lessor amount or the non-payment, as the case may be:
(b) The owner provides evidence satisfactory to the registrar that the municipality has consented to the request; and
(c) The cemetery to be established is not a commercial cemetery.

AND WHEREAS, the Council of the Municipality of Morris-Turnberry received an application of request to establish a cemetery in the application for a Zoning By-law amendment dated August 1, 2017 and which was approved by Council on the 5th day of September, 2017, which is in full force.

AND WHEREAS, the Municipality of Morris-Turnberry is in receipt of a letter dated January 9, 2018 to the Bereavement Authority of Ontario, being a request for an Exemption from Establishment of Perpetual Care Fund.

AND WHEREA, the Corporation of the Municipality of Morris-Turnberry enacts as follows:

1. THAT the Council of the Municipality of Morris-Turnberry hereby approves the request to establish the "Triple Hills Orthodox Mennonite Church Cemetery at Lot 10, Concession 11, Turnberry, being 90848 Jeffray Line, as the cemetery will be in the public interest;

2. THAT the Council of the Municipality of Morris-Turnberry has no objection to an exemption to pay nothing into a care and maintenance fund or account;
3. **THAT** the Mennonite Central Committee (Ontario) and the owners of the Triple Hills Orthodox Mennonite Church Cemetery agrees that they accept responsibility in perpetuity for the maintenance of the Triple Hills Orthodox Mennonite Church Cemetery;

4. **THAT** that the owner of the Triple Hills Orthodox Mennonite Church Cemetery, is responsible for all costs involved with the application which are incurred by the Municipality;

5. **THAT** this By-law is subject to approval of the Bereavement Authority of Ontario;

6. **THAT** the Mayor and Clerk of the Municipality be and are hereby authorized to execute and affix the Corporate Seal to this By-law.

Read a FIRST and SECOND time this 20th day of March, 2018

Read a THIRD time and FINALLY PASSED this 20th day of March, 2018

[Signatures]

Mayor, Paul Gowing

Clerk, [Name]