

# ALAMO-LAFAYETTE CEMETERY DISTRICT

P. O. Box 1955  
LAFAYETTE, CA 94549

## RULES AND REGULATIONS

### Definitions:

- 1) "Interment" means the placement of human remains in a grave or niche, whether in a casket or ashes in container / urn.
- 2) "Board of Trustees" means the legislative body of a District.
- 3) "Lot(s), Plot(s) and Niche(s)" means space in a cemetery, used, or intended to be used for the interment of human remains. Such terms include and apply to one or more than one adjoining grave or niche.
- 4) "Interment rights owner," "plot owner," or "owner," means the recorded owner of a plot in the cemetery on file in the District office.
- 5) "Permit for Disposition of Human Remains" including "burial permit" is a permit, issued pursuant to law, for the interment, disinterment, removal, reinterment or transportation of human remains and must be presented at the time of interment.
- 6) "Non-Resident" is an ineligible resident, currently not paying property taxes for the support of the Cemetery District. A non-resident fee or a partial non-resident fee will be added to all purchases or burials for all non-residents.
- 7) "Successor" is when a purchaser designates ownership of plot(s) or niche(s) to someone other than themselves.
- 8) "Graveside Set-Up" refers to the equipment and greens used for the set-up of the graveside service.

### Interments:

The Cemetery District may make an interment upon receipt of a written authorization as set forth in the California Health and Safety Code, section 9060, in the order listed below:

- (a) The surviving spouse;
- (b) A surviving child or parent;
- (c) Next of kin;
- (d) A person who has acquired the right to control the disposition of the remains; or
- (e) Successor of interment rights.

### Disinterments:

The remains of a deceased person may be disinterred from a plot (s) and/or niche (s) in a cemetery with a permit from the County Health Department, the consent of the District Manager and written notarized consent of the following, in the order listed below:

- (a) The surviving spouse;
- (b) The surviving children;
- (c) The surviving parents;
- (d) The surviving brother or sisters; or
- (e) A person who has acquired the right to control the disposition of the remains.

### Interment and Disinterment Requirements:

Interment and disinterment will not be permitted without each of the following:

- (a) Written consent of the interment rights owner (except his own burial) or a person named on the District's Successor Affidavit form;
- (b) An order for interment or disinterment filed with the District office;
- (c) All charges being paid in full before the opening of the site; and
- (d) Permit for Disposition of Human Remains (burial permit accompanying the remains).

### Public Cemeteries:

The District may maintain a cemetery or cemeteries, and for this purpose may take and hold title to property by grant, gift, devise, condemnation, lease, or any other method. Cemeteries shall be limited in use to interment in the ground and niches of human remains of the residents or taxpayers of the District or former taxpayers of the District who purchased interment rights in plot(s) and/or niche(s) while residents or taxpayers of the District (Section 9002 of the California Health and Safety Code).

### Grounds, Graves & Niches:

PLEASE SEE PUBLIC POLICY

**Process for Interment and Disinterment:**

- 1) The purchase of an outer burial container is required for all full casket burials in the District Cemetery.
  - 2) Interment or disinterment may be scheduled Monday through Friday between 9:00 a.m. to 1:00 p.m.\*, with a **three business days' notice and all fees (including Non-Resident fees) being paid.** If any other time is desired, permission may be given at the discretion of the District Manager under the authority of the Board of Trustees.
  - 3) No time shall be set on Saturday and Sunday unless;
    - (a) Ordered by a Public Health Officer;
    - (b) Scheduled between 9:00 AM to 11:00 AM;
    - (c) The authorized person requesting interment pays the following expense, in addition to the regular weekday fees;
      - (1) Opening and closing costs on Saturday are double (2 x) times the regular fee; and
      - (2) Opening and closing costs on Sunday are triple (3 x) times the regular fee.
  - 4) Holiday burials are not permitted.
  - 5) Graveside set-up must be paid for when the burial arrangements are made.
- \* *With the exception of extreme weather.*

**Other Provisions:**

- 1) Each purchaser of interment rights shall be issued a deed which entitles interment rights in accordance with these District rules and the California Health and Safety Code.
- 2) If an owner has no further need for interment rights in plot(s) and/or niche(s), they may submit a notarized written request to the District to repurchase plots and/or niches. Repurchases are subject to availability to District funds, at a price which is equal to the amount that was originally paid, less the Endowment Fee(s). In addition to the notarized written request, the original deed and receipt(s) must be returned.
- 3) An owner *MAY NOT SELL* their interment rights. However, they may assign them to immediate family members, as set forth in Section 9002(e) of the California Health and Safety Code.
- 4) **ALL FULL CASSET LOTS MUST CONTAIN A CASSET BEFORE AN URN CAN BE PLACED.**
- 5) The Board of Trustees reserves the right to make exceptions on an as needed basis.

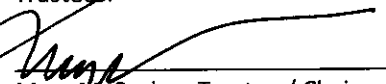
**Endowment Fund**


Endowment fee will be paid into the Endowment Fund at time of purchase. Endowment Fund is in accordance with Section 9065 of the Health & Safety Code.

**Changes in the rules and regulations:**

Rules and Regulation are subject to change at any time by action of the Board of Trustees and prevailing California Health & Safety Code.

Approved and adopted at a duly authorized meeting this February 10, 2025, by the Alamo-Lafayette Cemetery District Board of Trustees.

  
Mary McCosker, Trustee / Chair

  
Paul Gardner, Trustee

  
Steven Bolen, Trustee