



**MARYLAND**  
presbyterian church

# Rules and Regulations of the Memorial Garden

A guide for members and friends of Maryland Presbyterian Church

Revised November 2020

The following Rules and Regulations for the Memorial Garden are promulgated by the Trustee Officers of Maryland Presbyterian Church, Towson, Maryland (hereafter Trustees):

1. Application: The Memorial Garden shall be used for the interment of cremated remains of past and present members of the congregation and their families. Applicants must submit an application for each interment plot desired together with the required fee to the Trustees for approval. The Trustees reserve the right to disapprove any application for any reason which, in their sole discretion, they deem appropriate.
2. Fees: A license fee shall be paid at the time of completion of an Application for an Interment License and Agreement, and a name plate fee shall be paid at the time of interment. The amount of each fee shall be as established at the time payable. Until changed:
  - a. The license fee shall be \$1500.00 per plot. Each plot will be approximately 1'6" by 1'6".
  - b. The cost of preparation, excavation, and restoration of the burial plot plus the casting of the name plate for the Memorial Plaque and its installation on the wall, is currently \$200.00. (subject to change depending on market value of the bronze casting).
3. Interment License and Agreement: Upon approval of the application by the Trustees, and Interment License and Agreement shall be executed by the applicant, who shall thereupon become a license holder<sup>1</sup> for the interment plot. Thereafter, the Trustees by their duly authorized representative shall execute the Interment License and Agreement and shall deliver an executed copy thereof to the license holder. The Trustees shall maintain a registry by location in the Memorial Garden of the license holders and shall retain therewith a copy of each executed interment License and Agreement.
4. Designation of User: The license holder may at any time and from time to time designate in writing to the Trustees each person for whom the license holder intends the interment plot to be used. Each person designated must be a past or present

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<sup>1</sup> It is recognized that there may be joint license holders.

member of this congregation or of the immediate family of a past or present member. In the absence of any designation during the license holder's lifetime, it is presumed that the license holder designated himself or herself for interment in the plot for which a license is held.

5. Transfer: If a license holder wishes to transfer the Interment License and Agreement, the same shall be accomplished by the arrangement of and with the approval of the Trustees. The Trustees shall endeavor to honor the wishes of the license holder but shall not be bound to accept said transferee, nor shall the Trustees be under any obligation to procure an approved transferee. The fee for the transfer of the Interment License and Agreement is \$25.00.
6. Transfer upon Death: Upon the death of the license holder, each person who during the lifetime of the license holder was designated as an intended user of a plot may become a license holder of that plot by execution of an Interment License and Agreement. No license fee shall be required.

If at the time of his/her death a license holder is interred without having made any designation for subsequent use of the interment plot, then the plot shall not be used thereafter.

If at the time of his/her death a license holder is not interred in the plot and no designation for use of the plot has been made, any one among those persons who would take from such license holder under the laws of descent and distribution of the state in which such a license holder was resident at the time of his/her death shall have the right to make application seeking the Trustees' approval of the applicant as a license holder. Upon the Trustees' approval of the application and the payment of a transfer fee of \$25.00, the applicant may become a license holder in accordance with paragraph three of these Rules and Regulations. The approval of the applicant shall be in the sole discretion of the Trustees, and any other person thereafter claiming from the original license holder shall have no right or claim for the original license holder's interest. If during the one year after the license holder's death no applicant is approved, then the Interment License and Agreement expires and no one shall thereafter have any claim to it or any fees paid in respect to it. The Trustees may then consider another applicant for the interment plot if at the time of expiration there has been no interment in the plot.

7. Interment: The Trustees assume no responsibility to any license holder or designated user concerning his/her interment other than to grant permission for the interment of the cremated ashes.
8. Name Plate: The name plate for the plaque shall contain only the name of the person whose ashes are there interred with the dates of his/her birth and death. The fee for casting of the name plate and having it installed on the memorial plaque shall be as set forth above.
9. Interior: The plot shall be used solely for the interment of cremated human ashes and for no other purposes.
10. Exterior: No flowers or other decoration, except as may be placed from time to time by the Trustees, shall be permitted in the Memorial Garden.
11. Access: The Trustees reserve the right, in their sole discretion, to bring or cause to be brought any action for trespass or otherwise, civil or criminal, against any person or persons disturbing the Memorial Garden or its contents without proper authority.
12. Promulgation of Rules and Regulations: The trustees may add to, delete, or amend Rules and Regulations for the Memorial Garden, including the fees provided for, as long as the change is applied uniformly to the existing applicants or license holders. When a change is adopted, the Trustees shall send a copy of the change to the last known address of each license holder of record still living.