

Town Of Newry
Cemetery Ordinance

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Section 1: Definitions

A. Cemeteries:

The term cemeteries, as used in this ordinance shall be construed to include all lands now or hereafter deeded to and accepted by the Town of Newry for burial purposes, including the following locations:

1. Sunday River Cemetery
2. Powers Cemetery
3. Head of the Tide Cemetery

B. Selectmen:

The term shall mean the Board of Selectmen.

C. Grave:

Grave: An area suitable for the interment of one body, except in the case of a parent and child or two infants buried in one casket simultaneously. Further variations may be made in the case of cremations, with family lots, subject to the placing of markers and upon approval of (the Board of Selectmen)

D. Gravestones:

Any stone which marks a grave or grave site.

E. Marker:

Any stone flush with the pound.

F. Lot:

A plot of land approximately 4'x8' sufficient for one grave. Newry cemeteries have available one, two, four and eight grave lots.

G. Resident:

A person who has resided in the Town for at least 2 consecutive years during some point in his/her life, an infant of a resident, or is a current resident of the Town.

H. Non -Resident:

A person who has not resided in the Town for at least 2 consecutive years during some point of his/her life, an infant of a non-resident, or is not a current resident of the Town.

Section 2: Lot Ownership

1. Right of Burial:

The term owner of lot shall mean an individual who, through purchase, grant or transfer, acquired the right and privilege of burial of the dead, of erecting Monuments or ornaments in accordance with the provisions of this ordinance as it exists or may here after be amended.

2. Right of Burial:

The granting, transfer and sale of lots in municipal cemeteries shall be under the control of the Board of Selectmen, subject to the rules and regulations adopted by a vote of the Town and under the general supervision of the Administrative Assistant. Owners transferring, granting or selling lots in municipal cemeteries must obtain the consent, of the Board of Selectmen and a Certificate of Transfer from the Administrative Assistant.

3. Purchase:

Any individual wishing to purchase a cemetery lot shall apply to the Administrative Assistant and then select from those lots available the lot he/she desires to purchase. The Board of Selectmen may designate areas in each cemetery for single lot sales. Upon having made a lot selection, the lot sale will be made and a deed issued. A receipt from the Town Treasurer will serve as the right of burial. If the grave purchased requires ledge removal, the purchaser must pay any extra charges required, or the grave may be exchanged for another available grave.

Section 3: Selectmen to Supervise Care of Cemeteries

Care of Town cemeteries and lots therein shall be under the supervision of the Board of Selectmen and under the general supervision of the Administrative Assistant who will engage personnel to care for the Town cemeteries. The

payment of moneys to implement this section shall be made from Town Appropriation, sale of kits and perpetual care deposits.

Section 4: Cemetery Sexton

1.APPOINTMENT; The Cemetery Sexton shall be appointed by the Board of Selectmen. The Sexton will work closely with the, Administrative Assistant for the administration of the Cemetery Ordinance adopted by the Town of Newry.

2.AUTHORITY: The Sexton has the authority to enter upon any lot with the necessary equipment for the purpose of improving the appearance and condition of the lot and the general appearance of the cemetery; to remove any objectionable object that may have been placed contrary to the regulations of (lie cemetery ordinance; to remove any dead or dangerous tree, shrub, vine or neglected fence railing or enclosures; to remove any floral design or pieces which at the discretion of the Sexton have become unsightly. Any floral design or pieces not removed by end of the calendar year, each year, may be removed by the Sexton, or his designee.

Section 5: Care of Cemetery

1, ANNUAL CARE: Any person who purchases a lot and pays the Town Treasurer, in full, the established sum for said lot in accordance with this ordinance receives reasonable care of said lot/lots. Reasonable care of cemeteries shall include the cutting of the grass on the lot/lots at reasonable intervals, the raking find cleaning of the lot, and such work us may be necessary to keep the grave in a neat condition. Reasonable care shall not include maintenance or repair of any monuments, nor the planting of flowers or shrubs upon any lot.

Section 6: Regulations for Improving Lots

1.ENCLOSURES: No enclosure of any nature, such as fences, hedges or ditches shall hereafter be erected on any lot.

2.TREES, SHURBS, ETC.: No trees will be allowed. No shrubs in excess of 36" tail will be allowed.

3.GRAVESTONES: All headstones and monuments shall have a foundation. All markers shall be not more than 3 14 feet in length and shall be flush with the surface of the ground and do not require a foundation. Tree location of all gravestones and markers shall meet the approval of the Board of Selectmen.

4. MOTORCYCLES, SNOWMOBILES AND ATV S ARE PROHIBITED

Section 7: Interments

1. A twenty-four notice by the funeral director shall be given the Administrative Assistant before any interment,
2. A burial permit, issued by the Board of Health, must be left with the Administrative Assistant before the time of interment,

Section 8: Grandfathered

All fixtures existing prior to the adoption of this ordinance.

Section 9: Adoption & Amendments

1. This Ordinance shall become effective on passage at a Town Meeting.
2. This Ordinance may be amended in accordance with the general provisions of the Town governing all ordinances.
3. The invalidity of any portion of this Ordinance shall not invalidate any other part.

Section 10: Price Schedule

| | RESIDENT | NON-RESIDENT |
|----------------------|----------|--------------|
| 4'X8' SINGLE GRAVE | \$50.00 | \$100.00 |
| 8'X8' TWO GRAVES | \$100.00 | \$200.00 |
| 8'X16' FOUR GRAVES | \$200.00 | \$400.00 |
| 16'X16' EIGHT GRAVES | \$300.00 | \$600.00 |

Tile cost of all plots is determined by the Board of Selectmen and will be reviewed on a yearly basis.

Adopted June 30, 1997