

TOWN OF LEWISBORO CEMETERY RULES AND REGULATIONS

Rules and Regulations are made not alone for the benefit of the Cemetery, but for the plot owners as a whole and are designed to limit the rights of plot owners insofar as such limitation is for the benefit of all. It is not the purpose of the Town of Lewisboro to interfere any more than is absolutely necessary with the wishes of its plot owners but the following Rules and Regulations have been found essential for the protection of all the rights of all plot owners.

From time to time these Rules and Regulations may be revised. The Town Board may make reasonable amendments and additions thereto, when any Rule or Regulation is found to be detrimental to the best interest of the plot owners or when new conditions necessitate the adoption of other or further Rules and Regulations even though such Rules and Regulations are changed and amended after the deed has been issued.

1. The Town Board may sell plots to the following individuals:

Residents and former residents of the Town of Lewisboro

Employees and former employees of the Town of Lewisboro

A relative or representative for the interment of a student who attended a school located within the Town of Lewisboro during the previous 12-month period.

A member of a religious organization meeting regularly within the Town of Lewisboro.

2. When an interment is to be made, an authorization order signed by the plot or grave owner, representative or relative designating the location of the grave to be used must be filed at the office of the Town Clerk of Lewisboro, South Salem, New York.

3. Only one interment will be permitted in each grave sold after February 14, 1989. When it is desired to have two interments in any grave sold prior to that date, notice must be given at the time the first interment is made.

(a) All interments will be made in concrete vaults or liners.

(b) A maximum of six (6) cremation interments will be permitted in one grave and one family headstone will be permitted. Ownership of a portion of any such cremation interment shall not be assigned.

4. No interment other than the remains of a human being will be permitted.

5. Notice of interment should be filed at the Office of the Town Clerk as soon as possible prior to the interment together with the following data: Name of deceased, name of plot owner, plot number, grave number and name of funeral director.

6. The Town of Lewisboro will assume no responsibility for china, glass, tin cornucopias or other receptacles used as flower holders on the grave or plot. The Town further reserves the right to remove any unsightly object left upon the grave or plot.

7. Flower holders may be used, provided that said flower holders are set in the ground and are level with the ground when not in use.

8. Whenever in the opinion of the Town, flowers, wreaths, emblems, flags, etc. used at funerals or placed upon graves at other times become faded and unsightly, they will be removed and no responsibility for their protection, maintenance or safekeeping will be assumed by the Town. Only natural material and vegetation with the exception of appropriate military and other emblems, will be permitted for decoration of plots.

9. All persons within the Cemetery grounds shall use only the avenues, roads, walks, and paths and shall have the right of access over the paths and walks where the plot is located and the Town shall not be liable for injuries sustained to any person violating this rule.

10. The Town Board reserves the right to prohibit plot enclosures of any description.

11. Where the term memorial is used in these rules and regulations it is understood to include mausoleums, monuments, markers, corner posts, sarcophagi, benches and any other similar embellishment.

12. Before erecting any kind of memorial, the contractor shall file at the Office of the Town Clerk a blueprint or sketch of the proposed memorial showing the design and plan of the work and shall show sizes, depth of foundation, kind of material, inscriptions and location of proposed memorial on the plot. The maximum height of any memorial shall not exceed forty-two (42) inches, measured from grade level. Before performing work of any nature upon any plot he shall present a written order signed by the owner or owners or their successors in interest of the plot or grave, as his authority for same. The approval of the Town must be obtained, the required fee paid, and a permit secured before commencing the work or bringing any material into the grounds.

The Town's Maintenance Department will install the monument foundation for the following fees: 18" deep for flat stone, \$300; 36" deep for medium stone, \$450; 36" deep for large stone, \$550.

13. If any contractor erects a memorial of any kind of description on a plot, by reason of which the grass area is damaged, the Town Board shall make such restoration as in its judgment is necessary and the contractors shall reimburse the Town of Lewisboro for the cost of such restoration.

14. No advertisement in any form will be allowed on any memorial.

15. No permit will be issued for setting any memorial or the construction or erection of any memorial unless deed for such plot shall have been issued.

16. All memorial work must be of stone of approved quality or standard bronze. The most suitable and acceptable material is granite.
17. Slate, or sandstone are not permitted. Marble is not recommended and if used all responsibility for damage is at the risk of the owner.
18. Iron, wood or artificial stone benches, iron, wood or artificial stone or metallic markers other than bronze, will not be permitted.
19. Only one monument will be permitted on a plot and only one marker at each grave on the plot. Memorials must not encroach upon the space allowed for interments.
20. All monuments must be set at least six inches from the plot line.
21. Corner posts shall be set level with the ground. No raised letter will be permitted thereon. They must be two feet or more in length and dressed down plumb on the sides adjoining other plots.
22. All memorial work must be provided with concrete or masonry foundations. The foundations must extend to such depth as may be required to provide security for the work. Foundations must be at least the full size of the super-structure, and will be finished off at such levels as will permit the memorial to be set at least one inch below the surface of the sod at all points.
23. Persons desiring to do planting or any gardening work must first submit a ground plan with application signed by the plot owner or legal representative, stating sizes and varieties for approval by the Town. Upon obtaining approval, such persons shall also make satisfactory arrangements for the annual special care of the plot as improved.
24. Any planting put in without the written permission of the Town is subject to removal by the Town without notice.
25. The planting of trees, evergreens or shrubs will not be permitted.
26. Grass mounds will not be permitted.
27. If a plot owner shall permit in the opinion of the Town, any planting to become overgrown or unsightly, the Town after due notice will remove same and a charge for this work will be made against the plot owner.
28. The use of hay or straw coverings on graves is prohibited. Arbors and trellis-work are prohibited.
29. The sodding and seeding of plots must be done to the satisfaction of the Town.

30. If any monument, effigy, or any enclosure, or any structure whatever, or any inscription be placed on or upon any plot, which shall be determined by the Town to be offensive or improper or injurious to the appearance of the surrounding plot or grounds, the Town shall have the right to enter upon such plot and remove the said offensive, improper or injurious objects.

31. The Town, from time to time, may lay out, close or alter avenues, roads or walks, or make such rules and regulations for the government of the grounds as they may deem requisite and proper to secure and promote the general objectives of the cemetery providing however that same shall not deprive any plot owner of the proper use of all or any part of his plot.

32. No interment shall be permitted in any plot not fully paid for, except by special consent of the Town in writing, in each and every case, and in the event such consent is given, any or all interments shall be considered as temporary, and no right shall be secured by the plot purchaser by said interment until such plot is fully paid for.

33. The ownership of a plot or grave shall not be assigned unless approval of the Town Board has first been obtained. A charge of \$5.00 will be made for recording an assignment of ownership to a grave or plot.

34. The right to enlarge, reduce, replot and/or change the boundaries or grading of the Cemetery from time to time, including the right to modify and/or change the locations of, or remove or regrade roads, drives, and/or walks or any part thereof, is hereby expressly reserved to the Town Board.

35. Plots shall be sold only to such parties as to be determined by the Town Board to be eligible under the law.

Each grave.....\$1,500.00

Cremation plots\$400.00

Grave Opening Fee.....\$1,000.00
(Minimum: rock excavation, shrubbery removal, etc. extra)

Cremation Opening Fee.....\$300.00

Monument Permit Fee.....\$100.00

In addition to the foregoing amounts, the Town will accept a voluntary gift in trust for perpetual care. The minimum amount to be as follows:

1 Plot (four graves).....\$160.00

2 Plot (two graves)..... \$ 80.00

1/4 Plot (one grave)..... 40.00

36. Cremation plots were created by Town Board resolution of February 18, 1969. Plots 176, 177 and 180 in the old section of the South Salem Cemetery were designed for cremations.

Full graves are 32" x 96" consisting of three 32" by 32" sections

No more than two cremations permitted in one 32" x 32" section

One section is approximately 32" by 32"\$400.00

37. Cremation plots in the Meditation Garden in the South Salem cemetery shall measure 36" x 36" and will be sold at the regular cremation plot price of \$400.00.

Flush markers only (12" x 24" maximum) will be permitted on cremation plots in the Meditation Garden.

Adopted: November 4, 1960
Amended: June 11, 1963
July 8, 1969
May 10, 1977
September 10, 1985
May 27, 1986
June 9, 1987
February 14, 1989
November 14, 1995
October 22, 1996
December 30, 2008
November 23, 2009
January 27, 2014
January 01, 2022