

CUMBERLAND CEMETERY ASSOCIATION

Rules and Regulations Revised as of March 2004

1.0 GENERAL RULES

- 1.1 Individuals shall only enter a cemetery through designated entrances, and shall only use the authorized avenues, roads, and walks.
- 1.2 Snowmobiles, and unregistered vehicles, such as motor scooters and all-terrain vehicles, are prohibited within the cemetery except as may be in attendance at funerals.
- 1.3 The cemetery Trustees hereby reserve the right to adopt additional rules and regulations or to amend, alter, or repeal any rule, regulation, article, section, paragraph or sentence at any time as shall be deemed necessary.
- 1.4 No person shall destroy, mutilate, deface, injure or remove any monument, gravestone, marker, or other cemetery properties within the cemetery.
- 1.5 Individuals who enter a cemetery must carry out all waste that they create or accumulate while in the cemetery. Depositing of rubbish and debris on the grounds of any cemetery is prohibited.
- 1.6 There shall be no functions other than funerals or memorial services conducted within the cemetery.

2.0 LOTS AND GRANTEES OF RIGHTS OF INTERMENT

- 2.1 Individuals desiring to purchase a right of interment should call the Cumberland Town Clerk, who will notify the appropriate cemetery Superintendent, who will then aid them in making a decision.
- 2.2 No lot shall be used for any other purpose than the burial of the human dead.
- 2.3 Before any burial is permitted in the plot or lot, complete payment for the right of interment must be made. No partial

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- payments will be accepted. Payment must be made in full at the time of purchase. All rights of interment purchased shall include in the purchase price a fee for perpetual care which the Cemetery Association will hold and invest and use the income there from to defray the cost of the general operation of the cemetery.
- 2.4 The Cemetery Association disclaims all responsibility for the loss or damage from causes beyond its reasonable control as a result of the elements, acts of God, thieves and vandals.
- 2.5 All monuments shall be located and set by the Superintendent at the grantee's expense. All monuments must have a foundation.
- 2.6 Monuments may be erected on said lot, but such monument shall be maintained in a safe condition by the grantee herein, his or her heirs and assigns, and the repair and replacement of same, after damage from any cause, shall be at the expense of the grantee.
- 2.7 No single grave shall have more than one (1) above ground memorial and/or two (2) flush memorials.
- 2.8 On single graves, the base of any monument shall be no wider than thirty-two (32) inches.
- 2.9 No lot or rights of interment shall be assigned or transferred without endorsement by the Town Clerk and the cemetery Superintendent. Any and all such transfers and/or assignments, if "perpetual care" is not included on transferring deed, shall include payment for same to the Cemetery Association, at the current rate, and the payment shall be in full prior to the issuance of the new right of interment documentation. Transfers of rights of interment will not be recognized without the consent of the Superintendent, and transfer rights of interment forms may be obtained from the Town of Cumberland.
- 2.10 Upon the grantee's sale of interment rights back to the Cemetery Association, the Perpetual Care portion of the original purchase price, by law, cannot be reimbursed. The refunded

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amount shall be the original purchase price less the Perpetual Care portion. The Cemetery Association has no obligation to repurchase any lots or interment rights.

- 2.11 No lot or grave, other than what is presently in place, shall be defined by fence, railing, hedge, or crypt or enclosure of any description. There shall be no eternal flame or other open flame design at any plot or lot.
- 2.12 Unleashed dogs shall not be permitted to go at large in the cemetery. Persons walking their dogs shall be obliged to take care of disposal off the grounds of droppings that their dogs leave.

3.0 CARE OF LOTS

- 3.1 The general care of each cemetery is assumed by the Cemetery Association, and includes the cutting of grass, raking and cleaning of the grounds.
- 3.2 Prior approval from the Superintendent must be obtained before the planting of any shrub.
- 3.3 Shrubs planted or growing on any lot may be pruned or removed at the discretion of the Superintendent.
- 3.4 Planting of trees on individual lots is prohibited.
- 3.5 The Cemetery Association has the right to remove all floral designs, vases, urns, decorations, flowers, shrubs, wreaths, and plants that become unsightly, dangerous, detrimental or diseased, or that interfere with normal maintenance.
- 3.6 The Superintendent shall conduct a fall cleanup between October 1 and November 15, and a spring cleanup between April 1 and May 15 of every year. Any items of value to the grantees shall be removed by the grantee prior to the cleanup periods. Any memorials, decorations, and/or ornamentals deemed dangerous and/or detrimental shall be removed.

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4.0 INTERMENTS

- 4.1 Each cemetery shall be open for interments at the discretion of the Superintendent. There shall be no interments permitted from December 1 until the spring thaw is complete.
- 4.2 When an interment is to be made, the location of such interment shall be designated by the grantee of the right of interment. Should the grantee fail or neglect to make such designation, the Cemetery Association reserves the right to make the interment in a location designated by the Superintendent.
- 4.3 In order to maintain a high standard of care and to eliminate sunken graves, it is required that all burials be made in outside containers made of natural stone, metal, reinforced concrete, fiberglass or any container approved by the Superintendent. Cremated remains must be interred in a permanent container.
- 4.4 Forty-eight (48) hours notice must be given prior to all interments.
- 4.5 The Cemetery Association will not be responsible for any order given by telephone, or from any mistake occurring from lack of precise and proper instructions as to the particular space, size of grave or location in the plot.
- 4.6 No interment of two (2) or more bodies shall be made in one (1) grave except in the case of a mother and a child or two (2) infants buried in one (1) casket, or two (2) cremated remains, or one (1) full burial and one (1) cremation. All interments shall be located and made by the Superintendent.

5.0 DISINTERMENTS

- 5.1 Disinterments shall be governed by Title 22, Section 2843, M.R.S.A. A permit for disinterment or removal of a dead human body must be obtained from the Clerk of the Town of Cumberland.

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5.2 Cost of the disinterment shall be the responsibility of the party seeking the disinterment. The Association may charge an administrative fee at the discretion of the Superintendent.