

RULES AND REGULATIONS OF THE TOWN OF TAMWORTH CEMETERIES

1. Introduction

1.1. Purpose

For the mutual protection and benefit of lot owners, and each cemetery as a unit, the following Rules and Regulations have been adopted, and all owners and visitors within the cemeteries, and all lots sold, shall be subject to said Rules and Regulations, and subject, further, to such other Rules and Regulations, amendments or alterations as shall be adopted by the Cemetery Trustees from time to time.

1.2. Definitions

The term "memorial" is anything meant to help people remember some person and shall include a monument, marker, tablet, headstone, private mausoleum, tomb, gravestone, or tombstone.

The term "marker" is any stone flush with the ground to mark a grave.

The terms "headstone", "gravestone" or "tombstone" mean any upright stone above ground level marking a specific grave or a family plot.

The word "Trustees" refers to the Town of Tamworth Cemetery Trustees.

2. Sale of Lots.

2.1. The Trustees have lots for sale in four cemeteries - Chocorua, Ordination Rock, Wonalancet, and Fowlers Mill. No lots are for sale in Riverside.

2.2. A burial lot located in the cemeteries listed above costs \$600 for residents and owners of property in Tamworth and \$1200 for non-residents. This fee is for the lot and is to be used by the Trustees as they see fit for the benefit of cemeteries in the Town.

2.3. A standard cemetery lot is four feet wide by twelve feet long. Cremation lots in Chocorua Cemetery are four feet by four feet. There are variations from these sizes as shown on each cemetery plan.

2.4. Transfer: Lot owners may sell their interest in a lot or lots to the Town of Tamworth only.

2.5. Lots are to be sold in sections in sequence to the extent possible, not randomly.

3. Use of Lots

3.1. Monuments

3.1.1. Corner markers: Corner markers are required on all lots. If several adjacent lots are purchased by the same individual, markers for only the outside of the adjacent lots are required. If initialed corner markers are desired, these will be purchased by the owner of the lot(s) and placed at his expense. If such initialed markers are not placed within 60 days, weather permitting, of lot purchase, the Trustees will provide and place plain granite corner markers.

3.1.2. There can be multiple cremation remains buried in one lot, but only one above ground monument is allowed. Additional markers, flat stones level with the surrounding ground, may be placed.

3.1.3. Size and location

Above ground monuments are limited to one per lot which shall not exceed a measurement of 40" wide x 40" tall x 14" deep. No monument shall be placed closer to the lot line than four inches. If an above ground monument is to be placed covering two or more adjacent lots, the maximum width shall be 48". A bench which is no bigger than 40" long, 20" tall and 14" deep, may be placed instead of an above ground monument.

All monuments and benches shall be made of stone.

Only flat markers are allowed in the designated green burial areas.

3.1.4. In the Wonalancet Cemetery, all headstones are further limited to 36" in height.

3.1.5. In the Ordination Cemetery, monuments are further limited as follows:

3.1.5.1. Lots A1 through G36 headstones are allowed

3.1.5.2. Lots H1 through M36 surface markers only are allowed.

3.1.5.3. Lots A1 through M36 are available for sale. Other lots are not to be sold at this time.

[See section 4.4.4 for exception.]

- 3.1.6. The Trustees shall have the right to lower all markers and to lower or remove any corner posts or curbing that is a hindrance to the care and mowing of the lots.
- 3.1.7. No above ground monument shall be set without a proper foundation which shall include appropriate provisions to prevent frost damage which could lead to movement or toppling of the above ground monument. The foundation shall include a concrete base 16' to 18" deep.

4. Burials

- 4.1. Bodies or ashes of deceased humans only may be buried in a cemetery.
- 4.2. All body burials require a cement/metallic vault or cement liner except in designated "green burial" lots.
- 4.3. The Trustees or their designee shall be notified prior to any burial taking place in a cemetery.
- 4.4. Green burial lots:
 - 4.4.1. In areas specifically so designated, the Trustees allow "green burials" "Green Burial" excludes embalming fluids, non-bio-degradable containers, herbicides and pesticide use, and in no way inhibits natural decomposition. In the designated areas the following are allowed:
 - 4.4.2. The mounding of dirt over burials to allow for settling.
 - 4.4.3. There shall be at least three feet of earth between the body and the ground surface above the adjacent area.
 - 4.4.4. The following areas are designated as being reserved for Green Burials:
Chocorua Cemetery, East Coville Section: Rows 23 through 32 in sections O through Q
Ordination Rock Cemetery: Rows 54 through 72 in sections C through M

5. Maintenance of lots

- 5.1. Seasonal decorations may be removed by the Trustees or their agents after the completion of the season.
- 5.2. The Trustees or their agents shall not be held responsible for damage to any lot, marker, monument, post or curbing, nor any planting on any lot; nor shall they be responsible for any urns, containers, or other articles placed upon a lot in the cemetery.
- 5.3. Maintenance of lots under the supervision of the Trustees includes the mowing of grass, removing old flowers, fallen leaves, tree branches or other debris, and care of cemetery roads and fences. Such maintenance does not include care of monuments, watering, or fertilizing the grass, or the maintenance and planting of plants and shrubbery
- 5.4. If any trees or shrubs, situated on any lot, shall, by means of their roots or branches, become detrimental to the adjacent lots or avenues, or unsightly or inconvenient for visitors, the Town shall have the right to enter the lot and remove said trees or shrubs or such parts thereof as they shall determine to be detrimental, unsightly or inconvenient.
- 5.5. The Trustees reserve for themselves and to those lawfully entitled thereto, a perpetual right of ingress and egress over plots for the purpose of passage to and from other plots.
- 5.6. Any questions or concerns about these guidelines should be referred to the Cemetery Trustees who can be contacted directly or through the Selectmen's office.

6. Tamworth Veterans Memorial

- 6.1. The Tamworth Veterans Memorial at the four corners in Tamworth Village is maintained by the Cemetery Trustees and is a place of honor for Tamworth residents who have served our nation. It was planned and prepared by a veterans committee with the aid of many persons and companies.
- 6.2. The Trustees' approval must be obtained before any changes are made to, or non veteran appreciation activities are held at, the memorial. The Trustees will consult with the Veterans Memorial Committee, or its successors, prior to granting approval.

Adopted by a majority of the Tamworth Cemetery Trustees following a duly noticed public hearing on September 17, 2014. Revised 6/21/2016, 6/28/2017, and 8/9/2017 by vote of the Trustees.