

Adopted by:

Pelham Board of Selectmen

May 17, 1988

Rev. May 24, 2011

By-Laws, Rules and Regulations
For the Management of
Cemeteries of the
Town of Pelham, NH

ARTICLE I Management

Management of the cemeteries owned by the Town of Pelham shall be vested in the Town Cemetery Trustees.

ARTICLE II

1. No interment shall be made until a Certificate Of Interment has been issued.
2. No interment shall be issued for a lot in un-plotted ground.
3. Lots are to be sold by range and in numerical order.
4. No interment shall be permitted in any lot until said lot is paid in full.
5. The total price in full shall be paid at the time of the purchase of the lot.
6. No monument or marker shall be erected on any lot until payment for the charge for said lot has been made in full.
7. No conveyance of any lot or right in such lot by any other person than the Cemetery Sexton shall be of any avail, and any lot not used by the person or family first purchasing the same shall revert to the Town and Town may repay the person so purchasing it the amount paid for same.
8. Persons desiring to allow the burial of bodies other than those of their immediate families in their lots may do so upon presenting a written request signed by the owner of the lot, or his or her successor in interest, when approved by Cemetery Sexton.

ARTICLE III Lot Markers

1. Corner markers are allowed on all lots, but must be set flush with the ground.
2. All individual flat grave markers or headstones must be set flush with the ground.

ARTICLE IV Maintenance

1. Maintenance includes the cutting and trimming of the grass at reasonable intervals, the raking and cleaning of the grounds when deemed necessary by the Cemetery Sexton, the pruning of shrubs and trees that may be placed by the Town and the removal of dead flowers and trash.

2. Such maintenance shall in no case mean the repair, maintenance or replacement of any memorial, marker or structure of any kind erected upon lots; nor the planting of flowers or plants; nor does it mean the reconstruction of any marble, granite, bronze, concrete, or any other work on any section of plot, damage to which may have been caused by the elements, an act of God, thieves, vandals, explosions, unavoidable accidents, riots or by order of any military or civil authority, whether damage be direct or collateral.

ARTICLE V Records

1. A copy of these Rules and Regulations and amendments thereof, shall be kept by the Town. Owners of lots and purchasers of new lots shall be given a set of these Rules and Regulations and amendments thereof upon request.
2. A map showing the plan of Gibson Cemetery and its division into sections as well as a master plan of each section showing the divisions of each section with lot numbers shall be kept by the Town.
3. A lot book in which is recorded the sections, number and the name of each lot owner shall be kept by the Town.
4. A card identification system containing the name and other pertinent information of each person buried in Gibson Cemetery shall be kept by the Town.

ARTICLE VI Funeral and Interments

1. Arrangements for interments shall be made at least twenty-four (24) hours in advance and directly to the Cemetery Sexton.
2. The fee for interment and opening and closing of the grave may be learned upon application.
3. Concrete burial liners are required as well as concrete cremation liners.
4. The person giving the order for the grave must supply the necessary information for the interment records of the Town. In addition, such person must present a burial permit as required by the laws of the State of New Hampshire.
5. All funerals, on arriving at the gate, are under the direction and control of the Cemetery Sexton.

6. The burial of the remains of more than one person in one grave will not be permitted except the remains of mother and infant, or of two infants enclosed in one casket.
7. No disinterment or removal of the remains of any body will be permitted except:
 - A. With the consent, in writing, of the owner of the lot or a member of his family.
 - B. With the permit required by the laws of the State of New Hampshire.
8. The Cemetery Sexton has the right to reject any and all Sunday Funerals.
9. Holiday funerals will be permitted. The Cemetery Sexton has the right to reject any and all Holiday funerals.
10. The Town or Cemetery Sexton shall not be responsible for any order given by telephone, or any mistake occurring from the want of proper instructions as to the proper grave location where interment is to be made. The Town or Cemetery Sexton reserves the right to make an equitable charge whenever additional labor and equipment costs result from such mistakes.

ARTICLE VII Monumental Work

1. No monument shall be erected without prior approval of the Cemetery Sexton. The right is reserved to forbid or remove any monument deemed objectionable by the Town.
2. No monument will be permitted to be erected bearing any mark or symbol deemed objectionable by the Cemetery Sexton.
3. No monument or marker may be erected on any lot until the lot has been paid in full and the owner is in possession of the deed.

<u>Size of Lot</u>	<u>Base Length</u>	<u>Width</u>	<u>Height</u>
12 grave - 20' x 20'	7' - 0"	18"	4' - 0'
6 grave - 20' x 12'	7' - 0"	18"	4' - 0'
6 grave - 10' x 20'	7' - 0"	18"	4' - 0'
4 grave - 10' x 14'	7' - 0"	18"	4' - 0'
Double grave - 6' x 10'	5' - 0"	18"	4' - 0'
Single grave - 3' x 10'	2' - 6"	18"	4' - 0'

5. Only one (1) monument per lot to be allowed.
6. The monument contractor must perform his work under the control and supervision of the Cemetery Sexton.

ARTICLE VIII Foundations or Footings

1. All foundations or footings shall be at least three (3) feet below ground level.
2. All foundations or footings for monuments shall be built by the monument dealer under the Cemetery Sexton's supervision, and charged to the lot owner.

ARTICLE IX Shrubs and Trees

1. No shrubs, trees, or bushes are allowed on any lot.
2. No shrubs, trees, or bushes are allowed to be replaced on any lot.
3. The Town shall not be responsible for the replacement of any shrub, tree, or bush planted in a Town cemetery, except it may replace any shrub or tree which it has planted in a Town cemetery.

ARTICLE X **General Rules**

1. No seats, iron work, boxes, toys, ornaments, vases, glass, wood or iron crosses and similar articles shall be placed on any lot.
2. The Cemetery Sexton reserves the right to remove any article from any lot that is noted in General Rule 1 or any similar article.
3. Eternal Lights will be permitted but only when placed directly next to a monument. If no monument is on the lot, the Eternal Light is to be placed in line with the monuments of the other lots of that range.
4. American Flags will be permitted with holders; when only one veteran is in a lot, the flag is to be placed next to the monument.

5. The Cemetery Sexton shall have the authority to remove all floral designs, flowers, weeds, trees, shrubs, or herbage of any kind, from the cemeteries, as soon as, in the judgement of the Cemetery Sexton, they become unsightly, dangerous, detrimental or diseased, or when they do not conform to the standards maintained by the cemetery.
6. No coping, hedge, fence, railing or enclosure of any kind may be placed on the boundaries of any lot.
7. Mounds over graves are prohibited.
8. No workmen will be permitted to do any work in the Town cemeteries except Town employees and monument workers without the permission of the Cemetery Sexton.
9. No dog, horse, bicycle, motorcycle, or off-highway recreational vehicle shall be permitted in the cemetery at any time.
10. Thru traffic is prohibited in Gibson Cemetery.
11. Potted flowers, cut flowers, and artificial flowers may be placed on lots from May 1 to October 31. Winter arrangements of natural materials may be placed on lots from November 1 to April 30. Flowers or winter arrangements must not exceed one (1) foot out from the front of the monument. No flowers or winter arrangements are allowed behind a monument with the exception of 12 grave lots and 6 grave lots that have burials behind the monument. If no monument is on the lot, a one (1) foot by two (2) foot section for flowers or winter arrangements will be allowed in line with the monuments of the others lots of the range.
12. The Town shall not be liable or responsible to any person for damage done to monuments, trees, shrubs, or plants except for that damage arising directly from its negligence, and the Town shall not be responsible for personal injuries

received or property damage caused except that which arises directly from its own negligence.

13. All property left at a Town cemetery is left exclusively at the sole risk of the owner thereof.

ARTICLE XI

1. No pet animals of any kind may be buried in a Town cemetery.

ARTICLE XII

1. The Town hereby expressly reserves the right to adopt additional Rules and Regulations or to amend, alter or repeal any rule, regulation, Article, section, paragraph or sentence in these Rules and Regulations at any time and without notice.

NOTICE TO LOT OWNERS

SPRING CLEAN-UP BEGINS ON APRIL 15TH. PLEASE REMOVE ANY FLOWERS, FADED ARTIFICIAL FLOWERS, BASKETS, WREATHES, ETC. ITEMS REMAINING AFTER THIS DATE WILL BE REMOVED BY CEMETERY PERSONNEL AND MAY BE PICKED UP BEHIND THE MAINTENANCE GARAGE UNTIL APRIL 30TH.

ALSO, IN KEEPING THE CEMETERY LOOKNG RESPECTFUL AND DIGNIFIED:

- ALL SHRUBS AND TREES ARE TO BE TRIMMED AND CUT BACK AS DEEMED NECESSARY BY CEMETERY SEXTON.
- ALL WIRE, PLASTIC, OR WOOD FENCES AROUND MONUMENTS SHALL BE REMOVED.
- NO WIND CHIMES, BIRD FEEDERS, OR BALLOONS ALLOWED.
- ALL BORDERS AROUND MONUMENTS WILL BE SET FLUSH WITH THE GROUND. NO RAISED BORDERS ALLOWED.
- DISTANCE IN FRONT OF MONUMENT WILL NOT BE MORE THAN 16 INCHES. SIDES OF MONUMENTS, NOT MORE THAN 10 INCHES. NOTHING IS ALLOWED BEHIND MONUMENTS.
- AREA IN FRONT AND SIDES OF MONUMENTS MAY NOT BE MOUNDED OR RAISED UP ABOVE SURROUNDING GROUND.
- NO GLASS BEADS OR DECORATIVE STONES MAY BE PLACED AROUND MONUMENTS.
- NO SKATEBOARDS / ROLLERBLADES / BICYCLES / **ABSOLUTELY NO DOGS.**

YOUR HELP IN THESE MATTERS WILL BE IMMENSLEY HELPFUL TO THE MAINTENANCE OF THE CEMETERY.

IF YOU NEED ASSISTANCE OR NEED TO DISCUSS REGULATIONS, THE CEMETERY SEXTON WILL ASSIST YOU AT 603-635-6974

AS PER ORDER OF THE BOARD OF CEMETERY TRUSTEES

THE CEMETERY SEXTON SHALL HAVE THE AUTHORITY TO REMOVE ALL FLORAL DESIGNS, FLOWERS, WEEDS, TREES, SHRUBS, OR HERBAGE OF ANY KIND AS SOON AS, IN HIS JUDGEMENT OR THE JUDGEMENT OF THE TRUSTEES, THEY BECOME UNSIGHTLY OR DANGEROUS, DETRIMENTAL, DECEASED, OR WHEN THEY DO NOT CONFORM TO THE STANDARDS MAINTAINED BY THE CEMETERY.