

December 4, 2017
Revised September 30, 2018
Revised October 11, 2018

**RULES AND REGULATIONS GOVERNING THE PURCHASE OF A RIGHT TO
BURIAL CERTIFICATE IN THE KESHER ZION CEMETERY BY
NON-MEMBERS**

Purchasing a Right to Burial Certificate

1. A Certificate granting the right of burial (hereinafter referred to as the “Certificate”) in the Keshet Zion Cemetery (hereinafter referred to as the “Cemetery”) may only be issued by the Keshet Zion Cemetery Association (hereinafter referred to as the “Cemetery Association”) in the name of the individual and his/her spouse purchasing the lot. Each such Certificate shall identify the lot or lots included in the burial plot covered by the Certificate.

Who Can Be Buried

2. Only the deceased person or persons may be buried in the burial plot(s) described in the Certificate (subject to the requirements and provision of Section 3 below and other applicable requirements contained in these Rules and Regulations)

(a) The person or persons in whose name the Certificate is issued and the spouse of any such person.

(b) No burial permitted by the within Section shall take place until all costs, fees and charges pertaining to such burial, perpetual care, and the services of Chevra Kadisha have been paid in full or arrangements for such payment have been made which have been approved by the President of the Cemetery

Association. The amount of all such costs, fees and charges shall be those in effect as of the time of death.

2. Except as hereinafter provided, any deceased person buried in the Cemetery shall have been a member of the Jewish faith at the time of his or her death; provided, however, a non-Jewish spouse may be buried on the portion of the Cemetery commonly referred to as the "New Cemetery" if the then Rabbi of the Synagogue (or any successor to the Synagogue) determines that such burial would be permitted according to the halachic standards of the Conservative Movement. In the absence of an appointed/hired Rabbi by the Keshet Zion Synagogue (or any legally recognized successor to Keshet Zion Synagogue), the Board of the Keshet Zion Cemetery Association has such authority. In the case of the burial of a non-Jewish individual as described above in this paragraph, there is no requirement that Chevra Kadisha be performed. As such there would not be any fees asserted for such non performed services.

3. Effective immediately and with the unanimous approval of the Keshet Zion Cemetery Board of Directors and being consistent with the stated Rabbinical opinion (*While burial of the deceased is a mitzvah, if a person chooses to be cremated, the cremains may be interred in the new Keshet Zion Cemetery*) published in the KZ Bulletin, Sept. 2017, the burial of cremains is unconditionally permitted. Cremains must be in a Kosher casket. The participation of the Rabbi at the cemetery will be at the Rabbi's discretion.

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4. The cost for each plot for which a Certificate is issued plus the cost for perpetual care for each such plot shall from time to time be established by the Board of Directors of the Cemetery Association. A Certificate for the burial plot will be issued when the cost of the burial plot, plus perpetual care and the currently published non-member charge for Chevra Kadisha are paid in full. A list of all fees, costs, provided for in this section or elsewhere in these Rules and Regulations, as in effect from time to time, shall be attached to these Rules and Regulations.

Limitations on Memorial Stones and Plantings

5. No shrubs, bushes, or other plants shall be planted on or along a lot or burial plot.

Permission For Burial

6. Before any plot is opened for an intended burial, the Cemetery Superintendent, office of the Cemetery Association and the President of the Cemetery Association or his/her designee shall be notified by the funeral director or by a member of the immediate family of the death. The President of the Cemetery Association or his/her designee will arrange for the opening of said plot, and the plot intended to be opened and used for the burial shall be specifically identified by plot number and letter.

Kosher Caskets, Grave Liners and Memorial Stones Must Be Approved By the Rabbi

7. The following additional Rules and Regulations shall apply to the area of the Cemetery known as the New Cemetery:

- a. The casket may be buried only in a concrete grave liner installed underground.
- b. All plots utilized in the Keshet Zion Cemetery shall have an appropriate monument or marker erected subject to the approval of the Cemetery Association President or the then current Rabbi. If for any reason there is no Rabbi employed by Keshet Zion Synagogue the determination of the appropriateness of said marker or monument shall be at the discretion of the Keshet Zion Cemetery President or his designee. At a minimum, the size of the marker shall be 2 feet long, 1 foot wide and 4 inches high.
- c. No monument or memorial stone shall exceed in height, including the base, a total of 36 inches. No such memorial stone or monument shall be erected without the prior authorization of the President of the Cemetery Association or his or her representative.

In addition, all designs and inscriptions on a memorial stone or monument must be approved in writing by the Rabbi of the Synagogue before such designs and inscriptions are placed upon the memorial stone or monument and shall not include any religious symbol not related to the Jewish faith.
- d. No cradles, whether of stone, concrete, metal, or of any other material, shall be installed around the gravesite or the burial plot of which the plot is a part.

8. Other Requirements

- a. All foundations for monuments or memorial stones are to be poured no higher than one inch (1") below surface level. Foundations shall be the size of the base of the monument or memorial stone, and no larger, and shall be twenty-four inches (24") deep unless otherwise stated by the designated representative of the Cemetery Association. The placement for the forms for pouring the foundation must be determined and approved by the Superintendent of the Cemetery Association. A service fee determined by the Superintendent shall be paid by the vendor providing the memorial stone directly to the Superintendent. Any damage to cemetery grounds or to monuments or memorial stones, including without limitation, tracking wheel marks, must be reported to the Cemetery Association and corrected within a reasonable length of time at the expense of the party installing the monument or memorial stone.
- b. Except as hereinafter provided, the Cemetery is open for work between sunrise and sunset. All work must be completed during this time. The Cemetery is closed after 3:00 p.m. on Fridays, all day on Saturdays and Jewish holidays, and no work may be done during these times.
- c. Prior to performing any work within the Cemetery, the monument or memorial stone installer must obtain and deliver to the office of the

Cemetery Association satisfactory evidence of the following insurance coverage naming such installer as the insured:

1. Worker's Compensation
 2. Employer's Liability insurance in the amount of at least \$500,000.00.
 3. Proof of automobile liability insurance covering owned, non-owned, borrowed, and hired vehicles, in the amount of at least \$500,000.00 for each occurrence of bodily injury or property damage, plus coverage in the aggregate of not less than \$1,000,000.00 must be presented on request of the Cemetery Association. Such insurance policies shall also name the Cemetery Association as an additional insured and provide that the Cemetery Association shall be notified thirty (30) days in advance before any cancellation or material changes to said insurance.
- d. All monuments or memorial stones set will be level and in a straight line in accordance with the development of the applicable area of the Cemetery. The President of the Cemetery Association or his/her representative will decide if weather conditions have caused the ground to be too wet for the setting of any monument or memorial stone or for travel to the site of the monument or memorial stone placement. Installations must be performed in a manner so as to avoid damage to grass, trees, and shrubs. After installation is

completed, all debris must be removed from the surrounding area.

All work is subject to the approval of the President of the Cemetery Association or his/her representative, and if unsatisfactory, shall be removed upon his or her direction or corrected to their satisfaction.

e. Burials take precedence over stone settings.

f. If a funeral or interment is being conducted nearby, all unrelated work of any description shall cease. All motor or electrical vehicles used for the setting will be removed from the sight of the funeral.

9. Chevra Kaddisha services shall be provided for non-members

at such cost as is established from time to time by the Board of Directors of the Cemetery Association. If there is a request for a person to remain in the presence of the deceased until the funeral, then there will be an additional charge if the services of such a person can be obtained. The amount of such "sitting charges" shall be determined by the President of the Keshet Zion Cemetery Association or his/her designee. No body shall be buried in the Cemetery unless prepared for burial by the Chevra Kadisha of the Cemetery Association except where a Certificate of Tahara is furnished to the Cemetery Association prior to burial. All burials must be in a kosher casket.

10. All funeral services shall be conducted by the Synagogue's Rabbi.

However, at the deceased family's request and with the concurrence of the Keshet Zion Rabbi, additional clergy may assist the KZ Rabbi. If the Rabbi is not available he/she may designate a substitute Rabbi to officiate at the funeral service. Only

clergy of the Jewish faith may officiate at a funeral or unveiling of a monument or memorial stone on the cemetery.

11. A gratuity to the Synagogue's Rabbi is required. The fee for Rabbinical services provided is on the attached schedule.

12. All costs, fees, deposits, and other charges provided for in the within Rules and Regulations including, without limitation, those provided for in sections 4, 7, 8,9,10 and 11, above, may be changed from time to time by the Board of Directors of the Cemetery Association.

13. Neither the Keshet Zion Synagogue nor the Keshet Zion Cemetery Association will bear any financial responsibility for vandalism or "Acts of God" to graves or monuments or memorial stones located on any part of the Cemetery.

14. All payments for perpetual care shall be deposited in the Cemetery Association's Perpetual Care Fund. Said Fund and the income earned thereon shall be segregated from other funds of the Cemetery Association and shall be used exclusively for the maintenance of and improvements to the Cemetery. Such maintenance and improvements shall include, without limitation (but subject to the provisions of Section 8 above), the mowing of the grounds, the control of weeds and other invasive growing material and insects, the maintenance of all walkways and driveways within and adjacent to the Cemetery and the removal of snow there from, and the preparation of the newest addition to the Cemetery located to the north of the existing New Cemetery.

15. Notwithstanding any provision in the within Rules and Regulations to the

contrary, the Board of Directors of the Cemetery Association, by majority vote, may modify or revise the within Rules and Regulations whenever the Board of Directors of the Cemetery Association decides that the particular matter under consideration by the Cemetery Association justifies such modification or revision; provided however that any such modification or revision shall not be a precedent for any future matter that may come before the Cemetery Association unless the Cemetery Association, as then formulated, shall, again by majority vote so determine.

16. Cemetery is closed after sunset. No one is to enter after sunset; in addition no one is to be in the cemetery on the Sabbath or Jewish holidays.

SCHEDULE OF FEES FOR NON-MEMBERS

FEES TO FAMILY OR ESTATE OF THE DECEASED

(as of September 2018 and subject to change)

| | |
|--|-------------------|
| Chevra Kadisha | \$750.00 |
| Cemetery Lots (including Perp Care) | \$4,500.00 |
| Fee to Rabbi | \$ 250.00 |

Above costs are for fees for Right to Burial Certificate for one (1) Lot.

It is the financial responsibility of the non-synagogue member to plow the snow off the existing roads if needed for a burial.

Non-members are charged the incurred fees.

NOTE TO FUNERAL HOMES

For funerals which use the main sanctuary or chapel at the Keshet Zion Synagogue rented facility, there is a fee for use of the facility. This fee is to be paid by the funeral home to the Keshet Zion Synagogue. As of September 30, 2018 the fee is \$250.00 and is subject to change. Contact the synagogue office for the most current fee.

