

**Rules and regulations
of the
Anshe Sholom Chabad JCC
Cemetery Plots at New Montefiore Cemetery
*Update October 2018***

The rules and regulations are based in part on the original (dated 1956), and have been updated for all practical means and purposes as clearly stated in original clause 22.

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These grounds, set apart a Jewish cemetery, are to be used exclusively to the interment of those dying in the Jewish faith, due observance of the rules and regulations and proper decorum will be required of all.

1. None other but relatives of the owners of a family plot shall be buried in his plot unless the written consent of the party of the first part be first obtained. Or by authorized consent of the Board of Directors of Anshe Sholom Chabad JCC.
2. Any person intentionally violating the rules of the cemetery or injuring in any way the property therein, or acting in any manner unbecoming to the sanctity of the place shall be forthwith deprived of the privileges of entrance, and, if deemed necessary, will be prosecuted by law.
3. Plot owner by deed and proper purchase of the plot shall be allowed to bury family members as they chose. Upon receipt of Permit from ASC JCC burial of body must take place within 48 hours or unless extreme circumstance delay the burial. No burial, procession or any act or adornment or décor of sorts shall ever take place that is not within Jewish Tradition and Halacha – Jewish law. No permit will be issued to any plot owner that violates this clause. All final decisions in these matters remain the decision power of the Board of Directors of Anshe Sholom Chabad JCC.
4. The owners may adorn their lots with flowers or shrubs, and shall, within three years from date of this agreement, receive by each plot owner upon purchase or renewal of updated charter, place at the corners permanent granite markers, subject to the approval of the cemetery authorities. Beds or grave enclosures are not permitted. Exceptions may be made with authorization by the cemetery and ASC JCC board of directors. The setting or placing of urns, balls, or bronze, while permitted, is not advised, because of the ease with which they may be lost or stolen and the difficulty in finding the party responsible on whom to fasten liability therefore.
5. All the materials, etc., remaining after fixing the fence, vaults, monuments or tombstones must be removed by the owner or owners, within three days, otherwise the cemetery authorities controlling the same will have them removed at the owners' expense. To the exception of unforeseen circumstances within reasonable explanation.

6. Monuments, designs and inscriptions of any improper kind or contrary to the Jewish faith will be immediately removed at the expense of the owner. No advertisements of in any form will be permitted. Mausoleum must be of granite, and shall not be permitted upon any lot containing less than three hundred and twenty (320) square feet in area. Full plans and specifications must first be filed and receive the approval of the cemetery committee. No photographs of any kind will be permitted in monuments unless agreed upon by the Board of Trustees and to be based on acceptance of Chabad traditions and/or Halacha-Jewish law.
7. Owners, their relatives and friends may enter the cemetery at all responsible hours, but in case of violating any rules of the cemetery such privileges will be immediately revoked.
8. The owners of lots, in opening graves must keep at least six inches within the limits of their lots, and prevent damage to adjoining owners.
9. No interment can take place without a permit from the President or Acting President of the Center or Chairman of its Committee, containing name, age, disease, date of death, and burial and nativity of the deceased and whether married or unmarried. No burial to take place before sunrise or after sunset.
10. None but persons dying in the Jewish faith shall be interred in any lot, and the cemetery authorities shall have the right to disinter anybody thereon of one not dying in the Jewish faith.
11. No sale or assignment of any lot or lots, or burial rights therein, will be recognized or valid if made valid without the written consent of the President of Acting President or the Chairman of its Cemetery Committee, and no such sale shall be valid if made to one not of the Jewish Faith. The owner of a burial plot shall not sell, transfer, dispose of or assign the same, or any part thereof, without the first offering said plot to Anshe Sholom Chabad for repurchase at the same net price, without interest, originally paid by the owner of said plot to the center, or for the proportionate cost of the unoccupied portion of said plot or for a fair tax deductible donation. Said offer must be made in writing by registered mail addresses to the Chairman of the Cemetery Committee. The center shall have thirty (30) days after the receipt of this offer to sell, to accept such an offer. The plot owner shall execute a deed to the center for said plot. If the offer to sell is not accepted by the center, the owner of said plot shall then generally offer the same for sale to the members of the center in good standing at the same price that it was offered to the center. In the event no member of the center purchases said plot within thirty (30) days after the same has been so offered, the plot owner may then offer it for sale to any non-member of the center. No sale or transfer to any other party shall be allowed without written consent by Anshe Sholom Chabad JCC.
12. Owners of private lots have no rights to sell or alienate single graves or any part or parts of the lots, or erect more than one family head stone in his plot, excepting, however, foot stones at each and every grave.
13. The charges for opening and closing the grave will be regulated by the Cemetery from time to time but in no case shall the charge therefore exceed the charge then prevailing for similar

service in other Jewish cemeteries. All such work shall be done by the superintendent of the cemetery.

14. As the years progress and more and more families become disenfranchised from the center and more and more families in entirety die, it becomes increasingly difficult for our plot to be maintained, therefore it has been accepted by the Board of Trustees of Anshe Sholom Chabad and is hereby deemed reasonable and most honorable that the owner (family) of each plot shall pay/contribute \$26 dollars per year as an assessment towards the expenses of maintaining the grounds, walkways, roads, etc. and any and all upgrades and or repairs to the entire plot for eternity. No interment or erection of stones or monuments or otherwise will be permitted in any lot unless all charges past due and current shall have been paid to; Anshe Sholom Chabad – Cemetery Fund. These funds shall be held in a special account (as it was done prior to 1970) designated for this purpose only.

In the wonderful event the fund accrues a substantial amount of money, these funds will allocated towards burials of individuals of the Jewish Community that cannot otherwise be afforded by our fellow Jews. So, everyone benefits from this fund accordingly. Annual invoices shall be mailed to each family to obtain above said dues. No family shall be exempt from these dues even if ASC JCC con not contact the family for any reason.

In the event that dues are not accrued accordingly and a major renovation is needed in the plot it shall be divided equally by all those plot owners who are reachable and contactable, for the sake of the general plot and respect to all those buried therein.

15. All foundations for monuments shall be built by the Cemetery Corporation and be paid for in advance. A sketch giving complete dimensions of the construction work must accompany all foundations orders. All foundations or monuments shall be at least six feet deep, and all graves shall be of a depth required by legal authorities, and proprietors will be held responsible for all damage done to adjoining lots by violation of this rule. All monumental work must have the surface next to foundation dressed off true, to allow every part to be in contact with the foundation. The removal or building of any part of the foundation, the use of spalls between the base stone and the foundations or any other defective workmanship in the base stone will not be allowed.
16. Any and all items listed here may not contradict the Established laws of the State Board of Cemeteries and the laws of the New Montefiore cemetery. Where there is a conflict or seeming contradiction, where possible, this charter shall override any and all other rules and regulations.
17. This charter can updated at anytime. This charter shall be reviewed annually. The board of Trustees shall always have in employ or volunteer position someone who manages all cemetery affairs accordingly. All funds and expenses shall be reviewed by the Boards treasurer annually. Any and all plot owners may see these documents in our office at any time during business hours or by appointment.

18. This charter has been voted in and accepted by all the Board of Trustees on 10/26/2018 and shall be deemed law and order for the sake of the Cemetery plot and respect to all affected thereby.

MZH/10/26/2018

(Original documents of this charter -in a pink sleeve- will be held in the shuls vault box with all other original documents)