

*Mount Prospect Cemetery
Town of Franklinville, New York
11 Park Square
P.O. Box 146
Franklinville, New York 14737*

Mount Prospect Cemetery
Cadiz Cemetery
Rules, Regulations and Fee Schedule

Cemetery Hours: Dawn to 9:00 pm

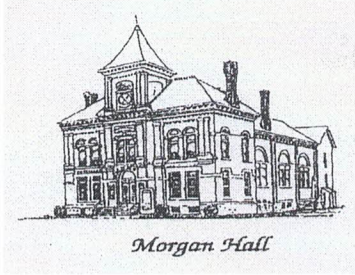
The overall intent of these Rules and Regulations for Mt. Prospect Cemetery and Cadiz Cemetery is to maintain a safe, serene environment and to display respect and elegance for all.

These rules and regulations supersede all previous and apply to the entire Cemetery. The rules and regulations may be amended as deemed necessary by Resolution of the Town Board without notice to any person.

A. General

Cemetery is open for burials and lot sales year-round; burials and lot sales during winter months will be done as weather conditions permit;

1. All funeral processions and vehicles will be under the control of the funeral director and or staff while in cemetery;
2. Only human remains and/or cremated remains will be permitted in each grave; Animal burials are strictly prohibited;
3. Access to the Cemetery shall be allowed to all persons observing the rules and the propriety due the Cemetery;
4. Pets shall be under the direct control of the owner and not allowed to run free in the Cemetery; the law requires that you must clean up after your pet;
5. The full purchase price of a Cemetery lot must be paid prior to a deed being conveyed or a burial allowed on the plot;
6. Deed holders may not allow interment to be on their plots for compensation;
7. Deed owners are required to notify the Town of Franklinville Cemetery Clerk of any changes of legal name and or address; Deed owners also must specify who has the right of interment;
8. No burials will be held on Sundays;



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9. Right to use burial plot is subject to NY State Cemetery Law.

B. Internment

1. No internment shall be allowed without permission being granted by the Cemetery Sexton. At the time of internment, the following information must be furnished as written on death certificate:
 - a. name of deceased
 - b. age of deceased including date of birth if known
 - c. place of birth of deceased if known
 - d. date of death
 - e. time and date of internment
 - f. if not an adult - names of parent or legal guardian
2. Only one casketed burial or two cremated remains will be buried on each lot. Unless deceased name is on head stone previous to or as a pre-arrangement;
 - 2.a. Right of Second Internment – ONE cremated remain shall be allowed per one full-burial plot; only legal spouse, child, brother, sister or “one-generation” away family member.
3. Cremated remains must be buried in an Urn or other appropriate permanent rigid, non-ferrous metal receptacle, a concrete or marbelon receptacle designed for cremated remains; Scattering of cremated remains in any part of the cemetery or directly into the soil of the plot is strictly prohibited;
4. Grave liner (vault) is required for all casketed/ full burials.

C. Memorials, Markers and Headstones:

1. One upright memorial per lot;
2. Town has the right to order cemetery monuments removed if found offensive;
3. For every 1 foot in height of the stone, die (foundation) must be 3 inches in thickness;
4. Temporary grave markers will be removed if they become unsightly;
5. Memorials, Markers, Headstones must be made of marble, quarried stone, plate steel; Foundations are required for all monuments;



Morgan Hall

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6. No Memorials shall be delivered to the Cemetery until the foundation is installed and ready to receive monument;
7. Memorials, Markers, Headstones are the property of the purchaser/lot owner. The Town of Franklinville assumes no responsibility for these or any other article of any nature removed from any lot or grave or for damage or destruction of any such article. The repair and upkeep of markers/ monuments/headstones are the responsibility of the deed holder. This includes vandalism, theft, acts of God and damage due to routine maintenance of the Cemetery;
8. No plastic or artificial ornamentation/decoration in front or behind any stone/marker.

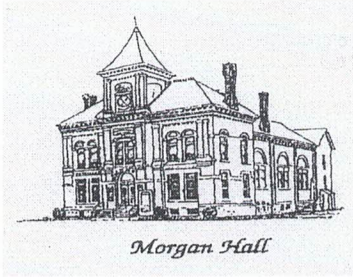
D. Decorations and Novelties

1. Permitted:

- a. Shepherd hooks, aligned tight to the side of gravestone;
- b. Concrete urn, please attempt to avoid the use of plastic
- c. Wreaths must be attached to headstones;
- d. Artificial flowers must be in flower urns at side of headstone not in front or secured in hanging basket on shepherd hook;
- e. Flowers may be planted on side of headstone;
- f. Planting of memorial trees is permitted with approval by Cemetery Sexton and Town Board. With approval the tree will be planted where root system or future growth would not hinder another lot owner;
- g. American (USA) flags up to 12x8 inches may be placed by the headstone. Flags should be properly secured to avoid falling to the ground and blowing away. Optional flag holders are available for a fee from Veteran organizations and are allowed by the headstone;
- h. The following are not prohibited but must be used sparingly: Pinwheels, toys, flags, banners, figurines, lighting devices, solar lights; these items pose a safety risk to cemetery personnel and equipment. PLEASE NOTE: these novelties will be removed without notice by cemetery personnel if deemed a hazard.

2. Not Permitted:

- a. Bushes, shrubs, rose bushes, trees, or other plantings not listed above;
- b. Fence, stone, plastic edging, gravel, chuck type mulch;
- c. Glass; glass or plastic blocks, glass vases;
- d. Artificial flowers placed in/on/around soil; planting of flowers in front of or behind monuments.



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E. Responsibilities

1. Cemetery has the right to remove any previously planted shrub or tree deemed dangerous or if they interfere with another lot;
2. Cemetery personnel are not responsible for weeding or watering plants and flowers at sites;
3. The Town of Franklinville reserves the right to remove all flowers, wreaths, or other decoration from plots as they become unsightly. Any prohibited objects or other objects deemed questionable due to safety, maintenance, and appearance issues will be removed.
4. Funeral flowers will be removed as soon as they become unsightly.
5. All plant containers, decorations and novelties must be removed by October 1

F. Fee Schedule

1. Cost of Grave Plot:	\$1,000.00
2. Cost of Grave Plot with foundation:	\$1,300.00
3. Cost of Open and Closing Full Burial M-F:	\$1,000.00
4. Cost of Open and Closing Full Burial Sat: (no Sunday burial)	\$1,200.00
5. Cost of Open and Closing Cremated Remains M-F:	\$600.00
6. Cost of Open and Closing Cremated Remains Sat: (no Sunday burial)	\$900.00
7. Right of Second Internment Burial:	\$400.00
8. Layout Foundation Fee:	\$100.00
9. Foundations as per contractor	
10. Deed Transfer	\$25.00

Adopted by Resolution of the Town Board – Resolution 34, June 13, 2023