

TEMPLE SINAI MEMORIAL PARK

Due to the limited land available for burial, the primary intent for the establishment of the Temple Sinai Memorial Park is to meet the needs of the members of Temple Sinai of Newington, Inc. (Temple Sinai). It is not the intent to afford a place of burial for persons who become members of Temple Sinai solely for obtaining burial privileges to meet their immediate need. Accordingly, the following rules and regulations are adopted and are to be interpreted consistent with the expressed intent.

RULES AND REGULATIONS

Article I

Use of the Memorial Park

Sec. 1. The purchase of a Certificate of Privilege of Interment and the interment in burial plots is restricted to members in good standing of Temple Sinai, both at the time of purchase and of interment. The use of burial plots shall be restricted to the owner-member, his or her spouse, and his or her children as defined in the by-laws of Temple Sinai.

Sec. 2. The purchaser receives a license and privilege of burial but shall not have any legal interest in the land itself.

Sec. 3. Every purchaser agrees that in a controversy, the decision of the Memorial Park Committee is final and agrees to abide by all rules and regulations of the Memorial Park as they may be amended from time to time.

Sec. 4. A non-Jewish spouse of a member in good standing of Temple Sinai may be buried in the Memorial Park.

Article II

Services and Supervision of the Memorial Park

Sec. 1. Only the Rabbi of Temple Sinai may officiate at any service in the Memorial Park unless prior permission for another Rabbi or layman of the Jewish faith to officiate is granted by the Rabbi of Temple Sinai, or in the absence of the Rabbi, by the President of Temple Sinai. Any special services shall be at the discretion of the Rabbi or his designee.

Sec. 2. The supervision of the Memorial Park shall be under the general control of the Memorial Park Department. This committee is established under the provisions of the By-Laws of Temple Sinai and shall conduct itself in accordance with the rules and regulations set forth herein, the By-Laws of Temple Sinai, and policies established by the Board of Trustees.

Article III
Costs and Charges

Sec. 1. All sales of Privilege of Interment shall be in accordance with a fee schedule recommended by the Memorial Park Committee and approved by the Board of Trustees of Temple Sinai.

Sec. 2. In addition to the charges for Privilege of Interment, a fee schedule shall be set forth for the current interment charges, which shall be paid to Temple Sinai prior to any burial. Interment charges include opening and closing of the gravesite and a marker. Interment charges for a member in good standing also include the services of the Rabbi; all other interments do not include the services of the Rabbi of Temple Sinai or his designee. The fee schedule does not include mortuary costs, vaults, or incidental charges normally paid to the mortician; there is no additional cost for perpetual care. All fee schedules shall be reviewed at least annually during the last month of Temple Sinai's fiscal year by the Memorial Park Committee and may be modified by the Board of Trustees of Temple Sinai from time to time.

Sec. 3. Any charge for opening and closing the gravesite shall be paid prior to any exhumation.

Sec. 4. Persons joining Temple Sinai will be unable to purchase Certificates of Privilege of Interment at member prices until reaching 3 continuous years of membership. If new members need a Certificate(s) for themselves or family members during this period, they may purchase them at the current non-member prices as long as one (1) years dues has been paid from the time of joining. After 3 continuous years of membership, they will be entitled to a rebate equal to the difference between the non-member price paid and the corresponding member price at the time of purchase.

Article IV
Burial Plots

Sec. 1. Certificates of Privilege of Interment shall be issued to purchasers, which shall specify the location of the burial plot. A Certificate shall not be issued until full payment has been made. Said Certificates shall not be assignable or transferable except to an eligible family member as approved by the Memorial Park Committee.

Sec. 2. The Memorial Park Committee shall be responsible for designating plot locations within the Memorial Park.

Article V
Interments

Sec. 1. Any member in good standing who leaves the area served by Temple Sinai while owning unused Certificates of Privilege of Interment can:

- a. maintain the Certificate by continuing as a member in good standing of Temple Sinai; or,
- b. maintain the Certificate without paying the added sum as described in section c which follows if resigning from Temple Sinai after 10 (ten) years continuous membership; or,
- c. maintain the Certificate after resigning from Temple Sinai by paying an added sum equal to the current non-member price for a Certificate(s) less the original purchase price paid for the Certificate(s) within 30 days of resignation; or
- d. relinquish the Certificate and request a rebate equal to the original purchase price paid for the Certificate(s) less sixty dollars (\$60.00) per Certificate for each full or partial year the Certificate of Privilege of Interment was owned, up to a maximum of two hundred and forty dollars (\$240.00) per certificate, less any sums owed to Temple Sinai necessary to bring such member's account to a current balance.

Sec. 2. A temple member who is deemed not a member in good standing of Temple Sinai and is deprived of temple membership must relinquish all privileges in the Memorial Park. Upon being deprived of temple membership, funds paid to the Memorial Park, up to an arrearage amount owed to Temple Sinai, will be remitted to the Temple Sinai General Fund; any excess funds beyond the arrearage amount shall be refunded to the former member subject to the deductions specified in Article V, Sec. 1.d.

Sec. 3. A holder of a Certificate of Privilege of Interment who originally purchased two or more burial plots, can maintain the Certificate for the unused burial plot(s) when no longer a member of Temple Sinai, if one or more of the plots is occupied at the time of becoming a non-member. Future interment(s) shall be subject to non-member interment costs at the time of interment plus a charge for the plot equal to the current non-member price less the member price paid. A Certificate of Privilege of Interment for plots purchased under the conditions of this section are valid even if the purchaser and/or spouse are deceased.

Sec. 4. Effective with plots sold after December 13, 2005, and in accordance with Article I, Sec. 1., a holder of a Certificate of Privilege of Interment, who is no longer a member of Temple Sinai, loses the privilege of interment for all plots purchased in the Memorial Park and will receive a rebate as indicated in Sec. 5 below.

Sec. 5. Members as well as non-members may relinquish their Certificate of Privilege of Interment for a refund in accordance with Article V, Sec. 1.d.

Sec. 6. All interments shall be enclosed in a concrete vault.

Sec. 7. No interment or work in the Memorial Park shall be permitted on Saturdays or on any Jewish festival or holy day.

Sec. 8. The cremated remains of the deceased may be interred in the Memorial Park. Only two cremations per burial plot.

Article VI Memorial Markers

Sec. 1. All memorial markers shall be of standard flush design as determined by the Memorial Park Committee. Said marker shall be required and provided by the Memorial Park Committee.

Sec. 2. No monument or mausoleum shall be erected on any burial plot in the Memorial Park.

Sec. 3. No memorial marker will be placed upon a burial plot until such burial plot and the memorial marker have been fully paid for.

Article VII Landscaping

Sec. 1. In keeping with the concept of a memorial park as compared to a conventional cemetery, the following rules are necessary.

Sec. 2. No plot may be defined by a fence, railing, hedge, tree, shrub, or embankment.

Sec. 3. No tree, hedge, bush, shrub, plant, except grass, may be planted or placed on any land within the Memorial Park without the approval of the Memorial Park Committee.

Sec. 4. All grading, sodding, planting, or other improvements to burial plots will be under the control of the Memorial Park Committee.

Sec. 5. No mounds may be raised on any burial plot.

Article VIII
Exhumations

Sec. 1. Any exhumation shall be in compliance with all applicable state laws and local ordinances.

Sec. 2. No exhumation shall be permitted without the proper authorization of the legal custodian of the remains of the deceased.

Article IX
Cemetery Records

Sec. 1. The Memorial Park Committee shall maintain its own books of account and other records. Its assets, liabilities, income, and expenses shall be separate from the general funds of Temple Sinai. All documents shall be co-signed by no less than two members of the Memorial Park Committee.

Sec. 2. The Memorial Park Committee shall maintain appropriate records of all purchases, interments and exhumations.

Sec. 3. The Memorial Park Committee shall maintain appropriate records and diagrams indicating the location of all plots.

Sec. 4. All records shall be maintained and kept in the office of Temple Sinai.

Article X
Rules and Regulations

Sec. 1. The use of the Memorial Park shall comply with these rules and regulations and shall be consistent with all statutes, rules, regulations, and ordinances of all governmental bodies having jurisdiction thereof.

Sec. 2. The Board of Trustees of Temple Sinai may amend these rules and regulations from time to time.

Sec. 3. The application of these rules and regulations may be modified or waived, in part or in whole, to cover extenuating circumstances as deemed necessary by the Memorial Park Committee.

Sec. 4. Any purchaser or prospective purchaser who is aggrieved by any decision of the Memorial Park Committee in its application or interpretation of these rules and regulations may appeal such decision to the Board of Trustees of Temple Sinai, or in the event of emergency to the Executive Committee of the Board of Trustees, whose decision shall be final and binding.

Sec. 5. Notwithstanding the provisions of the aforesaid rules and regulations, and in the interest of the needs of the Temple Sinai community, the Memorial Park Committee may offer to sell a Certificate of Privilege of Interment for use by the parents, minor grandchildren, brothers, sisters, aunts, and uncles of an owner-member at a price determined by the fee schedule established pursuant to Article III. For purposes of this section, an owner-member shall include the spouse or domestic partner of an owner-member.