

**Proposed Zoning Amendment for the  
2025 March Town Meeting**

**Item 17 Cemetery Setbacks**

**Amend Article IV to add a new subsection Section 334-16.2 to establish a consistent 25 foot setback from any cemetery.**

**New subsection 334-16.2 to read as follows:**

**25' Cemetery Setback:** New construction, excavation, or building in the area of a known burial site or within the boundaries of an established burial ground or cemetery shall comply with local zoning regulations concerning burial sites, burial grounds or cemeteries, whether or not such burial site or burial ground was properly recorded in the deed to the property. In the absence of such regulations, no new construction, excavation is permitted to 2.5' and fall and spring cleanups are permitted. No Building shall be conducted within 25 feet of a known burial site or within 25 feet of the boundaries of an established burial ground or cemetery, whether or not such burial site or burial ground was properly recorded in the deed to the property, except when such construction, excavation, or building is necessary for the construction of an essential service, as approved by the governing body of a municipality in concurrence with the cemetery trustees, or in the case of a state highway, by the commissioner of the department of transportation in concurrence with the cemetery trustees.