

EXECUTIVE ORDERS

in the Department of Law and Public Safety, Division of Criminal Justice.

10. This Order shall take effect immediately.

[SEAL] Given, under my hand and seal this 18th day of April, in the year of Our Lord, one thousand nine hundred and eighty, and of the Independence of the United States, the two hundred and fourth.

/s/ BRENDAN BYRNE,
Governor.

Attest:

/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 87

WHEREAS, I, Christopher J. Jackman, Acting Governor of the State of New Jersey, am charged with the responsibility of protecting the health, safety and welfare of the citizens of this State; and

WHEREAS, On April 21, 1980 an explosion and fire at Chemical Control Corporation in Elizabeth, New Jersey, caused the release of toxic and hazardous chemicals into the environment; and

WHEREAS, The continued discharge of toxic and hazardous chemicals into the air, water and soil may cause great and irreparable harm to the health, safety and welfare of the citizens of this State and to the State's natural resources; and

WHEREAS, In order to prevent such harm, immediate action must be taken to clean up and contain the chemicals released by the explosion and fire; and

WHEREAS, The management and control of this situation is beyond the capabilities of local authorities; and

WHEREAS, In order to achieve an expeditious and efficient clean up of the site it is necessary to commandeer and utilize private property; and

WHEREAS, The Constitution and statutes of the State of New Jersey, particularly the provisions of the Laws of 1942, Chapter 251 and any amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, Christopher J. Jackman, Acting Governor of the State of New Jersey, in order to protect the health, safety and welfare of the citizens of the State of New Jersey and the State's natural resources, do hereby DECLARE, ORDER and DIRECT as follows:

1. I declare that a state of emergency exists by reason of the facts and circumstances set forth above.

2. I invoke such emergency powers as are conferred upon me by the Laws of 1942, Chapter 251, and all amendments and supplements thereto.

3. I order and direct that a portion of the real property located at 50-74 South Front Street, Elizabeth, as more particularly described in the map attached hereto and make a part hereof, is hereby commandeered for use by the State and direct the Commissioner of Environmental Protection to utilize this property to abate the emergency as set forth in this order.

4. It shall be the duty of every person in this State or doing business in this State, and the members of the governing body, and of each and every official, agent or employee of every political subdivision in this State and of each member of all other governmental bodies, agencies and authorities in this State of any nature whatsoever, fully to cooperate with the Commissioner in all matters concerning this emergency.

5. All State officials and agencies shall cooperate fully with the Commissioner in the implementation of this Order.

6. Any person who shall violate any of the provisions of this Order or shall impede or interfere with any action ordered or taken pursuant to this Order shall be subject to the penalties provided by law.

7. This Order shall remain in effect for seven days unless extended by Executive Order.

8. This Order shall take effect immediately.

Given, under my hand and seal this 24th day of
[SEAL] April, in the year of Our Lord, one thousand nine

EXECUTIVE ORDERS

hundred and eighty, and of the Independence of the United States, the two hundred and fourth.

/s/ CHRISTOPHER J. JACKMAN,
Acting Governor.

Attest:

/s/ DANIEL J. O'HERN,
Counsel to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 88

WHEREAS, On April 24, 1980 Christopher J. Jackman, Acting Governor of New Jersey, adopted Executive Order No. 87 to address an emergency created by a fire and explosion at the Chemical Control Corporation in Elizabeth, New Jersey; and

WHEREAS, That Executive Order expires on May 1, 1980 unless extended; and

WHEREAS, The Department of Environmental Protection informs me that the conditions persist which gave rise to the need for adoption of Executive Order No. 87 and will not abate unless that Executive Order is continued;

Now, THEREFORE, I, Brendan Byrne, Governor of the State of New Jersey, in order to protect the health, safety and welfare of the citizens of the State of New Jersey and the State's natural resources, do hereby DECLARE, ORDER and DIRECT as follows:

1. Executive Order No. 87 is extended until June 1, 1980.
2. This Order shall take effect immediately.

Given, under my hand and seal this 30th day of
[SEAL] April, in the year of Our Lord, one thousand nine hundred and eighty, and of the Independence of the United States, the two hundred and fourth.

/s/ BRENDAN BYRNE,
Governor.

Attest:

/s/ HAROLD L. HODES,
Chief of Staff, Secretary.