Commissioner of Environmental Protection, who shall consult with said Emergency Board prior to taking any action pursuant hereto, unless, in the opinion of the Commissioner of Environmental Protection, the exigencies of time do not permit such consultation.

6. Any person who shall violate any of the provisions of this Order or any rules, regulations or orders issued pursuant hereto, or who shall impede or interfere with the implementation of this Order, or any rules, regulations or orders issued pursuant hereto, shall be subject to the penalties provided by C. App. A:9–49.

7. This Order shall take effect immediately. It shall remain in effect until terminated or amended by action of the Governor.

Issued June 2, 1983.

EXECUTIVE ORDER No. 40A

WHEREAS, Executive Order No. 40 was signed on June 2, 1983, to declare an emergency for the possible dioxin contamination of a site located at 80 Lister Avenue, in the City of Newark; and

WHEREAS, The New Jersey Department of Environmental Protection has recently undertaken the investigation, sampling and analysis of soil samples at certain property located at 30 Whitman Avenue, in the Township of Edison, County of Middlesex, and more particularly known as Block 199A, Lot 31-B1; and

WHEREAS, The Department of Environmental Protection, with the cooperation of the United States Environmental Protection Agency, is conducting further investigations, samplings, and analyses in order to determine definitive information as to the nature and extent of any danger which may be posed by the possible dioxin contamination at the above-described premises and in the immediate vicinity thereof in order to determine what actions, if any, will be required to safeguard the public health and welfare; and

WHEREAS, This situation warrants an extension of the declaration of emergency as set forth in Executive Order No. 40; and

WHEREAS, The scope of the efforts necessary to so protect the public health and welfare is beyond the capacity of regular municipal operating services, or any State agency acting singly;
EXECUTIVE ORDERS

Now, Therefore, I, Thomas H. Kean, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and statutes of this State, do hereby amend Executive Order No. 40 as follows:

1. Continue in full force and effect Executive Order No. 40, and all terms and provisions thereof.

2. Executive Order No. 40 is amended to include the premises located at 30 Whitman Avenue, in the Township of Edison, as described above.

3. This Order shall take effect immediately. It shall remain in effect until terminated or amended by action of the Governor.

Issued June 14, 1983.

EXECUTIVE ORDER No. 40B

Whereas, Executive Order No. 40 was signed on June 2, 1983, to declare an emergency for the possible dioxin contamination of a site located at 80 Lister Avenue, in the City of Newark; and

Whereas, That emergency was extended by Executive Order No. 40A, signed on June 14, 1983, to cover the possible dioxin contamination of another site, located at 30 Whitman Avenue, in the Township of Edison; and

Whereas, The preliminary investigation, sampling and analysis of soil samples at certain property located at 125 Delawanna Avenue, in the City of Clifton, County of Passaic, and more particularly known as the Givaudan Corporation facility, has indicated detectable levels of dioxin present at certain areas on that property; and

Whereas, Further investigations, samplings, and analyses are necessary in order to determine definitive information as to the nature and extent of any danger which may be posed by the possible dioxin contamination at the above-described premises and in the immediate vicinity thereof in order to determine what actions, if any, will be required to safeguard the public health and welfare; and

Whereas, This situation warrants an extension of the declaration of emergency as set forth in Executive Order No. 40; and