

**ORDER PURSUANT TO THE DECLARATION OF DISASTER AND EMERGENCY  
BOROUGH OF SHIP BOTTOM 2020-03**

**TO ALL RESIDENTS AND PERSONS WITHIN THE MUNICIPALITY OF THE  
BOROUGH OF SHIP BOTTOM IN THE COUNTY OF OCEAN AND STATE OF  
NEW JERSEY AND TO ALL DEPARTMENTS OF THE MUNICIPAL  
GOVERNMENT OF THE BOROUGH OF SHIP BOTTOM**

**WHEREAS**, pursuant to the powers vested by Chapter 251 of the laws of 1942, as amended and supplemented, N.J.S.A. App. A: 9-30, et seq.; N.J.S.A. 40:48-1, et seq.; and all applicable statutory law and regulations, as well as Title 9 of the Borough Code, the Borough of Ship Bottom ("Borough") declared on March 24, 2020, that a local disaster/emergency exists within by and through the required authorization of the Borough of Ship Bottom ("the Borough")

**WHEREAS**, the aforesaid laws and declaration of emergency authorize the promulgation of such orders, rules, and regulations as are necessary to meet the various problems which have or may occur due to such an emergency; and

**WHEREAS**, on March 30, 2020, Emergency Order 02-2020 was entered and remains in effect except as otherwise provided for herein; and

**WHEREAS**, to date, the State of New Jersey and New York Metropolitan areas have experienced the most significant impact of the COVID-19 pandemic and continued efforts to halt the spread of the virus and to flatten the curve are required to protect the public health, welfare, and safety; and

**WHEREAS**, Executive Order 107 orders the public to remain in home isolation, except for certain limited exceptions and the State has repeatedly expressed that all State residents should remain at their primary residences and not travel to the Jersey Shore in light of the region's limited healthcare and other infrastructure to protect the public during this pandemic; and

**WHEREAS**, in order to protect the public health, welfare, and safety during this grave pandemic and aid in the enforcement of Executive Order 107, the beaches located in the Borough are hereby immediately closed, except as otherwise provided herein; and

**WHEREAS**, the Borough issued property owners and residents "disaster re-entry" passes/placard ("Placard" or "Placards"), which set forth the designated areas of the Borough in which the person is issued the Placard is permitted; and

**WHEREAS**, pursuant to the terms herein, the Borough shall permit the property owners and residents to access the beach with the Placards issued to them.

**NOW, THEREFORE**, in accordance with the aforesaid laws and recitals, which are incorporated herein by reference, it is on this 24<sup>th</sup> day of April, 2020, to begin at 6:00 PM, **DECLARED AND ORDERED** that until further Order of the Borough or until the restrictions set forth in the Executive Order 107 are rescinded, whichever is earlier, the following emergency restrictions and regulations are effective immediately:

1. Property owners and residents who were issued a Placard may access and use the beaches on foot only and shall not engage in any sporting activities or beach-related activities, including, but not limited to, surfing, swimming, any water sports, any land-based sports, the use of any beach chairs, beach blankets, or towels, or the congregating of any kind outside the scope of the requirements of Executive Order 107. Beach access and use are expressly limited to walking and jogging. Consistent with Executive Order 107, Placards may only be used by the owners and their immediate family members, caretakers, household members, or romantic partners and no more than two (2) adults and their minor children may use the Placard at any one time. Those persons may also access the beach with their dog(s), provided that all applicable Borough regulations relating to dogs on the beach shall continue to apply, including the requirement that dogs remain leashed at all times. Dogs will no longer be permitted on the beach as of May 1, 2020 in accordance with Borough Code, Chapter 12.12 Section 0.50 "Animals Prohibited". All social distancing guidelines shall apply and the Placards shall be worn and/or prominently displayed by the persons at all times.

2. Surf fishing between the hours of 6:00 PM and 10:00 AM shall be permitted. All other rules consistent with this Executive Order apply and Beach Buggy permits will not be permitted to be used.

3. All persons shall hold up and display their Placards to Borough police officers and other personnel. Neither Digital nor reproduction of placards will be accepted.

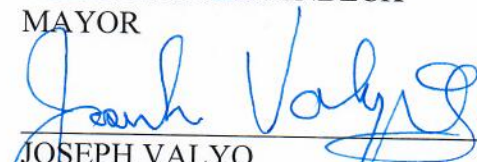
4. Each separate unauthorized access and use of the beach by each person shall be considered a separate violation and persons shall be subject to potential multiple violations during the course of each day. The Emergency Management Coordinator, Borough Code Officer, Borough Police Department and the Borough Beach Patrol shall be charged with the enforcement of the terms of this Order.

5. Penalties for violations of this Order may be imposed pursuant to all applicable Executive Orders, rules and regulations promulgated thereunder, and including but not limited to, N.J.S.A. App. A:9-49 and -50, and the Borough Code.

Date: 4/24/2020

  
WILLIAM HUELSENBECK  
MAYOR

Date: 4/24/20

  
JOSEPH VALYO  
EMERGENCY MANAGEMENT COORDINATOR