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cc: Adm.

Lashway, Lisa

**From:** BoroClerk@aol.com  
**Sent:** Thursday, August 21, 2008 4:00 PM  
**To:** clerk@longbeachtownship.com; mpellecchia@manchestertownshipnj.org; pinebeachclerk@comcast.net; OTclerk@comcast.net; gracedielmo@yahoo.com; scclerk@comcast.net; bptc@lakewoodtwpnj.org; bladmin@comcast.net; clerk@harveycedars.org; clerk@jacksontwpnj.net; ebeverly@comcast.net; julie@seasideparknj.org; laceyclerk@comcast.net; boroclerk@mantoloking.org; bernadettetdugan@earthlink.net; sbclerk@comcast.net; mellsworth@pointbeach.org; clerk@twp.stafford.nj.us; manjanh@verizon.net; vlamp@twp.brick.nj.us; cparlow@lavalletteboro.com; ogclerk@verizon.net; BoroClerk@PtBoro.com; MARKMUTTER@aol.com; MunicipalClerk@plumsted.org; wilkie@longbeachtownship.com; MazeB@aol.com; kay@barnegat.net; townshipclerk@twp.berkeley.nj.us; strboroclerk@comcast.net; ascivoletti@yahoo.com; BHCLerk@verizon.net; mdelmastro@lakewoodtwpnj.org  
**Subject:** Beachwood needs your supportive action

**In light of the recent appellate court overturning on local ordinances restricting pedophiles (Megans' Law), the Borough of Beachwood, long on the forefront of this battle, has enacted the following resolution to support the efforts of our 9th district legislators. The intent of this legislation, is to make the restriction of residency of pedophiles (amending Megan's Law) a "state" law, rather than forcing municipalities to suffer the legal ramifications of overturning local ordinances. We respectfully request your municipality's support and similar action.**

RESOLUTION of the Borough of Beachwood, County of Ocean State of New Jersey, Expressing support for S77/A285 to establish a uniform, Statewide "PEDOPHILE-FREE ZONES" RESTRICTING WHERE SEXUAL OFFENDERS CAN RESIDE

WHEREAS, the Governing Body of the Borough of Beachwood finds and declares that a recent decision handed down by the State Appellate Court invalidating local ordinances of two separate municipalities that established residency restrictions for convicted sexual offenders requires prompt and deliberate action by the State Legislature; and,

WHEREAS, the Governing Body further finds and declares that ordinances enacted by municipalities who were compelled to act in the absence of a State law are now left vulnerable to constitutional and legal challenges which could result in costly litigation for local taxpayers; and,

WHEREAS, municipalities currently contemplating the enactment of similar ordinances whereby sexual offenders would be restricted from living near areas frequented by children are now discouraged to do so in fear of costly litigation which would prove more likely as the result of the recent court decision; and,

WHEREAS, it is imperative that our state's Megan's Law be enhanced to provide for "pedophile-free" zones created through establishing restrictions as to the distances from which convicted sexual offenders can reside near areas frequented by children; and,

WHEREAS, this Governing Body wishes to express its support for enactment of legislation currently pending before the State Legislature (S-77/A-285) to make it unlawful for a sexual offender

convicted under Megan's Law to reside within 500 feet from a school, child daycare center or playground.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Beachwood, County of Ocean, State of New Jersey , as follows:

1. The Governing Body wishes to express its support for enactment of legislation currently pending before the State Legislature (S-77/A-285) to make *it* unlawful for a sexual offender convicted under Megan's Law to reside within 500 feet from a school, child daycare center or playground.
2. That a certified copy of this Resolution shall be forwarded to – Governor Jon S. Corzine, State Senate Representative, State Assembly Representative, and the New Jersey League of Municipalities.

**CERTIFICATION**

Certified as a true copy of a Resolution adopted August 20, 2008, by Mayor and Council of the Borough of Beachwood.

Elizabeth A. Mastropasqua

Elizabeth A. Mastropasqua  
Municipal Clerk

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