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From the Director, Department of Transportation, seeking authorization to request the Canadian National Railroad repair an at-grade rail crossing on Good Hope Road, County Trunk Highway PP, and Teutonia Avenue, and notify the Office of the Railroad Commissioner to take further action if the rail crossing is not repaired, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Good Hope Road, County Trunk Highway PP, is a public street within Milwaukee County (the County); and

WHEREAS, rail tracks maintained by Canadian National Railroad cross Good Hope Road north and south, and run parallel to Teutonia Avenue; and

WHEREAS, Section 86.12, Wisconsin State Statutes, requires railroads to maintain public at-grade crossings in good condition and repair for public travel; and

WHEREAS, the crossing at Good Hope Road is not in good repair, and metal plates are heaving with some showing signs of being broken and damaged, which could cause damage or lead to a dangerous situation for vehicles to travel over; and

WHEREAS, the County hereby requires that Canadian National Railroad pave, plank, repair, change, or otherwise improve the crossing, as the needs require; and

WHEREAS, the Committee on Transportation, Public Works, and Transit, at its meeting of May 9, 2017, recommended adoption of File No. 17-369 (vote 5-0); now, therefore,

BE IT RESOLVED, Milwaukee County (the County) hereby authorizes the County Clerk to serve a copy of this resolution upon the Canadian National Railroad (the Railroad), with a copy to the Office of the Railroad Commissioner, requiring the Railroad to repair the track crossing at Good Hope Road, County Trunk Highway PP, at Teutonia Avenue within the County; and

BE IT FURTHER RESOLVED, that in the event the Railroad fails to repair the crossing at Good Hope Road, County Trunk Highway PP, at Teutonia Avenue, within 30 days after service of the resolution, the Director, Department of Transportation, shall take necessary steps to petition the Office of the Railroad Commissioner for an investigation, and order for the repair of the at-grade crossing on Good Hope Road at Teutonia Avenue within the County.