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3
4 **A RESOLUTION**
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6 requiring the Union Pacific Railroad Company, per Wisconsin State Statute § 86.12, to
7 repair the railroad crossing at County Trunk Highway ZZ west of South Pennsylvania
8 Avenue
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11 WHEREAS, Milwaukee County prioritizes safe roads and intersections across
12 County infrastructure for all residents and visitors; and
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14 WHEREAS, Wisconsin State Statute § 86.12 ([86.12](#)) states that “all railroad
15 companies owning or operating tracks crossing streets or highways at grade shall keep
16 the surface of the crossings between the tracks and rails and extending 4 feet on either
17 side of the outside rails, in good condition and repair for highway travel”; and
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19 WHEREAS, Wisconsin State Statute § 86.12 ([86.12](#)) further states that a county
20 board in which a railroad crossing is located may “by resolution require any railroad
21 company to pave, plank, repair, change, or otherwise improve the crossings, as the
22 needs require”; and
23

24 WHEREAS, a Union Pacific owned railroad line crosses at-grade with College
25 Avenue (County Trunk Highway ZZ) and the southeast boundary of General Mitchell
26 International Airport; and
27

28 WHEREAS, due to severe road damage, a 1-to-2-foot lip within 4 feet of both
29 sides of the rail line has created a harmful crossing at its asphalt-concrete matches; and
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31 WHEREAS, this road condition is harmful to vehicles for both eastbound and
32 westbound traffic within and around General Mitchell International Airport, a high traffic
33 corridor within Milwaukee County; and
34

35 WHEREAS, Milwaukee County seeks to be in strong and mutually beneficial
36 relationships with railroad companies that have jurisdiction within local and county
37 roads; and
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39 WHEREAS, the Committee on Transportation and Transit, at its meeting of
40 January 22, 2025, recommended adoption of File No. 24-1065 (vote 5-0); now,
41 therefore,

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43 BE IT RESOLVED, the Milwaukee County Board of Supervisors hereby resolves
44 to require the Union Pacific Railroad Company to repair the road conditions within the
45 railroad crossing at County Trunk Highway ZZ west of South Pennsylvania Avenue, as
46 authorized by Wisconsin State Statute § 86.12; and
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48 BE IT FURTHER RESOLVED, the Milwaukee County Board of Supervisors
49 hereby requests the County Clerk send a certified copy of this resolution to the Office of
50 Corporation Counsel who shall transmit the resolution to the Union Pacific Railroad
51 Company with an appropriate cover letter.
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54 01/22/25
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