

ENROLLED RESOLUTION 176-2

RESOLUTION REQUIRING THE REPAIR OF AN AT-GRADE CROSSING, CTH O  
(MOORLAND ROAD) 0.5 MILES SOUTH OF STH 59 IN THE CITY OF  
NEW BERLIN, CROSSING 1772861L

WHEREAS, County Trunk Highway (CTH) O (Moorland Road), a public street in the City of New Berlin, crosses the tracks of the Union Pacific Railroad at-grade; and

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

WHEREAS, the CTH O (Moorland Road) crossing is not in good condition and repair for public travel due to loose boards, uneven tracks, potholes and bumps in the pavement; and

WHEREAS, Waukesha County hereby requires that the Union Pacific Railroad pave, plank, repair, change or otherwise improve the crossing, as the needs require.

NOW, THEREFORE, BE IT RESOLVED, that the Waukesha County Board of Supervisors hereby directs the Waukesha County staff to serve a copy of this resolution upon the Union Pacific Railroad requiring the railroad to repair the rail-highway crossing of CTH O (Moorland Road) with the tracks of the Union Pacific Railroad in the City of New Berlin, Waukesha County.

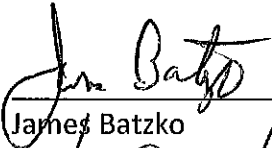
BE IT FURTHER RESOLVED, that in the event that the Union Pacific Railroad fails to repair the rail-highway crossing within 30 days after service of the resolution, Waukesha County Board of Supervisors hereby authorizes the Waukesha County staff to take all necessary steps to petition the Office of the Commissioner of Railroads for an investigation and order for the repair of the rail-highway crossing of CTH O (Moorland Road) with the tracks of the Union Pacific Railroad in the City of New Berlin, Waukesha County.

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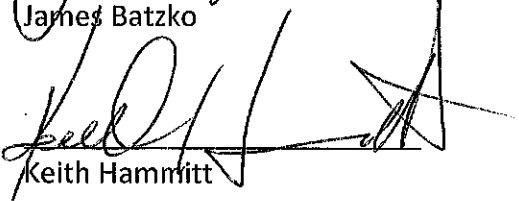
Presented by:  
Public Works Committee



David W. Swan, Chair



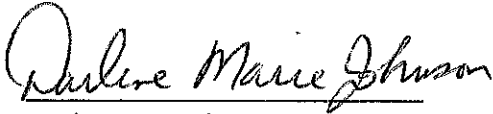
James Batzko



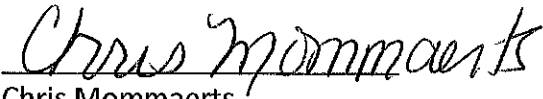
Keith Hammitt



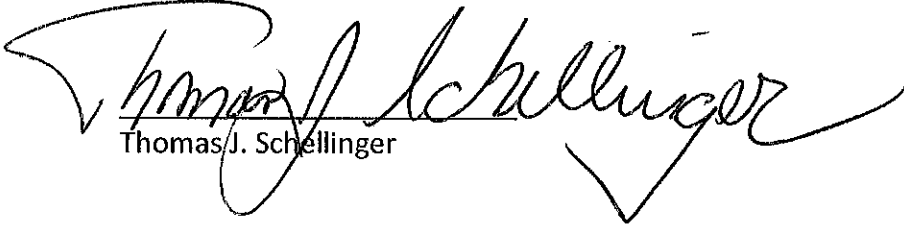
Christine M. Howard



Darlene M. Johnson



Chris Mommaerts



Thomas J. Schellinger

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: June 1 2021, Meg Wartman  
Margaret Wartman, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X

Vetoed: \_\_\_\_\_

Date: 6/2/2021, Paul Farrow  
Paul Farrow, County Executive