



Legislation Text

File #: 021070, **Version:** 0

021070

Original

The Chair

Resolution authorizing the City Engineer to petition the Office of the Commissioner of Railroads of the State of Wisconsin in order to file a complaint against the Wisconsin & Southern Railroad Company to maintain the at-grade railroad crossing on North 107th Street, approximately 800 feet south of West Brown Deer Road, in the 15th Aldermanic District in the City of Milwaukee. (Infrastructure Services Division)

This resolution authorizes the City Engineer to petition the Office of the Commissioner of Railroads of the State of Wisconsin in order to file a complaint against the Wisconsin & Southern Railroad Company to maintain the railroad crossing on North 107th Street approximately 800 feet south of West Brown Deer Road. Whereas, The Wisconsin & Southern Railroad Company (WSOR) is responsible for maintenance of the at-grade railroad crossing on North 107th Street, approximately 800 feet south of West Brown Deer Road, per Section 86.12 of the Wisconsin Statutes; and

Whereas, Section 86.12 states that railroad companies owning and/or operating on tracks which cross streets or highways at grade must keep the surface of those crossings, including 4 feet on either side of the tracks, in good condition and repair for highway travel; and

Whereas, The crossing has not been properly maintained by the railroad, and complaints have been received from the public regarding the poor condition of the crossing; and

Whereas, Correspondence sent to WSOR requesting that they maintain the crossing, per Section 86.12 of the Wisconsin Statutes, has gone unanswered and the crossing remains a nuisance in the public right-of-way and improperly maintained; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the City Engineer is authorized to petition the Office of the Commissioner of Railroads of the State of Wisconsin, in order to file a complaint against the WSOR regarding poor maintenance of the at-grade railroad crossing of North 107th Street, approximately 800 feet south of West Brown Deer Road, maintenance requirements by the railroad being set forth in Section 86.12 of the Wisconsin Statutes.

Department of Public works

Infrastructure Services Division

JJM:lja

October 17, 2002

WSOR maintenance on RR crossing