

**Common Council
of the
City of Waukesha, Wisconsin**

Resolution No. _____ – 18

**A Resolution Opposing the Closing or Blocking of MacArthur Road
to Accommodate Railroad Activities**

Whereas the current plans for location and construction of the Waukesha West Bypass provide for an at-grade crossing of the Wisconsin & Southern Railroad; and

Whereas trains of the Wisconsin & Southern Railroad may not stop its trains so that they block the at-grade crossing of the Waukesha West Bypass; and

Whereas the Wisconsin & Southern Railroad must stop their trains west of the junction of their track with the track of the Canadian National Railway to wait for clearance to enter the Canadian National Railway track; and

Whereas the Wisconsin & Southern Railroad has expressed a preference for stopping their trains east of the proposed crossing of the Waukesha West Bypass; and

Whereas if the Wisconsin & Southern Railroad stops its trains east of the crossing of the Waukesha West Bypass, they will block the crossing of MacArthur Road for impermissibly-long periods of time; and

Whereas it has been proposed that MacArthur Road should be closed at the crossing of the Wisconsin & Southern Railroad in order to resolve the issue of blockage of the crossing; and

Whereas MacArthur Road is an important route across the western portion of the City of Waukesha for the public's access to their residences, public transit, fire and ambulance service, police service, and traffic flow in that portion of the City; and

Whereas the closing of MacArthur Road would cause an unacceptable disruption of public access, public transit routes, fire and emergency service, police service, and general traffic flow in that part of the City; and

Whereas there exist alternative locations, west of the proposed at-grade crossing of the Waukesha West Bypass by the Wisconsin & Southern Railroad, at which trains may stop to wait for clearance to enter the tracks of the Canadian National Railway without blocking any City street crossing;

Now, therefore, be it resolved by the Common Council of the City of Waukesha that:

Any proposal to close MacArthur Road is opposed in the strongest possible terms.

The rights of the City of Waukesha, and the interests of its citizens, must receive equal consideration in weighing alternative options for the stopping of Wisconsin & Southern Railroad trains in the western part of the City, and not be sacrificed for the convenience of the railroad.

Any proposal to close or block MacArthur Road, or any other City of Waukesha street, would be an unacceptable sacrifice of the rights and interests of the City of Waukesha, its residents, and businesses in the City, to the interests of the railroad, particularly in light of the fact that feasible alternatives for the stopping of trains exist that would not require the closure or blockage of any streets in the City of Waukesha.

The Common Council respectfully demands that the Office of the Commissioner of Railroads reject any proposal to close MacArthur Road, and require the Wisconsin & Southern Railroad to utilize locations for the stopping of its trains that would not require the blockage or closure of any City streets.

This Resolution was passed and adopted by the Common Council of the City of Waukesha the 1st day of May, 2018.

Shawn N. Reilly, Mayor

Gina L. Kozlik, City Clerk