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**Resolution No. (_____)
2006**

MUNICIPAL GOVERNING BODY

**PETITION FOR THE EXEMPTION AN AT-GRADE CROSSING FROM THE STOPPING
REQUIREMENT OF SECTION 346.45**

WHEREAS, ROAD, a public street, crosses the tracks of the RAILROAD at-grade in the MUNICIPALITY, COUNTY, and

WHEREAS, section 346.45 Wisconsin statutes requires certain specified vehicles, such as fuel trucks and school buses, to stop at rail-highway crossings unless posted with an exempt sign, and

WHEREAS, the crossing is used school buses, fuel trucks and other vehicles required to stop at all non-exempt rail-highway crossings, and

WHEREAS, Section 195.285 Wisconsin Statutes authorizes the Office of the Commissioner of Railroads to determine whether it would be in the public interest to exempt vehicles specified in section 346.45 Wisconsin Statutes from stopping at such grade crossing, and

WHEREAS, the exemption of the crossing would be in the public interest, particularly in light of public safety [DESCRIPTION OF REASONS HELPFUL], and

NOW, THEREFORE, BE IT RESOLVED, that the GOVERNING BODY hereby directs the MUNICIPAL staff to take all necessary steps to petition the Office of the Commissioner of Railroads to exempt the at-grade crossing of ROAD with the RAILROAD tracks from the stopping requirement of section 346.45 Wisconsin Statutes in the MUNICIPALITY, COUNTY.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the MUNICIPAL staff shall provide a copy of this resolution and the petition to the Wisconsin Department of Transportation, the local school district, the RAILROAD, and any other interested party.

Sample Drafted by Douglas S. Wood
January 26, 2006