

RESOLUTION NO. 61-2007

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, INITIATING EFFORTS TO IMPROVE THREE AT-GRADE RAILROAD CROSSINGS AND ESTABLISH A QUIET ZONE.

WHEREAS, the City of Milwaukie has identified the need to improve crossing safety; and

WHEREAS, approximately 82% of Milwaukie households are affected by train horn noise above the level considered normally acceptable for residential land use; and

WHEREAS, the Federal Railroad Administration has ruled that local public authorities may designate and request approval of Quiet Zones through their State Department of Transportation, the establishment of which provides that train horns will not be routinely sounded at grade crossings; and

WHEREAS, the Federal Railroad Administration has also approved specific railroad crossing safety measures for use in Quiet Zones; and

WHEREAS, City staff have evaluated these measures and identified specific improvements, including median barriers, that will enable the establishment of a Quiet Zone; and

WHEREAS, these improvements reflect both the interests of businesses affected by these measures, and the interests of Milwaukie's Neighborhood District Associations; and

WHEREAS, pedestrian improvements at the 37th Avenue and Oak Street crossings, which meet the pedestrian requirements for a Quiet Zone have been funded by the Community Development Block Grant program; and

WHEREAS, City staff have identified cost efficiencies in co-permitting the Community Development Block Grant pedestrian improvements and the Railroad Crossing Safety and Quiet Zone improvements; and

WHEREAS, construction of the Railroad Crossing Safety and Quiet Zone improvements is anticipated to cost \$285,000, of which \$200,000 has been identified as available through SDC and FILOC revenue, and \$85,000 has been identified as unavailable in the 2007-08 budget;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Milwaukie authorize application to the Oregon Department of Transportation for permitting of the Railroad Crossing Safety and Quiet Zone improvements for the 37th Avenue, Oak Street, and Harrison Street railroad crossings; and

BE IT FURTHER RESOLVED that the Railroad Crossing Safety and Quiet Zone improvements for the 37th Avenue, Oak Street, and Harrison Street railroad crossings be added to the City's Capital Improvement Program; and

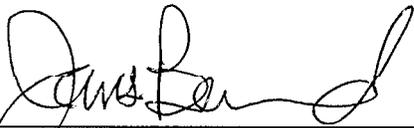
BE IT FURTHER RESOLVED that the Railroad Crossing Safety and Quiet Zone improvements be given due consideration as a priority project during the City's annual budget process; and

BE IT FURTHER RESOLVED that the Railroad Crossing Safety and Quiet Zone improvements be constructed as soon as the required funds are identified and available; and

BE IT FURTHER RESOLVED that the Community Development Block Grant funded pedestrian improvements at the 37th and Oak Street crossings be implemented this fiscal year;

Introduced and adopted by the City Council on 10/16/07.

This resolution is effective on *October 16, 2007*



James Bernard, Mayor

ATTEST:

APPROVED AS TO FORM:
Jordan Schrader Ramis PC

Pat DuVal

Pat DuVal, City Recorder



City Attorney