

RESOLUTION NO. 111

A RESOLUTION TO COMMIT TO CONSTRUCT NECESSARY
IMPROVEMENTS TO FACILITATE THE ESTABLISHMENT OF A
RAILROAD QUIET ZONE UPON QUIET ZONE APPROVAL

WHEREAS, the Village Board of the Village of Oconomowoc Lake seeks to establish a quiet zone in accordance with the procedures described in the Federal Railway Administration's interim final rule; and

WHEREAS, in order to establish the quiet zone the Village Engineer has recommended that the Village install certain safety measures; and

WHEREAS, the Village of Oconomowoc Lake's application to the Federal Railway Administration concerning this quiet zone describes the Village Engineer's recommended safety measures; and

WHEREAS, by this resolution the Village Board intends to document that the improvements described in the application to the Federal Railway Administration will be made if the quiet zone application is approved.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Village Board of the Village of Oconomowoc Lake, Waukesha County, Wisconsin, AS FOLLOWS:

SECTION 1: The Village of Oconomowoc Lake Village Board shall make the improvements to the Gifford Road crossing as described in the application presented to the Federal Railway Administration as soon as practicable and without delay upon the Federal Railway Administration's approval of the quiet zone.

SECTION 2: SEVERABILITY.

The several sections of this resolution are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other

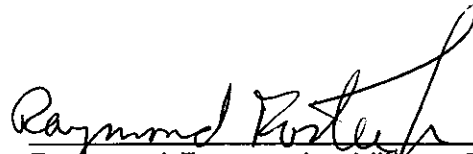
provisions, sections or portions thereof of the resolution. The remainder of the resolution shall remain in full force and effect. Any other resolutions whose terms are in conflict with the provisions of this resolution are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE.

This resolution shall take effect immediately upon passage as provided by law.

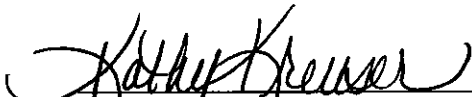
Dated this 21st day of June, 2004.

VILLAGE OF OCONOMOWOC LAKE



Raymond Foster, Jr., Village President

ATTEST:



Kathy Kreuser, Village Clerk

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