

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY
OF WABASH, INDIANA
RESOLUTION # 7, 2023**

**A RESOLUTION PROVIDING FOR THE ELIMINATION OF A GRADE CROSSING;
REPEALING ALL PRIOR ACTIONS IN CONFLICT HEREWITH;
AND FOR OTHER PURPOSES**

WHEREAS, it is within the authority of the City of Wabash, IN to voluntarily eliminate grade crossings within the municipal street system; and

WHEREAS, it has been determined reasonably necessary in the interest of public safety to eliminate highway grade crossings, N. East St. - DOT# 478 301T, RR Milepost D 188.54, N. Spring St. - DOT# 478 302A, RR Milepost D 188.64, N. Huntington St. - DOT# 478 304N, RR Milepost D 188.86, and N. Thorne St. - DOT# 478 311Y, RR Milepost D 189.48; and

WHEREAS, it has been determined that the enhancement of public safety resulting from such elimination of the grade crossing will outweigh any inconvenience to the reasonable passage of public traffic, specifically including without limitation emergency vehicle traffic, caused by rerouting such traffic; and

NOW, THEREFORE, BE IT RESOLVED by the City Council, City of Wabash, and it is hereby established by authority of the same, as follows:

Section 1. The City hereby directs the elimination of the highway grade crossings, N. East St. - DOT# 478 301T, RR Milepost D 188.54, N. Spring St. - DOT# 478 302A, RR Milepost D 188.64, N. Huntington St. - DOT# 478 304N, RR Milepost D 188.86, and N. Thorne St. - DOT# 478 311Y, RR Milepost D 189.48.

Section 2. A copy of this resolution shall be served on Norfolk Southern Corporation.

Section 3. Norfolk Southern Corporation shall at its expense physically remove the crossing from the tracks and beyond the ends of the crossties on each side and erect approved barricades and the City may remove the remaining approaches to the crossings.

Section 4. Upon receipt of a signed resolution, Norfolk Southern Corporation will provide an incentive payment to the City of Wabash in the amount of \$200,000. It is understood that these crossings will not be physically closed until the grade separation as part of the INDOT LocalTrax program is constructed and open to the travelling public. The funds will be available to the City in advance of project completion and paid in 2023.

Section 5. All ordinances or parts of ordinances in conflict herewith are repealed.

PASSED BY THE COMMON COUNCIL OF THE CITY OF WABASH, INDIANA THIS 22ND DAY OF MAY 2023.

David W. Monroe
David Monroe, President of the Common Council

PRESENTED BY ME TO THE MAYOR OF THE CITY OF WABASH ON THE 22ND DAY OF MAY 2023, AT THE
HOUR OF 6 O'CLOCK P M.

Wendy Frazier
Wendy Frazier, Clerk-Treasurer

THE ORDINANCE WAS APPROVED AND SIGNED ON THE 22ND DAY OF MAY 2023 AT THE HOUR OF 6
O'CLOCK P M.

Scott A. Long
Scott A. Long, Mayor

ATTEST:

Wendy Frazier
Wendy Frazier, Clerk-Treasurer