

RESOLUTION NO. 23-27
INTRODUCED BY: Mr. Kelly

RESOLUTION
**URGING THE LEGISLATIVE BRANCHES OF
THE FEDERAL GOVERNMENT AS WELL AS THE STATE OF OHIO
TO ENACT LEGISLATION TO FURTHER PROTECT THE CITIZENS OF
THE CITY OF BAY VILLAGE, OHIO FROM THE INHERENT DANGERS
OF A TRAIN DERAILMENT ON THE TRACKS LOCATED IN OUR CITY,
AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Bay Village has commercial train tracks located in the city; and

WHEREAS, certain train operators operate on our train tracks, twenty-four (24) hours of the day, seven (7) days a week, known commonly as Norfolk Southern Railway; and

WHEREAS, railway derailments have occurred twice in the State of Ohio in the past forty (40) days and said incidents have caused and will continue to cause significant medical issues to the residents of the communities where the incidents occurred and the incidents caused and will continue to cause serious damage to the infrastructure located at the site of the derailments and said incidents have caused and will continue to cause serious damage to the ecosystems at the site, and

WHEREAS, further regulation of train operators operating in the City of Bay Village, relating to the tracks, rail cars, and employees is needed to provide the citizens throughout the State of Ohio with enhanced protection from injury and damage due to any future train derailments;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Bay Village, Ohio:

SECTION 1. The Council of the City of Bay Village finds that it is in the best interests of the citizens of the City of Bay Village to pass a resolution urging the Legislative Branches of the Federal government as well as the State of Ohio to enact legislation to further protect our citizens from the inherent dangers of a train tracks located in or near the City of Bay Village.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reasons stated in the preamble hereof, wherefore this resolution shall be in full force and take effect immediately upon its passage and approval by the Mayor.


Resolution – Rail Safety

PASSED: March 13, 2023


PRESIDENT OF COUNCIL


CLERK OF COUNCIL

APPROVED: March 13, 2023


MAYOR (ACTING)

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