

RESOLUTION NO. RES-2017-012

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE FILING OF A NOTICE OF ESTABLISHMENT WITH THE FEDERAL RAILROAD ADMINISTRATION; THE RAILROADS THAT OPERATE WITHIN THE QUIET ZONES; AND WITH THE STATE AGENCIES RESPONSIBLE FOR HIGHWAY AND GRADE CROSSING SAFETY TO ESTABLISH A QUIET ZONE FROM BELLEVUE AVENUE TO SAN MIGUEL ROAD, THROUGHOUT THE CITY LIMITS

WHEREAS, the Federal Railroad Administration (FRA) established the “Train Horn Rule” (49 CFR §222-229) in 2005; and

WHEREAS, the “Train Horn Rule” places the responsibility on local jurisdictions to identify, implement supplemental safety measures, alternative safety measures, and establish Quiet Zones; and

WHEREAS, there are fourteen (14) highway-rail grade crossings and one (1) pedestrian-rail grade crossing of the SMART rail corridor within the City limits; and

WHEREAS, the Jennings Avenue pedestrian-rail grade crossing will be added to the Quiet Zone upon construction; and

WHEREAS, the City Manager has been given the authority to determine the date to establish the Quiet Zone; and

WHEREAS, upon approval of the Federal Railroad Administration, the City will install the appropriate signing at the highway-rail crossings and the pedestrian-rail crossing of the Quiet Zone on the date identified in the Notice of Establishment; and

WHEREAS, the identified date for the formal implementation of the Quiet Zone will follow the required 21-day waiting period per 49 CFR 222.43(d)(1)(i) after filing the Notice of Establishment.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa determines that it desires to establish a Quiet Zone pursuant to the Federal Railroad Administration’s (FRA) “Train Horn Rule” (49 CFR §222-229) through the City limits at fourteen highway-rail grade crossings, Railroad Square pedestrian-rail grade crossing and

Jennings Avenue pedestrian-rail grade crossing and to provide a Notice of Establishment to do so to the Federal Railroad Administration; the railroads that operate within the Quiet Zones; and with the State agencies responsible for highway and grade crossing safety.

IN COUNCIL DULY PASSED this 31st day of January 2017.

AYES: (7) Mayor Coursey, Vice Mayor Tibbetts, Council Members Combs, Olivares, Rogers, Sawyer, Schwedhelm

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM:

Interim City Attorney