

**VILLAGE OF NEW RICHMOND
RESOLUTION NO. 2023-10**

**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 VILLAGE OF NEW RICHMOND, OHIO, FROM
THE INHERENT DANGERS OF A TRAIN DERAILMENT ON THE TRACKS
LOCATED AT NEAR OUR VILLAGE AND DECLARING AN EMERGENCY**

WHEREAS, the Village of New Richmond, Clermont County, Ohio has commercial train tracks located throughout the Village and/or near the Village, 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 Amtrak, BNSF Railway, Canadian National Railway, CSX Transportation, Kansas City Southern Railway, Norfolk Southern Railway, Union Pacific Railroad as well as other lines, 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 causes 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/near the site of the derailments and said incidents have caused and will continue to cause serious damage to the ecosystems at/near the site, and

WHEREAS, further regulation of train operators operating in the Village of New Richmond, Clermont County, Ohio, 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, that New Richmond Village Council, with a majority of its members concurring:

SECTION 1: The Council of the Village of New Richmond finds that it is in the best interests of the citizens of the Village of New Richmond 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 Village of New Richmond;

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: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said Village and provided that this Resolution receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law. Councilperson Woodruff seconded the motion to adopt the foregoing Resolution and upon roll call the vote was as follows:

Richard Feldkamp	<u>Y</u>
Mary Allen	<u>Y</u>
Larry Prues	<u>Y</u>
Ryan Woodruff	<u>Y</u>
Dennis Dalton	<u>Y</u>
Jon Tharpe	<u>Y</u>

First Reading	<u>03-28-2023</u>
Second Reading	<u>4-11-2023</u>
Third Reading	<u>4-25-2023</u>

Adopted: 04-25-2023

Attest:

Glen Ewing
Glen Ewing, Mayor

Kelley Snider
Kelley Snider, Council Clerk

Approved as to Form:

Scott Sollmann

Scott Sollmann, Law Solicitor

CERTIFICATE

I, the undersigned, hereby certify this to be a true and correct copy of Resolution 2023-10 passed at a meeting of Council of the Village of New Richmond on the 25 day of Apr, 2023, and that I am duly authorized to execute this certificate.

Kelley Snider
Kelley Snider, Clerk of Council