

ORDINANCE NO. 4811

AN ORDINANCE to repeal any previous ordinance consenting to railroad corporation condemnation of City lands.

Whereas, Wis. Stat. § 32.03(1) states:

The general power of condemnation conferred in this subchapter does not extend to property owned by ... a municipality ... provided that property not to exceed 100 feet in width owned by or otherwise under the control or jurisdiction of a public board or commission of any city ... may be condemned by a railroad corporation for right-of-way or other purposes, whenever a city ... by ordinance consents thereto.

Whereas, the City of La Crosse was incorporated in 1856 and an ordinance consenting to condemnation may exist; and

Whereas, the Common Council of the City of La Crosse finds that it is in the best interest of the City and its taxpayers to rescind any such ordinance that may exist.

THE COMMON COUNCIL of the City of La Crosse do ordain as follows:

SECTION 1: The City of La Crosse Common Council ordains that any previous ordinance or other authority that may exist consenting to any railroad corporation to condemn City property or property of any public board or commission of the City, is hereby repealed.

SECTION II: This ordinance shall take effect and be in force from and after its passage and publication.

\_\_\_\_\_/s/\_\_\_\_\_  
Timothy Kabat, Mayor

\_\_\_\_\_/s/\_\_\_\_\_  
Teri Lehrke, City Clerk

Passed: 04/10/14  
Approved: 04/16/14  
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