

AGREEMENT TRANSFERRING JURISDICTION  
OF OLD ADAMS ROAD AND A PORTION OF HAMLIN ROAD AND A PORTION OF  
FORESTER AVE. FROM THE BOARD OF COUNTY ROAD COMMISSIONERS OF  
THE COUNTY OF OAKLAND TO THE CITY OF ROCHESTER HILLS

THIS AGREEMENT is made and entered into this \_\_\_\_day of \_\_\_\_\_, 2018, by and between the City of Rochester Hills, County of Oakland, State of Michigan (the “City”) and the Board of County Road Commissioners of the County of Oakland, State of Michigan, (the “Board”).

WHEREAS, Forester Avenue from the west right of way line of relocated Adams Road westerly approximately 0.05 miles to the east right of way line of Old Adams Road; Old Adams Road, from the north right of way line of Forester Avenue to the south right of way line of Hamlin Road; and Hamlin Road, from the west townline of the City of Rochester Hills, easterly approximately 0.92 miles to the west right of way line of relocated Adams Road, are under the jurisdiction and control of the Board; and

WHEREAS, the subject portion of Hamlin Road within the City of Rochester Hills is a county road under the jurisdiction of the Road Commission for Oakland County, in its current alignment, it has been used by the public and maintained by the Road Commission for Oakland County Continuously for a period in excess of ten years; and

WHEREAS, the Board has offered to transfer jurisdiction of said roads from the Board to the City;

WHEREAS, Act No. 296 of the Public Acts of 1969, as amended (MCL 247.851, *et seq.*) provides for the execution of a written agreement in reference to such transfers of jurisdiction;

WHEREAS, by Resolution adopted \_\_\_\_\_2018, the Board did consent to the transfer of jurisdiction of the above-described roads from the Board to the City; and in said Resolution did authorize the execution and delivery of this written Agreement; and

WHEREAS, by Resolution adopted \_\_\_\_\_,2018, the City did consent to the transfer of jurisdiction of the above-described roads from the Board to the City; and in said Resolution did authorize the execution and delivery of this written Agreement;

NOW, THEREFORE, in consideration of the mutual covenants set forth herein, and in compliance with the provisions of Act No. 296 of the Public Acts of 1969, it is mutually agreed by the parties hereto as follows:

1. The jurisdiction of the following described roads located in part along the townline boundary between the Cities of Rochester Hills and Auburn Hills, and in part within the City of Rochester Hills is hereby transferred from the Board to the City, effective \_\_\_\_\_ (the “Effective Date”). The limits and general description of the roads is as follows:

- Forester Avenue from the west right of way line of relocated Adams Road

westerly approximately 0.05 miles to the east right of way line of Old Adams Road;

- The entirety of Old Adams Road, which lies between the north right of way line of Forester Avenue and the south right of way line of Hamlin Road; and
- Hamlin Road, from the west townline boundary of the City of Rochester Hills, easterly approximately 0.92 miles to the west right of way line of relocated Adams Road.

2. This transfer of jurisdiction shall include all existing drainage easements and road rights of way, whether recorded or otherwise, secured in connection with the above-described roads and all things now existing for highway purposes upon and along such roads and appurtenant thereto.

3. The Board shall not be required to improve, renovate, repair or reconstruct any portion of said roadways.

4. The Board shall remain responsible for maintenance of said roads as described in paragraph 1 above, until the transfer of jurisdiction becomes effective on the Effective Date.

5. Responsibility for design of the subject portions of the roads subsequent to the transfer of jurisdiction shall be as provided by law.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on the date first above written.

CITY OF ROCHESTER HILLS,  
a municipal corporation,

BOARD OF COUNTY ROAD  
COMMISSIONERS OF THE  
COUNTY OF OAKLAND

BY: \_\_\_\_\_

BY: \_\_\_\_\_

Its: \_\_\_\_\_

Its: \_\_\_\_\_

BY: \_\_\_\_\_

BY: \_\_\_\_\_

Its: \_\_\_\_\_

Its: \_\_\_\_\_

\_\_\_\_\_