

Resolution: Sheridan Drive, Gerrish Township

RESOLUTION

WHEREAS, the Plat of Woodlawn was filed and recorded in Roscommon County in 1902 and that the streets as shown on said plat were dedicated to the use of the public, which streets included Sheridan Drive;

WHEREAS, in a Decree dated July 14, 1958 in Roscommon County Circuit Court, No. 1138, in the matter of John Fox, et al vs. Phillips, et al, recorded in Liber 155, Pages 202-205 inclusive the Court held, among other things:

“That the road called Sheridan Drive in the Plat had been a public highway for many years, and that the part of it through Woodlawn had never been abandoned and has been continuously a public road and now is such, and constitutes a county road under the jurisdiction of the Roscommon County Board of County Road Commissioners, intervening plaintiffs...”

WHEREAS, in a Judgment in Roscommon County Circuit Court, File No. 158, in the case entitled Sheridan Drive Association v Woodlawn Backproperty Owners Association, the court held that “Sheridan Drive is a Public Road”;

WHEREAS, on January 7, 1980 the Assessors Plat of Woodlawn was prepared, filed and recorded by the Supervisor of Gerrish Township in Liber 7 of Plats Page 34, Roscommon County Records,

WHEREAS Sheridan Drive and other streets within the Assessors Plat of Woodlawn were certified by both the Supervisor of Gerrish Township and the Roscommon County Road Commission for the use of the public, the latter being based upon the streets’ dedication in the original plat, and the acceptance by improvement and maintenance and statutory take over of said streets within said plat by the Roscommon County Road Commission;

WHEREAS, on or about June 12, 2014, the Roscommon County Road Commission did pass a Resolution pursuant to which relinquished jurisdiction of Sheridan Drive to Gerrish Township as provided in MCL 224.118(3);

WHEREAS, the Gerrish Township Board has determined that it is in the best interests of the township and its citizens to accept jurisdiction over Sheridan Drive thereby preserving all rights of access for those owners of property located along Sheridan Drive as well as Fire and other Emergency vehicles, and those township zoning and other regulatory ordinances as they affect the properties, as well as to ensure the rights of the public for access to Higgins Lake within all dedicated road ends preserved by the Road Commission.

NOW THEREFORE BE IT RESOLVED that as provided in MCL 224.118 Gerrish Township hereby accepts jurisdiction over Sheridan Drive thereby preserving all rights of access for those owners of property located along Sheridan Drive as well as Fire and other Emergency vehicles, and those township zoning and other regulatory ordinances as they affect the properties, as well as to ensure the rights of the public for access to Higgins Lake within all dedicated road ends preserved by the Road Commission.

BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the Roscommon County Road Commission, the State Transportation Department, and the Department of Natural Resources.

The foregoing resolution offered by Board Member Homola and supported by Board Member Lippert.

Roll Call Vote:

Ayes: Homola, Tulgetske, Patchin, Lippert, Link

Nays: None

The Supervisor declared the resolution adopted.

CERTIFICATE

I, Kathleen Patchin, the duly elected and acting Clerk of Gerrish Township, hereby certify that the foregoing resolution was adopted by the Township Board by a roll call vote at a special meeting of the Board held on June 19, 2014, at which meeting a quorum was present; and that this resolution was ordered to take immediate effect.

_____,
Kathleen Patchin
Clerk