

**RESOLUTION NO. 3521-19**

**AUTHORIZING AND CONSENTING TO THE TRANSFER OF  
OWNERSHIP, MAINTENANCE, AND RESPONSIBILITY FOR  
PORTIONS OF TWIN BEECH ROAD (AKA CR44) AND BISHOP ROAD  
IN THE CITY OF FAIRHOPE**

**WHEREAS**, Twin Beech Road (also known as CR44) from the intersection of Greeno Road (US Hwy 98) to the intersection of County Road 13 approximately 5,280 feet in length (1.0 mile); and Bishop Road from the intersection of Fairhope Avenue to the intersection of Edwards Avenue approximately 1,320 feet in length (0.25 mile), are roads or road segments with the majority of the road frontages inside the corporate limits of the City of Fairhope and collectively described herein as "the Fairhope Roads"; and

**WHEREAS**, the City of Fairhope desires to take over sole and exclusive ownership, control, management, supervision, regulation, repair, maintenance, improvement, and responsibility for the Fairhope Roads in order to facilitate the orderly development and maintenance of this area in its corporate limits; and

**WHEREAS**, the City of Fairhope has found and determined that taking over sole and exclusive ownership, control, management, supervision, regulation, repair, maintenance, improvement, and responsibility for the Fairhope Roads is in the best interest of the City of Fairhope; and

**WHEREAS**, the City of Fairhope has the legal authority to carry out the intent of this resolution pursuant to Code of Alabama, Section 11-49-80 and other state laws and constitutional amendments.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fairhope, Alabama, as follows:

Section 1. That the City of Fairhope hereby agrees to accept and take over from Baldwin County the sole and exclusive ownership, control, management, supervision, regulation, repair, maintenance, improvement, and responsibility for the Fairhope Roads.


Section 2. That the Mayor, City Clerk, and other City officials are hereby authorized to execute and deliver such documents or agreements to Baldwin County as are necessary or requested to carry out the intent of this Resolution.

Section 3. Based on the condition and use of that portion of the Fairhope Roads, in accordance with Ala. Code Section 11-49-80 and 81 (1975), the County and the City of Fairhope agree that the County shall not be required to pay any sum or sums for being relieved of the burden of the ownership, control, management, supervision, repair, maintenance and improvement of the Fairhope Roads.

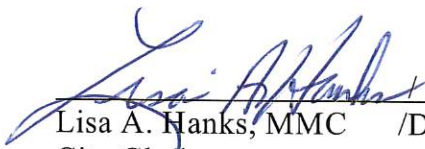
Section 4. If any part, section or subdivision of this Resolution shall be held to be illegal, invalid or unenforceable for any reason, such holding shall not be held or construed to invalidate or impair the remaining provisions of this Resolution which shall continue in full force and effect notwithstanding such holding.

Adopted and approved this 9th day of October, 2019

CITY OF FAIRHOPE

BY:  10/10/19  
Karin Wilson /Date  
Mayor

**ATTEST:**

 10/10/19  
Lisa A. Hanks, MMC /Date  
City Clerk