



CITY COUNCIL AGENDA ITEM

Date: August 24, 2011

To: John Szerlag, City Manager

From: Mark F. Miller, Director of Economic and Community Development
Steven J. Vandette, City Engineer
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Acceptance of a Sanitary Sewer Easement from Cornerstone Village 1, LLC - Sidwell #88-20-27-201-049

Background

As part of the development and improvement of a property located in Section 27, on the south side of Big Beaver and west of Rochester Road, the Engineering department has received an easement for sanitary sewer.

The easement was granted to the City of Troy by Cornerstone Village 1, LLC, owner of the property having Sidwell #88-20-27-201-049.

The format and content of this easement is consistent with conveyances previously accepted by City Council. The consideration amount on this document is \$1.00.

Recommendation

City Management recommends that City Council accept the attached easement consistent with our policy of accepting easements for development and improvement purposes.

PERMANENT EASEMENT

Sidwell #88-20-27-201-049 (pt of)
Resolution #

CORNERSTONE VILLAGE 1, L.L.C., a Michigan limited liability company, Grantor(s), whose address is 650 East Big Beaver, Suite F, Troy, MI 48083 for and in consideration of the sum of: One and no/100 Dollar (\$1.00) paid by the CITY OF TROY, a Michigan Municipal Corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, grants to the Grantee the right to construct, operate, maintain, repair and/or replace sanitary, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF

and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed his signature(s) this 15th day of October A.D. 2008.

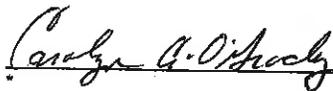
CORNERSTONE VILLAGE 1, L.L.C.,
a Michigan limited liability company

By  (L.S.)
Daniel D. MacLeish
Its: Member

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 15th day of October, 2008, by Daniel D. MacLeish, Member of Cornerstone Village 1, L.L.C., a Michigan limited liability company, on behalf of the company.

CAROLYN A. OGRADY
NOTARY PUBLIC, STATE OF MI
COUNTY OF MACOMB
MY COMMISSION EXPIRES Nov 2, 2012
ACTING IN COUNTY OF OAKLAND


Notary Public, _____ County, Michigan
My Commission Expires _____
Acting in _____ County, Michigan

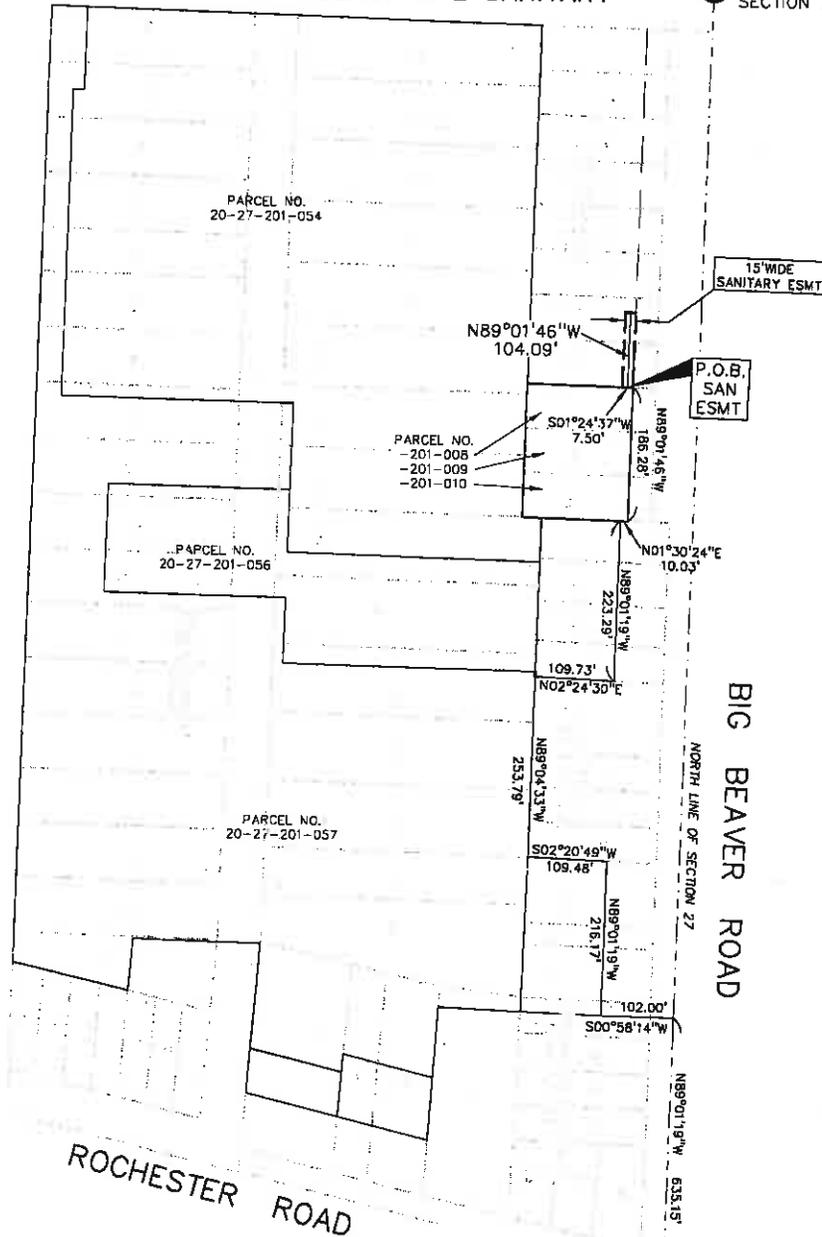
Prepared by: Larysa Figol
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

Return to: City Clerk
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

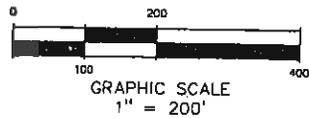
SKETCH OF EASEMENT 15' WIDE OFFSITE SANITARY

 NORTH 1/4 CORNER
SECTION 27



BIG BEAVER ROAD

ROCHESTER ROAD



LEGEND

 SECTION CORNER FOUND

 NORTHEAST CORNER
SECTION 27

PROFESSIONAL
ENGINEERING
ASSOCIATES

CLIENT:
RAMCO-GERSHENSON, INC
31500 NORTHWESTERN HWY, SUITE 300
FARMINGTON HILLS, MI 48334

SCALE: 1" = 200'
DATE: 8-6-08

JOB No: 2007186
DWG. No: 1 of 2

2430 Rochester Ct. Suite 100
Troy, MI 48063-1872
(248) 689-9090

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**SKETCH OF EASEMENT
15' WIDE OFFSITE SANITARY**

LEGAL DESCRIPTION

15 FOOT WIDE SANITARY EASEMENT

A 15 foot wide easement for the construction, operation, maintenance and repair of a sanitary sewer over part of Lots 47 and 48 of FORD SUBDIVISION (as recorded in Liber 58 of Plats, Page 24, Oakland County Records), subdivisions in Part of the Northeast 1/4 of Section 27, Town 2 North, Range 11 East, City of Troy, Oakland County Michigan, whose centerline is more particularly described as: Commencing at the Northeast corner of said Section 27;

thence along the north line of said section, N89°01'19"W, 635.15 feet;

thence S00°58'14"W, 102.00 feet; thence N89°01'19"W, 216.17 feet;

thence S02°20'49"W, 109.48 feet; thence N89°04'33"W, 253.79 feet; thence N02°24'30"E, 109.73 feet;

thence N89°01'19"W, 223.29 feet; thence N01°30'24"E, 10.03 feet; thence N89°01'46"W, 186.28 feet; thence S01°24'37"W, 7.50 feet to the Point-of-Beginning;

thence along the centerline of a 15 foot wide easement, N89°01'46"W, 104.09 feet to the Point-of-Ending.

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