



CITY COUNCIL ACTION REPORT

July 26, 2007

TO: Phillip L. Nelson, City Manager

FROM: Brian P. Murphy, Assistant City Manager/Services
Steven J. Vandette, City Engineer
Larysa Figol, Right-of-Way Representative

SUBJECT: Request for Acceptance of a Permanent Easement for Sidewalk – Troy Long Lake, L.L.C., Section 15, Sidwell #88-20-15-101-001

Background:

- In connection with the development of the southeast corner of Long Lake and Livernois in Section 15, the Real Estate Department has received a permanent easement for sidewalk from property owner Troy Long Lake, LLC, having Sidwell #88-20-15-101-001.

Financial Considerations:

- The consideration amount on this document is \$1.00.

Legal Considerations:

- The format and content of this easement is consistent with easements previously accepted by City Council.

Policy Considerations:

- The dedication of easements is required as part of the development process. (Goal I & V)

Options:

- City Management recommends that City Council accept the attached easement for sidewalk, consistent with our policy of accepting easements for property improvement.

PERMANENT EASEMENT

Sidwell #88-20-15-101-001

Troy Long Lake, L.L.C., a Michigan limited liability company, Grantor(s), whose address is 38700 Van Dyke, Suite #200, Sterling Heights, MI 48312 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 sidewalk, 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

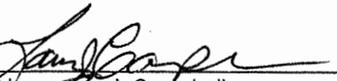
and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

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.

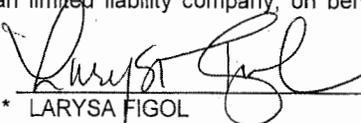
IN WITNESS WHEREOF, the undersigned hereunto affixed _____ signature(s) this 25TH day of June, A.D. 2007.

Troy Long Lake, L.L.C.,
A Michigan Limited Liability Company

By  (L.S.)
Lawrence J. Campbell
Its Member

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 25TH day of June, 2007, by Lawrence J. Campbell, Member of Troy Long Lake, L.L.C., a Michigan limited liability company, on behalf of the company.


* LARYSA FIGOL
LARYSA FIGOL
Notary Public, Oakland County, Michigan
Acting in Oakland County, Michigan
My Commission Expires 03/02/2012

My Commission Expires 03/02/2012

Acting in Oakland, 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

EXHIBIT "A"

A PARCEL OF LAND IN PART OF THE NORTHWEST $\frac{1}{4}$ OF SECTION 15, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 15; THENCE ALONG THE WEST LINE OF SECTION 15, SOUTH $00^{\circ}00'43''$ EAST 90.01 FEET; THENCE NORTH $89^{\circ}59'17''$ EAST 60.00 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF LIVERNOIS AVENUE (120 FEET WIDE); THENCE NORTH $44^{\circ}59'38''$ EAST 25.45 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH $44^{\circ}59'38''$ EAST 9.90 FEET; THENCE NORTH $90^{\circ}00'00''$ EAST 160.20 FEET; THENCE SOUTH $00^{\circ}04'18''$ EAST 7.00 FEET; THENCE SOUTH $90^{\circ}00'00''$ WEST 167.20 FEET TO THE POINT OF BEGINNING.