



CITY COUNCIL ACTION REPORT

October 10, 2007

TO: Phillip L. Nelson, City Manager

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

SUBJECT: Request for Acceptance of a Permanent Easement for Public Utilities –
Wayne Chow, Section 36, Sidwell #88-20-36-100-069

Background:

- In connection with a property redevelopment located at the corner of Milverton and Maple Road, the Real Estate Department has received an easement for public utilities from Wayne Chow, owner of the property having Sidwell #88-20-36-100-069

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 and improvement process. (Goal I & V)

Options:

- City Management recommends that City Council accept the attached easement for public utilities, consistent with our policy of accepting easements for property improvements and developments.

PERMANENT EASEMENT

Sidwell #88-20-36-100-069
Resolution #

WAYNE CHOW, a single man, whose address is 1549 East Elza, Hazel park for and in consideration of the sum of: One Dollar 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 public utilities, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

A 12 foot wide easement being part of the Northwest 1/4 of Section 36, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan. Being more particularly described as follows:
Beginning North 89 degrees 39 minutes 40 seconds West, 362.40 feet and South 01 degrees 04 minutes 09 seconds East, 220.53 feet and North 89 degrees 39 minutes 17 seconds West, 115.59 feet from the North 1/4 Corner of said section; thence North 89 degrees 39 minutes 17 seconds West 12.00 feet; thence North 01 degrees 11 minutes 00 seconds West, 10.00 feet; thence South 89 degrees 39 minutes 17 seconds East; 12.00 feet; thence South 01 degrees 11 minutes 00 seconds East 10.00 feet to the Point of Beginning.

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

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 18th day of October A.D. 2007.

Wayne Chow
Wayne Chow

WAYNE CHOW (L.S.)

STATE OF MICHIGAN)
COUNTY OF Wayne)

The foregoing instrument was acknowledged before me this 18th day of October, 2007, by WAYNE CHOW, a single man.

* Jennifer A. Wagner

Notary Public, Wayne County, Michigan
My Commission Expires 10-22-2007
Acting in Wayne County, Michigan

JENNIFER A. WAGNER
NOTARY PUBLIC WAYNE CO., MI
COMMISSION EXPIRES OCT 22, 2007

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