



CITY COUNCIL AGENDA ITEM

Date: August 17, 2015

To: Brian Kischnick, 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 Two Permanent Easements from Francis and Olga Cizmar
Sidwell #88-20-27-481-029

History

As part of the development of a parcel located in the southeast $\frac{1}{4}$ of Section 27, east of Rochester Road and north of Maple Road, the Engineering department received two permanent easements for sidewalk and drainage & storm sewer from Francis J. Cizmar and Olga N. Cizmar, owners of the property having Sidwell #88-20-27-481-029.

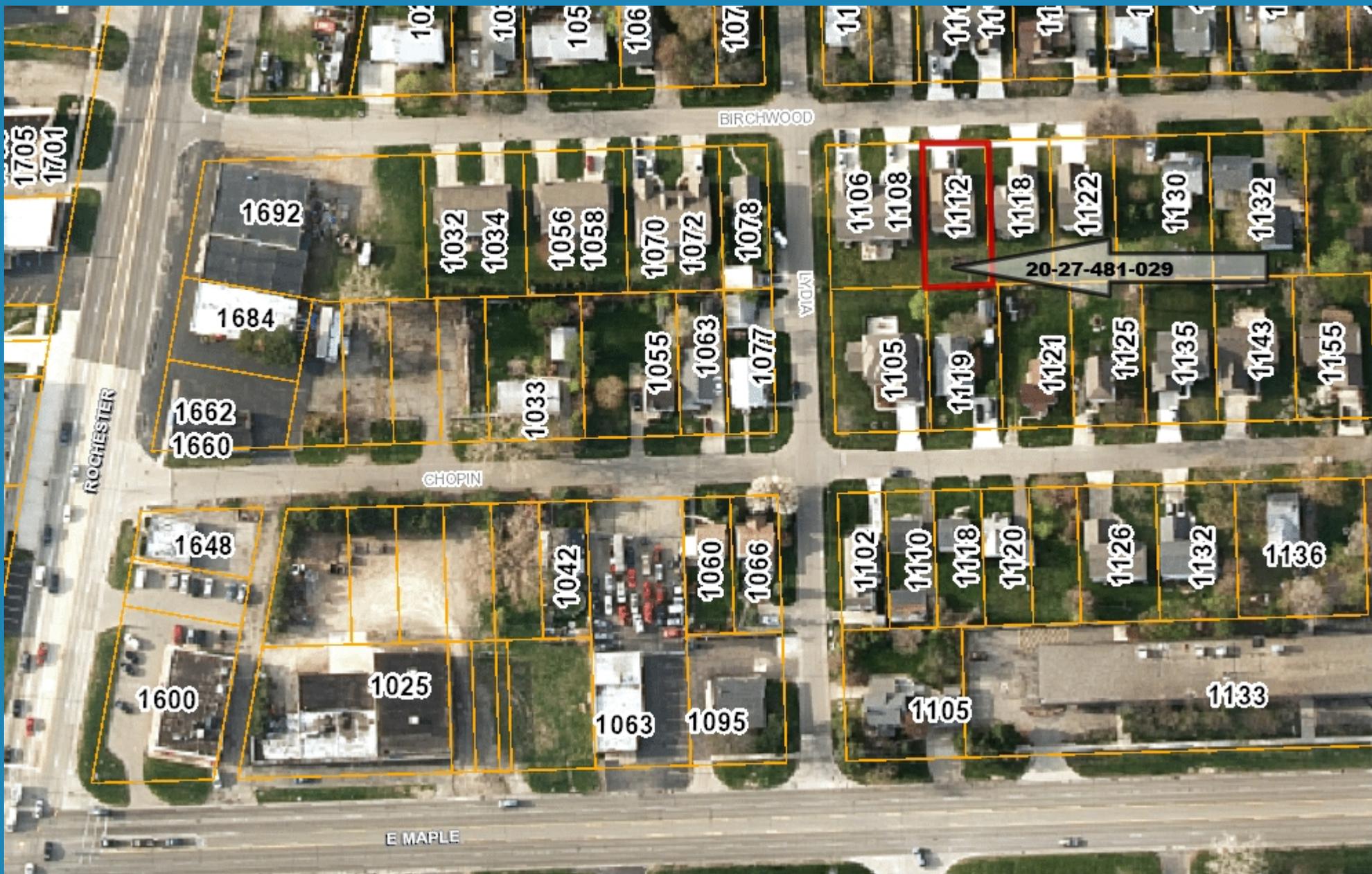
The format and content of these easements is consistent with conveyance documents previously accepted by City Council.

Financial

The consideration amount on each document is \$1.00.

Recommendation

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



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.

PERMANENT EASEMENT

Sidwell #88-20-27-481-029 (part)

Francis J. Cizmar and Olga N. Cizmar, husband and wife, Grantors, whose address is 1112 Birchwood, 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 **drainage and storm sewer**, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

THE SOUTHERLY 10 FT. OF LOT 120 AND THE WEST 13.33 FT. OF LOT 209 OF "STUMPF'S BEECH GROVE SUBDIVISION" OF PART OF THE S.E. ¼ OF SECTION 27, T.2N., R.11E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 32 OF PLATS, PAGES 11 & 12, OAKLAND COUNT RECORDS.

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 their signature(s) this 4th day of May A.D. 2012.

In presence of:
WITNESS

Francis J. Cizmar (L.S.)
*Francis J. Cizmar

Olga N. Cizmar (L.S.)
*Olga N. Cizmar

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 4th day of May, 2012, by Francis J. Cizmar and Olga N. Cizmar, husband and wife.

LARYSA FIGOL
Notary Public, Oakland County, Michigan
Acting in Oakland County, Michigan
My Commission Expires 03/02/2013

Larysa Figol
*
Notary Public, _____ County, Michigan
My Commission Expires _____
Acting in _____ County, Michigan

Prepared by: Larysa Figol
City of Troy
500 West Big Beaver
Troy, MI 48084

Return to: City Clerk
City of Troy
500 West Big Beaver
Troy, MI 48084

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

SKETCH OF EASEMENTS

PARCEL A

LOT 210 AND THE WEST 13.33 FT. OF LOT 209 OF "STUMPF'S BEECH GROVE SUBDIVISION" OF PART OF THE S.E. 1/4 OF SECTION 27, T.2N., R.11E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 32 OF PLATS, PAGES 11 & 12, OAKLAND COUNTY RECORDS.

10 FT. WIDE EASEMENT FOR STORM SEWER AND DRAINAGE

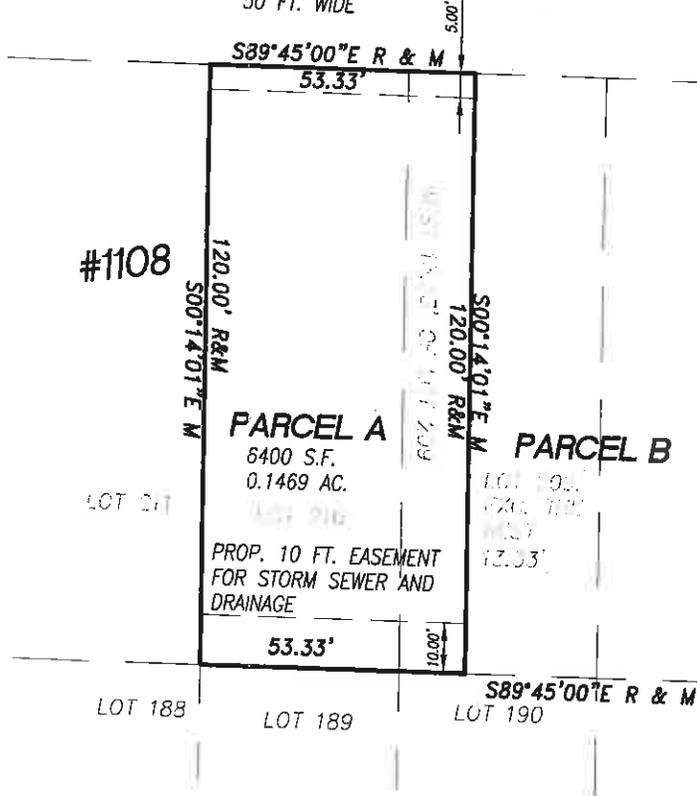
THE SOUTHERLY 10 FT. OF LOT 210 AND THE WEST 13.33 FT. OF LOT 209 OF "STUMPF'S BEECH GROVE SUBDIVISION" OF PART OF THE S.E. 1/4 OF SECTION 27, T.2N., R.11E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 32 OF PLATS, PAGES 11 & 12, OAKLAND COUNTY RECORDS.

BIRCHWOOD AVE.

50 FT. WIDE



0 15 30
SCALE: 1" EQ. 30'



PREPARED FOR:
THORNHILL CONSTRUCTION
2977 LOVINGTON
TROY, MI 48083
(248) 515-9061

George H. Reichert
GEORGE H. REICHERT P.S. #30099

SHEET: 1 OF 1

Scale: 1"=30'
Date: 7/11/11
Job No. 11-063
Drawn: G.H.R.

REICHERT SURVEYING INC.
140 FLUMERFELT LANE
ROCHESTER, MICH. 48306
P:(248) 651-0592 F:(248) 656-7099
EMAIL:MAIL@REICHERTSURVEYING.COM



DATE:	REV. BY:

PERMANENT EASEMENT

Sidwell #88-20-27-481-029 (part)

Francis J. Cizmar and Olga N. Cizmar, husband and wife, Grantors, whose address is 1112 Birchwood, 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 sidewalk, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

THE NORTHERLY 5 FT. OF LOT 120 AND THE WEST 13.33 FT. OF LOT 209 OF "STUMPF'S BEECH GROVE SUBDIVISION" OF PART OF THE S.E. ¼ OF SECTION 27, T.2N., R.11E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 32 OF PLATS, PAGES 11 & 12, OAKLAND COUNT RECORDS.

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 their signature(s) this 4th day of May A.D. 2012.

In presence of:
WITNESS

Francis J. Cizmar (L.S.)
*Francis J. Cizmar

Olga N. Cizmar (L.S.)
*Olga N. Cizmar

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 4th day of May, 2012, by Francis J. Cizmar and Olga N. Cizmar, husband and wife.

LARYSA FIGOL
Notary Public, Oakland County, Michigan
Acting in Oakland County, Michigan
My Commission Expires 03/02/2018
Larysa Figol
Notary Public, _____ County, Michigan
My Commission Expires _____
Acting in _____ County, Michigan

Prepared by: Larysa Figol
City of Troy
500 West Big Beaver
Troy, MI 48084

Return to: City Clerk
City of Troy
500 West Big Beaver
Troy, MI 48084

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

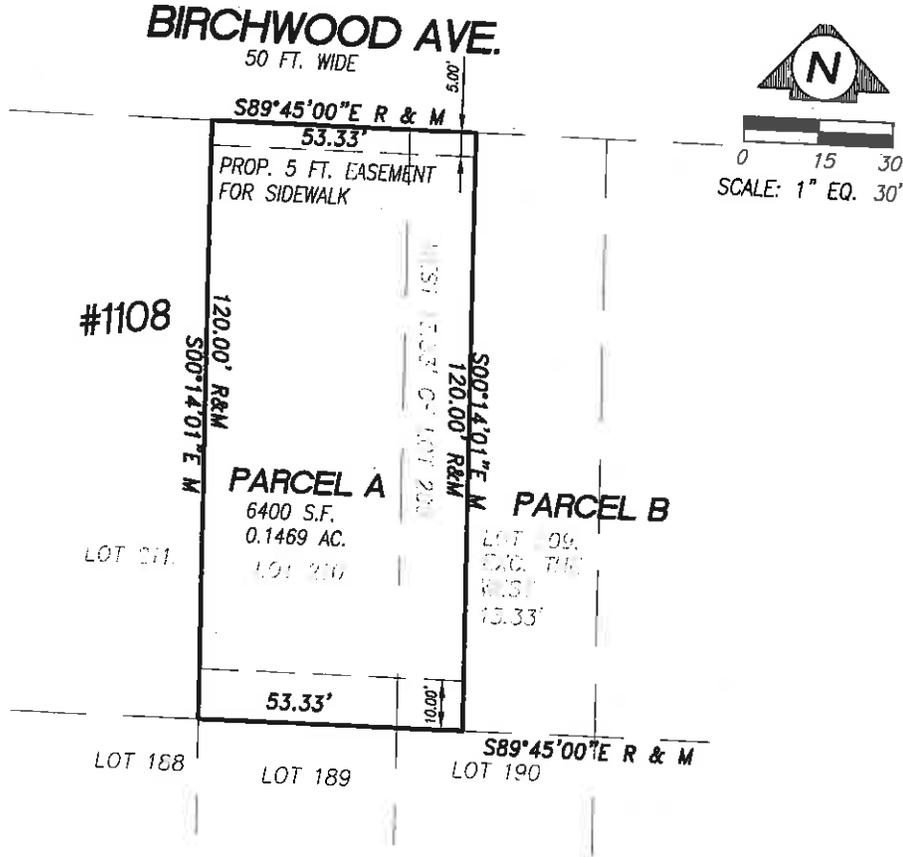
SKETCH OF EASEMENTS

PARCEL A

LOT 210 AND THE WEST 13.33 FT. OF LOT 209 OF "STUMPF'S BEECH GROVE SUBDIVISION" OF PART OF THE S.E. 1/4 OF SECTION 27, T.2N., R.11E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 32 OF PLATS, PAGES 11 & 12, OAKLAND COUNTY RECORDS.

5 FT. WIDE EASEMENT SIDEWALK

THE NORTHERLY 5 FT. OF LOT 210 AND THE WEST 13.33 FT. OF LOT 209 OF "STUMPF'S BEECH GROVE SUBDIVISION" OF PART OF THE S.E. 1/4 OF SECTION 27, T.2N., R.11E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 32 OF PLATS, PAGES 11 & 12, OAKLAND COUNTY RECORDS.



PREPARED FOR:
 THORNHILL CONSTRUCTION
 2977 LOVINGTON
 TROY, MI 48083
 (248) 515-9061

SHEET: 1 OF 1

George H. Reichert

GEORGE H. REICHERT P.S. #30099

Scale: 1"=30'
 Date: 7/11/11
 Job No. 11-063
 Drawn: G.H.R.

REICHERT SURVEYING INC.
 140 FLUMERFELT LANE
 ROCHESTER, MICH. 48306
 P:(248) 651-0592 F:(248) 656-7099
 EMAIL:MAIL@REICHERTSURVEYING.COM



DATE:	REV. BY: