



CITY COUNCIL AGENDA ITEM

Date: June 14, 2016

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 a Permanent Easement for Sidewalk from Bismack Designs Inc. - Sidwell #88-20-01-451-036

History

As part of the development of a now vacant parcel of land located in Section 1 on Evanswood south of Songbird, the City of Troy received a permanent easement for sidewalk from Bismack Designs, Inc., owner of the property having Sidwell #88-20-01-451-036.

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

Financial

The consideration amount on this document is \$1.00.

Recommendation

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



Bismack Designs, Inc. #88-20-01-451-036



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 #88-20-01-451-036 (pt)
Resolution #

BISMACK DESIGNS INC., a Michigan corporation, Grantor(s), whose address is 2742 Powder Horn Ridge Drive, Rochester Hills, Michigan 48309 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, 48084, grant to the Grantee the right to construct, install, operate, maintain, repair and/or replace, traverse or use a 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

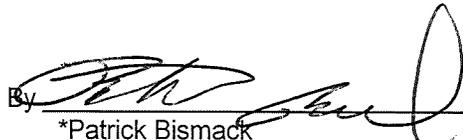
and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

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 1 signature(s) this 13th day of June, 2016

Bismack Desgins Inc., a Michigan corporation

By  (L.S.)
*Patrick Bismack
Its: President

STATE OF MICHIGAN)
COUNTY OF Oakland)

The foregoing instrument was acknowledged before me this 13th day of June, 2016, by Patrick Bismack, President of Bismack Designs Inc., a Michigan corporation, on behalf of the said corporation.

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


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

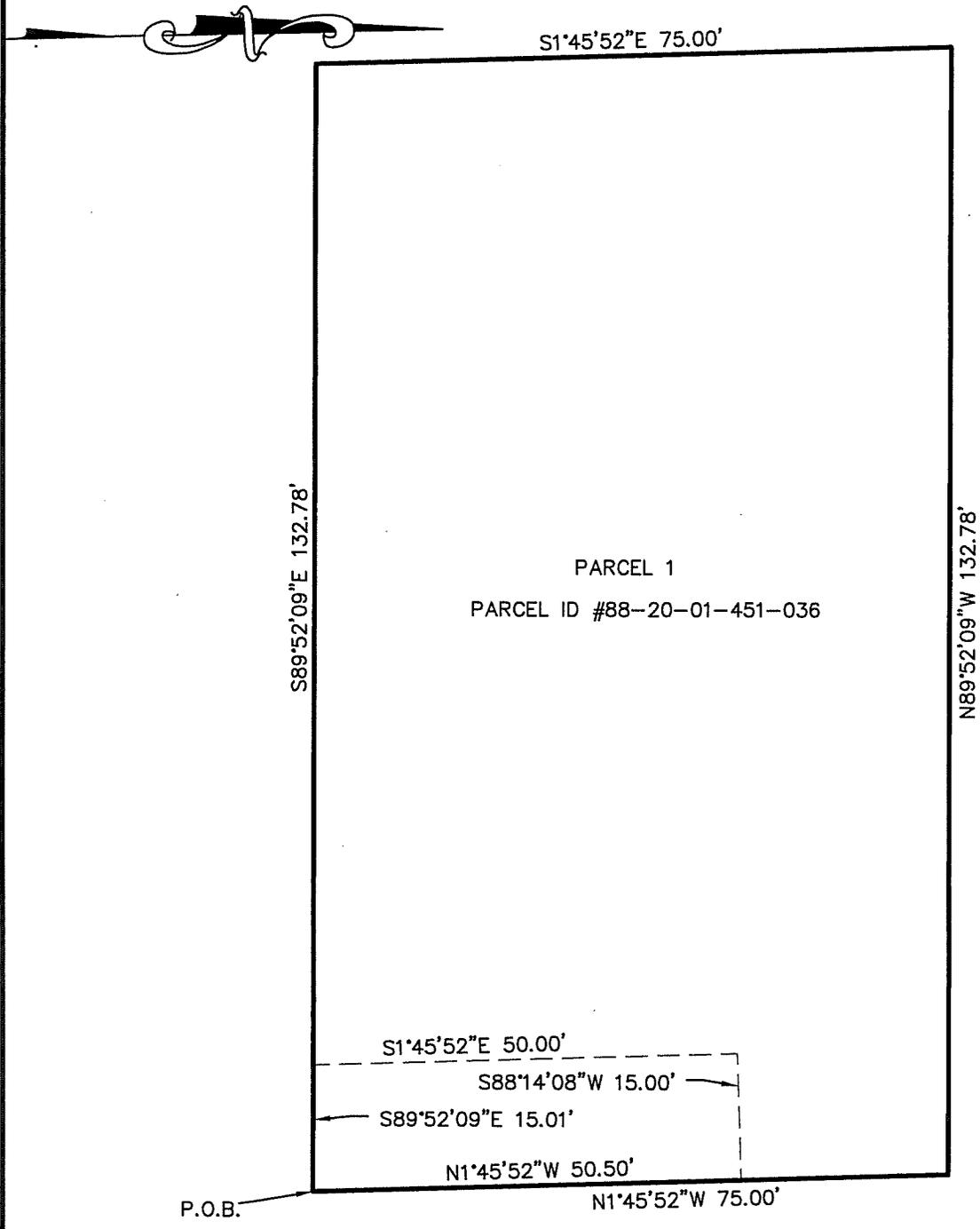
Prepared by:
Larysa Figol, SR/WA
City of Troy
500 West Big Beaver
Troy, MI 48084

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

EXHIBIT 'A'

**PROPOSED SIDEWALK EASEMENT
FOR PARCEL 1**

PART OF THE S.E. 1/4 OF SECTION 1, TOWN 2 NORTH, RANGE 11
EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN
#6121 EVANSWOOD ROAD



DESCRIPTION OF PROPERTY

A PARCEL OF LAND IN THE SOUTHEAST 1/4 OF SECTION 1, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN DESCRIBED AS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 1 THENCE N.89°52'09"W. 1996.44 FEET ALONG THE SOUTH LINE OF SECTION 1 TO THE WESTERLY RIGHT OF WAY LINE OF EVANSWOOD ROAD (60' WIDE); THENCE N.01°45'52"W. 602.86 FEET ALONG THE WEST LINE OF EVANSWOOD ROAD TO THE POINT OF BEGINNING; THENCE EXTENDING N.01°45'52"W. 75.00 FEET ALONG THE WEST LINE OF EVANSWOOD ROAD; THENCE N.89°52'09"W. 132.78 FEET; THENCE S.01°45'52"E. 75.00 FEET; THENCE S.89°52'09"E. 132.78 FEET TO THE POINT OF BEGINNING. CONTAINING 0.228 ACRES OF LAND.

DESCRIPTION OF PROPOSED SIDEWALK EASEMENT

A STRIP OF LAND IN THE SOUTHEAST 1/4 OF SECTION 1, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN DESCRIBED AS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 1; THENCE N.89°52'09"W. 1996.44 FEET ALONG THE SOUTH LINE OF SECTION 1 TO THE WESTERLY RIGHT OF WAY LINE OF EVANSWOOD ROAD (60' WIDE); THENCE N.01°45'52"W. 602.86 FEET ALONG THE WEST LINE OF EVANSWOOD ROAD TO THE POINT OF BEGINNING; THENCE EXTENDING N.01°45'52"W. 50.50 FEET; THENCE S88°14'08" W. 15.00 FEET; THENCE S1°45'52"E. 50.00 FEET; THENCE S89°52'09"E 15.01 FEET TO THE POINT OF BEGINNING.

CLIENT PAT BISMACK	PROJECT NO. 16-0101X	FIELD BOOK XXX
	DATE 6-1-16	SHEET 1 OF 1
SCALE 1" = 20'	DRAWN BY J.E.	CHECKED BY O.P.



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