



## CITY COUNCIL ACTION REPORT

July 23, 2009

TO: John Szerlag, City Manager

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

SUBJECT: Request for Acceptance of Two Permanent Storm Sewer and Drainage Easements – Sidwell #88-20-22-102-022 and 88-20-22-102-023

### Background:

- To address drainage issues on properties located on Gunston Court in Section 22, the Real Estate and Development Department has received permanent easements for storm sewer and surface drainage from Subhash and Sandhya Subhedhar, owners of the property having Sidwell #88-20-22-102-022 and Neil G. and Donna L. Mitchell, owners of the property having Sidwell #88-20-22-102-023

### Financial Considerations:

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

### Legal Considerations:

- The format and content of these documents is consistent with permanent easements previously granted to and accepted by the City.

### Policy Considerations:

- I. Troy has enhanced the health and safety of the community
- II. Troy adds value to properties through maintenance or upgrades of infrastructure and quality of life venues
- III. Troy is rebuilding for a healthy economy reflecting the values of a unique community in a changing and interconnected world.

PERMANENT EASEMENT

Sidwell #88-20-22-102-022

Resolution #

Subhash Subhedar and Sandhya Subhedar, husband and wife, Grantors, whose address is 359 Gunston Court, Troy, MI 48085 for and in consideration of the sum of: One 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 storm sewer and surface drainage, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

**The East 10 feet of Unit 22 of "Hidden Forest Condominium", as recorded in Liber 35881, Pages 248-313, of Oakland County, Michigan records being part of the Northwest ¼ of Section 22, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan. Containing 1,133 square feet or 0.026 acres, more or less.**

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 23rd day of July A.D. 2009.

Signed by:

Subhash Subhedar (L.S.)  
\*Subhash Subhedar 7/23/09

Sandhya Subhedar (L.S.)  
\*Sandhya Subhedar 7/23/09

STATE OF MICHIGAN )  
COUNTY OF Oakland )

The foregoing instrument was acknowledged before me this 23rd day of July, 2009, by Subhash Subhedar and Sandhya Subhedar, husband and wife.

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

Larysa Figol  
\* **LARYSA FIGOL**  
Notary Public, Oakland County, Michigan  
My Commission Expires 3-2-2012  
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**

PERMANENT EASEMENT

Sidwell #88-20-22-102-023  
Resolution #

Neil G. Mitchell and Donna L. Mitchell, husband and wife, Grantors; whose address is 375 Gunston Court, Troy, MI 48085 for and in consideration of the sum of: One 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 storm sewer and surface drainage, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

The West 10 feet of Unit 23 of "Hidden Forest Condominium", as recorded in Liber 35881, Pages 248-313, of Oakland County, Michigan records being part of the Northwest ¼ of Section 22, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan. Containing 1,143 square feet or 0.026 acres, more or less.

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 17th day of July A.D. 2009.

Signed by:

Neil G. Mitchell (L.S.)  
\*Neil G. Mitchell

Donna L. Mitchell (L.S.)  
\*Donna L. Mitchell

STATE OF MICHIGAN )  
COUNTY OF Oakland )

The foregoing instrument was acknowledged before me this 17th day of July, 2009, by Neil G. Mitchell and Donna L. Mitchell, husband and wife.

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

Larysa Figol  
\*  
Notary Public, Oakland County, Michigan  
My Commission Expires 03-02-2012  
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