
I-7 Easement Over Access Drive at the Madison Heights Transfer Station

Resolution #2010-06-

WHEREAS, The City of Troy **as is** a standing member of the Southeastern Oakland County Resource Recovery Authority (“SOCRRA”);

WHEREAS, The City of Troy, by its standing on the SOCRRA Board, is obligated to carry out the business of SOCRRA, including actions to preserve and safeguard SOCRRA assets;

WHEREAS, SOCRRA has real property and valuable assets, including requisite licenses and State approval to operate at 29470 John R, Madison Heights, MI (“Asset”); and

WHEREAS, The Asset is central to the long term planning of SOCRRA and the ongoing solid waste management goals and objectives of the City of Troy;

THEREFORE, BE IT RESOLVED, That the City of Troy, by review and adoption of this Resolution, **ACKNOWLEDGES** the attempts by Oakland County to secure an Easement over the sole access drive to the Asset and the City of Troy **OPPOSES** such an Easement unless and until terms of an Easement satisfactory to SOCRRA are agreed to in full by the County of Oakland; and

BE IT FURTHER RESOLVED, That the City of Troy, as a member of SOCRRA, **BELIEVES** it essential and fundamental to SOCRRA and the City of Troy that access to the Asset be preserved and maintained to accommodate the needs of SOCRRA, now and into the future, and that said access not be infringed upon in any way to the detriment of SOCRRA and the City of Troy; and

BE IT FINALLY RESOLVED, That any access rights granted to any other entity by Easement or otherwise, be **SUBJECT** to unilateral termination rights in favor of SOCRRA should the use change or alter and be **CONSISTENT** with the terms and conditions put forth by SOCRRA in a prior easement between SOCRRA and the City of Madison Heights.