



CITY COUNCIL AGENDA ITEM

Date: March 3, 2011

To: John Szerlag, City Manager

From: Mark F. Miller, Assistant City Manager/Economic Development Services
 Steven J. Vandette, City Engineer *SJV*
 Larisa Figol, Sr. Right-of-Way Representative *RF*

Subject: Acceptance of a Permanent Easement for Water Main from Woodside Bible Church of Troy - #88-20-02-151-005

Background

As part of a parcel improvement project located in the northeast quarter of Section 2, the Engineering department has received a permanent easement for water main from Woodside Bible Church of Troy, owners of the property having Sidwell #88-20-02-151-005.

The format and content of this easement is consistent with easements previously accepted by City Council. The consideration amount on this document is \$1.00.

Recommendation

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

PERMANENT EASEMENT

Sidwell #88-20-02-151-005
Resolution #

WOODSIDE BIBLE CHURCH OF TROY, an Michigan ecclesiastical corporation, Grantor(s), whose address is 6600 Rochester Road, Troy, MI 48085 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, grants to the Grantee the right to construct, operate, maintain, repair and/or replace a water main, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A & B" 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 14th day of JANUARY A.D. 2011.

WOODSIDE BIBLE CHURCH OF TROY
a Michigan ecclesiastical corporation

By: [Signature]
TOM LANCASTER
Its: FINANCE + HR SUPPORT PASTOR

STATE OF MICHIGAN)
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 14th day of JANUARY, 2011, by TOM LANCASTER, FINANCE + HR SUPPORT PASTOR of Woodside Bible Church, a Michigan ecclesiastical corporation, on behalf of the corporation.

[Signature]
REBECCA H. JOHNSON
Notary Public, OAKLAND County, Michigan
My Commission Expires 8.9.11
Acting in OAKLAND County, Michigan

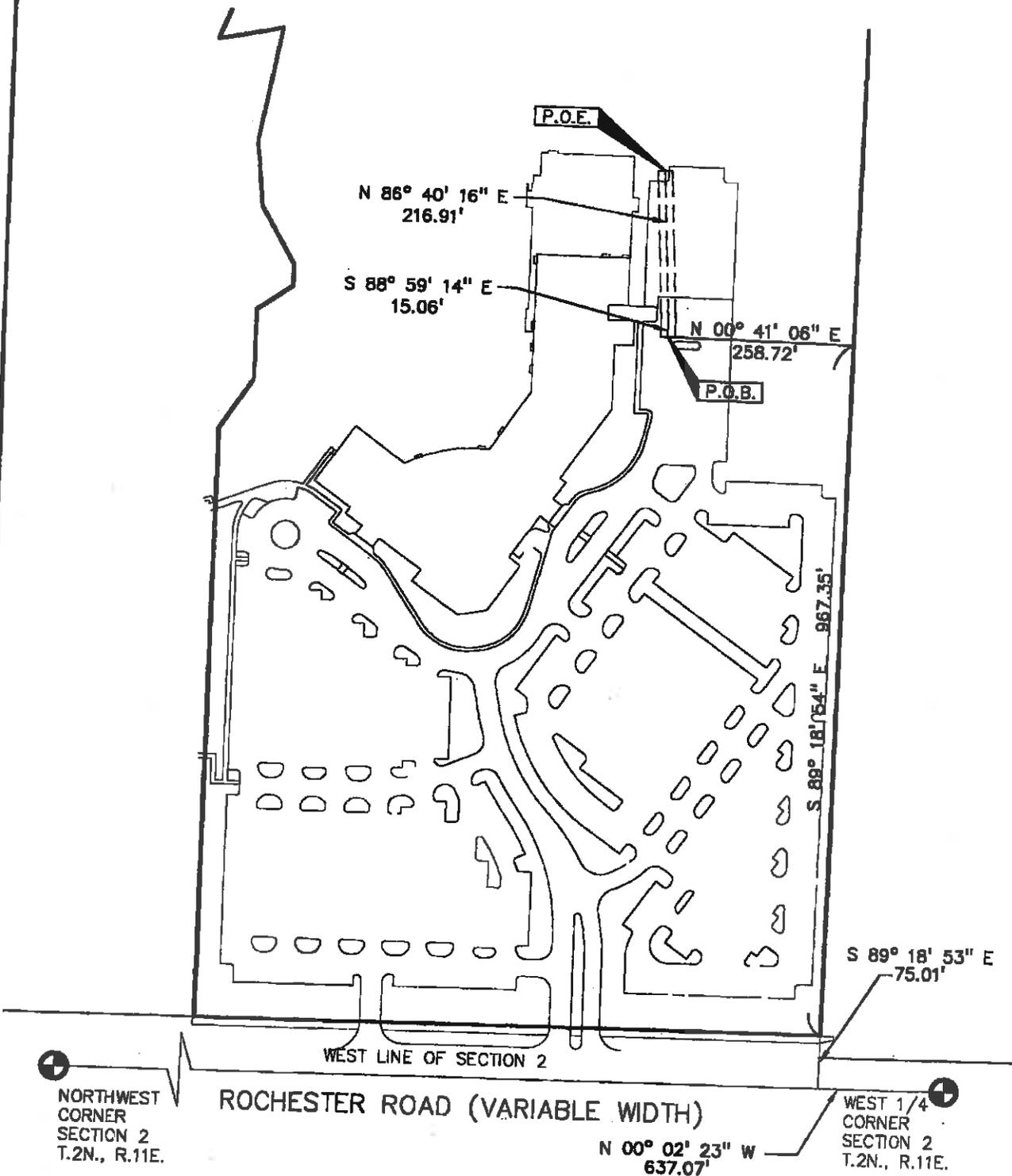
Prepared by: Larysa Figol
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

Return to: City Clerk
City of Troy
500 W. Big Beaver Rd.
Troy, MI 48084

PLEASE PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

EXHIBIT "A"

SKETCH OF WATER MAIN EASEMENT




 NORTHWEST
 CORNER
 SECTION 2
 T.2N., R.11E.

ROCHESTER ROAD (VARIABLE WIDTH)

N 00° 02' 23" W
 637.07'


 WEST 1/4
 CORNER
 SECTION 2
 T.2N., R.11E.



GRAPHIC SCALE
 1" = 200'

**PROFESSIONAL
 ENGINEERING
 ASSOCIATES**

 2430 Rochester Ct. Suite 100
 Troy, MI 48083-1872
 (248) 689-9090

CLIENT:
WOODSIDE BIBLE CHURCH
 6600 ROCHESTER ROAD
 TROY, MICHIGAN

SCALE: 1" = 200'	JOB No: 2002.081
DATE: 12-22-10	DWG. No: 2 of 3

EXHIBIT "B" LEGAL DESCRIPTIONS

**LEGAL DESCRIPTION:
SUBJECT PARCEL**

(Per Giffels-Webster Engineers, Inc. "Certificate of Survey" Job No. 15786, Dated 03/18/03)

A part of the northwest 1/4 of Section 2, T-2-N., R-11-E., City of Troy, Oakland County, Michigan, more particularly described as: Commencing at the West 1/4 Corner of said Section 2; thence N00°02'23"W, 637.07 feet along the West line of said Section 2 (Rochester Road); thence S89°18'53"E, 75.01 feet to the Point of Beginning; thence N00°02'23"W, 879.59 feet; thence S89°43'00"E, 826.46 feet; thence S54°44'53"E, 83.67 feet; thence S89°43'00"E, 96.61 feet; thence S33°51'39"E, 61.18 feet; thence S89°43'03"E, 29.82 feet; thence N58°45'54"E, 91.94 feet; thence N83°59'20"E, 92.96 feet; thence S79°32'53"E, 162.50 feet; thence N11°12'16"W, 92.67 feet; thence S68°28'38"E, 285.75 feet; thence S89°43'00"E, 283.63 feet; thence N57°44'39"E, 332.62 feet; thence S89°43'00"E, 398.29 feet to a point on the West line of "Emerald Lakes Village No. 7" as recorded in Liber 134, Pages 14 through 16 of Plats, Oakland County Records, said point also being a point on the North-South 1/4 line of said Section 2 as occupied; thence S00°39'29"W, 994.91 feet along said line; thence N89°18'54"W, 2585.32 feet to the Point of Beginning, and containing 52.382 acres.

**LEGAL DESCRIPTION:
WATER MAIN EASEMENT**

A 20.00 foot wide water main easement over part of the northwest 1/4 of Section 2, T-2-N., R-11-E., City of Troy, Oakland County, Michigan, whose centerline is more particularly described as: Commencing at the West 1/4 Corner of said Section 2; thence N00°02'23"W, 637.07 feet along the West line of said Section 2 (Rochester Road) to the westerly extension of the southerly line of the subject parcel; thence S89°18'53"E, 75.01 feet along said westerly extension to the westerly line of the subject parcel; thence S89°18'54"E, 967.35 feet along said southerly line of the subject parcel, thence N00°41'06"E, 258.72 feet to the Point of Beginning; thence S88°59'14"E, 15.06 feet, thence N86°40'16"E, 216.91 feet to the Point of Ending.

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2430 Rochester Ct. Suite 100
Troy, MI 48083-1872
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CLIENT: WOODSIDE BIBLE CHURCH 6600 ROCHESTER ROAD TROY, MICHIGAN	SCALE: None	JOB No: 2002.081
	DATE: 12-22-10	DWG. No: 3 of 3