



500 West Big Beaver
Troy, MI 48084
troymi.gov

CITY COUNCIL AGENDA ITEM

Date: January 21, 2020

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
William J. Huotari, City Engineer
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Acceptance of a Permanent Easement for Storm Sewers and Surface Drainage from Daniel M. and Patricia A. Van Hemm – Sidwell #88-20-15-352-031

History

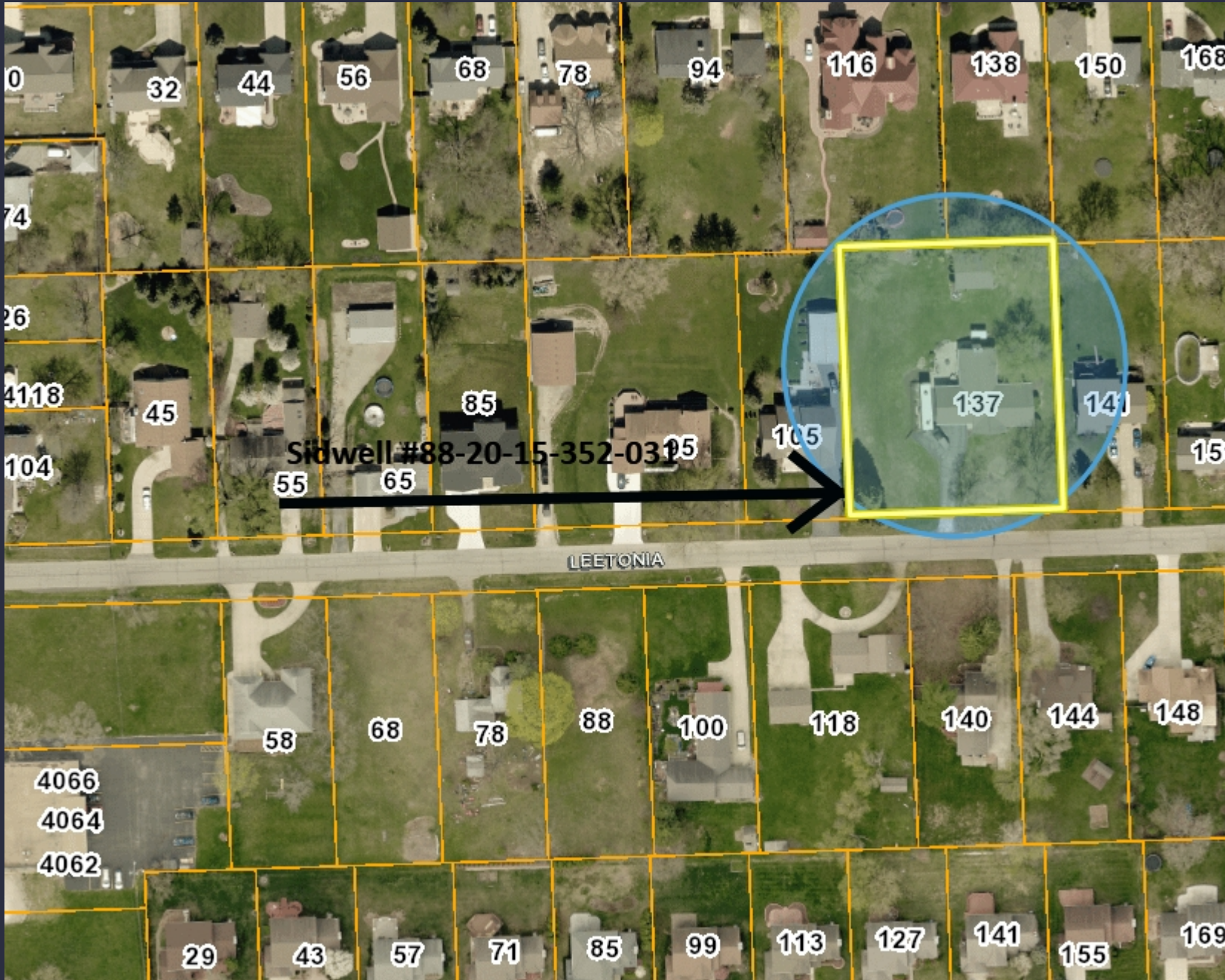
The City of Troy received a permanent easement for storm sewers and surface drainage from Daniel M. and Patricia A. Van Hemm, owners of the property having Sidwell #88-20-15-352-031. The property is located in the southwest $\frac{1}{4}$ of Section 15, north of Wattles and East of Livernois. This easement was granted a part of an effort to address drainage issues in the vicinity.

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.



Notes:

D & P Van Hemm Easement
#88-20-25-352-031
Storm Sewers & Surface
Drainage



**PERMANENT EASEMENT
FOR STORM SEWERS AND SURFACE DRAINAGE**

Sidwell #88-20-15-352-031(part of)

DANIEL M. VAN HEMM and **PATRICIA A. VAN HEMM**, husband and wife, Grantors, whose address is 137 Leetonia, 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, MI 48084, grant to the Grantee the right to access, construct, reconstruct, modify, operate, maintain, repair, upgrade, improve, inspect, enlarge or remove and/or replace **storm sewers and surface drainage**, 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 OF

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 21 day of January, 2020.

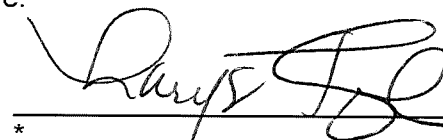
 (L.S.)
*Daniel M. Van Hemm

 (L.S.)
*Patricia A. Van Hemm

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 21st day of January, 2020, by Daniel M. Van Hemm and Patricia A. Van Hemm, husband and wife.

LARYSA FIGOL
Notary Public, State of Michigan
County of Oakland
My Commission Expires 03-02-2024
Acting in the County of Oakland


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

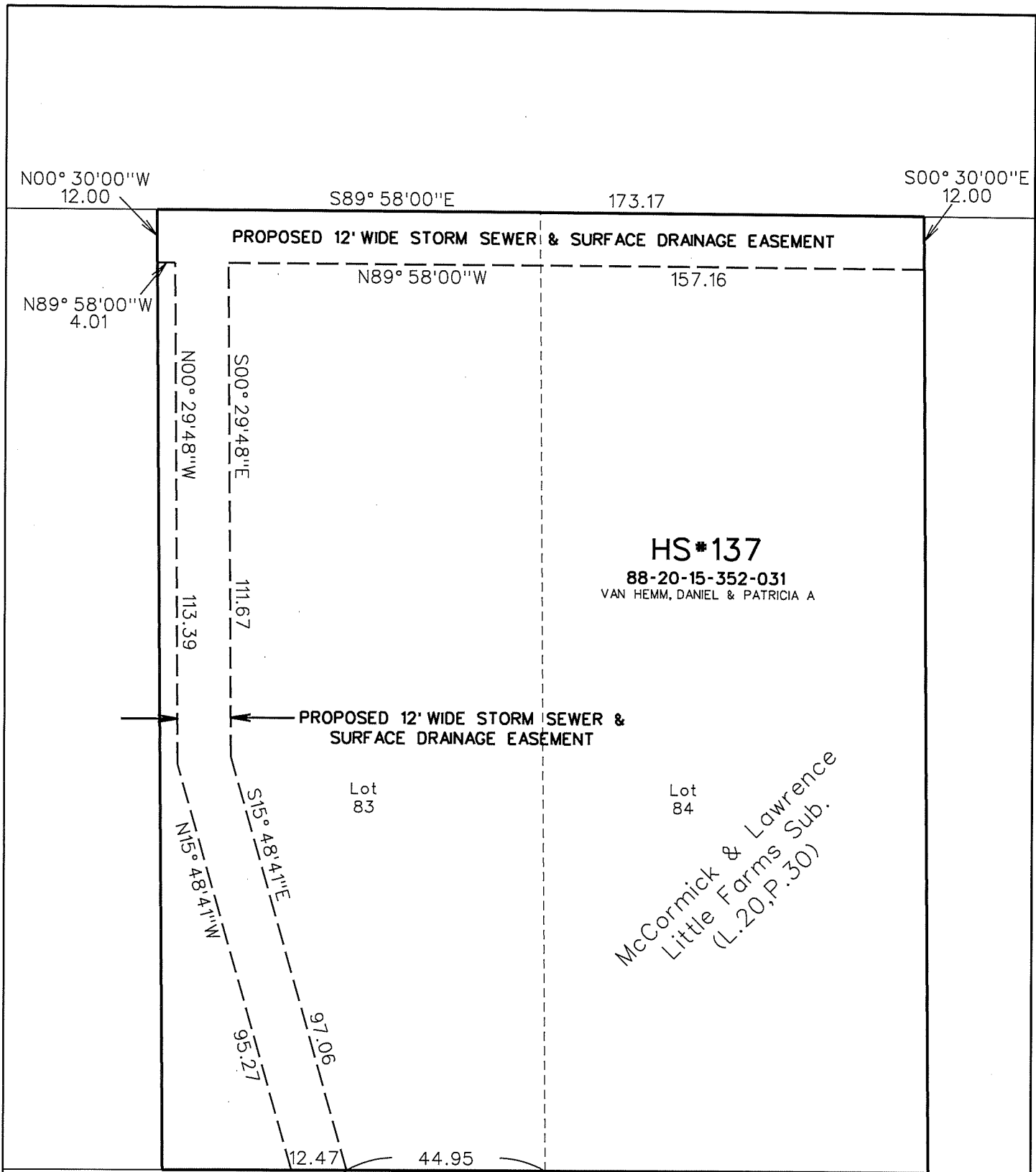
Prepared by: Larysa Figol
City of Troy
500 West Big Beaver
Troy, MI 48084

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

EXHIBIT "A"

Proposed 12 feet wide Storm Sewer & Surface Drainage Easement:

Part of the East 86.58 feet of Lot 83 & part of the West 86.58 feet of Lot 84 of "McCormick & Lawrence Little Farms", being Part of the Southwest $\frac{1}{4}$ of Section 15 and Part of the Southeast $\frac{1}{4}$ of Section 16, Town 2 North, Range 11 East, City of Troy, as recorded in Liber 20, Page 30, Oakland County, Michigan records, being described as commencing at the southeast corner of said Lot 83; thence North 89 degrees 58 minutes 00 seconds West, along the south line of said Lot 83, 44.95 feet to the Point of Beginning; thence continuing North 89 degrees 58 minutes 00 seconds West 12.47 feet; thence North 15 degrees 48 minutes 41 seconds West 95.27 feet; thence North 00 degrees 29 minutes 48 seconds West 113.39 feet; thence North 89 degrees 58 minutes 00 seconds West 4.01 feet; thence North 00 degrees 30 minutes 00 seconds West 12.00 feet to the north line of said lot 83; thence South 89 degrees 58 minutes 00 seconds East, along the north line of lots 83 & 84 of said plat, 173.17 feet, thence South 00 degrees 30 minutes 00 seconds East 12.00 feet; thence North 89 degrees 58 minutes 00 seconds West 157.16 feet; thence South 00 degrees 29 minutes 48 seconds East 111.67 feet; thence South 15 degrees 48 minutes 41 seconds East 97.06 feet to the Point of Beginning. Containing 4,582 Square Feet or 0.105 Acres more or less.



N00° 30'00"W
12.00

S89° 58'00"E

173.17

S00° 30'00"E
12.00

PROPOSED 12' WIDE STORM SEWER & SURFACE DRAINAGE EASEMENT

N89° 58'00"W

157.16

N89° 58'00"W
4.01

N00° 29'48"W

S00° 29'48"E

111.67

113.39

HS*137

88-20-15-352-031
VAN HEMM, DANIEL & PATRICIA A

PROPOSED 12' WIDE STORM SEWER & SURFACE DRAINAGE EASEMENT

Lot 83

Lot 84

McCormick & Lawrence
Little Farms Sub.
(L.20,P.30)

S15° 48'41"E
N15° 48'41"W

95.27

97.06

12.47

44.95

N89° 58'00"W

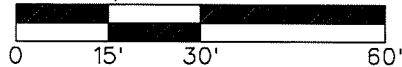
POB

SE Cor.
Lot 83

LEETONIA



Graphic Scale: 1"=30'



CITY OF TROY

OAKLAND COUNTY, MICHIGAN

PROPOSED STORM SEWER & SURFACE DRAINAGE EASEMENT DIAGRAM

FILE: 95_105_Leetonia_Combined.DGN

SCALE	DRAWN BY	NAME GJBIII	DATE 01-15-20
HOR. 1"=30'	CHECKED BY	NAME	DATE XX-XX-XX
VER. 1"=X'	WILLIAM HUOTARI, P.E.		SHEET NO.
CITY ENGINEER		10F1	JOB NO.
			N/A

Document Prepared By
George J. Ballard III, P.S.
Land Surveyor

DATE REV.
CONTRACT NO.

N/A