



500 West Big Beaver
Troy, MI 48084
troymi.gov



CITY COUNCIL AGENDA ITEM

Date: December 22, 2020

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
R. Brent Savidant, Community Development Director
William J. Huotari, City Engineer
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Acceptance of Two Permanent Easements from Pavilion Homes, Sidwell #88-20-22-354-026

History

As part of the development of residential lot, the City of Troy received two permanent easements for storm sewers and surface drainage, and sidewalks from Pavilion Homes, owner of the properties having Sidwell #88-20-22-354-026.

The parcel is located in the southwest ¼ of Section 22, on Helena, north of Harland, west of Livernois Road.

Financial

The consideration amount on each document is \$1.00.


Recommendation

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



GIS Online

Legend:

 Tax Parcel



Notes:

Pavilion Homes
Storm & Sidewalk Easements
88-20-22-354-026

Map Scale: 1=182

Created: December 22, 2020



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
FOR STORM SEWERS AND SURFACE DRAINAGE**

Sidwell #88-20-22-354-026

PAVILION HOMES, d/b/a KIZY SIGNATURE, a Michigan corporation, Grantor, whose address 6191 Sheldon Road, Rochester Hills, MI 48306, 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 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.

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 17 day of December A.D. 2020.

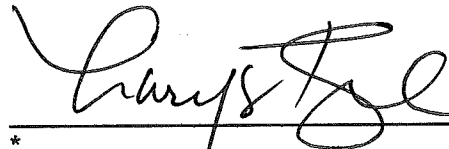
Pavilion Homes, d/b/a Kizy Signature,
a Michigan corporation

By Bahaa Kizy (L.S.)
Bahaa Kizy
Its: President

STATE OF MICHIGAN
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 17th day of December, 2020, by Bahaa Kizy, President of Pavilion Homes, d/b/a Kizy Signature, a Michigan corporation, on behalf of the corporation.

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: Larisa Figol, SR/WA
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

EXHIBIT "A"

5' Wide Sidewalk Easement. Part of Lot 60 of "Eysters Beaver Gardens", a platted subdivision as recorded in Liber 26, Page 14 of Plats, Oakland County Records, being more particularly described as: Commencing at the Northeast corner of Lot 60 of said plat; thence S02°14'48"W, along the Westerly right-of-way line of Helena Drive as platted, 25.00 feet to the Point of Beginning; thence S02°14'48"W along said right-of-way line 70.00 feet to the Southerly property line of Parcel "A"; thence N88°40'00"W, 5.00 feet along the Southerly property line; thence N02°14'48"E, 70.00 feet to the Northerly property line; thence S88°40'00"E, 5.00 feet along the Northerly property to the Point of Beginning. Said easement contains 350 square feet more or less.

**PERMANENT EASEMENT
FOR SIDEWALKS**

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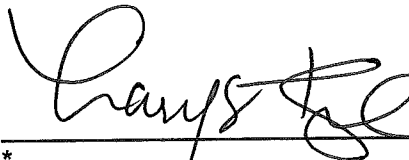
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500 W. Big Beaver Road
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