



500 West Big Beaver  
Troy, MI 48084  
troymi.gov



## CITY COUNCIL AGENDA ITEM

Date: February 3, 2021

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 a Permanent Easement from Adam and Rachael Czarnik, Sidwell #88-20-30-127-025

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### **History**

As part of the development a vacant single family residential parcel located at the southeast corner of Big Beaver and Cedar Ridge roads, a permanent easement for storm sewers and surface drainage was required as part of the construction plans.

Prior to acceptance of the easement rights by City Council, the property developer recorded the easement at the same time as transfer of ownership to Andrew Czarnik and Rachael Czarnik, owners of the property having Sidwell #88-20-30-127-025.

Staff requests that City Council formally accept the permanent easement for storm sewers and surface drainage as recorded in Liber 54186 Page 231 by passing a resolution acknowledging acceptance of this easement.

### **Financial**

The consideration amount on this document is \$1.00.

### **Recommendation**

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



Sidwell #88-20-30-127-025

Notes:

Czarnik, Austin & Rachael  
Storm Sewers & Surface  
Drainage  
#88-20-30-127-025



LIBER 54186 PAGE 231  
\$21.00 MISC RECORDING  
\$4.00 REMONUMENTATION  
\$5.00 AUTOMATION  
05/08/2020 07:53:17 PM RECEIPT# 66343  
PAID RECORDED - Oakland County, MI  
Lisa Brown, Clerk/Register of Deeds

PERMANENT EASEMENT  
FOR STORM SEWERS AND SURFACE DRAINAGE

Sidwell #88-20-30-127-025 (pt of)  
Resolution #

*Rachel RC*  
Austin Czarnik and *Rachel RC* Czarnik, husband and wife, whose address is 2984 Cedar Ridge, Troy, MI 48084, 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:

The East 15.00 of the property described as:

Part of the Northwest ¼ of Section 30, Town 2 North, Range 11 East, described as beginning at a point distant South 00-26-01 West 60.00 feet from the ¼ corner; thence South 00-26-01 West, 120.07 feet, thence North 88-55-17 West, 150.84 feet, thence North 00-25-30 East, 119.79 feet, thence South 89-01-54 East, 150.86 feet to the Point of Beginning. Containing 0.42 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.

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  
this 7 day of February A.D. 2020.

\_\_\_\_\_  
*Rachel Czarnik*  
*My Attorney in fact*  
\_\_\_\_\_  
(L.S.)

\*Austin Czarnik

*Rachel Czarnik*  
\_\_\_\_\_  
(L.S.)

\**Rachel RC* Czarnik

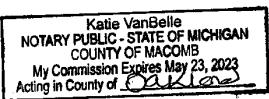
STATE OF MICHIGAN )  
COUNTY OF OAKLAND )

The foregoing instrument was acknowledged before me this 7 day of February, 2020, by Austin Czarnik and *Rachel RC* Czarnik, husband and wife.

*Rachel RC*

*[Handwritten Signature]*  
\_\_\_\_\_

Notary Public, \_\_\_\_\_ County, Michigan  
My Commission Expires \_\_\_\_\_  
Acting in \_\_\_\_\_ County, Michigan



Prepared by: Larysa 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