



500 West Big Beaver
Troy, MI 48084
troymi.gov



CITY COUNCIL AGENDA ITEM

Date: July 19, 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 Four Permanent Easements from
Bismack Designs, Inc., Sidwell #88-20-09-427-039 and 040

History

As part of the redevelopment of two residential lots the City received four permanent easements for sidewalks, storm sewers and surface drainage from Bismack Designs, Inc., owner of the properties having Sidwell #88-20-09-427-039 and 040.

The parcels, zoned R-1B One Family Residential, are located in the southeast ¼ of Section 9 on Fabius, 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.



Notes:

Bismack Designs, Inc.
Easements
#88-20-09-427- 039 & 040



**PERMANENT EASEMENT
FOR SIDEWALKS**

Sidwell #88-20-09-427-039 (part of)

BISMACK DESIGNS, INC., a Michigan corporations, Grantor(s), whose address 2742 Powderhorn Ridge, Rochester, MI 48309, 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 **sidewalks**, 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 HERE OF

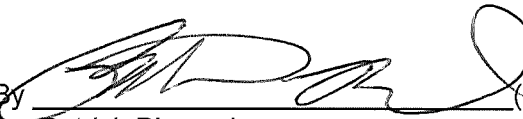
and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

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 19 day of July A.D. 2021.

BISMACK DESIGNS, INC.
a Michigan corporation

By  (L.S.)
Patrick Bismack
Its: President

STATE OF MICHIGAN)
COUNTY OF Oakland)

The foregoing instrument was acknowledged before me this 19 day of July, 2021, by Patrick Bismack, President of Bismack Designs, Inc., 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
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Prepared by: Patrick Bismack, 2742 Powderhorn Ridge, Rochester, MI 48309
Return to: City Clerk, City of Troy, 500 West Big Beaver, Troy, MI 4884

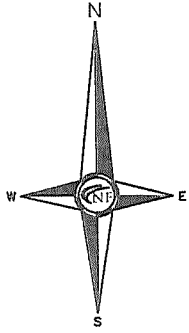
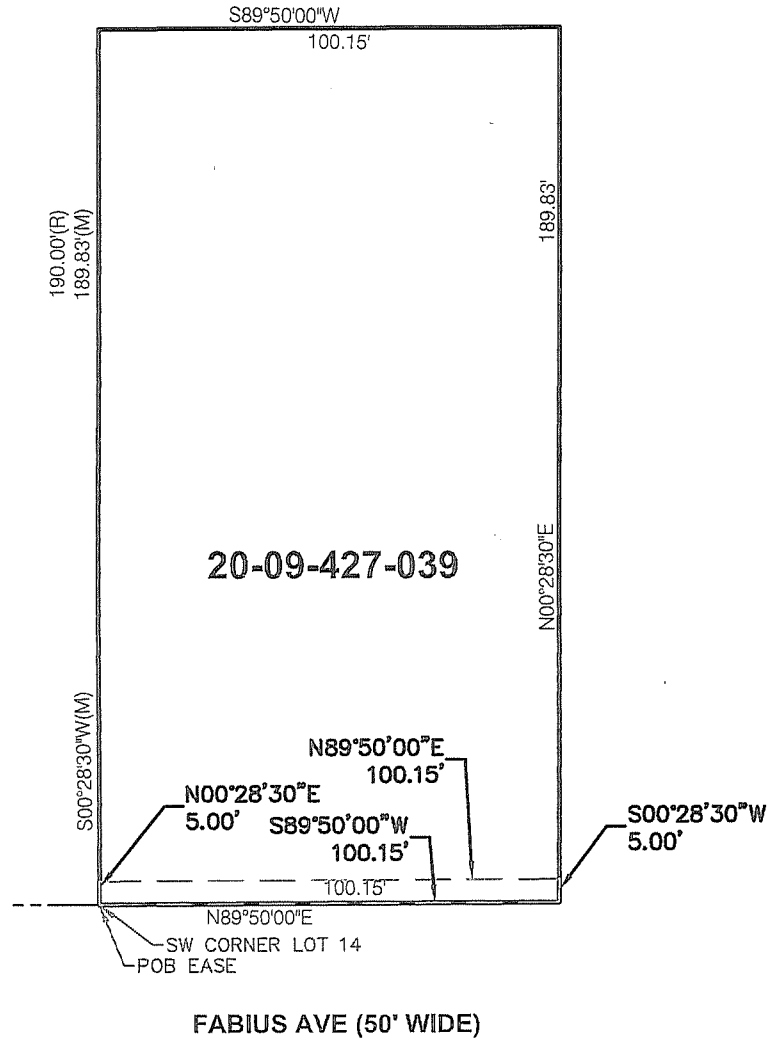


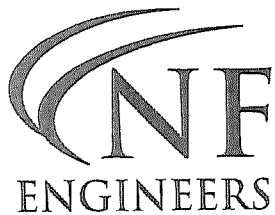
EXHIBIT A

5' SIDEWALK EASEMENT FOR SIDE WALK



DESCRIPTION OF 5' SIDEWALK EASEMENT

PART OF LOT 14 OF "TWO ACRE FARMS SUB", BEING PART OF THE EAST 1/2 OF SOUTHEAST 1/4, SECTION 9, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN AS RECORDED IN LIBER 28 OF PLATS ON PAGE 16, OAKLAND COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 14; THENCE N00°28'30"E 5.00 FEET; THENCE N89°50'00"E 100.15 FEET; THENCE S00°28'30"W 5.00 FEET; THENCE S89°50'00"W 100.15 FEET TO THE POINT OF BEGINNING.



NOWAK & FRAUS ENGINEERS
43279 SCHOENHERR RD.
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TEL. (586) 739-0939
FAX. (586) 739-6994

PREPARED FOR:
PAT BISMACK

SCALE
1" = 40'

DATE
03-09-2021

DRAWN
T. Fox

JOB NO.
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1 of 1

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

Sidwell #88-20-09-427-039 (part of)

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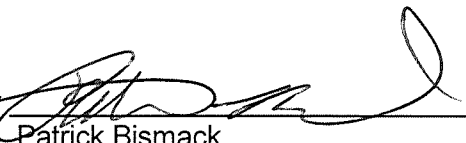
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**PERMANENT EASEMENT
FOR SIDEWALKS**

Sidwell #88-20-09-427-040 (part of)

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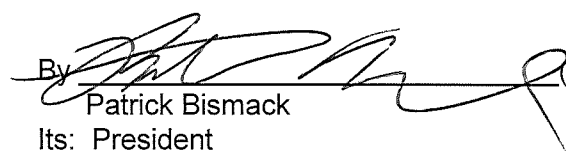
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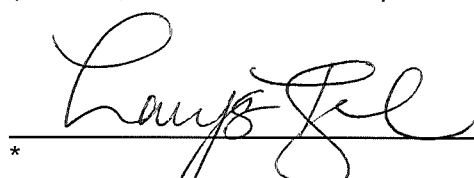
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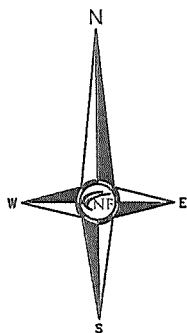
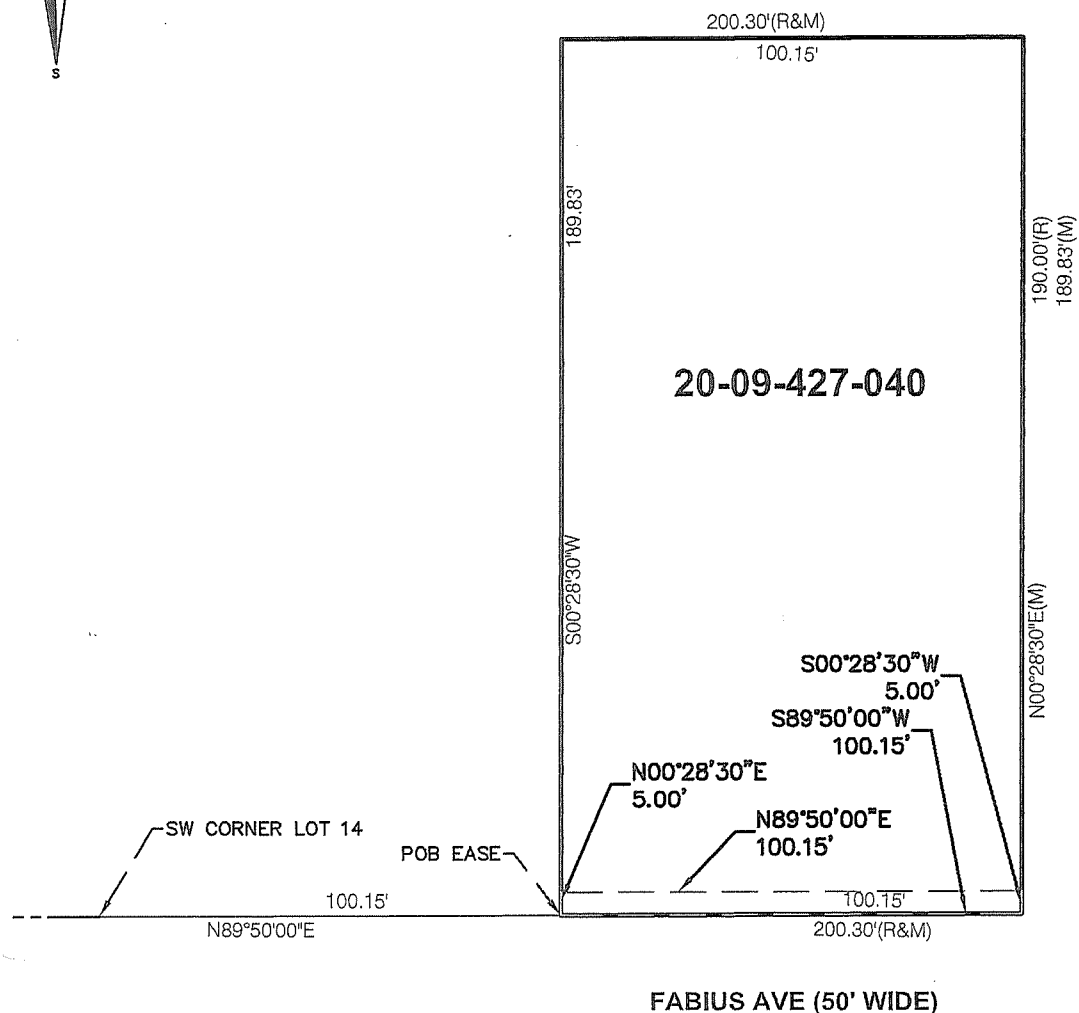


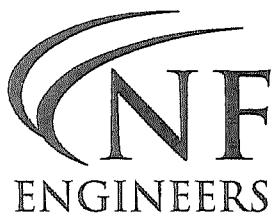
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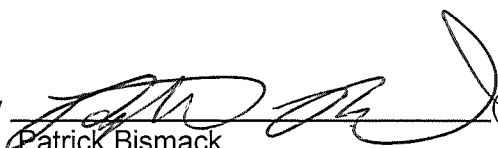
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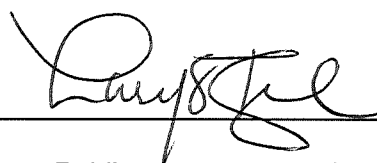
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