



500 West Big Beaver
Troy, MI 48084
troymi.gov



CITY COUNCIL AGENDA ITEM

Date: May 27, 2022

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 from Andrew Xavier and Angela Xavier, Sidwell #88-20-30-205-003

History

To address a drainage issue, the City of Troy received a permanent easement for storm sewers and surface drainage from Andrew and Angela Xavier, owners of the property having Sidwell #88-20-30-205-003.

The property is located in the northeast $\frac{1}{4}$ of Section 30, south of Big Beaver Road and west of Coolidge Highway.

Financial

The consideration amount on this document is \$1.00.


Recommendation

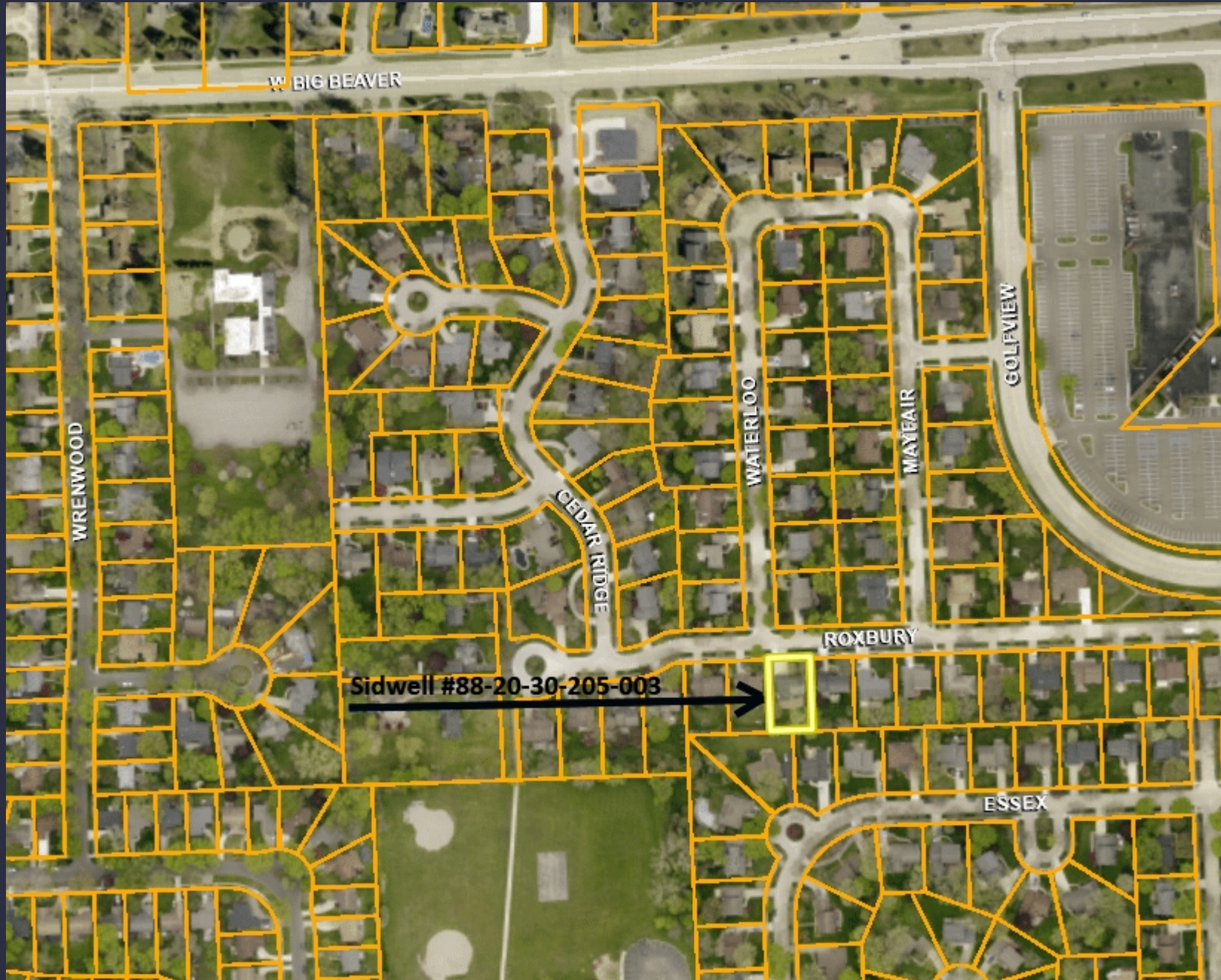
City Management recommends that City Council accept the attached permanent easement consistent with our policy of accepting easements for improvement and development purposes.



GIS Online

Legend:

 Tax Parcel



Notes:

88-20-30-205-003
Xavier, A & A
Storm Sewers & Surface
Drainage

Map Scale: 1=368

Created: May 27, 2022



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 #88-20-30-205-003 (part of)


Andrew Xavier and **Angela Xavier**, husband and wife, whose address is 3303 Roxbury Drive, 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:

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.

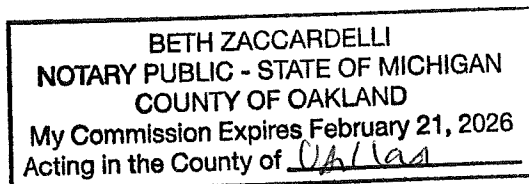
IN WITNESS WHEREOF, the undersigned hereunto affixed their signature(s)
this 27th day of May, 2022.




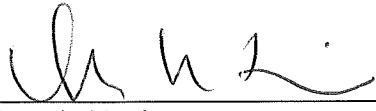
*Andrew Xavier (L.S.)

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 27 day of May, 2022, by Andrew Xavier



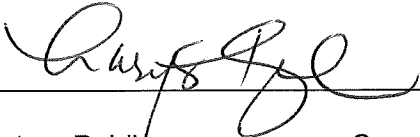

*
Notary Public, Oakland County, Michigan
My Commission Expires February 21, 2026
Acting in Oakland County, Michigan


_____(L.S.)
*Angela Xavier

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 24th day of May, 2022, by Angela Xavier.

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: Larysta 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"

Section 30, Proposed Variable Width
Rear Yard Drainage Easement
Parcel: 88-20-30-205-003
Owner: Andrew & Angela Xavier
Address: 3303 Roxbury

Tax Description of Parcel:

Lot 180 of "Buckingham Woods Subdivision No.2", being part of the Northeast $\frac{1}{4}$ of Section 30, Town 2 North, Range 11 East, City of Troy, as recorded in Liber 140, Pages 39-41, Oakland County, Michigan records.

Proposed Variable width Rear Yard Drainage Easement:

Part of Lot 180 of "Buckingham Woods Subdivision No.2", being part of the Northeast $\frac{1}{4}$ of Section 30, Town 2 North, Range 11 East, City of Troy, as recorded in Liber 140, Pages 39-41, Oakland County, Michigan records.

Being more particularly described as commencing at the southwest corner of said Lot 180; thence North 01 degrees 05 minutes 55 seconds East, along the west line of said Lot 180, 12.00 feet to the Point of Beginning of said easement; thence continuing North 01 degrees 05 minutes 55 seconds East, along said west line, 2.00 feet; thence South 89 degrees 37 minutes 02 seconds East 80.01 feet to the east line of said Lot 180; thence South 01 degrees 05 minutes 55 seconds West, along said east line, 3.00 feet; thence North 88 degrees 54 minutes 05 seconds West 80.00 feet to the Point of Beginning. Containing 200 Square Feet or 0.005 Acres more or less.