



500 West Big Beaver
Troy, MI 48084
troymi.gov



CITY COUNCIL AGENDA ITEM

Date: August 9, 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 Vesta Homes, Inc.,
Sidwell #88-20-36-201-001, 002, 003, 004

History

As part of the development of four vacant parcels, the City of Troy received a permanent easement for storm sewers and surface drainage from Vesta Homes, Inc., owner of the properties having Sidwell #88-20-36-201-001, 002, 003 and 004.

The properties are located in the southwest ¼ of Section 25 on the south side of Maple Road at Minnesota.

Financial

The consideration amount on this document is \$1.00.


Recommendation

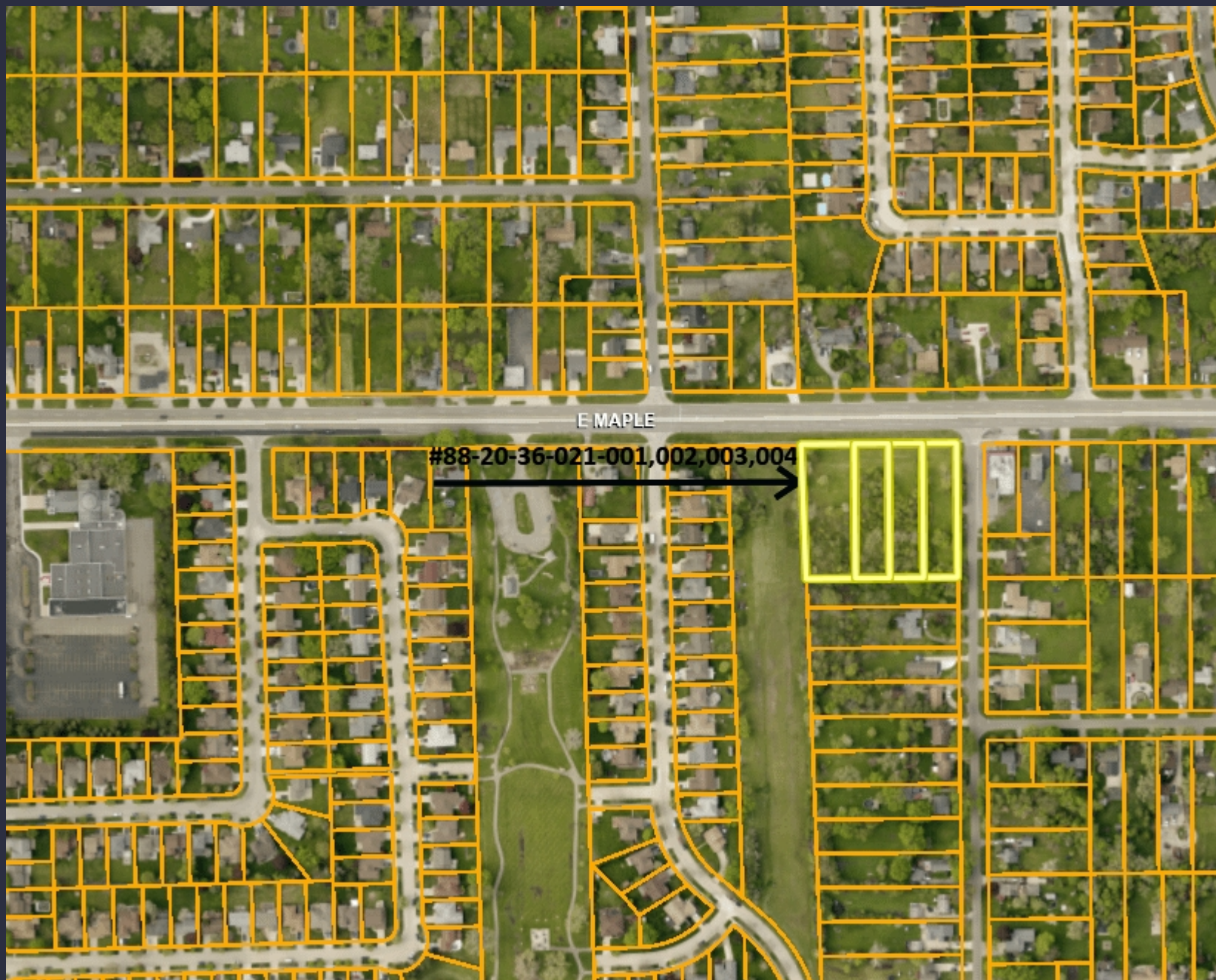
City Management recommends that City Council accept the attached permanent easement consistent with our policy of accepting easements for improvement and development purposes.



GIS Online

Legend:

 Tax Parcel



Notes:

Vesta Homes

#

88-20-36-201-001,002,003,004

Storm sewers and surface
drainage

Map Scale: 1=424

Created: August 9, 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 #88-20-36-201-001, 002, 003, 004 (pt of)

VESTA HOMES, INC., a Michigan corporation, Grantor, whose address 31400 Kendall, Fraser, MI 48026 , 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 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 his signature(s)
this 5 day of August, 2022.

VESTA HOMES, INC., a Michigan corporation

By  (L.S.)
Michele Mattera
Its: President

STATE OF MICHIGAN)
COUNTY OF Macomb)

The foregoing instrument was acknowledged before me this 5 day of August, 2022, by Michele Mattera, President of Vesta Homes, Inc., a Michigan corporation, on behalf of the corporation.


* Isolanda McManis
Notary Public, Macomb County, MI
My Commission Expires 1-19-2024
Acting in Macomb County, MI

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

EXHIBIT A

12' STORM SEWER EASEMENT

LEGAL DESCRIPTION:

PART OF THE NORTHEAST 1/4 OF SECTION 36, CITY OF TROY, T.2N., R.11E., OAKLAND COUNTY, MICHIGAN. BEING MORE PARTICULARLY DESCRIBED AS LOTS 1, 2, 3, AND 4 OF THE "SUPERVISOR'S PLAT OF PLAINVIEW FARMS" LIBER 5 OF PLATS, PAGE 58, O.C.R.
CONTAINING 99,689 SQUARE FEET ---- 2.289 ACRES

LEGAL DESCRIPTION: 12' STORM SEWER EASEMENT

PART OF THE NORTHEAST 1/4 OF SECTION 36, AND PART OF LOTS 1, 2, 3, AND 4 OF THE "SUPERVISOR'S PLAT OF PLAINVIEW FARMS" LIBER 5 OF PLATS, PAGE 58, O.C.R., CITY OF TROY, T.2N., R.11E., OAKLAND COUNTY, MICHIGAN. COMMENCING AT THE NORTHEAST CORNER OF LOT 4; THENCE S03°06'00"W 155.46 FEET TO THE POINT OF BEGINNING; THENCE S03°06'00"W 12.00 FEET; THENCE N86°28'26"W 234.01 FEET; THENCE N03°06'00"E 12.00 FEET; THENCE S86°28'26"E 234.01 FEET TO THE POINT OF BEGINNING.
CONTAINING 2,808 SQUARE FEET ---- 0.064 ACRES

W-22-653
SHEET 2 OF 2

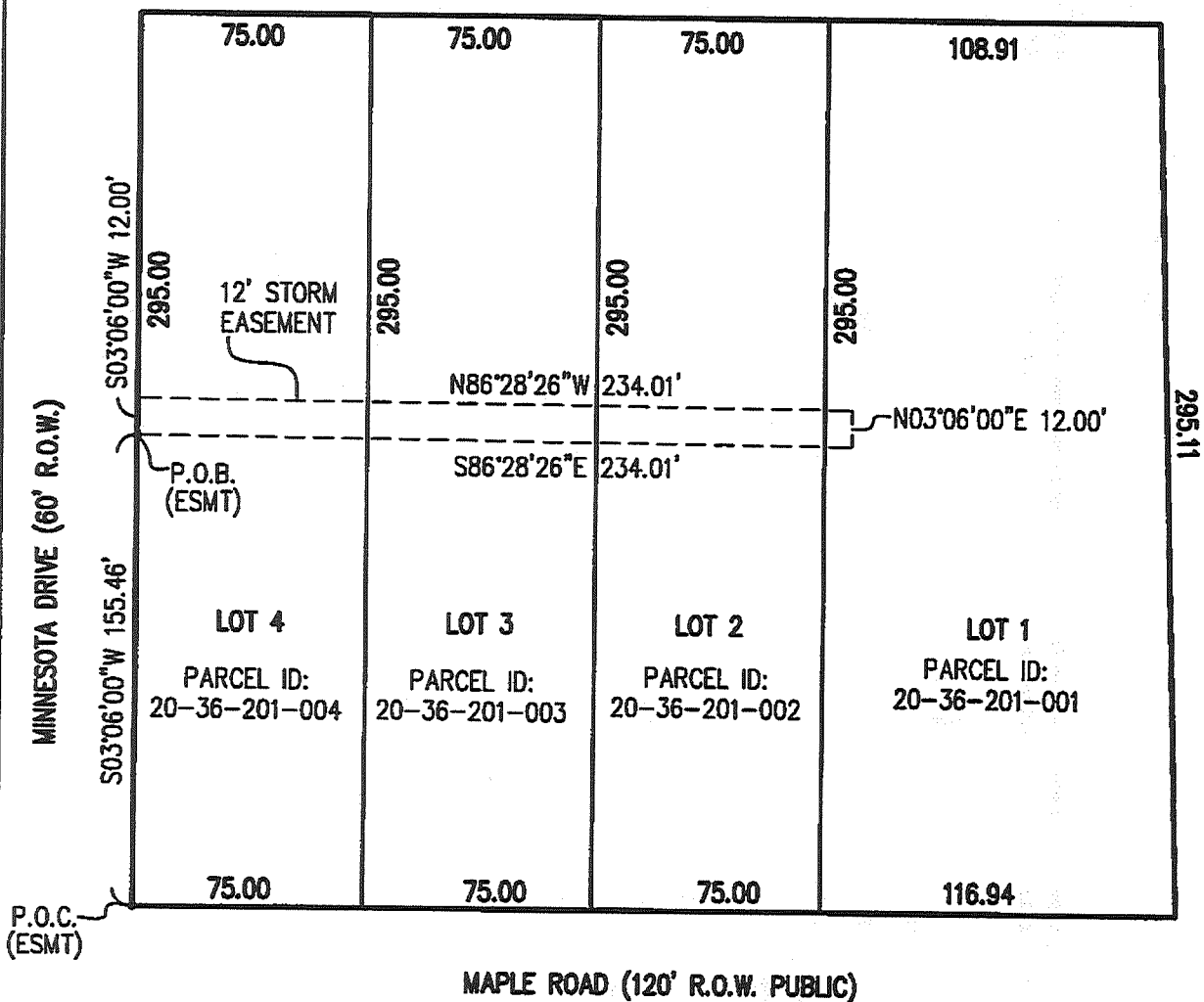
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CLIENT: VESTA HOMES
PROJECT: PLAINVIEW FARMS (LOTS 1-4), S.W. 1/4 SEC. 25, TROY
DATE: 08/01/2022 (print)



5805 24 MILE RD. SUITE B
SHELBY TWP, MI 48316
T (586) 677 - 4081

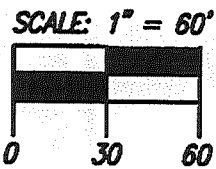
EXHIBIT A
12' STORM SEWER EASEMENT



LEGEND

- P.O.B. POINT OF BEGINNING
P.O.C. POINT OF COMMENCEMENT

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W-22-653
SHEET 1 OF 2

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