



500 West Big Beaver
Troy, MI 48084
troymi.gov



CITY COUNCIL AGENDA ITEM

Date: February 13, 2024

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Deputy City Manager
Megan E. Schubert, Assistant City Manager
G. Scott Finlay, City Engineer
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Acceptance of Two Permanent Easements from Gary Abitheira,
Sidwell #88-20-27-432-022

History

As part of the redevelopment of a vacant residential property zoned R-T, One Family Attached, the City of Troy received two permanent easements for storm sewers and surface drainage, and sidewalks from Gary Abitheira, owner of the property having Sidwell #88-20-27-432-022. The property is located in southeast $\frac{1}{4}$ of Section 27, on Woodslee, east Rochester Road.

Financial

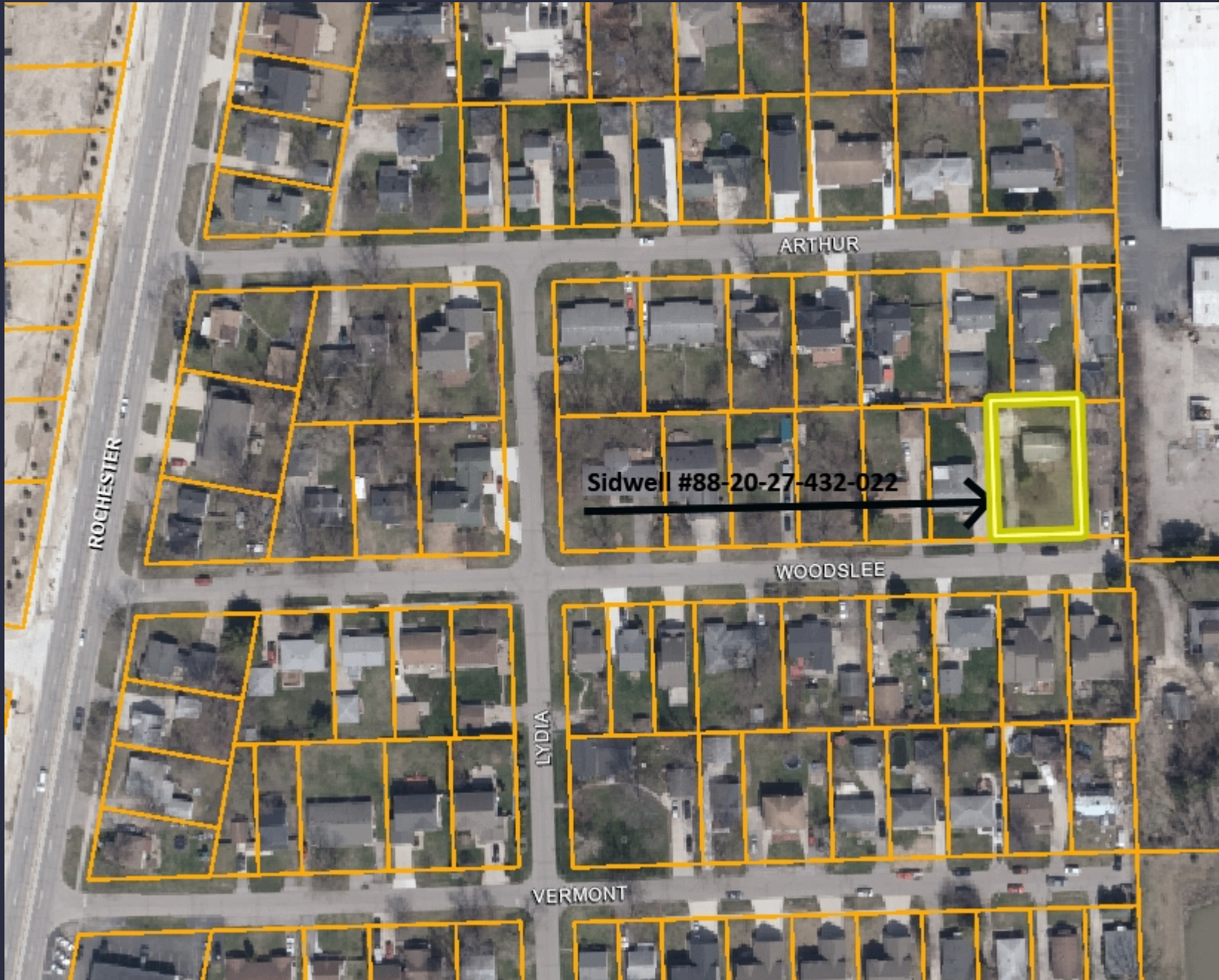
The consideration amount on each document is \$1.00.

Recommendation

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

Legend:

Tax Parcel



Notes:

88-20-27-432-022
Abitheira, Gary
Easements

Map Scale: 1=178

Created: February 13, 2024



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 #88-20-27-432-022 (pt)

Gary Abitheira, a married man, Grantor, whose address is 3301 Mirage Drive, Troy, MI 48083, 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 6.00 feet and the North 6.00 feet of the following described property:

Lots 317 and 318 of, "Stumpf's Beech Grove Subdivision", as recorded in Liber 32, Pages 11-12, being Part of the Southeast ¼ of Section 27, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan records.

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.

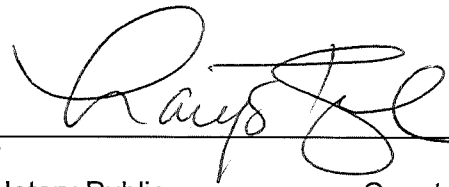
IN WITNESS WHEREOF, the undersigned hereunto affixed 1 signature(s)
this 1st day of February A.D. 2024.

By  (L.S.)
Gary Abitheira

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 1st day of February, 2024, by Gary Abitheira, a married man.

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

**PERMANENT EASEMENT
FOR SIDEWALKS**

Sidwell #88-20-27-432-022 (pt)

Gary Abitheira, a married man, Grantor, whose address is 3301 Mirage Drive, Troy, MI 48083, 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:

The South 5.00 feet of the following described property:


Lots 317 and 318 of, "Stumpf's Beech Grove Subdivision", as recorded in Liber 32, Pages 11-12, being Part of the Southeast ¼ of Section 27, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan records.

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

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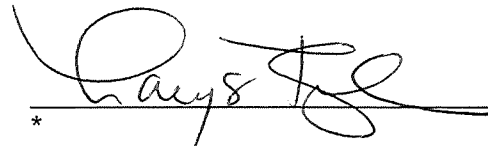
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By  (L.S.)
Gary Abitheira

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 1st day of February, 2024, by Gary Abitheira, a married man.

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

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