



Legislation Details (With Text)

**File #:** 10-0289      **Version:** 1      **Name:** 4-5-10 Resolution Accepting Easement for Public Right-of-Way from Speedway SuperAmerica LLC (Ellsworth Road adjacent to Ann Arbor Airport) (8 votes required)

**Type:** Resolution      **Status:** Passed

**File created:** 4/5/2010      **In control:** City Council

**On agenda:** 4/5/2010      **Final action:** 4/5/2010

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**Title:** Resolution Accepting Easement for Public Right-of-Way from Speedway SuperAmerica LLC (Ellsworth Road adjacent to Ann Arbor Airport) (8 Votes Required)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Speedway SuperAmerica LLC Ellsworth ROW Ease Approved Drawing 3-18-2010.pdf

Date	Ver.	Action By	Action	Result
4/5/2010	1	City Council	Approved	Pass

**Resolution Accepting Easement for Public Right-of-Way from Speedway SuperAmerica LLC (Ellsworth Road adjacent to Ann Arbor Airport) (8 Votes Required)**

There is a resolution before you to accept an easement for public right-of-way along the northwesterly side of Ellsworth Road from Speedway SuperAmerica LLC, a Delaware limited liability corporation, for the maintenance of public roads.

The easement is in standard form and conveyed without cost to the City.

Acceptance of the easement is recommended.

Prepared by: Marylou Zimmerman, Legal Assistant

Reviewed by: Stephen K. Postema, City Attorney

Approved by: Roger W. Fraser, City Administrator

Whereas, Speedway SuperAmerica, LLC, a Delaware limited liability company, is the owner in fee simple of property located in the City of Ann Arbor, Washtenaw County, Michigan, as described in the Washtenaw County Records at Liber 3928, Page 659, recorded on February 7, 2000;

Whereas, A Secretary’s Certification, dated February 6, 2006, authorizes the delivery of a perpetual easement to the City for public right-of-way; and

Whereas, Speedway SuperAmerica, LLC, has delivered an easement to the City for public right-of-way, to run with the land and burden the respective property perpetually, being more particularly described as follows:

Being a parcel of land in the NW Quarter of the NW Quarter of Section 16, T3S, R6E, in Pittsfield Township, Washtenaw County, Michigan, bounded and described as follows:

Commencing at an iron pipe found at the NW Corner of Section 16, as per LCRC, Liber 4, Page 277, Washtenaw County Records, said point also being at the intersection of the centerlines of Ellsworth Road, so called, and South State Street, so called, and said point being the true point of beginning.

Thence N 87° 53' 20" E along the centerline of Ellsworth Road, a distance of 386.82 feet;  
Thence S 02° 06' 40" E, a distance of 60.00 feet to a set bar;  
Thence S 87° 53' 20" W, passing a mag nail set at 262.15 feet, an overall distance of 367.31 feet;  
Thence N 20° 07' 33" W along the centerline of South State Street, a distance of 63.10 feet to the true point of beginning.

Containing 22, 623.97 square feet or 0.519 acres of land, bearings used herein are based on upon an assumed meridian and are intended to indicate angular measurement only, all bars set are 30" x 5/8" steel bars with a cap marked "Bryan D. Ellis RLS 54051". This legal description is based upon a field survey prepared by Lewandowski Engineers on October 8, 2009.

RESOLVED, That the City of Ann Arbor accept said grant of easement.