



Legislation Details (With Text)

File #: 09-1214 **Version:** 1 **Name:** 12/21/09 - Aldi Inc. Pedestrian Access Easement
Type: Resolution **Status:** Passed
File created: 12/21/2009 **In control:** City Council
On agenda: 12/21/2009 **Final action:** 12/21/2009
Enactment date: 12/21/2009 **Enactment #:** R-09-512

Title: Resolution Accepting Pedestrian Access Easement from ALDI INC. (MICHIGAN) (2340 Dexter Avenue) (8 Votes Required)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Dexter Sidewalk ROW Easement Drawing - Approved.pdf

Date	Ver.	Action By	Action	Result
12/21/2009	1	City Council	Approved	Pass

Resolution Accepting Pedestrian Access Easement from ALDI INC. (MICHIGAN) (2340 Dexter Avenue) **(8 Votes Required)**

There is a resolution before you to accept an easement for pedestrian access from ALDI INC. (MICHIGAN), a Michigan corporation, for the construction and maintenance of a sidewalk along the west side of Dexter Avenue.

The easement is in standard form and conveyed at no cost to the City.

Acceptance of the grant of easement is recommended.

Prepared by: Marylou Zimmerman, Legal Assistant

Reviewed by: Stephen K. Postema, City Attorney

Approved by: Roger W. Fraser, City Administrator

Whereas, ALDI INC. (MICHIGAN), a Michigan corporation, 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 4708, Page 768, recorded December 3, 2008; and

Whereas, Action By Written Consent of the Directors of ALDI INC. (MICHIGAN), dated June 23, 2003 authorizes the execution and delivery of a perpetual easement to the City for the purpose of pedestrian access; and

Whereas, ALDI INC. (MICHIGAN), has delivered an easement for pedestrian access to encumber and run with the land and burden the respective property perpetually, being more particularly described as follows:

Proposed 5.5' wide Public Sidewalk Easement:

A part of the NW 1/4 of Section 30, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan
Described as: Commencing at the SE Corner of Section 24, T2S, R5E, City of Ann Arbor,

Washtenaw County, Michigan; thence N00°06'06"W 184.38 feet along the E line of said Section 24, the W line of said Section 30 and the centerline of Maple Road to a Point on the Westerly extension of the S line of "MAPLE RIDGE", a Subdivision in the SW 1/4 of Section 19, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan as recorded in Liber 12 of Plats, Pages 47 & 48, Washtenaw County Records; thence S89°36'20"E 2.25 feet (recorded as S89°24'30"E) along the said Westerly extension to the NW Corner of Section 30, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan (as monumented); thence continuing S89°36'20"E 40.00 feet to a Point on the E line of said Maple Road; thence along said E line S00°35'54"W 125.61 feet to the Point of Beginning; thence S68°33'52"E 443.94 feet; thence S24°10'12"W 5.51 feet to the N line of Dexter Avenue; thence along said N line N68°33'52"W 441.58 feet to said E line of Maple Road; thence along said E line N00°35'54"E 5.88 feet to the Point of Beginning, containing 2453 square feet of land, more or less.

RESOLVED, That the City hereby accept said easement.