



## Legislation Text

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**File #:** 10-1034, **Version:** 1

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### Resolution Accepting Easement for a Variable Width Water Main Easement from the Public Schools of the City of Ann Arbor **(8 Votes Required)**

There is a resolution before you to accept an easement for a variable width water main from the Public Schools of the City of Ann Arbor, a public body corporate organized and existing under the Michigan Revised School Code, for a water main constructed on the Angell Elementary School property.

This construction was to add a new fire hydrant to the existing water main on School property. An easement was granted to the City for the existing water main and approved by Council Resolution R-318-7-07 on July 2, 2007.

This easement will vacate that prior grant and replace it with this revised description, which includes the fire hydrant and the existing water main.

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

Acceptance of the easement is recommended.

Prepared by: Elizabeth Severn, Legal Assistant

Reviewed by: Stephen K. Postema, City Attorney

Approved by: Roger W. Fraser, City Administrator

Whereas, the Public Schools of the City of Ann Arbor, a public body corporate organized and existing under the Michigan Revised School Code, is the owner in fee simple of real property located at 1608 South University Avenue, in the City of Ann Arbor, Washtenaw County, Michigan, commonly known as Angell Elementary School.

Whereas, the Public Schools of the City of Ann Arbor has delivered a permanent water main easement for lands located in the City of Ann Arbor, County of Washtenaw to the City, to run with the land and burden the respective property perpetually, being more particularly described as follows:

#### A Variable Width Water Main Easement

Located in the SE ¼ of Section 28, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan and commencing at the center of the intersection of South University Avenue and Oxford Road; thence S89°55'50"W 538.59 feet along the centerline of South University Avenue; thence SOUTH 33.00 feet to the POINT OF BEGINNING; thence continuing SOUTH 257.97 feet; Thence S44°52'37"E 0.82 feet; Thence N45°07'23"E 13.00 feet; thence S44°52'37"E 40.00 feet; Thence S45°07'23"W 13.00 feet; Thence S44°52'37"E 58.83 feet; S19°44'48"E 46.50 feet; thence S89°27'55"W 32.64 feet; thence S00°32'05"E 27.89 feet; thence N19°44'48"W 53.17 feet; thence N44°52'37"W 107.25 feet; thence NORTH 274.44 feet; thence N89°55'50"E 40.00 feet along the South line of South University Avenue to the POINT OF BEGINNING.

Being a part of Lots 5 and 21 of "ASSESSOR'S PLAT NO.18", a subdivision of part of Section

28 and 33, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan as recorded in Liber 9 of Plats, Page 2, Washtenaw County Records and containing 0.39 acres (16,784square feet) of land, more or less. Being subject to easements and restrictions of record, if any.

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

RESOLVED FURTHER, That said grant of easement shall vacate, supersede and replace the grant of easement as recorded in Liber 4633, Page 868, on July 10, 2007 in Washtenaw County Records, Michigan.