



Legislation Text

File #: 10-0612, **Version:** 1

Resolution Accepting Easement for Road Right-of-Way on Earhart and Geddes Roads from Concordia University (Earhart/Geddes Road project) **(8 Votes Required)**

There is a resolution before you to accept a road right-of-way easement on the east and west sides of Earhart Road and the south side of Geddes Road from Concordia University, a Michigan non-profit corporation.

This is part of the Earhart Road / Geddes Road project initiated by the Michigan Department of Transportation (MDOT) in a partnering effort with the City of Ann Arbor and the Washtenaw County Road Commission to address significant capacity and traffic operational issues in the area. Altogether the project will create a more uniform traffic flow condition that will significantly reduce vehicle delays.

Concordia University, the majority land owner surrounding the project site, has expressed its full support of the proposed improvements.

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 Concordia University, a Michigan non-profit corporation, formerly known as Concordia Lutheran Junior College, is the owner in fee simple of property located in the City of Ann Arbor, County of Washtenaw, State of Michigan, identified as "Tract A" as described in the Washtenaw County Records at Liber 1042, page 135 recorded on September 12, 1963;

Whereas a Resolution of the Board of Regents of Concordia University, Ann Arbor dated May 21, 2010, authorized the grant of easement to the City of Ann Arbor for Road Right-of-Way to encumber the property perpetually; and

Whereas, Concordia University, has delivered an easement for lands located in the City of Ann Arbor, County of Washtenaw to the City for Road Right-of-Way, to run with the land and burden the respective property perpetually, being more particularly described as follows:

That Part of **Tract "A"** lying within the following described parcel:

Roadway Easement Tract "1"

Commencing at the West ¼ corner of Section 25, Town 2 South, Range 6 East, in the City of Ann Arbor, Washtenaw County, Michigan; thence South 01°26'40" East along the West line of Section 25 and the Centerline of Earhart Road (66 ft. wd.) 2270.79 feet; thence North 88°33'20" East 33.00 feet to the Easterly line of said Earhart Road and the PLACE OF BEGINNING; thence North 01°26'40" West 97.90 feet along said Easterly line of Earhart Road; thence South 42°22'23" East 146.25 feet

to the Northerly line of Geddes Road (66 ft. wd.); thence along said Northerly line of Geddes Road 96.67 feet along the arc of a 969.06 feet radius circular curve to the right, having a central angle of 05°42'57", chord bearing North 83°57'17" West 96.63 feet to the PLACE OF BEGINNING. Being a part of the Southwest ¼ of Section 25, Town 2 South, Range 6 East, in the City of Ann Arbor, Washtenaw County, Michigan and containing 4767 square feet (0.11 acres) of land, more of less.

Roadway Easement Tract "2"

Commencing at the West ¼ corner of Section 25, Town 2 South, Range 6 East, in the City of Ann Arbor, Washtenaw County, Michigan; thence South 01°26'40" East along the West line of Section 25 and the Centerline of Earhart Road (66 ft. wd.) 2256.34 feet; thence South 88°33'20" West 33.00 feet to the Westerly line of said Earhart Road and the PLACE OF BEGINNING; thence North 01°26'40" West 43.39 feet along said Westerly line of Earhart Road; thence South 51°06'26" West 52.28 feet to the Northerly line of Geddes Road (66 ft. wd.); thence along said Northerly line of Geddes Road 43.10 feet along the arc of a 969.06 feet radius circular curve to the left, having a central angle of 02°32'55", chord bearing South 75°49'38" East 43.10 feet to the PLACE OF BEGINNING. Being a part of the Southeast ¼ of Section 26, Town 2 South, Range 6 East, in the City of Ann Arbor, Washtenaw County, Michigan and containing 907 square feet (0.02 acres) of land, more of less.

Roadway Easement Tract "3"

Commencing at the West ¼ corner of Section 25, Town 2 South, Range 6 East, in the City of Ann Arbor, Washtenaw County, Michigan; thence South 01°26'40" East along the West line of Section 25 and the Centerline of Earhart Road (66 ft. wd.) 2331.63 feet to the Southerly line of Geddes Road (66 ft. wd.) and the PLACE OF BEGINNING; thence along said Southerly line of Geddes Road the following 2 courses, 149.08 feet along the arc of a 1035.06 feet radius circular curve to the left, having a central angle of 08°15'08", chord bearing South 84°01'51" East 148.95 feet and South 88°09'18" East 43.04 feet; thence South 70°24'22" West 253.58 feet; thence North 26°26'34" West 113.21 feet; thence North 71°00'10" West 143.52 feet; thence North 18°59'50" East 20.00 feet to the Southerly line of said Geddes Road; thence along said Southerly line of Geddes Road the following 2 courses, South 71°00'10" East 75.97 feet and 160.82 feet along the arc of a 1035.06 feet radius circular curve to the left, having a central angle of 08°54'07", chord bearing South 75°27'14" East 160.65 feet to the PLACE OF BEGINNING. Being a part of the Southwest ¼ of Section 25 and the Southeast ¼ of Section 26, Town 2 South, Range 6 East, in the City of Ann Arbor, Washtenaw County, Michigan and containing 18518 square feet (0.43 acres) of land, more of less.

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