

BOARD OF REGENTS
EASTERN MICHIGAN UNIVERSITY

SECTION: E
DATE: October 20, 2017

RECOMMENDATION

**GRANT OF NON-MOTORIZED PATH EASEMENT TO CHARTER TOWNSHIP OF
PITTSFIELD AND GRADING PERMIT TO WASHTENAW COUNTY ROAD
COMMISSION**

ACTION REQUESTED

It is recommended that the Board of Regents approve and authorize the President to sign the attached Non-Motorized Path Easement to the Charter Township of Pittsfield, Michigan, the attached Consent to Grade to the Washtenaw County Road Commission, and any accompanying ancillary documents necessary to complete these grants.

STAFF SUMMARY

The Washtenaw County Road Commission is in the midst of creating a non-motorized pathway, to improve pedestrian and other non-motorized access to a park along Textile Road. The pathway must, of necessity, cross a dormant piece of property owned by the university. The property (L-12-27-100-004, a 1.34 acre parcel) is located along the south side of Textile Road, just west of Platt Road in Ann Arbor, and was bequeathed to the university in 1982. It is not contiguous with any other university property, and, to the best of our knowledge, has not been used or improved by the university in any way. The easement grants to Pittsfield Township a 2-foot Right-of-Way so that the non-motorized path may run across the property. It also grants the Washtenaw County Road Commission a 15-foot grading permit, to ease construction of the pathway. The grading permit will expire upon the pathway's completion. The easement contemplates a permanent non-motorized path, and therefore requires Board consideration and approval pursuant to Board Policy 2.3. Consistent with university custom and in light of the unimproved, non-campus nature of the property, we recommend that the Board not require any remuneration in exchange for the grant of this right.

FISCAL IMPLICATIONS

None.

ADMINISTRATIVE RECOMMENDATION

The proposed Board action has been reviewed and is recommended for Board approval.



University Executive Officer
Gloria Hage
General Counsel

10.20.17

Date

NON-MOTORIZED PATH EASEMENT

KNOWN ALL MEN BY THESE PRESENT, that Eastern Michigan University, a public body corporate organized and existing under the laws and Constitution of the State of Michigan, whose address is, 11 Welch Hall, Ypsilanti, Michigan 48197, the owner of certain land in Section 27, Pittsfield Township, Washtenaw County, does hereby grant and convey to the Charter Township of Pittsfield, whose address is 6201 West Michigan Avenue, Ann Arbor, Michigan 48108, an easement for a non-motorized path purposes over the following property:

SEE *ATTACHMENT "A"* ATTACHED HERETO AND INCORPORATED HEREIN.

For and in consideration of One (\$1.00) Dollar & NO/100.

This conveyance includes a release of any and all claims arising from or incidental to the construction and maintenance of a non-motorized path, including the removal of such trees, shrubs vegetation, gravel, soil and other materials as the Washtenaw County Road Commission determines to be necessary in the construction and maintenance of said non-motorized path.

Dated this _____ day of _____, 2017

GRANTOR(S):
Eastern Michigan University,
a public body corporate

James M. Smith, Ph. D.
President

STATE OF MICHIGAN }
 }SS.
COUNTY OF WASHTENAW }

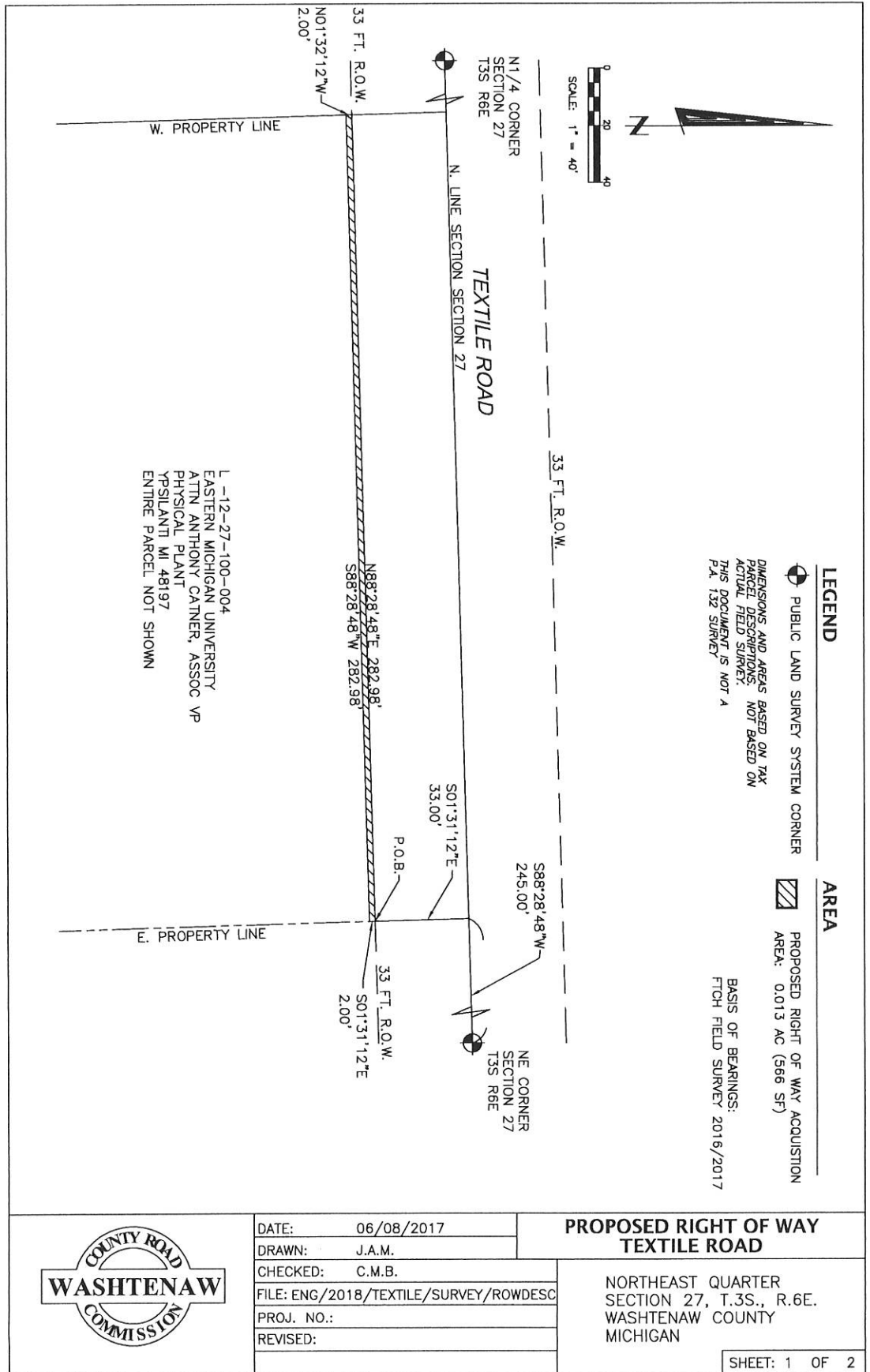
The foregoing instrument was signed before me this _____ day of _____, 2017,
by James M. Smith, Ph. D, as President of Eastern Michigan University, a public body corporate.

Notary Public, State of Michigan
County of _____
My Commission expires _____
Acting in County of _____

Property Tax # L-12-27-100-004
Prepared by and when recorded return to::

Curtis M. Brochue, SR/WA, Project Manager
Washtenaw County Road Commission
555 N. Zeeb Road
Ann Arbor, Michigan 48103

ATTACHMENT "A"



DATE:	06/08/2017
DRAWN:	J.A.M.
CHECKED:	C.M.B.
FILE:	ENG/2018/TEXTILE/SURVEY/ROWDESC
PROJ. NO.:	
REVISED:	

PROPOSED RIGHT OF WAY TEXTILE ROAD

NORTHEAST QUARTER
SECTION 27, T.3S., R.6E.
WASHTENAW COUNTY
MICHIGAN

ATTACHMENT 'A'

LEGAL DESCRIPTION - PARENT PARCEL L -12-27-100-004

COMMENCING AT THE NORTHEAST CORNER OF SECTION 27, THENCE WEST 245.00 FEET IN THE NORTH LINE OF SECTION TO THE POINT OF BEGINNING; THENCE CONTINUING WEST 283.00 FEET IN THE NORTH LINE OF SECTION; THENCE SOUTH 200 FEET; THENCE EAST 283.00 FEET; THENCE NORTH 200 FEET TO THE POINT OF BEGINNING; ALSO THE SOUTH 10.00 FEET OF THE NORTH 200.00 FEET OF THE EAST 245.00 FEET OF THE NORTHEAST QUARTER OF SECTION 27; PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWN 3 SOUTH RANGE 6 EAST. 1.34 ACRES

BASIS OF BEARINGS:
WASHTENAW COUNTY G.I.S. PARCEL REPORT GENERATED ON 06/08/2017

LEGAL DESCRIPTION - RIGHT OF WAY

A RIGHT OF WAY LOCATED IN THE NORTHEAST QUARTER OF SECTION 27, TOWN 3 SOUTH, RANGE 6 EAST, PITTSFIELD TOWNSHIP, WASHTENAW COUNTY, MICHIGAN, BEING MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION, THENCE ALONG THE NORTH SECTION LINE AND CENTERLINE OF TEXTILE ROAD, S88°28'48"W 245.00 FEET TO THE EASTERLY LINE OF THE SUBJECT PROPERTY; THENCE S01°31'12"E 33.00 FEET ALONG THE EASTERLY LINE OF THE SUBJECT PROPERTY TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF TEXTILE ROAD, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE CONTINUING ALONG THE EAST LINE S01°31'12"E 2.00 FEET; THENCE S88°28'48"W 282.98 FEET TO THE WESTERLY LINE OF THE SUBJECT PROPERTY; THENCE ALONG THE WESTERLY LINE N01°32'12"W 2.00 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF TEXTILE ROAD; THENCE ALONG THE SOUTHERLY RIGHT OF WAY LINE OF TEXTILE ROAD, N88°28'48"E 282.98 FEET TO THE POINT OF BEGINNING. SAID RIGHT OF WAY CONTAINING 0.013 ACRES (566 SQUARE FEET) OF LAND, MORE OR LESS.) ALSO BEING SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

BASIS OF BEARINGS:
FTCH FIELD SURVEY 2016/2017

*DIMENSIONS AND AREAS BASED ON TAX
PARCEL DESCRIPTIONS. NOT BASED ON
ACTUAL FIELD SURVEY.
THIS DOCUMENT IS NOT A
P.A. 132 SURVEY*



DATE:	06/08/2017
DRAWN:	J.A.M.
CHECKED:	C.M.B.
FILE:	ENG/2018/TEXTILE/SURVEY/ROWDESC
PROJ. NO.:	
REVISED:	

**PROPOSED RIGHT OF WAY
TEXTILE ROAD**

NORTHEAST QUARTER
SECTION 27, T.3S., R.6E.
WASHTENAW COUNTY
MICHIGAN

OWNER:
Eastern Michigan University
11 Welch Hall
Ypsilanti, MI 48197
Parcel 4

CONSENT TO GRADE
Washtenaw County Road Commission

In lieu of compensation, the sum of which was determined to be Two Hundred Fifty & NO/100 (\$250.00) Dollars, the undersigned waives their right to receive compensation and donates in the public interest to the Washtenaw County Road Commission, their agents, and representatives a CONSENT TO GRADE including the right to remove trees, vegetation and soils as necessary in the judgment of the Washtenaw County Road Commission, upon a parcel of land located in Pittsfield Township, Michigan, commonly referenced as Vacant Textile Road, with a corresponding tax identification number of L-12-27-100-004.

This permit expires upon completion of the Textile Paving & Pathway Project.

Grading Permit Description: See Attachment "B"

Signed this _____ day of _____, 2017

OWNER:
Eastern Michigan University

Curtis M. Brochue
Washtenaw County Road Commission

James M. Smith, Ph. D.
President

ATTACHMENT "B"

