



City of Rochester Hills
AGENDA SUMMARY
NON-FINANCIAL ITEMS

1000 Rochester Hills Dr.
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Legislative File No: 2010-0102

TO: Mayor and City Council Members

FROM: Allan E. Schneck, P.E., Director of the Department of Public Services

DATE: January 12, 2015

SUBJECT: Bendelow Road Vacation; City File Number E09-072

REQUEST:

City Council is requested to approve the attached resolution to amend the previous April 12, 2010 Council approval for vacating 0.30 acres of Bendelow Road. Appropriate acreage will be assigned to the two existing properties to the east of the vacated roadway portion as originally intended.

BACKGROUND:

Rochester Hills recently had an inquiry concerning the amount of the property at 820 E. Auburn Road. Upon subsequent review with the Assessing and Public Services Departments, it appears that the process to vacate a portion of Bendelow Road in 2010 was not completed.

City Council approved a request to schedule a public hearing to vacate approximately 0.30 acres of Bendelow Road right-of-way on March 15, 2010. The public hearing was scheduled for April 12, 2014 and the request was unanimously approved by resolution that same night. The intent was to split the 0.30 acre vacated portion into a 0.16 acre piece that would be added to 820 E. Auburn and a 0.14 acre portion that would be added to 3065 Bendelow.

A review of our the current property descriptions for these two existing addresses does not reflect that the vacated property was added subsequent to the vacation approval. Separate drawings and legal descriptions of the vacated Bendelow Road right-of-way were recently created to assist in creating revised property descriptions for 820 E. Auburn and 3065 Bendelow that will include the additional vacated right-of-way.

City Attorney, John Staran, has recommended that the attached amended resolution be approved by the City Council to assist in completing the right-of-way vacation transfer from public right-of-way to private property ownership.

RECOMMENDATION:

It is recommended that City Council approve the attached resolution to amend the previous 0.30 acre vacation approval so that 0.16 acres can be added to 820 E. Auburn and 0.14 acres to 3065 Bendelow.

Attachment(s): Bendelow vacation w photo background.pdf
PARCEL 70-15-35-226-001+ROW_DESC.pdf (820 E. Auburn Legal Description)
PARCEL 70-15-35-226-001+ROW_PLAT.pdf (820 E. Auburn Drawing)
PARCEL 70-15-35-226-007+ROW_DESC.pdf (3065 Bendelow Legal Description)
PARCEL 70-15-35-226-007+ROW_PLAT.pdf (3065 Bendelow Drawing)
031510 Resolution.pdf
Resolution.pdf
Agenda Summary.pdf (from February 24, 2010)

APPROVALS:	SIGNATURE	DATE
Department Review		
Department Director		
Mayor		
Deputy Clerk		

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