



City of Rochester Hills  
AGENDA SUMMARY  
NON-FINANCIAL ITEMS

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Legislative File No: 2022-0304

**TO:** Mayor and City Council Members  
**FROM:** Bill Fritz, P.E., Director, Department of Public Services  
**DATE:** July 11, 2022  
**SUBJECT:** City File #03-009, Amendment to Easement for Water Main and Sanitary Sewer for The Enclaves of Rochester Hills Condominium, Parcel #15-02-177-001 and #15-02-102-023.

**REQUEST:**

The Department of Public Services is requesting that City Council accept the Amendment to Easement for Water Main and Sanitary Sewer from the Enclaves of Rochester Hills Condominium Association, a Michigan nonprofit Corporation, for Rochester Enclaves, Parcel #15-02-177-001 and #15-02-102-023.

**BACKGROUND:**

Subsequent to the creation of the original water main and sanitary sewer easement (“easement”), recorded at Oakland County Register of Deeds on 6/23/2005, Liber #35734, Page #718, the property was developed into condominiums. It has been discovered that the easement was depicted and noted incorrectly on the Exhibit B (Condo Plan), attached as part of the Master Deed recorded at Oakland County Register of Deeds on 4/28/17, Liber #50617, Pages 504–564. It is necessary to amend the legal description of the easement to modify the encroachment into the building envelope of Unit 21 of The Enclaves of Rochester Hills Condominium. The Amendment to Easement for Water Main and Sanitary Sewer is required for the construction, operation, maintenance, repair and/or replacement of the water main and sanitary sewer, on, under, through and across land more particularly described as Parcel #15-02-177-001 and #15-02-102-023.

**RECOMMENDATION:**

The Department of Public Services is recommending the Amendment to Easement for Water Main and Sanitary Sewer from the Enclaves of Rochester Hills Condominium Association be accepted.

APPROVALS:	SIGNATURE	DATE
Department Review		
Department Director		
Mayor		
City Clerk		

Contract Reviewed by City Attorney     Yes     N/A