



Rochester Hills

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Master

File Number: 2006-0294

File ID: 2006-0294

Type: Attorney Matter

Status: To Council

Version: 5

Reference:

Controlling Body: City Council
Regular Meeting

File Created Date : 04/10/2006

File Name: Hamlin/Adams Litigation

Final Action:

Title label: Request to approve an amended Consent Judgment pertaining to Adams/Hamlin Development Co. v. the City of Rochester Hills, Case No. 2004-060730-CZ, entered on April 20, 2006 and specifically regarding two parcels of land totaling approximately 28 acres, located at the northeast corner of Hamlin and Adams, Parcel Nos. 15-29-101-022 and -023; Rochester Hills, Oakland County, Michigan

Notes: Also see file #2006-0707

Sponsors:

Enactment Date:

Attachments: 020518 Agenda Summary.pdf, Consent Judgment 013018.pdf, Site Plan (SK-5) CONCEPT-17037.pdf, Hamlin-Adams Brownfield Plan Final 110917.pdf, Plan Comparison Table 121117.pdf, Memo on Brownfield Plan 013018.pdf, Legacy Introductory Cover Letter.pdf, Legacy Rochester Hills FAQ.pdf, Goldberg Companies - Diversified Real Estate 2017.pdf, Legacy Proposed Elevations.pdf, Conceptual Rendering 012618.pdf, Minutes CC 41906.pdf, 041906 Agenda Summary.pdf, Public Hearing Notice.pdf, 041906 Resolution.pdf

Enactment Number: RES0135-2006

Contact:

Hearing Date:

Drafter:

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
2	City Council Special Meeting	04/12/2006	Adopted by Resolution				Pass
3	City Council Regular Meeting	04/19/2006	Adopted by Resolution				Pass

Text of Legislative File 2006-0294

Title

Request to approve an amended Consent Judgment pertaining to Adams/Hamlin Development

Co. v. the City of Rochester Hills, Case No. 2004-060730-CZ, entered on April 20, 2006 and specifically regarding two parcels of land totaling approximately 28 acres, located at the northeast corner of Hamlin and Adams, Parcel Nos. 15-29-101-022 and -023; Rochester Hills, Oakland County, Michigan

Body

Whereas, in settlement of zoning litigation in the case styled Adams/Hamlin Development Co v City of Rochester Hills, Oakland County Circuit Court Case No. 2004-060730-CZ, a Consent Judgment was entered on April 20, 2006 concerning the approximately 28 acres of real property located at the northeast corner of Adams and Hamlin Roads; and

Whereas, that Consent Judgment contemplated and permitted environmental remediation and mixed-use office/commercial development of the subject property pursuant to a brownfield redevelopment plan; and

Whereas, the contemplated remediation and redevelopment has not occurred, the subject property has changed ownership and a new prospective developer proposes to remediate and develop the subject property with a higher level clean-up and a multi-family residential development pursuant to a brownfield redevelopment plan; and

Whereas, the City Council supports the proposed project, and in order to proceed it is necessary to modify and amend the 2006 Consent Judgment.

Resolved, that the Rochester Hills City Council hereby approves the proposed Amended Consent Judgment pertaining to the subject property.

Be It Further Resolved, that the Mayor, City Administration and City Attorney are authorized to finalize and execute the Amended Consent Judgment and any other documents necessary to effectuate and implement the Amended Consent Judgment on behalf of the City.

Be It Finally Resolved, that the City Attorney is authorized to undertake the necessary actions to arrange for the Amended Consent Judgment to be entered by the Court and recorded at the Register of Deeds.