



Rochester Hills

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Master

File Number: 2008-0547

File ID: 2008-0547

Type: Attorney Matter

Status: To Council

Version: 1

Reference: 2008-0547

Controlling Body: City Council
Regular Meeting

File Created Date : 10/20/2008

File Name: Austin Drive Condemnation Lawsuit

Final Action:

Title label: Consider Approval of Settlement of Austin Drive Condemnation Lawsuit

Notes:

Sponsors:

Enactment Date:

Attachments: Agenda Summary.pdf

Enactment Number:

Contact:

Hearing Date:

Drafter:

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
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Text of Legislative File 2008-0547

Title

Consider Approval of Settlement of Austin Drive Condemnation Lawsuit

Body

Whereas, the City Council has previously determined and declared the public necessity to acquire public road right-of-way necessary for the proposed construction and extension of Austin Drive from its current terminus to Devondale Road; and

Whereas, the City instituted the lawsuit, *City of Rochester Hills v Crown Service Plaza Partners* ("Crown"), Oakland County Circuit Court No. 08-095054-CC, for the purpose of acquiring a public highway easement on a portion of the property owned by Crown; and

Whereas, the City and Crown have negotiated a tentative settlement as set forth in the proposed Final Order for Settlement.

Therefore, It Is Resolved that the City Council approves the settlement as set forth in the proposed Final Order for Settlement and hereby authorizes the City Attorney to sign the Order on the City's behalf and present it to the Court for entry.

