

Resolution #2016-40

To Approve the Vacating of Alleys in Block 52

Purpose and Finding: Block 52 is the location for the forthcoming hotel development. Presently, that block contains two alleys which form a "T" intersection in the middle of the block, connecting on Center, Porter, and Clinton streets. In order for the hotel development to move forward, those alleys must be vacated to allow for the combination of the various parcels making up Block 52 into a single parcel, which will be parcel number 51-000-899-00. It is recommended that the alleys be vacated to allow for the development of Block 52 as the alleys are no longer used and it would be in the city's best interests.

Council Member French moved, supported by Council Member Krause, to approve the following resolution.

WHEREAS, the original plat of the City of Albion in Liber 2, page 40 of Plats in the Calhoun County Register of Deeds, Michigan, provided for alleys in Block 52; and,

WHEREAS, alleys created in Block 52 are no longer used as alleys and such alleys are not required for public purposes; and,

WHEREAS, the City Council for the City of Albion has held a public hearing concerning a proposal to vacate the alleys in Block 52; and

WHEREAS, the City Council for the City of Albion determined at the public hearing that the best interests of the City of Albion would be served by vacating the alleys and no objections to vacating the alleys were presented at the public hearing;

RESOLVED, that the alleys in Block 52 of the original plat of the City of Albion are hereby declared to be vacated by the City Council of the City of Albion.

BE IT FURTHER RESOLVED, that the abutting landowners to the said vacated alleys shall hereafter be vested with title respectively to that portion of the vacated alley extending from the boundary of each abutting landowner to the center of said vacated alley, and the boundary of each parcel of land abutting the said vacated alleys is hereby extended to the center of said vacated alley. Those parcels affected by the vacating of

the alleys described herein are more specifically described in Appendix A to this Resolution.

BE IT FURTHER RESOLVED, that easements are hereby retained in such alleys for any and all existing public utility services now in such alleys.

I hereby certify that the above resolution was adopted on July 5, 2016, in a regular session of the Albion City Council, and this is a true copy of that resolution.

Ayes 5

Nays 0

Absent 2 (Reid, Decker)

Jill Domingo
Jill Domingo, Albion City Clerk

APPENDIX A

1. Parcel ID: 51-000-888-00 Description: ORIGINAL PLAT, BLK 52. LOT 5. EXC THE S 3.1 FT
2. Parcel ID: 51-000-890-00 Description: ORIGINAL PLAT, BLK 52 N 41 FT LOT 6 AND THAT PART LOT 5 LYING S OF CTR OF S BRICK WALL OF HANNAH BLOCK AND BEG 16 ½ FT W OF SE COR LOT 4, NO 49 FT, W 21 FT, S 49 FT, E 21 FT TO BEG
3. Parcel ID: 51-000-891-00 Description: ORIGINAL PLAT, BLK 52. S 6.35 FT OF LOT 6 AND N 15.75 FT OF ALLEY ADJ TO LOT 6 ON SOUTH
4. Parcel ID: 51-000-892-00 Description: ORIGINAL PLAT, BLK 52, N ½ OF LOT 7, N 1 FT OF S ½ OF LOT 7 AND S .75 FT OF ALLEY ADJACENT TO LOT 7 ON NORTH
5. Parcel ID: 51-000-893-00 Description: ORIGINAL PLAT, BLK 52 S 23.3 FT OF LOT 7 AND N 1 FT OF N SIDE OF LOT 8
6. Parcel ID: 51-000-894-00 Description: ORIGINAL PLAT, BLK 52, LOT 8, EXC 1 FT OFF N SIDE
7. Parcel ID: 51-000-881-00 Description: ORIGINAL PLAT, BLK 52 LOTS 1 & 2 EXC E 48 FT OF N 48 FT LOT 2. & S 4' OF N 52' OF E 25' OF LOT 2
8. Parcel ID: 51-000-885-00 Description: ORIGINAL PLAT, BLK 52, ALL OF LOT 3 AND 4, EXC THE E 39 FT OF LOT 4
9. Parcel ID: 51-000-886-00 Description: ORIGINAL PLAT, BLK 52, W 22.5 FT OF E 39 FT OF N 56 FT OF LOT 4
10. Parcel ID: 51-000-895-00 Description: ORIGINAL PLAT, BLK 52, W 47 FT OF LOT 9
11. Parcel ID: 51-000-896-00 Description: ORIGINAL PLAT BLK 52, E 39.5' OF LOT 10. AND 99' N AND S.
12. Parcel ID: 51-000-897-00 Description: LOT 10 IN BLOCK 52 OF THE ORIGINAL PLAT. EXC E 39.5 FT, AND LOT 11 AND 12, EXC W 25 FT 3 IN OF S 80 FT OF LOT 12