

**RESOLUTION TO VACATE AND ABANDON
AN ALLEY LOCATED IN THE
VILLAGE OF ELSIE, MICHIGAN
March 13, 2018 Council Action
RESOLUTION 2018-01**

At a regular meeting of the Village Council for the Village of Elsie, Michigan, held at Duplain Township Hall, Elsie, Michigan, on the 13th day of March, 2018 at 7:00 P.M.

PRESENT: President Carie, Council Members: Ondrusek, Frink, Hyland, Ornelas, and Freeman.

ABSENT: Carroll

The following Resolution was offered by Council Member Freeman and supported by Council Member Ornelas.

RESOLUTION

WHEREAS, the Council of the Village of Elsie is granted the authority to vacate, discontinue, or abolish any street, alley, or right-of-way by resolution;

WHEREAS, the Village of Elsie, pursuant to Act 288 of the Public Acts of 1976 as amended, MSA 26.430(101) et seq., MCLA 560.101 et seq., is granted the authority to vacate, discontinue, or abolish any street, alley, or right-of-way;

WHEREAS, a public hearing has been held by the Village Council and no objections, in writing, have been filed with the Clerk of the Village of Elsie to the vacating of the alley as described in Exhibit A;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Village of Elsie as follows:

1. That the Council of the Village of Elsie finds that no objection has been filed to the vacating, discontinuance, or abolishment of the alley described in Exhibit A, and the Council of the Village of Elsie finds that the abandonment of the alley will facilitate the development of adjacent property, and there is no public purpose to continue the use and ownership of alley as hereinafter described.
2. That the Council of the Village of Elsie hereby vacates, discontinues, and abolishes the alley, which is legally described on the attached **Exhibit A**.
3. That the Village of Elsie expressly reserves a utility easement for any public or private utilities installed or to be installed in, on, or under such vacated, abandoned, and abolished area.
4. That the Village Clerk is hereby directed to record this Resolution evidencing the Council Action indicated above.
5. That in the event a request is made to vacate the reserved utility easement that the valuation to be paid by the property owner be revisited.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Elsie Village Council on March 13, 2018.

This Resolution was adopted on the day and year first noted above.

Ayes: Council Members: Ondrusek, Ornelas, Freeman, Frink, Hyland, and President Carie

Absent: Carroll

Nays: None

Resolution declared approved dated this 13th day of March, 2018.

VILLAGE OF ELSIE



Ann Trierweiler
Village Clerk

CERTIFICATE

STATE OF MICHIGAN)
)ss
COUNTY OF CLINTON)

I, the undersigned, Village Clerk of the Village of Elsie, Clinton County, State of Michigan, do hereby certify that the foregoing is a true and complete copy of proceedings taken at a regular meeting of the Council of the Village of Elsie, held on the 13th day of March, 2018, insofar as the same relate to the RESOLUTION OF THE VILLAGE OF ELSIE TO VACATE AND ABANDON AN ALLEY (Bishop and Browns Subdivision Re-subd of parts of blks, 2 & 3 of Vandusen's addition to the Village of Elsie), the original of which is on file in my office. Public notice of said meeting was given pursuant to and in full compliance with Act 267, Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 13th day of March, 2018.



Village Clerk

THIS INSTRUMENT PREPARED BY:

Ann Trierweiler, Village Clerk
Village of Elsie
P.O. Box 408
125 W, Main St.
Elsie, Michigan 48831
(989) 862-4273

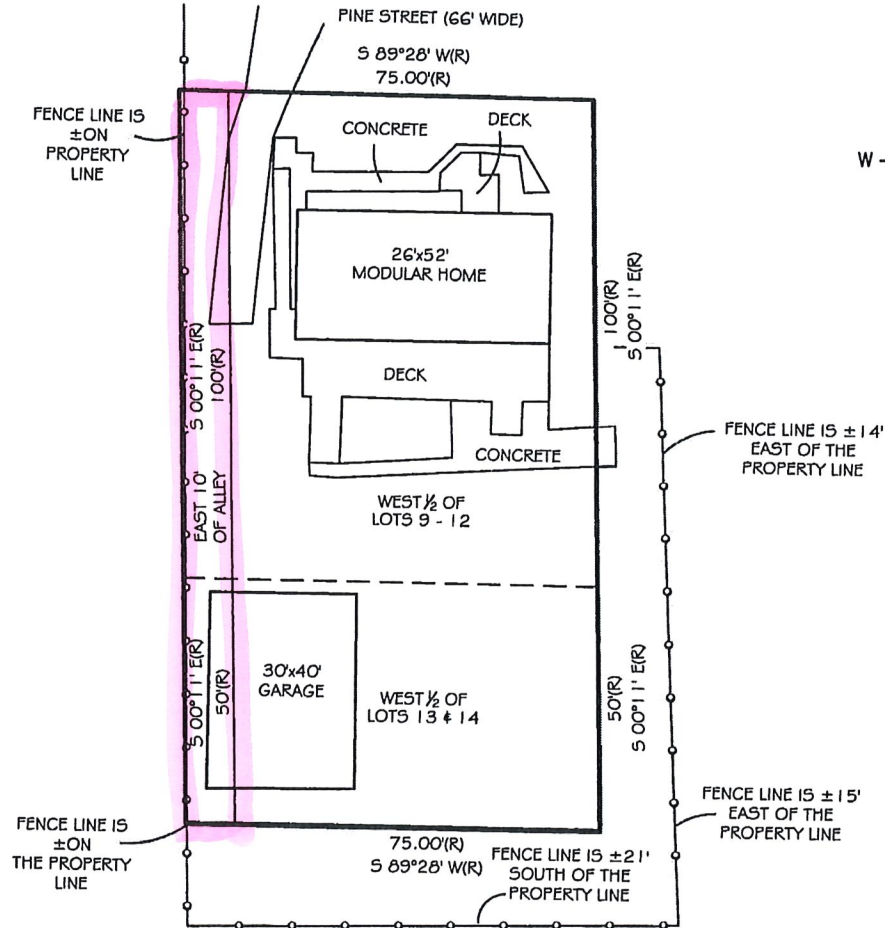
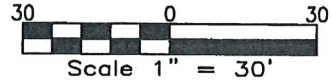
EXHIBIT A

**ALLEY VACATING
BISHOP AND BROWNS
SUBDIVISION RE-SUBD OF
PARTS OF BLKS 2 & 3 OF
VANDEUSENS ADD TO
VILLAGE OF ELSIE**

THE W ½ OF LOTS 9, 10, 11, 12, 13 & 14 OF THE ALLEY ADJACENT TO THE WEST LINE (10' X 150') OF SAID LOTS, BLK. 1, BISHOP & BROWNS RE-SUBD OF PARTS OF BLKS 2 & 3 OF VANDEUSENS ADD TO VILLAGE OF ELSIE, (PART OF SECTION 12, DUPLAIN TOWNSHIP, T08N-R01W, CLINTON COUNTY, STATE OF MICHIGAN)

MORTGAGE INSPECTION

THIS DOES NOT CONSTITUTE A BOUNDARY SURVEY



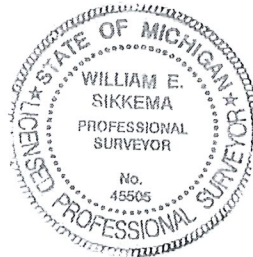
NOTE:
BEARINGS AND DISTANCES ARE BASED ON THE PLAT OF BISHOP & BROWN'S SUBDIVISION OF BLOCKS 2 & 3, VAN DUSEN'S ADDITION TO THE VILLAGE OF ELSIE.

LEGAL DESCRIPTION: AS FURNISHED
THE W 1/2 OF LOTS 9, 10, 11, 12 & EAST 10 FEET OF THE ALLEY ADJACENT TO THE WEST LINE OF SAID LOTS, BLK 1, BISHOP & BROWNS RE-SUBD OF PARTS OF BLK 2 & 3 OF VANDEUSENS ADD TO VILL. OF ELSIE.
AND
THE W 1/2 OF LOTS 13 AND 14 & EAST 10 FEET OF THE ALLEY ADJACENT TO THE WEST LINE OF SAID LOTS, BLK. 1 BISHOP AND BROWNS RE SUBD OF PART OF BLK 2 & 3 OF VANDEUSENS ADD TO VILLAGE OF ELSIE.
(PART OF SECTION 12, DUPLAIN TOWNSHIP, T08N-R01W, CLINTON COUNTY, STATE OF MICHIGAN)

I hereby certify to:
1800 LAST BID
601 Gordon Industrial Ct. SW
Byron Center, MI 49315

and/or its successors and assigns that on the above described parcel of land that the existing buildings and substantial visible improvements are shown and there are no encroachments unless otherwise indicated.

NOTE: THIS SURVEY IS FOR MORTGAGE PURPOSES ONLY AND SHOULD NOT BE USED TO ESTABLISH THE PROPERTY LINES FOR THE CONSTRUCTION OF IMPROVEMENTS OR THE ERECTION OF FENCES.



William E. Sikkema, P.S. No. 45505

<p>Surveying & Engineering Inc. 1-888-223-4235 PH. 231-743-3000 Fax. 231-743-3001 225 E. MAIN ST. MARION, MI 49665</p>	DATE: 03/05/2018	CLIENT: 1800 LAST BID
	DRN BY: FTW	VILLAGE OF ELSIE PART OF SECTION 12, DUPLAIN TOWNSHIP, T08N-R01W, CLINTON COUNTY, STATE OF MICHIGAN
	CHD BY: WES/CJM	
	SHEET 1 OF 1	FB/PG SEE FILE