

Item Number: 18



CITY OF GRAND RAPIDS AGENDA ACTION REQUEST

DATE: July 16, 2024

TO: Mark Washington, City Manager

COMMITTEE: Community Development Committee

LIAISON: Mary Kate Berens, Deputy City Manager

FROM: Tim Burkman, City Engineer
Engineering

SUBJECT: Resolution approving an Encroachment Agreement in Century Ave SE

The City has received a request from 503 Century LLC to approve an encroachment into the Century Ave SE right-of-way at 503 Century Ave SW in connection with a previous parking lot expansion that had been performed under prior property ownership.

The request has been circulated to affected City departments and there were no objections.

The attached resolution approves an Encroachment Agreement and authorizes the Mayor to execute said agreement on behalf of the City, contingent upon approval as to form by the City Attorney. The agreement will set forth the conditions under which the encroachment will be permitted, including requirements to remove the encroachment if requested by the City, to maintain appropriate insurance in the types and amounts determined by the City's Risk Manager, and to indemnify the City.

cc: John Gorney

Your COMMUNITY DEVELOPMENT COMMITTEE recommends the adoption of the following resolution approving an Encroachment Agreement in Century Ave SW.

WHEREAS:

1. 503 Century LLC of 801 W Big Beaver Rd Suite 402, Troy, MI 48084 has requested approval of an encroachment into the Century Ave SW right-of-way in connection with a parking lot expansion; and
2. 503 Century LLC is willing to enter into an Encroachment Agreement with the City which outlines the conditions under which the City would permit the aforesaid encroachment; and
3. 503 Century LLC agrees to pay all costs associated with the aforesaid encroachment; therefore

RESOLVED:

1. That the City hereby approves an Encroachment Agreement with 503 Century LLC, that consents, with conditions, to encroachments within the Century Ave SW right-of-way at 503 Century Ave SW; and
2. That the Mayor is hereby authorized to execute the aforesaid Encroachment Agreement on behalf of the City, contingent upon approval as to form by the City Attorney; and
3. That the City Clerk is hereby authorized and directed to record the aforesaid Encroachment Agreement with the Kent County Register of Deeds.

CORRECT IN FORM

DEPARTMENT OF LAW