

SENATE BILL NO. 1089

September 09, 2020, Introduced by Senator OUTMAN and referred to the Committee on Appropriations.

A bill to authorize the department of technology, management, and budget to transfer state-owned property in Gratiot County; to prescribe conditions for the transfer; to provide for powers and duties of state departments, agencies, and officers in regard to the property; and to provide for disposition of revenue derived from the transfer.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act, "net revenue" means the proceeds
2 from the sale of the property less reimbursement for any costs to

1 the department of technology, management, and budget associated
2 with the sale, including, but not limited to, administrative costs,
3 including employee wages, salaries, and benefits; costs of reports
4 and studies and other materials necessary to the preparation of
5 sale; environmental remediation; legal fees; and any litigation
6 costs related to the conveyance.

7 Sec. 2. (1) The department of technology, management, and
8 budget, on behalf of this state, may transfer by affidavit of
9 jurisdictional transfer all or portions of real property described
10 in subsection (2) that is owned by this state and under the
11 jurisdiction of the department of environment, Great Lakes, and
12 energy.

13 (2) The real property that may be transferred under this act
14 is described as follows:

15 Property situated in the Township of Bethany, County of
16 Gratiot, State of Michigan, to wit:

17 The East 765.58 feet of the Southeast 1/4 of the Southwest
18 1/4, Section 30, T12N, R2W, Bethany Township, Gratiot County,
19 Michigan. Except the East 60 feet thereof, being more particularly
20 described as commencing at the South 1/4 corner of said Section 30,
21 thence N 89° 54' 29" W along the South section line 60.00 feet to
22 the Point of Beginning, thence continuing N 89° 54' 29" W along the
23 South section line 705.58 feet, thence N 00° 08' 53" E parallel
24 with the N-S 1/4 line 1329.76 feet to the South 1/8 line, thence S
25 89° 49' 47" E along the South 1/8 line 705.58 feet, thence S 00°
26 08' 53" W parallel with the N-S 1/4 line 1328.80 feet to the Point
27 of Beginning.

28 This parcel contains 21.53 acres.

29 Also subject to a 50 foot easement for ingress and egress

1 described as lying 25 feet each side of a centerline being
2 described as commencing at the South 1/4 corner of said Section 30,
3 thence N 89° 54' 29" W along the South section line 740.58 feet to
4 the Point of Beginning thence N 00° 08' 53" E 259.30 feet, thence N
5 75° 35' 37" E 128.49 feet, thence N 33° 01' 34" E 193.79 feet,
6 thence N 04° 40' 56" E 200.59 feet, thence N 12° 25' 00" W 320.42
7 feet, thence N 88° 36' 43" W 178.00 feet, thence N 00° 08' 53" E
8 358.37 feet to the Point of Ending.

9 Subject to right of way of Jackson Road. Also subject to any
10 and all easements, restrictions, and rights of way of record.

11 (3) The description of the property in subsection (2) is
12 approximate and, for purposes of a transfer under this act, may be
13 adjusted as the department of technology, management, and budget or
14 the department of attorney general considers necessary because of a
15 survey or another legal description.

16 (4) The department of technology, management, and budget shall
17 not transfer property under this act unless the transfer and the
18 terms of the transfer have been approved by the state
19 administrative board.

20 Sec. 3. The department of technology, management, and budget
21 may take the necessary steps to transfer real property described in
22 section 2 by transferring the property to the state land bank
23 authority created under section 15 of the land bank fast track act,
24 2003 PA 258, MCL 124.765, and renamed under Executive
25 Reorganization Order No. 2019-3, MCL 125.1998. After transfer of
26 the property, the state land bank authority shall do both of the
27 following:

28 (a) Convey the property in accordance with the land bank fast
29 track act, 2003 PA 258, MCL 124.751 to 124.774.

1 (b) Deposit the net revenue received by this state or the
2 state land bank authority from the conveyance of property under
3 this section into the land bank fast track fund created in section
4 18 of the land bank fast track act, 2003 PA 258, MCL 124.768.

5 Sec. 4. (1) An affidavit of jurisdictional transfer authorized
6 by this act must be approved as to legal form by the department of
7 attorney general.

8 (2) Real property transferred under this act includes all
9 surplus, salvage, and personal property or equipment remaining on
10 the property on the date of the conveyance.

11 Sec. 5. (1) The department of environment, Great Lakes, and
12 energy is responsible for all expenses of maintaining the property
13 to be transferred under this act until the time of transfer.

14 (2) The department of technology, management, and budget may
15 require the state land bank authority to record an affidavit of
16 jurisdictional transfer authorized by this act with the appropriate
17 register of deeds and provide the department of technology,
18 management, and budget with a recorded copy of the recorded
19 affidavit.