

# HOUSE BILL NO. 5600

December 02, 2021, Introduced by Reps. Steven Johnson and Allor and referred to the Committee on Local Government and Municipal Finance.

A bill to amend 1967 PA 288, entitled  
"Land division act,"  
by amending section 222a (MCL 560.222a), as added by 2004 PA 590.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 222a. (1) Notwithstanding section 222, a public utility  
2       easement that is part of a recorded plat may be relinquished  
3       without filing an action in circuit court if **all of the following**  
4       **enter into** a written agreement for that purpose: ~~is entered into~~  
5       ~~among all of the following parties:~~

6       (a) Each public utility or municipal entity that has the right  
7       to use the recorded easement.

1 (b) The owner or owners of record of each platted lot or  
2 parcel of land subject to the easement.

3 (c) ~~A two-thirds majority of the~~ **The** owners of record of each  
4 ~~platted lot or parcel~~ **at least 2/3 of the lots or parcels** of land  
5 within 300 feet of any part of the recorded easement.

6 (d) The governing board of the municipality in which the  
7 subdivision covered by the plat is located.

8 **(2) Notwithstanding section 222, a path, walkway, or sidewalk**  
9 **that is part of a recorded plat and is dedicated to the use of the**  
10 **public may be relinquished without filing an action in circuit**  
11 **court if all of the following enter into a written agreement for**  
12 **that purpose:**

13 (a) The owner or owners of record of each platted lot or  
14 parcel of land subject to the path, walkway, or sidewalk.

15 (b) The owners of record of at least 2/3 of the lots or  
16 parcels of land within 300 feet of any part of the path, walkway,  
17 or sidewalk.

18 **(3)** ~~(2)~~ An agreement described in subsection (1) **or (2)** shall  
19 meet all applicable requirements for recordation. ~~and is effective~~  
20 ~~upon being~~ **The agreement takes effect when** recorded with the  
21 register of deeds and filed with the department of labor and  
22 economic growth. The register of deeds and the department of labor  
23 and economic growth shall cross-reference the ~~document~~ **agreement** to  
24 the affected plat.