

HOUSE BILL No. 5179

December 5, 2013, Introduced by Rep. Heise and referred to the Committee on Appropriations.

A bill to authorize the state administrative board to convey certain parcels of state-owned property in Wayne county; to prescribe conditions for the conveyance; to provide for certain powers and duties of certain state departments and local units of government in regard to the property; and to provide for disposition of revenue derived from the conveyance.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) The state administrative board, on behalf of this
2 state, shall convey by quitclaim deed all or portions of certain
3 state-owned property, commonly known as the western Wayne
4 correctional facility and formerly known as the Detroit house of
5 corrections and further described as follows:
6 A parcel of land located in Section 20, T1S, R8E, Plymouth

1 Township, Wayne County, Michigan, described as follows:

2 Beginning at the northwest corner of said Section 20, thence along
3 the north section line (also being the centerline of Five Mile
4 Road), N87°06'00"E 2650.40 feet to the north 1/4 corner of said
5 Section 20; thence continuing along said section line (also being
6 the centerline of Five Mile Road) N87°30'48"E 1119.14 feet to a
7 point located S87°30'48"W 1519.34 feet from the northeast corner of
8 said Section 20; thence S01°40'48"E 425.00 feet; thence N87°30'48"E
9 200.00 feet; thence S01°40'48"E 2107.18 feet; thence 116.58 feet
10 along a non-tangent curve to the right (having a central angle of
11 02°34'22", a radius of 2596.27 feet, and a chord bearing
12 N59°28'25"W 116.57 feet); thence N58°11'14"W 1052.13 feet; thence
13 672.28 feet along a tangent curve to the left (having a central
14 angle of 09°54'12", a radius of 3889.52 feet, and a chord bearing
15 N63°08'27"W 671.45 feet); thence N68°09'26"W 2614.21 feet; thence
16 along the west section line, N02°35'35"W 447.57 feet to the point
17 of beginning, containing 125.3127 acres, the bearings for this
18 description being based on state plane coordinates listed on the
19 remonumentation L.C.R.C.'s in Section 20, Plymouth Township.

20 (2) The description of the property in subsection (1) is
21 approximate and, for purposes of the conveyance, is subject to
22 adjustments as the state administrative board or the attorney
23 general considers necessary by survey or other legal description.

24 (3) The state administrative board shall include in the sale
25 under this section all surplus, salvage, and scrap property or
26 equipment remaining on the property as of the date of the
27 conveyance.

House Bill No. 5179 as amended December 18, 2014

1 (4) The state administrative board shall convey the property
2 described in subsection (1) to the land bank fast track authority
3 for \$1.00.

<<(5) The department of corrections shall continue to maintain
the property described in subsection (1) as determined appropriate by
the department of corrections until the property is sold under section
2. The department of corrections shall pay any maintenance costs
incurred in maintaining the property in full and shall not charge any
of the costs to the land bank fast track authority.

(6) The department of corrections shall post notices warning of
the dangerous and defective condition of the property described in
subsection (1) on the property in a manner so that the signs will be
clearly visible to the public.>>

4 Sec. 2. The land bank fast track authority shall sell the
5 property described in section 1 in a manner and on terms that the
6 authority, in its discretion, determines are calculated to realize
7 the greatest benefit to this state.

8 Sec. 3. The quitclaim deed authorized by this act shall be
9 approved as to legal form by the department of attorney general.

10 Sec. 4. (1) The state administrative board shall not reserve
11 to this state oil, gas, or mineral rights to property conveyed
12 under this act. However, a conveyance by the state administrative
13 board or the land bank fast track authority under this act shall
14 provide that, if the purchaser or any subsequent grantee develops
15 any oil, gas, or minerals found on, within, or under the conveyed
16 property, the purchaser or grantee shall pay this state 1/2 of the
17 gross revenue generated from the development of the oil, gas, or
18 minerals. This payment shall be deposited in the general fund.

19 (2) This state reserves all aboriginal antiquities including
20 mounds, earthworks, forts, burial and village sites, mines, or
21 other relics lying on, within, or under the property with power to
22 this state and all others acting under its authority to enter the
23 property for any purpose related to exploring, excavating, and
24 taking away the aboriginal antiquities.

25 Sec. 5. The net revenue received by this state from the sale
26 of property under this act shall be deposited in the state treasury
27 and credited to the general fund.

1 Sec. 6. As used in this section:

2 (a) "Land bank fast track authority" means the authority
3 created under section 15 of the land bank fast track act, 2003 PA
4 258, MCL 124.765.

5 (b) "Net revenue" means the proceeds from the sale of the
6 property less reimbursement for any costs to this state associated
7 with the sale of property, including, but not limited to,
8 administrative costs, including employee wages, salaries, and
9 benefits; costs of reports and studies and other materials
10 necessary to the preparation of sale; environmental remediation;
11 legal fees; and any litigation related to the conveyance of the
12 property.