

Act No. 72
Public Act of 1989
Septemeber 20, 1989
Filed by the Secretary of State
September 20, 1989

**STATE OF MICHIGAN
85TH LEGISLATURE
REGULAR SESSION OF 1989**

Introduced by Reps. Spaniola and Hertel

ENROLLED HOUSE BILL No. 4797

AN ACT to authorize the state transportation department to convey certain state owned property in Clinton county; to prescribe conditions for the conveyance; and to provide for the disposition of revenue derived from the conveyance.

The People of the State of Michigan enact:

Sec. 1. The state transportation department, on behalf of the state, may convey to the capital region airport authority for not less than fair market value as determined pursuant to section 4 property located in DeWitt township, Clinton county, which is described as follows:

That land in DeWitt township, Clinton county, T2N, R2W, starting at west 1/4 corner of section 31; thence south along section line 387' more or less; thence east 40' to point of beginning; thence east 135' more or less; thence south 180' more or less; thence west 135' more or less; thence north 180' more or less to point of beginning, being 24,300 square feet more or less, and starting at west 1/4 corner of section 31; thence north along section line 23' more or less; thence east 228' to point of beginning; thence east 250'; thence south 425'; thence west 250'; thence north 425' to point of beginning being 106,250 square feet more or less. Except there from the capital region airport authority owned fuel farm south of state hangar containing approximately 5,100 square feet, and all lying in the northwest 1/4 of northwest 1/4 of southwest 1/4 of section 31 being 2.9 acres more or less. Parcel description to be in accordance with survey for transfer agreement.

Sec. 2. The state transportation department, on behalf of the state, may convey to the capital region airport authority for the fair market value of \$600,000.00 use of the property located in DeWitt township, Clinton county, which is described as follows:

The approximately 11,240 square feet of space in the terminal building at the capital city airport which, prior to the effective date of this act, was utilized by the state aeronautics commission.

Sec. 3. The state transportation department, on behalf of the state, may purchase from the capital region airport authority for not less than fair market value as determined pursuant to section 4 a building located in DeWitt township, Clinton county, which is described as follows:

A 1-story, masonry office building that is approximately 40 feet by 80 feet and that is located on a parcel of land at 3700 Capital City Boulevard, the parcel of land being more specifically described as a parcel of land in the Southeast 1/4 of Section 31, T5N-R2W, DeWitt Township, Michigan described as: Beginning at a point which is South 89 58' 32" East 788.10 feet, North 00 29' 35" East 465.39 feet, and South 89 30' 25" East 90.0 feet from the South 1/4 corner of said Section 31; Thence South 83 37' 55" East 200.00 feet; Thence North 16 58' 32" East 151.70 feet; Thence North 89 30' 25" West 241.99 feet; Thence South 00 29' 35" West 125.00 feet to the Point of Beginning; Containing 0.69 Acres more or less.

Sec. 4. The fair market value of the property described in sections 1 and 3 shall be determined by an appraisal based on the property's highest and best use, as prepared by an independent appraiser and reviewed by an independent review appraiser.

Sec. 5. The authority shall not be liable for the costs of or responsibility for cleaning up any environmental impairment to or from the property described in section 1, regardless of source or nature, except to the extent the environmental impairment occurs as a result of acts on the property after transfer of ownership by the state.

Sec. 6. The conveyance authorized in section 1 shall be by quitclaim deed approved by the attorney general.

Sec. 7. The revenue received under this act shall be deposited in the state aeronautics fund created in section 34 of the aeronautics code of the state of Michigan, Act No. 327 of the Public Acts of 1945, being section 259.34 of the Michigan Compiled Laws.

Sec. 8. This act shall not take effect unless House Bill No. 4795 of the 85th Legislature is enacted into law.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved

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Governor.