

SENATE BILL No. 1385

August 9, 2006, Introduced by Senator SCOTT and referred to the Committee on Economic Development, Small Business and Regulatory Reform.

A bill to amend 2000 PA 146, entitled
"Obsolete property rehabilitation act,"
by amending section 3 (MCL 125.2783).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. (1) A qualified local governmental unit, by resolution
2 of its legislative body, may establish 1 or more obsolete property
3 rehabilitation districts that may consist of 1 or more parcels or
4 tracts of land or a portion of a parcel or tract of land, if at the
5 time the resolution is adopted, the parcel or tract of land or
6 portion of a parcel or tract of land within the district is either
7 of the following:

8 (a) Obsolete property in an area characterized by obsolete

1 commercial property or commercial housing property.

2 (b) Commercial property that is obsolete property that was
3 owned by a qualified local governmental unit on the effective date
4 of this act, and subsequently conveyed to a private owner.

5 (2) The legislative body of a qualified local governmental
6 unit may establish an obsolete property rehabilitation district on
7 its own initiative or upon a written request filed by the owner or
8 owners of property comprising at least 50% of all taxable value of
9 the property located within a proposed obsolete property
10 rehabilitation district. The written request must be filed with the
11 clerk of the qualified local governmental unit.

12 (3) Before adopting a resolution establishing an obsolete
13 property rehabilitation district, the legislative body shall give
14 written notice by certified mail to the owners of all real property
15 within the proposed obsolete property rehabilitation district and
16 shall afford an opportunity for a hearing on the establishment of
17 the obsolete property rehabilitation district at which any of those
18 owners and any other resident or taxpayer of the qualified local
19 governmental unit may appear and be heard. The legislative body
20 shall give public notice of the hearing not less than 10 days or
21 more than 30 days before the date of the hearing.

22 (4) The legislative body of the qualified local governmental
23 unit, in its resolution establishing an obsolete property
24 rehabilitation district, shall set forth a finding and
25 determination that the district meets the requirements set forth in
26 subsection (1).

27 (5) BEGINNING JANUARY 1, 2007, THE OWNER OR LESSEE OF A

1 REHABILITATED FACILITY WHO FAILS TO COMPLY WITH SECTION 3 OF THE
2 MICHIGAN CORPORATE RESPONSIBILITY ACT OR WHO FAILS TO DISCLOSE A
3 CIVIL OR CRIMINAL OFFENSE AS REQUIRED BY SECTION 3 OF THE MICHIGAN
4 CORPORATE RESPONSIBILITY ACT IS NOT ELIGIBLE FOR AN OBSOLETE
5 PROPERTY REHABILITATION EXEMPTION CERTIFICATE UNDER THIS ACT.