

Resolution #2022-###

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

WHEREAS, the Michigan Charter Township Act provides for the elimination of free standing islands of township property completely surrounded by a city through annexation by methods contained in the Act, being MCL 42.34; and

WHEREAS, one such annexation method is through a procedure involving the State Boundary Commission and the Michigan Home Rule City Act under MCL 42.34(2); and

WHEREAS, an alternative method is provided under MCL 42.34(3) when the portion of township is contiguous on all sides by a city and the annexation is approved by a majority vote of the electors in that portion of the charter township; and

WHEREAS, the Mayor has received a written request signed by residents in an island area of Lansing Charter Township, which is completely surrounded by the City of Lansing, expressing the desire to be annexed to the City of Lansing; and

WHEREAS, the written request has been placed on file with the City Clerk; and

WHEREAS, the City of Lansing already supplies the subject land area with water, electric, and sanitary sewer utility services and is ready and capable of providing it with efficient and protective police and fire services, as well as solid waste disposal and recycling services; and

WHEREAS, a list of all parcels of property that are contained in the island area that is proposed to be annexed are attached to this Resolution; and

WHEREAS, the Mayor supports the annexation of the island area upon the majority vote of the electors in the area as provided in MCL 42.34(3); and

WHEREAS, the City Council concurs to the annexation of the island area into the City, subject to the majority vote of the electors in the area; and

WHEREAS, the statutory provision of MCL 42.34(3) does not require a petition to initiate the ballot proposal to effectuate the voting requirement nor does the statute mandate the affirmative method to cause a proposition to be placed on the ballot; and

WHEREAS, in acknowledgement of the fact that the subject township territory is a freestanding island of property completely surrounded by the City of Lansing and contiguous to the City on all sides, and in the further acknowledgement that the City has received a written request from township residents in the area that the island be annexed into the City;

NOW, THEREFORE, BE IT RESOLVED that the City finds and concludes that the written request is a sufficient basis in law and fact for the City, by this resolution, to forward to the Ingham County Clerk the ballot proposal herein contained to place the ballot question of annexation before the island area voters in implementation and in compliance with MCL 42.34(3).

BE IT FURTHER RESOLVED that the City Council of the City of Lansing hereby forwards this resolution to the Ingham County Clerk to submit to the electors in the area of the Charter Township of Lansing (legally described below in the resolution) for the adoption or rejection at the election to be held on November 8, 2022, the following annexation proposal:

A PROPOSAL FOR THE ANNEXATION OF CERTAIN TERRITORY IN THE CHARTER TOWNSHIP OF LANSING, INGHAM COUNTY, MICHIGAN TO THE CITY OF LANSING, EATON AND INGHAM COUNTIES, MICHIGAN

Shall the following listed parcels and described land, which is an island surrounded by and contiguous to the City of Lansing on all sides, and generally described as the properties in the 1600-1800 blocks of Wood Street, including adjacent right of ways, be annexed from Lansing Charter Township to the City of Lansing, such that this land will thereafter be included within the territory and jurisdiction of the City of Lansing?

Parcels to be annexed:

Tax Parcel No. 33-21-01-11-110-001, 1804 Wood Street; Tax Parcel No. 33-21-01-11-110-002, 1730 Wood Street; Tax Parcel No. 33-21-01-11-110-003, 1720 Wood Street; Tax Parcel No. 33-21-01-11-110-004, 1712 Wood Street; Tax Parcel No. 33-21-01-11-110-005, 1704 Wood Street; Tax Parcel No. 33-21-01-11-110-006, 1604 Wood Street; Tax Parcel No. 33-21-01-11-110-007, 1630 Wood Street.

Legal description to be annexed:

A parcel of land situated in the State of Michigan, County of Ingham, Charter Township of Lansing, including the adjacent public rights of way, being all the area within the South 555 feet of the North 1097 feet of the West 205 feet of Section 11, Town 4 North, Range 2 West.

A "YES" VOTE MEANS THE PROPERTY WILL BE ANNEXED.

A "NO" VOTE MEANS THE PROPERTY WILL NOT BE ANNEXED.

BE IT FURTHER RESOLVED that the City Clerk transmit the ballot proposal to the Ingham County Clerk for inclusion in the November 8, 2022 ballot for the electors in the area described in the proposal.

BE IT FINALLY RESOLVED that upon the condition precedent of the majority vote being canvassed in the affirmative for the annexation to the City of Lansing of the described township island area, the annexation shall be effective December 31, 2022.

List of Parcels

33-21-01-11-110-001
33-21-01-11-110-002
33-21-01-11-110-003
33-21-01-11-110-004
33-21-01-11-110-005
33-21-01-11-110-006
33-21-01-11-110-007