

MAINE STATE LEGISLATURE

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(Emergency)
SECOND REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 2577

S.P. 969

In Senate, March 23, 1988

Referred to the Committee on Energy and Natural Resources
and ordered printed. Sent down for concurrence.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator GILL of Cumberland.

Cosponsored by Senator BRANNIGAN of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-EIGHT

1 **RESOLVE, Authorizing the Sale of Certain**
2 **Public Lands Located in the City of**
3 **Portland.**
4

5 **Emergency preamble.** Whereas, Acts and resolves
6 of the Legislature do not become effective until 90
7 days after adjournment unless enacted as emergencies;
8 and

9 Whereas, the Commissioner of Administration has

1 determined that certain state-owned land located in
2 the City of Portland is surplus to the current and
3 expected future needs of the State; and

4 Whereas, the Legislature finds it to be in the
5 best interest of the State that this land be offered
6 for sale in order that it may be available for
7 utilization by, or for the benefit of, citizens of the
8 State; and

9 Whereas, in the judgment of the Legislature, these
10 facts create an emergency within the meaning of the
11 Constitution of Maine and require the following
12 legislation as immediately necessary for the
13 preservation of the public peace, health and safety;
14 now, therefore, be it

15 **Sale of state-owned land. Resolved:** That the
16 Commissioner of Administration, through the Bureau of
17 Public Improvements, is authorized to convey by sale
18 the interest of the State in real estate located in
19 the City of Portland in accordance with the following.

20 1. The State's conveyance of interest, as
21 authorized by this resolve, will be in the form of a
22 quit claim deed for land, together with buildings
23 thereon, located at 3 St. John Street in the City of
24 Portland, as recorded in the Registry of Deeds for
25 Cumberland County, Book 1513, Page 233.

26 2. The Commissioner of Administration, through
27 the Bureau of Public Improvements, will advertise the
28 property for sale to the highest bidder, except that
29 the State reserves the right to reject any or all bids
30 should the commissioner determine, on the basis of a
31 market value appraisal of the property, that a
32 responsive bid has not resulted from the process.

33 3. Net proceeds to the State resulting from
34 successful consummation of the sale will be deposited
35 as undedicated revenue to the General Fund.

36 **Emergency clause.** In view of the emergency
37 cited in the preamble, this resolve shall take effect
38 when approved.

1 STATEMENT OF FACT

2 This resolve authorizes the Commissioner of
3 Administration, through the Bureau of Public
4 Improvements, to undertake on behalf of the State the
5 sale of property located in the City of Portland, for
6 which neither the Department of Mental Health and
7 Mental Retardation, to which the property is currently
8 entrusted, nor any other state agency has any current
9 or anticipated need.

10 After conducting an appropriate legal title search
11 and obtaining a market value appraisal, the
12 commissioner will advertise the property for sale to
13 the highest bidder, while retaining the right to
14 reject any or all bids in the event that in the
15 commissioner's judgment they are unresponsive.

16 Net proceeds from the sale will be deposited as
17 undedicated General Fund revenue of the State.

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