



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
BUREAU OF CONSTRUCTION CODES  
IRVIN J. POKE  
DIRECTOR

STEVE ARWOOD  
ACTING DIRECTOR

**STATE BOUNDARY COMMISSION**

Meeting Location:  
2501 Woodlake Circle - Conference Room 3/First Floor  
Okemos, Michigan 48864

**MINUTES**  
December 12, 2012

**MONTCALM COUNTY**

**MEMBERS PRESENT**

Mr. Dennis Schornack, Chairman  
Ms. David Doyle, State Commissioner  
Mr. James Stewart, State Commissioner  
Mr. Ronald Blanding, Local Commissioner  
Mr. S. Michael Scott, Local Commissioner

**DEPARTMENT OF LABOR & ECONOMIC GROWTH PERSONNEL ATTENDING**

Mr. Kevin O'Brien, P.S., Office of Land Survey and Remonumentation  
Mrs. Angela Sanderson, Secretary, Office of Land Survey and Remonumentation

**OTHERS IN ATTENDANCE**

Patrick Fitzgerald, Assistant Attorney General  
Thomas Faussett, Zoning Administrator for the Charter Township of Eureka  
William Beach, Attorney for Petitioner  
George Bosanic, City Manager for the City of Greenville  
Steve Green, P.S. of Moore Bruggink

**1. CALL TO ORDER AND DETERMINATION OF QUORUM**

Chairman Schornack called the meeting to order at approximately 1:45 p.m. and read the Opening Statement. A quorum was determined present at that time.

**2. APPROVAL OF AGENDA**

A **MOTION** was made by Commissioner Doyle and supported by Commissioner Scott to approve the Agenda for the meeting. **MOTION CARRIED UNANIMOUSLY.**

*Providing for Michigan's Safety in the Built Environment*

### **3. DOCKET 12-AP-2 - DETERMINATION OF LEGAL SUFFICIENCY**

#### **a. Staff Review**

Mr. O'Brien read from the SBC staff's Legal Sufficiency Memo that pointed out a minor error in the Part III Legal Description that was NOT, in the staff's opinion; reason enough to deny legal sufficiency of the petition.

#### **b. Involved Parties**

William Beach, Attorney for Petitioner Mersen Corporation USA, discussed the background of Mersen Corporation which is a graphite manufacturing plant that has a long history in the Greenville area. He indicated that Mersen would like to expand. Their current manufacturing facility is within the City of Greenville; Mersen desires no changes in their relationship with local government and prefer that the recently purchased land be under the same local jurisdiction as the current manufacturing facility.

Commissioner Stewart requested and received confirmation that the company had expanded several times but has always remained in the city.

Commission questions/discussion/deliberation: Discussion ensued.

Commissioner Blanding gave some additional history on Mersen Corporation.

George Bosanic, City Manager for the City of Greenville, indicated that Mersen is a very successful company that has expanded as much as they have room for on their current property. He expressed that the City of Greenville has enjoyed a good relationship with the Township of Eureka and they have worked out a way to communicate and collaborate for 16 years. They have done several mutual annexations in that time. However, he said that the relationship between the City and Township had deteriorated in the last few years and they had tried to do this annexation for Mersen mutually with the Township but the negotiations were far apart. They are very supportive of Mersen and want to help them to be a successful company. They would like to see this property become part of the City.

Thomas Faussett, the Zoning Administrator for the Charter Township of Eureka, started out by stating that he disagreed with Mr. Bosanic's assertion that the Township and the City's relationship had deteriorated. He then handed out a Legal Sufficiency Review and read from it. He stated two issues of legal sufficiency; the first regarding the discrepancy in the legal description that was pointed out by the SBC staff in its review of the petition. The Township feels the legal description should be re-written to fix this error. The second issue is that the Township believes the legal description and the deeds for the area do not agree. There appears to be a possible gap between the north line of petition areas as described in the petition and the deeds for the property purchased by Mersen. The Township feels that this issue should be

reviewed and be re-submitted by Mersen so there is not a possible “void” in the proposed line between the Township and the City.

Commission questions/discussion/deliberation: Discussion ensued.

Steve Green, P.S., explained the reasons for the difference between the legal description of the petition and the deeds for this area.

Mr. Faussett reiterated their concern that there may or may not be a “void” in the Township.

Commission questions/discussion/deliberation: Discussion ensued.

A **MOTION** was made by Commissioner Stewart and seconded by Commissioner Blanding that the petition be determined legally sufficient. **MOTION CARRIED UNANIMOUSLY.**

A **MOTION** was made by Commissioner Doyle and seconded by Commissioner Blanding that the public hearing be held on **Thursday, February 14, 2013 at 4:00 p.m. at the City of Greenville City Hall.** **MOTION CARRIED UNANIMOUSLY.**

**4. APPROVAL OF DRAFT MINUTES**

A **MOTION** was made by Commissioner Scott and seconded by Commissioner Blanding to approve the Draft Minutes from the November 12, 2009 meeting. **MOTION CARRIED UNANIMOUSLY.**

**6. ADJOURNMENT**

A **MOTION** was made by Commissioner Scott and supported by Commissioner Doyle to adjourn the session on Montcalm County at approximately 2:32 p.m. **MOTION CARRIED UNANIMOUSLY.**

APPROVED:

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Dennis Schornack, Chairman  
State Boundary Commission

\_\_\_\_\_  
Date