

SENATE BILL No. 107

February 7, 1989, Introduced by Senators CROPSEY, V. SMITH, GEO. HART, BINSFELD, WELBORN, POSTHUMUS, CARL, SHINKLE, DILLINGHAM, N. SMITH, SCHWARZ, BARCIA, FESSLER and IRWIN and referred to the Committee on Local Government and Veterans.

A bill to amend the title and sections 1, 2, 3, 4, 5, 5a, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 of Act No. 107 of the Public Acts of 1941, entitled as amended

"An act to authorize township boards to contract with cities or villages for the furnishing of water to township water supply districts for fire protection and other purposes; to provide for installation of water mains and financing of same on voluntary payment basis; to authorize township boards to promulgate and adopt plans for financing, installation, maintenance and control of township water mains; to prescribe the powers and duties of township boards in such cases; to provide for exclusive control of such water mains and use thereof by the township board, and to bring within the provisions of this act certain existing township water mains; and to authorize township water supply and sewage disposal systems, and the issuance of revenue bonds or notes therefor, and to authorize purchases thereof,"

being sections 41.331, 41.332, 41.333, 41.334, 41.335, 41.335a, 41.336, 41.337, 41.338, 41.339, 41.340, 41.341, 41.342, 41.343, 41.344, 41.345, 41.346, 41.347, 41.348, 41.349, and 41.350 of the Michigan Compiled Laws; to add sections 20a, 20b, 20c, 20d, 20e, 20f, 20g, 20h, 20i, 20j, 20k, 20l, 20m, 20n, 20o, 20p, 20q, 20r,

20s, and 20t; to repeal certain parts of the act; and to repeal certain acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and sections 1, 2, 3, 4, 5, 5a, 6, 7,
2 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 of Act
3 No. 107 of the Public Acts of 1941, being sections 41.331,
4 41.332, 41.333, 41.334, 41.335, 41.335a, 41.336, 41.337, 41.338,
5 41.339, 41.340, 41.341, 41.342, 41.343, 41.344, 41.345, 41.346,
6 41.347, 41.348, 41.349, and 41.350 of the Michigan Compiled Laws,
7 are amended and sections 20a, 20b, 20c, 20d, 20e, 20f, 20g, 20h,
8 20i, 20j, 20k, 20l, 20m, 20n, 20o, 20p, 20q, 20r, 20s, and 20t
9 are added to read as follows:

10 TITLE

11 An act to authorize township ~~boards to contract with cities~~
12 ~~or villages for the furnishing of water to township water supply~~
13 ~~districts for fire protection and other purposes; to provide for~~
14 ~~installation of water mains and financing of same on voluntary~~
15 ~~payment basis; to authorize township boards to promulgate and~~
16 ~~adopt plans for financing, installation, maintenance and control~~
17 ~~of township water mains; to prescribe the powers and duties of~~
18 ~~township boards in such cases; to provide for exclusive control~~
19 ~~of such water mains and use thereof by the township board, and to~~
20 ~~bring within the provisions of this act certain existing township~~
21 ~~water mains; and to authorize township water supply and sewage~~
22 ~~disposal systems, and the issuance of revenue bonds or notes~~
23 ~~therefor, and to authorize purchases thereof~~ WATER SUPPLY AND
24 SEWAGE DISPOSAL SERVICES AND FACILITIES; TO PROVIDE FOR FINANCING

1 OF THOSE SERVICES AND FACILITIES; AND TO PRESCRIBE THE POWERS AND
2 DUTIES OF TOWNSHIP BOARDS WITH RESPECT TO THOSE SERVICES AND
3 FACILITIES.

4 Sec. 1. Upon filing with the township clerk of petitions,
5 verified both as to signature and ownership, signed by 60% ~~per~~
6 ~~centum~~ of the record owners of the land to be made into a town-
7 ship water supply district, the township board in ~~such~~ THE
8 township ~~shall have the power to~~ MAY contract with ~~any~~
9 ANOTHER TOWNSHIP OR A city, ~~or~~ village, OR AUTHORITY for the
10 furnishing of water TO THE WATER SUPPLY DISTRICT for fire protec-
11 tion and domestic purposes ~~to such water supply district~~ under
12 ~~such~~ terms and conditions ~~as may be~~ agreed upon between
13 ~~said~~ THE township board and the ~~common council~~ BOARD or other
14 representative body of the TOWNSHIP, city, ~~or~~ village, OR
15 AUTHORITY.

16 Sec. 2. For the purpose of distributing the water to be
17 furnished in pursuance of ~~such~~ A contract AUTHORIZED BY SECTION
18 1, the township board ~~shall have the right to~~ MAY purchase and
19 lay ~~all~~ necessary water mains and fittings ~~—~~ and maintain and
20 control THEIR use, ~~of the same,~~ either along public highways or
21 upon private property ~~upon~~ FOR which the right to lay ~~such~~
22 THE pipe has been obtained.

23 Sec. 3. Not more than 75% ~~per centum~~ of the net cost,
24 exclusive of ~~funds~~ MONEY, materials, ~~or~~ AND labor ~~—, or any~~
25 ~~combination thereof, that may be furnished and~~ THAT ARE supplied
26 by ~~any~~ A federal agency, of purchasing and laying ~~said~~ THE
27 mains and fittings ~~—~~ OF A WATER SUPPLY SYSTEM shall be paid out

1 of the contingent fund of the township. ~~The township board, on~~
2 ON resolving to make and install ~~any such~~ THE improvement, THE
3 TOWNSHIP BOARD shall determine by resolution the ~~aforesaid~~ net
4 cost and the share of ~~such~~ THE net cost ~~(not exceeding the~~
5 ~~aforesaid maximum percentage)~~ 75% THAT the contingent fund of
6 the township shall bear. ~~Provided, however, That~~ HOWEVER,
7 no part of the cost of ~~any~~ A water supply system acquired or
8 created under ~~the provisions of this act~~ SECTIONS 1 TO 20A
9 shall be levied or collected as a tax or assessment, whether gen-
10 eral or special, upon property located in ~~any~~ A village ~~OR~~
11 school district or LOCATED IN A water supply district in the
12 township, ~~or located in~~ INCLUDING an area ~~thereof~~ OF THE
13 TOWNSHIP served by a water system owned or operated by ~~any~~ A
14 city, ~~and herein called a city water supply district, where~~
15 ~~such~~ IF THE village, school district, or water supply district
16 has a water supply system ~~which~~ THAT was ORIGINALLY acquired
17 ~~in the first instance~~ and is operated by or for ~~such~~ THE vil-
18 lage, school district, or water supply district without any
19 expense to the ~~township at large, nor shall any~~ TOWNSHIP AT
20 LARGE. A water supply system, so separately financed and oper-
21 ated, SHALL NOT be taken, as to ownership or control, except by
22 due process of law as provided by the general laws of this
23 state. ~~, and, having determined upon~~ AFTER DETERMINING the
24 amount of money to be appropriated at any time from the
25 township's contingent fund for purposes ~~herein~~ authorized IN
26 THIS SECTION, the township board may set apart from that amount
27 when appropriated a proportionate part ~~thereof~~ OF THAT AMOUNT

1 for the benefit of ~~any such~~ THE separately operated water
2 supply ~~district~~ SYSTEM in the same ratio to the whole amount
3 appropriated as the population of ~~such~~ THE separate district
4 bears to the total population of the township, as determined by
5 ~~such~~ THE board. ~~Such~~ THIS proportionate part shall ~~be~~
6 ~~deemed the rightful part applicable to such separate water supply~~
7 ~~district and~~ be applied ~~thereto~~ for the betterment of ~~its~~
8 THE separate WATER SUPPLY system as and when authorized by ~~such~~
9 THE board. The township board shall prepare and keep on file a
10 map defining the boundaries of ~~any~~ A water supply district ~~so~~
11 served by ~~any such~~ THE separately financed and operated water
12 supply system separate from ~~any~~ A township water system.

13 Sec. 4. The ~~remaining~~ percentage of ~~such~~ THE net cost
14 REMAINING AFTER APPLICATION OF SECTION 3 shall be raised by
15 ~~voluntary~~ payment, in accordance with ~~the terms provided~~
16 ~~herein, on the part of~~ SECTIONS 5 AND 5A FROM property owners in
17 ~~such~~ THE township water supply district. ~~, of funds suffi-~~
18 ~~cient to aggregate such remaining percentage.~~

19 Sec. 5. ~~No~~ A person or property owner shall ~~have or pos-~~
20 ~~sess right to~~ NOT tap or make ~~any~~ A connection with ~~said~~ THE
21 mains OF A WATER SUPPLY DISTRICT ESTABLISHED UNDER SECTION 1
22 without having paid for ~~such~~ THE privilege. ~~in accordance~~
23 ~~with the terms of this act.~~ On compliance with the provisions of
24 section 3, ~~hereof,~~ the township board shall promulgate and
25 adopt, by resolution, a plan for financing, maintenance, and con-
26 trol of ~~such~~ THE improvement. ~~which~~ THE plan shall provide
27 ALL OF THE FOLLOWING:

1 (a) The minimum ~~amount, payable in first instance as herein~~
 2 ~~provided,~~ PAYMENT for the privilege of tapping and making of
 3 each private connection with ~~such~~ THE mains. ~~—~~

4 (b) A specified date by which all ~~such~~ minimum payments
 5 shall be made to the township treasurer. ~~—, such~~ THE date ~~to~~
 6 SHALL be not less than 30 nor more than 60 days after completion
 7 of the publication required by section 6. ~~hereof,~~

8 (c) The amount payable ~~—~~ to the township treasurer ~~—~~
 9 after ~~such specified date,~~ THE DATE SPECIFIED PURSUANT TO SUB-
 10 DIVISION (B) for the privilege of tapping and making of each pri-
 11 vate connection with ~~such~~ THE mains. ~~—, same to~~ THIS AMOUNT
 12 SHALL be not more than 50% ~~per centum~~ nor less than 20% ~~per~~
 13 ~~centum~~ greater than the minimum ~~amount so payable in the first~~
 14 ~~instance~~ PAYMENT SPECIFIED PURSUANT TO SUBDIVISION (A).

15 (d) Rules and regulations designed to vest exclusive govern-
 16 ing control of ~~such~~ THE mains and fittings in the township
 17 board and to maintain and preserve adequate water pressure
 18 throughout ~~such~~ THE mains. ~~—, which said~~ THE rules and regu-
 19 lations shall conform to the contract made under ~~authority of~~
 20 section 1. ~~hereof.~~ ~~Such~~ THE rules and regulations shall
 21 include A provision limiting the number of private connections
 22 ~~with such mains which~~ THAT may be purchased and made WITH THE
 23 MAINS; A provision limiting THE length of all private connections
 24 with ~~such~~ THE mains; provisions declaring the maximum size of
 25 pipe ~~which shall~~ THAT MAY be used by all persons and property
 26 owners in making and maintaining private connections with ~~such~~
 27 THE mains; A provision for minimum distance, on either or both

1 sides of ~~such~~ THE mains, between taps for all private
 2 connections; ~~and~~ and general provisions governing use and control
 3 of ~~such~~ THE mains, assessment of water rates, collection and
 4 payment of water rates, and suitable penalties for ~~non payment~~
 5 NONPAYMENT of ~~such~~ THE rates.

6 Sec. 5a. The township board may include, in its plan ~~for~~
 7 ~~financing~~ under section 5, ~~hereof~~, rules and regulations for
 8 ~~setting up~~ THE ESTABLISHMENT of a township water board and for
 9 loans to ~~such~~ THE water board from private parties of ~~sums~~
 10 MONEY necessary to aid in the financing of the project ~~so~~ peti-
 11 tioned for ~~, which~~ UNDER SECTION 1. THE loans shall be retired
 12 only out of excess ~~funds~~ MONEY as defined in section 9 ~~hereof~~
 13 and other direct revenues, if any, to be derived from the
 14 project. ~~Should such~~ A water board ~~be set up~~ ESTABLISHED in
 15 accordance with this ~~provision, it~~ SECTION shall exercise under
 16 direction of the township board all of the powers of maintenance
 17 and control ~~which~~ THAT are granted by ~~this act~~ SECTIONS 1 TO
 18 20A to the township board.

19 ~~Loans of sums to aid in the financing of any project peti-~~
 20 ~~tioned for under this act, heretofore made by private parties to~~
 21 ~~a township board or township water board at interest rates below~~
 22 ~~the legal rate, are hereby validated, but the same shall be~~
 23 ~~retired only out of excess funds as defined in section 9 hereof~~
 24 ~~and other direct revenues, if any, to be derived from the~~
 25 ~~project. In no case shall any loan authorized or validated by~~
 26 ~~this section constitute an obligation of the township, and such~~

~~1 loans shall be secured solely by a lien in favor of the lender or~~
~~2 lenders upon such excess funds and revenues.~~

3 Sec. 6. Immediately following adoption of ~~such~~ THE plan
 4 ~~the same~~ UNDER SECTION 5, IT shall ~~, in extenso,~~ be published
 5 AT FULL LENGTH by the township board once each week for 3 succes-
 6 sive weeks in ~~some~~ A newspaper ~~printed and~~ circulating within
 7 the ~~county~~ TOWNSHIP in which ~~such~~ THE improvement PETITIONED
 8 FOR UNDER SECTION 1 is to be made. ~~, and proof~~ PROOF of ~~such~~
 9 THE publication shall be made and filed with the township clerk
 10 before installation of ~~such~~ THE improvement ~~is undertaken or~~
 11 ~~commenced~~ COMMENCES. ~~Such~~ THE publication ~~shall constitute~~
 12 IS the sole notice of ~~such planned~~ THE improvement ~~, and of~~
 13 the provisions of ~~such~~ THE plan ~~and of such rules and regula-~~
 14 ~~tions, which~~ THAT interested persons and property owners ~~shall~~
 15 ~~be~~ ARE entitled to receive.

16 Sec. 7. ~~In the event such remaining~~ IF THE percentage OF
 17 THE NET COST REMAINING AFTER APPLICATION OF SECTION 3 is not, in
 18 pursuance of ~~said~~ THE plan UNDER SECTION 5, fully paid in to
 19 the township treasurer, ~~either~~ by paid for connection rights as
 20 provided FOR in ~~such published~~ THE plan ~~and/ or by~~ loans
 21 made in accordance with section 5a, ~~hereof~~ OR BOTH, by the DATE
 22 specified ~~date which is required by (b) of section 5 hereof,~~
 23 PURSUANT TO SECTION 5(B), the improvement PETITIONED FOR UNDER
 24 SECTION 1 shall not be ~~made or~~ commenced and all ~~sums~~
 25 ~~therefore~~ MONEY PREVIOUSLY deposited with the township trea-
 26 surer in pursuance of ~~such~~ THE plan shall ~~thereupon~~ be

1 refunded IMMEDIATELY by the township treasurer to the respective
2 depositors ~~thereof~~ OF THE MONEY.

3 Sec. 8. ~~In event~~ IF a sufficient number of private con-
4 nection rights are timely paid for in accordance with the terms
5 of ~~said~~ THE plan PROVIDED FOR BY SECTION 5, the township board
6 shall ~~forthwith~~ IMMEDIATELY proceed to make and install ~~such~~
7 THE improvement PETITIONED FOR UNDER SECTION 1 and may, ~~do and~~
8 ~~perform,~~ by resolution, ~~such acts as may be~~ DO WHAT IS neces-
9 sary to accomplish the purposes of ~~such~~ THE plan. The board
10 may ~~legally~~ borrow ALL OR PART OF the amount ~~, or any portion~~
11 ~~thereof,~~ to be appropriated from the contingent fund under sec-
12 tion 3 ~~hereof~~ if, in the judgment of the board, the contingent
13 fund will, by such appropriation, be depleted to such extent as
14 may hamper general township operations. ~~Any such~~ THE loan
15 shall conform to the provisions of THE MUNICIPAL FINANCE ACT, Act
16 No. ~~26~~ 202 of the Public Acts of ~~1931, as amended~~ 1943, BEING
17 SECTIONS 131.1 TO 139.3 OF THE MICHIGAN COMPILED LAWS.

18 Sec. 9. ~~All funds and deposits that are or may be paid in~~
19 ~~to the township treasurer for private connection rights after the~~
20 ~~specified date required by (b) of section 5 hereof, and all funds~~
21 ~~and deposits that are~~ MONEY THAT IS paid in to the township
22 treasurer FOR PRIVATE CONNECTION RIGHTS UNDER SECTION 5 on or
23 before ~~such~~ THE date SPECIFIED PURSUANT TO SECTION 5(B) which
24 ~~create~~ CREATES an excess over ~~such~~ THE PERCENTAGE OF THE NET
25 COST remaining ~~percentage, shall be treated as~~ AFTER APPLICA-
26 TION OF SECTION 3 AND MONEY THAT IS PAID INTO THE TOWNSHIP
27 TREASURER FOR THE RIGHTS AFTER THAT DATE IS excess ~~funds~~ MONEY

1 and shall ~~become a part of~~ BE DEPOSITED IN the contingent
2 fund. ~~Provided, That the township board may, in its discre-~~
3 ~~tion, credit and pay over, from time to time, all or a portion of~~
4 ~~such excess funds to any school district in which such improve-~~
5 ~~ment, in whole or in part, has been made.~~ This section ~~shall~~
6 ~~apply~~ APPLIES to all ~~funds and deposits hereafter~~ MONEY
7 received by the township treasurer AFTER MAY 19, 1941, in cases
8 ~~where~~ IN WHICH water mains, ~~have already,~~ prior to ~~the~~
9 ~~effective date of this act, been~~ MAY 20, 1941, WERE extended or
10 installed in accordance with A plan substantially similar to that
11 contemplated by section 5. ~~hereof.~~

12 Sec. 10. The township board ~~shall have and possess~~ HAS
13 exclusive governing control over the maintenance and use of
14 ~~said~~ THE mains and fittings OF A WATER SUPPLY DISTRICT ESTAB-
15 LISHED UNDER SECTION 1 and shall exercise ~~such~~ THIS control in
16 accordance with the terms of ~~this act~~ SECTIONS 1 TO 20A and the
17 rules and regulations that are required by and conform to ~~(d)~~
18 ~~of~~ section ~~5 hereof.~~ ~~Such~~ 5(D). THE rules and regulations
19 ~~shall and~~ may be amended ~~or altered~~ by the township board
20 only after notice of ITS intention ~~on its part so~~ to do SO,
21 specifying THE date, hour, and place of meeting of the board for
22 ~~such~~ THIS purpose, is published for 3 successive weeks in
23 ~~some~~ A newspaper ~~which is published and~~ circulating within
24 the ~~county in which such improvement has been made~~ TOWNSHIP.

25 Sec. 11. ~~In all cases where~~ IF water mains have been
26 extended or installed in accordance with A plan substantially
27 similar to that contemplated by section 5, ~~hereof,~~ the township

1 board, ~~shall~~ (~~subject~~ to provisions of ~~such~~ ANY contract
 2 ~~as~~ THAT has been made with ~~any~~ ANOTHER TOWNSHIP OR A city,
 3 ~~or~~ village, OR AUTHORITY for furnishing ~~of~~ water through
 4 ~~such~~ THE mains, ~~they have and possess~~ HAS exclusive governing
 5 control over ~~such~~ THE mains and fittings and ~~the~~ THEIR main-
 6 tenance and use. ~~thereof.~~ In ~~all~~ such cases, the township
 7 board may ~~, at any time following the effective date of this~~
 8 ~~act,~~ promulgate and adopt, by resolution, rules and regulations
 9 conforming substantially with ~~(d) of~~ section ~~5~~ hereof. ~~Such~~
 10 5(D). THE rules and regulations ~~shall~~ become effective on com-
 11 pletion of THEIR publication, ~~of same, in extenso~~ AT FULL
 12 LENGTH, once each week for 3 successive weeks in ~~some~~ A newspa-
 13 per ~~printed or~~ circulating within the ~~county~~ TOWNSHIP in
 14 which ~~such~~ THE improvement has been made. After ~~such~~ THE
 15 rules and regulations ~~have~~ become effective, ~~the same shall~~
 16 ~~and~~ THEY may be amended or altered by the township board only
 17 after notice of ITS intention ~~so~~ to do SO, specifying THE date,
 18 hour, and place of meeting of the board for ~~such~~ THIS purpose,
 19 is published for 3 successive weeks in ~~some~~ A newspaper ~~which~~
 20 ~~is published and~~ circulating within ~~such county~~ THE TOWNSHIP.

21 Sec. 12. ~~The term "township"~~ AS USED IN SECTIONS 1 TO
 22 20A:

23 (A) "TOWNSHIP water supply district" ~~, "as used herein,~~
 24 ~~shall be construed to mean and include such~~ MEANS THE portion of
 25 the township ~~as may be~~ described in the petition required by
 26 section 1. ~~hereof, and the same shall consist of contiguous and~~
 27 ~~unseparated lands which have been included in 1 or more plats.~~

1 (B) ~~The term "private"~~ "PRIVATE connection" ~~," as used~~
 2 ~~herein, shall be construed to mean~~ MEANS the tapping of ~~mains~~
 3 A MAIN and THE connection ~~thereof with non public buildings~~ OF
 4 THE MAIN WITH A NONPUBLIC BUILDING or premises as distinguished
 5 from ~~connections~~ A CONNECTION with A public ~~buildings~~
 6 BUILDING or premises and ~~extensions~~ FROM AN EXTENSION of such
 7 ~~mains~~ A MAIN, lateral or otherwise, ~~which~~ THAT the township
 8 board, ~~may,~~ in accordance with altered or amended rules and
 9 regulations, ~~authorize~~ AUTHORIZES in and along A public
 10 ~~highways~~ HIGHWAY.

11 (C) "CORPORATION" INCLUDES FOREIGN AND DOMESTIC CORPORATIONS
 12 LAWFULLY DOING BUSINESS IN THIS STATE.

13 Sec. 13. ~~Any~~ A corporation proposing to locate and con-
 14 struct, in a township having no sewage disposal system and a
 15 water supply system ~~heretofore~~ installed BEFORE JUNE 14, 1951
 16 under the terms of sections 1 to 12 ~~of this act which~~ THAT is
 17 inadequate for domestic and proposed industrial OR COMMERCIAL
 18 requirements, a business or plant requiring the facilities of a
 19 modern and sufficient public water supply and sewage disposal
 20 system ~~, may notwithstanding anything herein contained to the~~
 21 ~~contrary lawfully~~ loan to ~~such~~ THE township ~~funds~~ MONEY suf-
 22 ficient to provide for the acquisition and construction of an
 23 adequate township water supply and sewage disposal system and for
 24 the refunding of ~~any~~ revenue bonds or revenue notes ~~, if any,~~
 25 then outstanding and constituting a lien upon the revenues of
 26 ~~any such~~ THE existing water supply system. ~~, and the~~ WITHOUT
 27 COMPLYING WITH SECTION 1, THE township may ~~lawfully~~ borrow

1 MONEY from ~~such~~ THE corporation ~~funds for the aforesaid~~ FOR
2 THESE purposes; ~~and~~ execute revenue bonds and ~~mortgage~~
3 MORTGAGES securing the ~~same and~~ LOAN; pledge the net revenues
4 of the proposed water supply and sewage disposal system to the
5 repayment of ~~such~~ THE loan; ~~, and may~~ acquire, construct, or
6 improve ~~such~~ THE works; and refund ~~such~~ THE bonds or notes.
7 ~~, without complying with section 1 hereof, any previously~~
8 ~~enacted statute to the contrary notwithstanding. Any~~ A bond
9 issued under the provisions of this section ~~shall be the~~ IS A
10 valid and subsisting ~~obligations of said~~ OBLIGATION OF THE
11 township.

12 Sec. 14. ~~Any~~ A township borrowing ~~for the purposes of~~
13 ~~and by authority of~~ PURSUANT TO section 13 ~~hereof~~ may
14 ~~lawfully~~ enter into a contract with ~~such~~ THE corporation
15 DESCRIBED IN SECTION 13 for the issuance and delivery to ~~such~~
16 THE corporation or its assigns of self-liquidating and fully
17 negotiable revenue bonds for the repayment of ~~such~~ THE loan
18 with interest ~~thereon~~ ON THE BONDS not exceeding the legal
19 rate, according to ~~such~~ terms and conditions consistent with
20 ~~this act as may be~~ SECTIONS 1 TO 20A AND agreed upon between
21 the township board ~~of such township~~ and the lending
22 corporation.

23 Sec. 15. The power ~~herein~~ conferred on ~~any such~~ A town-
24 ship BY SECTIONS 13 AND 14 shall be exercised by means of an
25 ordinance adopted by the township board ~~thereof~~ according to
26 the procedure set forth in Act No. 191 of the Public Acts of
27 1939, BEING SECTIONS 41.191 TO 41.192 OF THE MICHIGAN COMPILED

1 LAWS, and the contract agreed upon with ~~such~~ THE corporation as
2 provided in section 14 ~~hereof~~ shall be incorporated in and pub-
3 lished as a part of ~~such~~ THE ordinance.

4 Sec. 16. There shall be created in ~~the authorizing~~ AN
5 ordinance REQUIRED BY SECTION 15 a lien, by this act made a stat-
6 utory lien, upon the net revenues of ~~such~~ THE water supply and
7 sewage disposal project ~~, and the~~ AUTHORIZED BY SECTION 13.
8 THE authorizing ordinance shall pledge ~~such~~ THE net revenues to
9 the payment of the principal of and interest upon ~~such~~ THE
10 bonds ~~, ISSUED UNDER SECTION 13 to and in favor of the holders~~
11 of ~~such~~ THE bonds and the interest coupons pertaining ~~thereto~~
12 ~~, TO THE BONDS and each of such THE holders. , which liens~~
13 THE LIEN shall be a first lien upon ~~such~~ THE net revenues.
14 ~~Said~~ THE net revenues shall constitute trust funds for the pur-
15 poses expressed ~~herein~~ IN THIS SECTION.

16 Sec. 17. The net revenues ~~so~~ pledged ~~shall be and~~
17 PURSUANT TO SECTION 13 remain subject to ~~said~~ THE statutory
18 lien REQUIRED BY SECTION 16 until ~~the~~ payment in full of the
19 principal of and interest upon ~~said~~ THE REVENUE bonds ISSUED
20 UNDER SECTION 13. The holder or holders of ~~said~~ THE bonds rep-
21 resenting in the aggregate not less than 20 per cent of the
22 entire issue then outstanding may, either at law or in equity,
23 ~~by suit, action, mandamus, or other proceedings,~~ protect and
24 enforce ~~said~~ THE statutory lien and enforce and compel the per-
25 formance of ~~all~~ duties of the officials of the borrower,
26 including the fixing of sufficient rates, the collection of
27 revenues, the proper segregation of revenues, and the proper

1 application ~~thereof: Provided, however, That said~~ OF
2 REVENUES. HOWEVER, THE statutory lien ~~shall not be construed to~~
3 ~~give any~~ DOES NOT GIVE A holder or owner of ~~any~~ A bond or
4 coupon authority to compel the sale of the water supply and
5 sewage disposal system, the revenues of which are pledged
6 ~~thereto~~ PURSUANT TO SECTION 13.

7 Sec. 18. If there ~~be any~~ IS A default in the payment of
8 the principal of or interest upon ~~any of said bonds, any~~ A BOND
9 ISSUED UNDER SECTION 13, A court having jurisdiction in ~~any~~ A
10 proper action may appoint a receiver to ~~administer~~ DO 1 OR MORE
11 OF THE FOLLOWING:

12 (A) ADMINISTER and operate on behalf of the township, under
13 the direction of ~~said~~ THE court, ~~any such~~ THE water supply
14 and sewage disposal system ~~and~~ AUTHORIZED BY SECTION 13, THE
15 revenues of which are pledged to the payment of ~~such~~ THE prin-
16 cipal and interest. ~~, and by and with~~

17 (B) WITH the approval of ~~said~~ THE court, ~~to~~ fix and
18 charge rates and collect revenues sufficient to provide for the
19 payment of ~~any~~ bonds or other obligations outstanding against
20 the revenues of ~~said~~ THE water supply and sewage disposal
21 system AUTHORIZED BY SECTION 13 and for the payment of expenses
22 of operating and maintaining the ~~same and to~~ SYSTEM.

23 (C) WITH THE APPROVAL OF THE COURT, apply the income and
24 revenues of ~~said~~ THE water supply and sewage disposal system in
25 conformity with ~~this act~~ SECTIONS 1 TO 20A and the ordinance
26 REQUIRED BY SECTION 15 providing for the issuance of ~~such~~ THE

1 bonds and in accordance with ~~such orders as the court shall~~
2 ~~make~~ THE COURT'S ORDERS.

3 Sec. 19. The principal of and interest upon ~~such~~ THE
4 bonds ~~shall be~~ ISSUED UNDER SECTION 13 ARE payable solely from
5 ~~such~~ net revenues derived from the operation of the water
6 supply and sewage disposal system purchased, acquired, con-
7 structed, improved, enlarged, extended, ~~and/~~ or repaired from
8 the proceeds of ~~such~~ THE bonds ~~, as shall be~~ THAT ARE pledged
9 ~~thereto~~ in the authorizing ordinance, which may include, if the
10 ordinance so provides, net revenues derived by reason of future
11 improvements, enlargements, extensions, ~~and/~~ or repairs
12 ~~thereto. No~~ TO THE WATER SUPPLY AND SEWAGE DISPOSAL SYSTEM. A
13 bond or coupon issued pursuant to ~~this act shall be~~ SECTION 13
14 IS NOT a general obligation of the borrower ~~or shall~~ AND DOES
15 NOT constitute an indebtedness of the borrower within the meaning
16 of ~~any~~ A state constitutional provision or statutory
17 limitation. ~~Bonds~~ SUCH A BOND may be registered as to princi-
18 pal under ~~such~~ THE terms and conditions ~~as may be~~ determined
19 by the township board.

20 Sec. 20. ~~The borrower is hereby empowered to~~ A TOWNSHIP
21 THAT BORROWS MONEY UNDER SECTION 13 MAY appropriate and use ~~any~~
22 ~~part of its available income or~~ revenues ~~derived~~ from ~~any~~ A
23 source other than ~~from~~ the operation of ~~such~~ THE public
24 improvement ~~in paying any~~ AUTHORIZED BY SECTION 13 TO PAY
25 expenses of operation or maintenance of ~~any such~~ THE public
26 improvement.

1 SEC. 20A. SECTIONS 1 TO 20 CONSTITUTE A NEW AND INDEPENDENT
2 AUTHORITY FOR THE EXERCISE OF THE POWERS GRANTED IN THOSE
3 SECTIONS. THE POWERS CONFERRED BY SECTIONS 1 TO 20 ARE NOT
4 AFFECTED OR LIMITED BY ANY OTHER STATUTE, EXCEPT AS EXPRESSLY
5 PROVIDED IN THOSE SECTIONS. SECTIONS 1 TO 20 CREATE A FULL AND
6 COMPLETE ADDITIONAL AND ALTERNATE METHOD FOR THE EXERCISE OF THE
7 POWERS CONFERRED IN THOSE SECTIONS.

8 SEC. 20B. IN A TOWNSHIP WHERE THERE ARE LANDS SERVICED BY A
9 WATER SYSTEM FINANCED BY REVENUE BONDS ISSUED UNDER THE REVENUE
10 BOND ACT OF 1933, ACT NO. 94 OF THE PUBLIC ACTS OF 1933, BEING
11 SECTIONS 141.101 TO 141.140 OF THE MICHIGAN COMPILED LAWS, OR BY
12 BONDS ISSUED UNDER THE COUNTY PUBLIC IMPROVEMENT ACT OF 1939, ACT
13 NO. 342 OF THE PUBLIC ACTS OF 1939, BEING SECTIONS 46.171 TO
14 46.188 OF THE MICHIGAN COMPILED LAWS; ACT NO. 185 OF THE PUBLIC
15 ACTS OF 1957, BEING SECTIONS 123.731 TO 123.786 OF THE MICHIGAN
16 COMPILED LAWS; OR ACT NO. 233 OF THE PUBLIC ACTS OF 1955, BEING
17 SECTIONS 124.281 TO 124.294 OF THE MICHIGAN COMPILED LAWS, HAVING
18 WATER SERVICE AVAILABLE FOR FIRE PROTECTION THROUGH FIRE HYDRANTS
19 AND WATER MAINS, THE TOWNSHIP BOARD MAY DETERMINE BY RESOLUTION
20 THAT THE REASONABLE COST AND VALUE OF THE WATER SERVICE FOR FIRE
21 PROTECTION WITHIN THE DISTRICT SERVED BY THE WATER SYSTEM SHALL
22 BE BORNE BY A SPECIAL ASSESSMENT LEVIED ANNUALLY, WHILE BONDS ARE
23 OUTSTANDING, AGAINST ALL OF THE REAL PROPERTY LOCATED WITHIN THE
24 DISTRICT, WHICH SHALL CONSTITUTE A SPECIAL ASSESSMENT DISTRICT.
25 A SPECIAL ASSESSMENT UNDER THIS SECTION SHALL NOT BE LEVIED
26 AGAINST ANY PROPERTY IN 1 YEAR IN EXCESS OF $1/5$ OF 1% OF THE

1 STATE EQUALIZED VALUATION OF THE PROPERTY UNLESS A SPECIAL
2 HEARING IS HELD.

3 SEC. 20C. A RESOLUTION OF THE TOWNSHIP BOARD SHALL DESIG-
4 NATE THE BOUNDARIES OF THE SPECIAL ASSESSMENT DISTRICT AUTHORIZED
5 BY SECTION 20B, ESTIMATE AND DETERMINE THE REASONABLE ANNUAL COST
6 AND VALUE OF THE WATER SERVICE AVAILABLE FOR FIRE PROTECTION
7 THROUGH FIRE HYDRANTS AND MAINS, AND DETERMINE WHAT PORTION OF
8 THIS ANNUAL FIRE PROTECTION COST SHOULD BE PAID FOR BY SPECIAL
9 ASSESSMENT BECAUSE OF BENEFITS AND WHAT PORTION, IF ANY, SHOULD
10 BE PAID BY THE TOWNSHIP OUT OF GENERAL FUNDS.

11 SEC. 20D. THE TOWNSHIP BOARD MAY USE UNAPPROPRIATED MONEY
12 IN ITS GENERAL FUND TO PAY FOR A PORTION OF THE ANNUAL FIRE PRO-
13 TECTION COST DESCRIBED IN SECTION 20C, INCLUDING MONEY RECEIVED
14 UNDER THE PROVISIONS OF SECTIONS 8 AND 10 OF ARTICLE IX OF THE
15 STATE CONSTITUTION OF 1963.

16 SEC. 20E. THE TOWNSHIP BOARD SHALL FIX A DATE FOR A PUBLIC
17 HEARING UPON THE ESTABLISHMENT OF A SPECIAL ASSESSMENT DISTRICT
18 AUTHORIZED BY SECTION 20B, THE PROPERTIES TO BE INCLUDED IN THE
19 DISTRICT, THE ESTIMATE OF THE REASONABLE COST AND VALUE OF THE
20 FIRE PROTECTION AFFORDED ANNUALLY, AND THE ASSESSMENTS TO BE
21 LEVIED AGAINST THE RESPECTIVE LOTS WITHIN THE DISTRICT.

22 SEC. 20F. AFTER FIXING A DATE FOR A PUBLIC HEARING PURSUANT
23 TO SECTION 20E, THE TOWNSHIP BOARD SHALL DIRECT THAT THE ASSESS-
24 MENT AUTHORIZED BY SECTION 20B BE PREPARED BY THE TOWNSHIP SUPER-
25 VISOR, WHO SHALL LEVY THE TOTAL SUM ESTIMATED OF FIRE PROTECTION
26 BENEFIT APPORTIONED IN ACCORDANCE WITH BENEFITS AGAINST ALL OF
27 THE PROPERTY LOCATED WITHIN THE SPECIAL ASSESSMENT DISTRICT

1 BENEFITED BY THE FIRE PROTECTION WATER SERVICE. THE TOWNSHIP
2 SUPERVISOR SHALL THEN REPORT THE ASSESSMENT TO THE TOWNSHIP
3 BOARD. THE REPORT SHALL BE MADE BEFORE THE DATE OF THE HEARING.

4 SEC. 20G. THE ASSESSMENT AUTHORIZED BY SECTION 20B MAY BE
5 MADE EITHER ON A SPECIAL ASSESSMENT ROLL OR IN A COLUMN PROVIDED
6 FOR THIS PURPOSE ON THE REGULAR TOWNSHIP TAX ROLL. AFTER THE
7 ASSESSMENT HAS BEEN CONFIRMED, IT SHALL BECOME DUE AND COLLECTED
8 WHEN OTHER TOWNSHIP TAXES FALL DUE AND ARE COLLECTED AND SHALL BE
9 RETURNED FOR NONPAYMENT IN THE SAME MANNER AS OTHER TOWNSHIP
10 TAXES.

11 SEC. 20H. THE BUSINESS THAT THE TOWNSHIP BOARD PERFORMS
12 PURSUANT TO SECTIONS 20B TO 20K SHALL BE CONDUCTED AT A PUBLIC
13 MEETING HELD IN COMPLIANCE WITH THE OPEN MEETINGS ACT, ACT
14 NO. 267 OF THE PUBLIC ACTS OF 1976, BEING SECTIONS 15.261 TO
15 15.275 OF THE MICHIGAN COMPILED LAWS. THE TOWNSHIP BOARD SHALL
16 GIVE PUBLIC NOTICE OF A MEETING AND THE TIME, DATE, PLACE, AND
17 PURPOSE OF THE MEETING IN THE MANNER REQUIRED BY ACT NO. 267 OF
18 THE PUBLIC ACTS OF 1976 AND BY PUBLISHING A NOTICE IN A NEWSPAPER
19 OF GENERAL CIRCULATION IN THE DISTRICT PROPOSED TO BE ASSESSED.
20 IF A NEWSPAPER IS NOT CIRCULATED IN THE DISTRICT, THEN NOTICE
21 SHALL BE POSTED IN AT LEAST 3 OF THE MOST PUBLIC AND CONSPICUOUS
22 PLACES IN THE DISTRICT.

23 SEC. 20I. THE TOWNSHIP BOARD SHALL HOLD THE PUBLIC HEARING
24 REQUIRED BY SECTION 20E AND HEAR AND CONSIDER ALL OBJECTIONS REL-
25 ATIVE TO THE ESTABLISHMENT OF THE SPECIAL ASSESSMENT DISTRICT
26 AUTHORIZED BY SECTION 20B, THE BOUNDARIES OF THE DISTRICT, THE
27 PROPERTIES TO BE INCLUDED IN THE DISTRICT, THE TOTAL AMOUNT SO

1 PROPOSED TO BE ASSESSED, AND THE RESPECTIVE INDIVIDUAL
2 ASSESSMENTS SO PROPOSED ON THE INDIVIDUAL PROPERTIES OF THE
3 DISTRICT. AFTER THE HEARING, THE TOWNSHIP BOARD SHALL DETERMINE
4 WHETHER OR NOT THE DISTRICT SHALL BE ESTABLISHED AND THE ASSESS-
5 MENTS LEVIED. THE TOWNSHIP BOARD MAY CHANGE THE DISTRICT AUTHO-
6 RIZED BY SECTION 20B OR THE SPECIAL ASSESSMENTS OF THE DISTRICT
7 AS IT CONSIDERS EQUITABLE IN ACCORDANCE WITH THE FIRE PROTECTION
8 BENEFITS CONFERRED.

9 SEC. 20J. IF THE TOWNSHIP BOARD APPROVES THE ESTABLISHMENT
10 OF A SPECIAL ASSESSMENT DISTRICT AUTHORIZED BY SECTION 20B, IT
11 SHALL REVIEW, CORRECT, AND CONFIRM THE ASSESSMENT ROLL AND DIRECT
12 THAT IT BE COLLECTED IMMEDIATELY IN THE SAME MANNER AS TOWNSHIP
13 TAXES.

14 SEC. 20K. AFTER THE CREATION OF A SPECIAL ASSESSMENT DIS-
15 TRICT AUTHORIZED BY SECTION 20B AND WHILE BONDS ARE STILL OUT-
16 STANDING, THE TOWNSHIP BOARD MAY ANNUALLY DETERMINE THE AMOUNT TO
17 BE ASSESSED IN THE DISTRICT AND THEN LEVY THAT AMOUNT OF ANNUAL
18 ASSESSMENTS AS SPECIAL ASSESSMENTS AGAINST THE BENEFITED PROPER-
19 TIES WITHIN THE DISTRICT. FURTHER HEARINGS SHALL NOT BE HELD
20 UNLESS A CHANGE IN THE AMOUNT OF ANNUAL ASSESSMENT AGAINST AN
21 INDIVIDUAL PROPERTY IS CONTEMPLATED OR ATTEMPTED.

22 SEC. 20L. THE TOWNSHIP BOARD OF A TOWNSHIP MAY CONTRACT
23 WITH ANOTHER TOWNSHIP OR A CITY OR VILLAGE FOR THE SUPPLYING OF
24 WATER TO THE TOWNSHIP FOR FIRE PROTECTION AND DOMESTIC PURPOSES
25 UNDER TERMS AND CONDITIONS AGREED UPON BETWEEN THE TOWNSHIP BOARD
26 AND THE LEGISLATIVE BODY OF THE OTHER MUNICIPALITY.

1 SEC. 20M. SUBJECT TO PRIOR APPROVAL UNDER THE MUNICIPAL
 2 FINANCE ACT, ACT NO. 202 OF THE PUBLIC ACTS OF 1943, BEING
 3 SECTIONS 131.1 TO 139.3 OF THE MICHIGAN COMPILED LAWS, A TOWNSHIP
 4 BOARD MAY BORROW MONEY AND ISSUE NOTES FOR MONEY NECESSARY FOR
 5 ACQUISITION AND INSTALLATION BY THE TOWNSHIP OF WATER SUPPLY
 6 FACILITIES, INCLUDING WATER MAINS AND ELEVATED WATER TANKS, WHICH
 7 ARE REQUIRED OF THE TOWNSHIP BY THE TERMS OF A WATER SUPPLY CON-
 8 TRACT AUTHORIZED BY SECTION 20I.

9 SEC. 20N. A TRANSACTION AUTHORIZED BY SECTION 20M IS
 10 SUBJECT TO THE FOLLOWING PROVISIONS:

11 (A) A NOTE SHALL BE PAYABLE IN ANNUAL INSTALLMENTS THE
 12 AGGREGATE OF WHICH DOES NOT EXCEED 10 AND THE FIRST OF WHICH IS
 13 DUE NOT LATER THAN AUGUST 1 AFTER THE CALENDAR YEAR IN WHICH THE
 14 NOTE IS ISSUED. SUBSEQUENT MATURITY DATES, IF ANY, SHALL LIKE-
 15 WISE BE AUGUST 1. THE NOTE SHALL BEAR INTEREST AT A RATE NOT
 16 EXCEEDING 4% PER YEAR, PAYABLE SEMIANNUALLY, AND MAY BE MADE
 17 SUBJECT TO REDEMPTION ON AN INTEREST PAYMENT DATE BEFORE MATURITY
 18 AT PAR PLUS ACCRUED INTEREST ON TERMS AND CONDITIONS PROVIDED IN
 19 THE AUTHORIZING RESOLUTION.

20 (B) THE AMOUNT OF A LOAN AUTHORIZED BY SECTION 20M SHALL
 21 NOT, WHEN PAYABLE, EXCEED THE FOLLOWING PERCENTAGE OF THE TOTAL
 22 AGGREGATE REVENUES DERIVED FROM SALES TAX MONEY RECEIVED BY THE
 23 TOWNSHIP FOR THE PRECEDING 5 CALENDAR YEARS:

24 (i) FOR A LOAN PAYABLE IN 10 INSTALLMENTS.....40%.
 25 (ii) FOR A LOAN PAYABLE IN 9 INSTALLMENTS.....36%.
 26 (iii) FOR A LOAN PAYABLE IN 8 INSTALLMENTS.....32%.

- 1 (iv) FOR A LOAN PAYABLE IN 7 INSTALLMENTS.....28%.
- 2 (v) FOR A LOAN PAYABLE IN 6 INSTALLMENTS.....24%.
- 3 (vi) FOR A LOAN PAYABLE IN 5 INSTALLMENTS.....20%.
- 4 (vii) FOR A LOAN PAYABLE IN 4 INSTALLMENTS.....16%.
- 5 (viii) FOR A LOAN PAYABLE IN 3 INSTALLMENTS.....12%.
- 6 (ix) FOR A LOAN PAYABLE IN 2 INSTALLMENTS.....8%.
- 7 (x) FOR A LOAN PAYABLE IN 1 INSTALLMENT.....4%.

8 (C) THE RESOLUTION AUTHORIZING THE BORROWING SHALL CONTAIN
 9 AN IRREVOCABLE APPROPRIATION PROVIDING FOR THE PAYMENT OF THE
 10 PRINCIPAL AND INTEREST FROM THE MONEY TO BE DERIVED FROM STATE
 11 COLLECTED SALES TAX RETURNED TO THE TOWNSHIP. AFTER THE BORROW-
 12 ING IS AUTHORIZED, THE TOWNSHIP TREASURER SHALL SET ASIDE IN A
 13 SEPARATE FUND FROM THE MONEY RECEIVED IN EACH YEAR AN AMOUNT SUFF-
 14 FICIENT FOR THE PAYMENT OF THE PRINCIPAL AND INTEREST OF THE LOAN
 15 MATURING ON AUGUST 1 OF THE NEXT CALENDAR YEAR. THE FULL FAITH
 16 AND CREDIT OF THE TOWNSHIP SHALL NOT BE PLEDGED.

17 SEC. 200. THE REQUIREMENT OF SECTION 20M FOR OBTAINING
 18 PRIOR APPROVAL UNDER THE MUNICIPAL FINANCE ACT BEFORE BORROWING
 19 MONEY AND ISSUING A NOTE IS SUBJECT TO SECTIONS 10 AND 11 OF
 20 CHAPTER III OF THE MUNICIPAL FINANCE ACT, ACT NO. 202 OF THE
 21 PUBLIC ACTS OF 1943, BEING SECTIONS 133.10 AND 133.11 OF THE
 22 MICHIGAN COMPILED LAWS. THE DEPARTMENT OF TREASURY HAS THE SAME
 23 AUTHORITY AS PROVIDED BY SECTION 11 OF CHAPTER III OF ACT NO. 202
 24 OF THE PUBLIC ACTS OF 1943 TO ISSUE AN ORDER PROVIDING OR DENYING
 25 AN EXCEPTION FROM THE PRIOR APPROVAL REQUIRED BY SECTION 20M FOR
 26 NOTES AUTHORIZED BY SECTION 20M. UNLESS AN EXCEPTION FROM PRIOR
 27 APPROVAL IS AVAILABLE, THE DEPARTMENT OF TREASURY MAY IN ITS

1 DISCRETION APPROVE OR DENY, IN WHOLE OR IN PART, THE BORROWING
2 AND THE ISSUING OF NOTES UNDER SECTION 20M. A NOTE AUTHORIZED
3 UNDER SECTION 20M SHALL BE ADVERTISED AND SOLD AS PROVIDED BY
4 SECTION 2 OF CHAPTER III OF ACT NO. 202 OF THE PUBLIC ACTS OF
5 1943, BEING SECTION 133.2 OF THE MICHIGAN COMPILED LAWS.

6 SEC. 20P. TO SECURE REPAYMENT OF A LOAN AUTHORIZED BY
7 SECTION 20M, THE TOWNSHIP BOARD MAY PLEDGE, BY ORDINANCE AS PRO-
8 VIDED IN SECTIONS 20Q TO 20S, ALL OR ANY SPECIFIED PORTION OF
9 SALES TAX MONEY TO BE RECEIVED BY THE TOWNSHIP UNDER SECTIONS 8
10 AND 10 OF ARTICLE IX OF THE STATE CONSTITUTION OF 1963 DURING THE
11 PERIOD THE LOAN REMAINS OUTSTANDING.

12 SEC. 20Q. AN ORDINANCE PLEDGING SALES TAX MONEY PURSUANT TO
13 SECTION 20P MAY PROVIDE THAT THE COUNTY TREASURER OR OTHER OFFI-
14 CIAL CHARGED WITH DISBURSEMENT OF SALES TAX MONEY RETURNABLE TO
15 THE TOWNSHIP PURSUANT TO SECTIONS 8 AND 10 OF ARTICLE IX OF THE
16 STATE CONSTITUTION OF 1963 SHALL WITHHOLD AND PAY TO THE LENDING
17 PERSON, FIRM, CORPORATION, BANK, OR TRUST COMPANY SUCH OF THE
18 CONSTITUTIONALLY ALLOCATED MONEY OF THE TOWNSHIP AS MAY BE NECES-
19 SARY TO FULFILL THE PLEDGE.

20 SEC. 20R. BY THE AFFIRMATIVE VOTE OF 2/3 OF ITS MEMBERS,
21 THE TOWNSHIP BOARD MAY ADOPT AN ORDINANCE RELATING TO THE EXER-
22 CISE OF THE POWERS GRANTED IN SECTIONS 20I TO 20T AND TO ANY
23 OTHER MATTER NECESSARY OR DESIRABLE TO EFFECTUATE THE FULL INTENT
24 AND PURPOSE OF SECTIONS 20I TO 20T, INCLUDING PROVISIONS FOR CON-
25 TROL AND MAINTENANCE OF A WATER SUPPLY FACILITY, CHARGES FOR
26 RIGHTS OF CONNECTION WITH A FACILITY FOR WATER SERVICE, CHARGES
27 FOR WATER DELIVERED BY MEANS OF A FACILITY, AND OTHER PROVISIONS

1 TO ENSURE THE PROPER AND ADEQUATE OPERATION OF A FACILITY. AN
2 ORDINANCE ADOPTED PURSUANT TO THIS SECTION BECOMES EFFECTIVE AT
3 THE EXPIRATION OF 30 DAYS AFTER THE DATE OF ITS PUBLICATION
4 UNLESS A REFERENDUM IS REQUIRED AS PROVIDED IN SECTION 20S. AN
5 ORDINANCE ADOPTED PURSUANT TO THIS SECTION SHALL BE RECORDED IN
6 THE MINUTES OF THE MEETING OF THE TOWNSHIP BOARD AS SOON AS PRACTICABLE
7 AFTER ITS ADOPTION. THE RECORD SHALL BE AUTHENTICATED BY
8 THE SIGNATURES OF THE SUPERVISOR AND CLERK OF THE TOWNSHIP. THE
9 ORDINANCE SHALL BE PUBLISHED PROMPTLY AFTER ITS ADOPTION IN A
10 NEWSPAPER OF GENERAL CIRCULATION WITHIN THE TOWNSHIP. THE ORDINANCE
11 MAY BE SO PUBLISHED AS A PART OF THE MINUTES OF THE MEETING
12 AT WHICH IT WAS ADOPTED. EXCEPT AS OTHERWISE PROVIDED IN SECTIONS
13 20L TO 20T, THE PROVISIONS OF THIS SECTION ARE THE SOLE
14 REQUIREMENTS CONCERNING THE ADOPTION AND PUBLICATION OF THE ORDINANCE
15 AND ARE NOT LIMITED BY OTHER STATUTORY PROVISIONS.

16 SEC. 20S. IF, WITHIN 30 DAYS AFTER THE DATE OF PUBLICATION
17 OF AN ORDINANCE AUTHORIZED BY SECTION 20R, A PETITION SIGNED BY
18 NOT LESS THAN 10% OF THE REGISTERED ELECTORS RESIDING WITHIN THE
19 LIMITS OF THE TOWNSHIP IS FILED WITH THE TOWNSHIP CLERK REQUESTING
20 A REFERENDUM UPON THE EFFECTIVENESS OF THE ORDINANCE, THEN
21 THE ORDINANCE DOES NOT BECOME EFFECTIVE UNTIL APPROVED BY VOTE OF
22 A MAJORITY OF THE ELECTORS OF THE TOWNSHIP QUALIFIED TO VOTE AND
23 VOTING ON THE ORDINANCE AT AN ELECTION. SIGNATURES ON THE PETITION
24 SHALL BE VERIFIED BY SOME PERSON OR PERSONS UNDER OATH AS
25 THE ACTUAL SIGNATURES OF PERSONS WHOSE NAMES ARE SIGNED, AND THE
26 TOWNSHIP CLERK SHALL HAVE THE SAME POWER TO REJECT SIGNATURES AND
27 PETITIONS AS CITY CLERKS POSSESS BY LAW. THE NUMBER OF

1 REGISTERED ELECTORS IN THE TOWNSHIP SHALL BE DETERMINED BY THE
2 TOWNSHIP CLERK FROM THE TOWNSHIP REGISTRATION BOOKS.

3 SEC. 20T. THE POWERS GRANTED TO TOWNSHIPS IN SECTIONS 20L
4 TO 20S ARE GRANTED IN ADDITION TO THOSE GRANTED BY OTHER
5 STATUTES.

6 Section 2. The following acts and parts of acts are
7 repealed:

8 (a) Section 21 of Act No. 107 of the Public Acts of 1941,
9 being section 41.351 of the Michigan Compiled Laws.

10 (b) Act No. 47 of the Public Acts of 1941, being sections
11 41.351 to 41.356 of the Michigan Compiled Laws.

12 (c) Act No. 88 of the Public Acts of 1919, being sections
13 41.391 to 41.398 of the Michigan Compiled Laws.

14 (d) Act No. 96 of the Public Acts of 1951, being sections
15 41.831 to 41.840 of the Michigan Compiled Laws.

16 (e) Act No. 207 of the Public Acts of 1953, being sections
17 41.871 to 41.878 of the Michigan Compiled Laws.