



HOUSE BILL No. 5053

September 19, 1995, Introduced by Reps. Rhead, Horton, Green and Llewellyn and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend Act No. 451 of the Public Acts of 1994, entitled as amended "Natural resources and environmental protection act," as amended, being sections 324.101 to 324.90106 of the Michigan Compiled Laws, by adding section 32306a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 451 of the Public Acts of 1994, as
2 amended, being sections 324.101 to 324.90106 of the Michigan
3 Compiled Laws, is amended by adding section 32306a to read as
4 follows:

5 SEC. 32306A. A HIGH-RISK EROSION AREA DESIGNATION SHALL BE
6 REMOVED OR THE PROJECTED RECESSION DISTANCE REDUCED FOR AN INDI-
7 VIDUAL PARCEL OR PARCELS OF REAL PROPERTY IN EITHER OF THE
8 FOLLOWING CIRCUMSTANCES:

1 (A) THE PARCEL IS ELIGIBLE FOR AND HAS RECEIVED BEACH
2 NOURISHMENT MATERIAL UNDER A FEDERAL EROSION CONTROL PROJECT
3 AUTHORIZED UNDER SECTION 111 OF THE RIVER AND HARBOR ACT OF 1968,
4 PUBLIC LAW 90-483, 33 U.S.C. 426i.

5 (B) A LICENSED PROFESSIONAL ENGINEER CERTIFIES THAT A SEA-
6 WALL OR OTHER ENGINEERED EROSION CONTROL MEASURE IS LIMITING, AND
7 IT IS ANTICIPATED THAT IT WILL CONTINUE TO LIMIT, THE RECESSION
8 OF THE LANDWARD EDGE OF THE ZONE OF ACTIVE EROSION TO AN AVERAGE
9 ANNUAL RATE OF LESS THAN 1 FOOT PER YEAR.