



SENATE BILL No. 736

October 26, 1995, Introduced by Senators BENNETT and
MC MANUS and referred to the Committee on Finance.

A bill to amend section 19b of Act No. 246 of the Public
Acts of 1931, entitled as amended

"An act to provide for the construction, repair, and maintenance
of pavements, sidewalks, and elevated structures on or along
public roads and highways; to provide for the levying of taxes
and of special assessments; to authorize the borrowing of money
and the issuance of bonds; to prescribe the powers and duties of
certain state and local agencies and officers; to validate
actions taken, special assessments levied, and bonds issued; and
to provide for the lighting of certain roads, highways, and
bridges,"

as added by Act No. 80 of the Public Acts of 1989, being section
41.289b of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 19b of Act No. 246 of the Public Acts of
2 1931, as added by Act No. 80 of the Public Acts of 1989, being
3 section 41.289b of the Michigan Compiled Laws, is amended to read
4 as follows:

1 Sec. 19b. (1) The township board or boards mentioned in
2 section 19, either on its or their own motion, or upon
3 ~~petitions~~ THE FILING OF A PETITION signed by THE RECORD OWNERS
4 OF not less than ~~10 real property owners~~ 10% OF THE NUMBER OF
5 TRACTS OF LAND in the district described in the petitions to be
6 lighted, may order the expenses for lighting the highways to be
7 defrayed by a special assessment on all the taxable lands in the
8 territory described in the petitions or the order of the township
9 board. A PETITION UNDER THIS SECTION IS NOT VALID IF A MAJORITY
10 OF THE TERRITORY DESCRIBED IN THE PETITION WAS INCLUDED IN A
11 PETITION FILED UNDER THIS SECTION NOT MORE THAN 1 YEAR EARLIER.

12 (2) A part of the expenses may be paid by the township or
13 townships at large and the balance assessed against the lands in
14 the described district.

15 (3) The township board or boards shall then estimate the
16 cost and expense of the lighting system and fix a day, time, and
17 place for a hearing on the question of creating a district and
18 defraying the expenses of the district by special assessment. A
19 notice stating the time, place, and purpose of the hearing shall
20 be published in a newspaper of general circulation in the
21 district. If there is not a newspaper of general circulation in
22 the district, then notices shall be posted in at least 3 of the
23 most public places in the district. Notice shall be published or
24 posted at least 5 days before the date of the hearing.