

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 1086**

A bill to amend 1954 PA 188, entitled

"An act to provide for the making of certain improvements by townships; to provide for paying for the improvements by the issuance of bonds; to provide for the levying of taxes; to provide for assessing the whole or a part of the cost of improvements against property benefited; and to provide for the issuance of bonds in anticipation of the collection of special assessments and for the obligation of the township on the bonds,"

by amending section 2 (MCL 41.722), as amended by 1995 PA 139.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. (1) The following improvements may be made under
2 this act:

3 (a) The construction, improvement, and maintenance of storm
4 or sanitary sewers or the improvement and maintenance of, but not
5 the construction of new or expanded, combined storm and sanitary
6 sewer systems.

7 (b) The construction, improvement, and maintenance of water
8 systems.

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1 (c) The construction, improvement, and maintenance of public
2 roads.

3 (d) The acquisition, improvement, and maintenance of public
4 parks.

5 (e) The construction, improvement, and maintenance of ele-
6 vated structures for foot travel over roads in the township.

7 (f) The collection and disposal of garbage and rubbish.

8 (g) The construction, maintenance, and improvement of bicy-
9 cle paths.

10 (h) The construction, maintenance, and improvement of ero-
11 sion control structures or dikes.

12 (i) The planting, maintenance, and removal of trees.

13 (j) The installation, improvement, and maintenance of light-
14 ing systems.

15 (k) The construction, improvement, and maintenance of
16 sidewalks.

17 (l) The eradication or control of aquatic weeds and plants.

18 (m) The construction, improvement, and maintenance of pri-
19 vate roads.

20 (n) The construction, improvement, and maintenance of a
21 lake, pond, river, stream, lagoon, or other body of water or of
22 an improvement to the body of water. This subdivision includes,
23 but is not limited to, dredging.

24 (o) The construction, improvement, and maintenance of dams
25 and other structures ~~which~~ THAT retain the waters of this state
26 for recreational purposes.

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Sub. SB 1086 (H-1) as amended July 2, 2002 3

1 (P) THE CONSTRUCTION, IMPROVEMENT, AND MAINTENANCE OF SOUND
2 ATTENUATION WALLS [, PAVEMENT, OR OTHER SOUND MITIGATION TREATMENTS]
UNLESS A WRITTEN OBJECTION IS FILED IN THE SAME
3 MANNER AS PROVIDED UNDER SECTION 3 BY THE RECORD OWNERS OF LAND
4 CONSTITUTING MORE THAN 20% OF THE TOTAL AREA IN THE PROPOSED SPE-
5 CIAL ASSESSMENT DISTRICT. IF A WRITTEN OBJECTION IS FILED, THEN
6 THE TOWNSHIP BOARD SHALL NOT PROCEED WITH THE IMPROVEMENT UNTIL A
7 PETITION SIGNED BY THE RECORD OWNERS OF LAND CONSTITUTING MORE
8 THAN 50% OF THE TOTAL LAND AREA IN THE SPECIAL ASSESSMENT DIS-
9 TRICT AS FINALLY ESTABLISHED IS FILED WITH THE BOARD.

10 (2) A road under the jurisdiction of either the state trans-
11 portation department or the board of county road commissioners
12 shall not be improved under this act without the written approval
13 of the state transportation department or the board of county
14 road commissioners. As a condition to the granting of ~~such~~
15 approval, the state transportation department or the board of
16 county road commissioners may require 1 or more of the
17 following:

18 (a) That all engineering with respect to the improvement be
19 performed by the state transportation department or the board of
20 county road commissioners.

21 (b) That all construction, including the awarding of con-
22 tracts for construction, in connection with the improvement be
23 pursuant to the specifications of the state transportation
24 department or the board of county road commissioners.

25 (c) That the cost of the engineering and supervision be paid
26 to the state transportation department or the board of county

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1 road commissioners from the funds of the special assessment
2 district.

3 (3) A lake, pond, river, stream, lagoon, or other body of
4 water under the jurisdiction of a county drain commissioner shall
5 not be improved under this act without the written approval of
6 the county drain commissioner of the county in which the lake,
7 pond, river, stream, lagoon, or other body of water is located.