

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 4399

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 32514 (MCL 324.32514), as added by 1995 PA 59.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 32514. (1) Upon receipt of the application, the  
2 department shall mail copies **OF THE APPLICATION** to the department  
3 of ~~public~~**COMMUNITY** health, the clerks of the county, city,  
4 village, and township, and, **IF ONE EXISTS**, the drain commissioner  
5 of the county, ~~or, if none, the road commissioner of the county,~~ in  
6 which the project or body of water affected is located, and to the  
7 adjacent riparian owners. ~~, accompanied by~~ **ALONG WITH THE**  
8 **APPLICATION, THE DEPARTMENT SHALL INCLUDE** a statement that unless a  
9 written objection is filed with the department within 20 days after  
10 the mailing of the copies **OF THE APPLICATION**, the department may  
11 take action to grant the application. The department may ~~set the~~

1 ~~application for~~ **HOLD A** public hearing **ON THE APPLICATION**. ~~At least~~  
2 ~~10 days~~ **IF THE DEPARTMENT HOLDS A PUBLIC HEARING, THE DEPARTMENT**  
3 **SHALL PROVIDE** notice of the **PUBLIC** hearing ~~shall be given by~~  
4 publication in a newspaper circulated in the county and by mailing  
5 copies of the notice to the persons named in this section **AT LEAST**  
6 **10 DAYS PRIOR TO THE DATE OF THE PUBLIC HEARING.**

7 (2) **NOTWITHSTANDING SUBSECTION (1), THE DEPARTMENT MAY ISSUE A**  
8 **CONDITIONAL PERMIT BEFORE THE EXPIRATION OF THE 20-DAY PERIOD IF**  
9 **EMERGENCY CONDITIONS WARRANT A PROJECT TO PROTECT PROPERTY OR**  
10 **PUBLIC HEALTH, SAFETY, OR WELFARE. FOLLOWING THE 20-DAY PERIOD AND**  
11 **ANY PUBLIC HEARING THAT IS HELD, THE DEPARTMENT SHALL TAKE INTO**  
12 **CONSIDERATION ADDITIONAL INFORMATION OR OBJECTIONS RECEIVED AND**  
13 **MAY, CONSISTENT WITH THIS PART, PLACE ADDITIONAL CONDITIONS ON THE**  
14 **FINAL PERMIT.**