

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 36

A bill to amend 2006 PA 110, entitled
"Michigan zoning enabling act,"
by amending section 406 (MCL 125.3406).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 406. (1) The legislative body may ~~require the payment of~~
2 **CHARGE** reasonable fees for zoning permits as a condition ~~to the~~ **OF**
3 granting ~~of~~ authority to use, erect, alter, or locate dwellings,
4 buildings, and structures, including tents and recreational
5 vehicles, within a zoning district established under this act.

6 (2) **A ZONING ORDINANCE ADOPTED BY A CITY MAY PROVIDE THAT A**
7 **PERSON IS NOT ELIGIBLE TO APPLY FOR A REZONING, SITE PLAN APPROVAL,**
8 **SPECIAL LAND USE APPROVAL, PLANNED UNIT DEVELOPMENT APPROVAL,**
9 **VARIANCE, OR OTHER ZONING AUTHORIZATION IF THE PERSON IS DELINQUENT**
10 **IN PAYING A CIVIL FINE, COSTS, OR A JUSTICE SYSTEM ASSESSMENT**
11 **IMPOSED BY AN ADMINISTRATIVE HEARINGS BUREAU ESTABLISHED IN THAT**
12 **CITY PURSUANT TO SECTION 4Q OF THE HOME RULE CITY ACT, 1909 PA 279,**

1 MCL 117.4Q.

2 (3) A ZONING ORDINANCE PROVISION ADOPTED UNDER SUBSECTION (2)
3 DOES NOT APPLY TO AN APPLICANT FOR A ZONING AUTHORIZATION IF THE
4 APPLICANT BECAME THE OWNER OF THE PROPERTY BY FORECLOSURE OR BY
5 TAKING A DEED IN LIEU OF FORECLOSURE AND IS 1 OF THE FOLLOWING:

6 (A) A GOVERNMENT-SPONSORED ENTERPRISE. AS USED IN THIS
7 SUBDIVISION, "GOVERNMENT-SPONSORED ENTERPRISE" MEANS THAT TERM AS
8 DEFINED IN 2 USC 622(8), OR THE MICHIGAN STATE HOUSING DEVELOPMENT
9 AUTHORITY CREATED UNDER THE STATE HOUSING DEVELOPMENT AUTHORITY ACT
10 OF 1966, 1966 PA 346, MCL 125.1401 TO 125.1499C.

11 (B) A FINANCIAL INSTITUTION. AS USED IN THIS SUBDIVISION,
12 "FINANCIAL INSTITUTION" MEANS THAT TERM AS DEFINED IN SECTION 4(C)
13 OF THE MICHIGAN STRATEGIC FUND ACT, 1984 PA 270, MCL 125.2004.

14 (C) A MORTGAGE SERVICER, AS THAT TERM IS DEFINED IN SECTION 1A
15 OF THE MORTGAGE BROKERS, LENDERS, AND SERVICERS LICENSING ACT, 1987
16 PA 173, MCL 445.1651A, THAT IS SUBJECT TO THE MORTGAGE BROKERS,
17 LENDERS, AND SERVICERS LICENSING ACT, 1987 PA 173, MCL 445.1651 TO
18 445.1684.

19 (D) A CREDIT UNION SERVICE ORGANIZATION THAT IS ORGANIZED
20 UNDER THE LAWS OF THIS STATE OR THE UNITED STATES.

21 (4) SUBSECTION (2) DOES NOT APPLY TO A ZONING AUTHORIZATION IF
22 THE AUTHORIZATION WILL CORRECT, IN WHOLE OR IN PART, THE BLIGHT
23 VIOLATION THAT WAS THE SUBJECT OF THE DELINQUENT PAYMENT REFERRED
24 TO IN SUBSECTION (2).