

SENATE BILL NO. 227

March 19, 2019, Introduced by Senators MACGREGOR and SCHMIDT and referred to the Committee on Local Government.

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 2002 PA 585.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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

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

5 (b) The construction, improvement, and maintenance of water
6 systems.

7 (c) The construction, improvement, and maintenance of public
8 roads.

9 (d) The acquisition, improvement, and maintenance of public
10 parks.

11 (e) The construction, improvement, and maintenance of elevated
12 structures for foot travel over roads in the township.

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

14 (g) The construction, maintenance, and improvement of bicycle
15 paths.

16 (h) The construction, maintenance, and improvement of erosion
17 control structures or dikes.

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

19 (j) The installation, improvement, and maintenance of lighting
20 systems.

21 (k) The construction, improvement, and maintenance of
22 sidewalks.

23 (l) The eradication, ~~or~~ control, **or prevention of, or signage**
24 **regarding, aquatic weeds, and plants, and invasive species.**

25 (m) The construction, improvement, and maintenance of private
26 roads.

27 (n) The construction, improvement, and maintenance of a lake,
28 pond, river, stream, lagoon, or other body of water or of an
29 improvement to the body of water. This subdivision includes, but is

1 not limited to, dredging.

2 (o) The construction, improvement, and maintenance of dams and
3 other structures that retain the waters of this state for
4 recreational purposes.

5 (p) The construction, improvement, and maintenance of sound
6 attenuation walls, pavement, or other sound mitigation treatments
7 unless a written objection is filed in the same manner as provided
8 under section 3 by the record owners of land constituting more than
9 20% of the total area in the proposed special assessment district.
10 If a written objection is filed, then the township board shall not
11 proceed with the improvement until a petition signed by the record
12 owners of land constituting more than 50% of the total land area in
13 the special assessment district as finally established is filed
14 with the board.

15 (2) A road under the jurisdiction of either the state
16 transportation department or the board of county road commissioners
17 ~~shall~~**must** not be improved under this act without the written
18 approval of the state transportation department or the board of
19 county road commissioners. As a condition to the granting of
20 approval, the state transportation department or the board of
21 county road commissioners may require 1 or more of the following:

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

25 (b) That all construction, including the awarding of contracts
26 for construction, in connection with the improvement be pursuant to
27 the specifications of the state transportation department or the
28 board of county road commissioners.

29 (c) That the cost of the engineering and supervision be paid

1 to the state transportation department or the board of county road
2 commissioners from the funds of the special assessment 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 **must** 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.