



# SENATE BILL No. 239

January 26, 1993, Introduced by Senator EHLERS and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend section 117 of Act No. 288 of the Public Acts of 1967, entitled as amended  
"Subdivision control act of 1967,"  
being section 560.117 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 117 of Act No. 288 of the Public Acts of  
2 1967, being section 560.117 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4 Sec. 117. (1) The proprietor shall submit 2 copies of the  
5 preliminary plat to the ~~water resources commission of the~~  
6 department of ~~conservation~~ NATURAL RESOURCES, if any of the  
7 subdivision lies wholly or in part within the floodplain of a  
8 river, stream, creek, or lake. The ~~commission~~ DEPARTMENT OF  
9 NATURAL RESOURCES, within 30 days of receipt of the preliminary  
10 plat, shall approve it and note its approval on the copy to be

1 returned to the proprietor, or reject it. If rejected, the  
2 reasons for rejection and requirements for approval shall be  
3 given in writing to the proprietor. The determination of a  
4 floodplain area shall be based on rules specified in ~~subdivision~~  
5 ~~(f) of~~ section ~~105~~ 105(F).

6 (2) THE PRELIMINARY PLAT SUBMITTAL TO THE DEPARTMENT OF NAT-  
7 URAL RESOURCES UNDER SUBSECTION (1) SHALL BE ACCOMPANIED BY A FEE  
8 OF \$500.00 TO COVER THE ADMINISTRATIVE COST OF THE DEPARTMENT'S  
9 PRELIMINARY PLAT REVIEW. IF THE DEPARTMENT OF NATURAL RESOURCES  
10 DETERMINES THAT ENGINEERING COMPUTATIONS ARE REQUIRED TO ESTAB-  
11 LISH THE LIMITS OF THE FLOODPLAIN ON A PRELIMINARY PLAT, THE  
12 DEPARTMENT SHALL ASSESS AN ADDITIONAL FEE OF \$1,500.00 TO COVER  
13 THE DEPARTMENT'S COST OF ESTABLISHING THOSE LIMITS.

14 (3) THE DEPARTMENT OF NATURAL RESOURCES SHALL FORWARD FEES  
15 COLLECTED UNDER THIS SECTION TO THE STATE TREASURER FOR DEPOSIT  
16 IN THE LAND AND WATER MANAGEMENT PERMIT FEE FUND CREATED IN SEC-  
17 TION 16 OF THE INLAND LAKES AND STREAMS ACT OF 1972, ACT NO. 346  
18 OF THE PUBLIC ACTS OF 1972, BEING SECTION 281.966 OF THE MICHIGAN  
19 COMPILED LAWS.

20 Section 2. This amendatory act shall not take effect unless  
21 Senate Bill No. 238

22 of the 87th Legislature is enacted into law.