

HOUSE BILL No. 6047

June 24, 2004, Introduced by Rep. Ward and referred to the Committee on Land Use and Environment.

A bill to amend 2003 PA 226, entitled
"Joint municipal planning act,"
by amending section 5 (MCL 125.135).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5. Subject to section 9, the legislative bodies of 2
2 or more municipalities may each adopt an ordinance approving an
3 agreement establishing a joint planning commission. The
4 agreement shall specify at least all of the following:

5 (a) The composition of the joint planning commission,
6 including any alternate members.

7 (b) The qualifications, the selection by election or
8 appointment, and the terms of office of members of the joint
9 planning commission.

10 (c) Conditions and procedures for removal from office of
11 members of the joint planning commission and for filling

1 vacancies in the joint planning commission.

2 (d) How the operating budget of the joint planning commission
3 will be shared by the participating municipalities.

4 (e) The jurisdictional area of the joint planning commission,
5 which may consist of all or part of the combined territory of the
6 participating municipalities.

7 (f) Procedures by which a municipality may join or withdraw
8 from the joint planning commission.

9 (g) The planning act whose procedure will be followed by the
10 joint planning commission in adopting a plan or exercising any
11 other power or performing any other duty of a planning
12 commission. The planning act shall be a planning act that would
13 otherwise be applicable to at least 1 participating
14 municipality.

15 (h) The zoning act whose procedure will be followed by the
16 joint planning commission in exercising the powers and performing
17 the duties of a zoning board or zoning commission. The zoning
18 act shall be a zoning act that would otherwise be applicable to
19 at least 1 participating municipality.

20 **(i) A provision that not every municipality that adopts an**
21 **ordinance approving the agreement is required to provide every**
22 **use provided for in a joint plan adopted by the joint planning**
23 **commission as long as the use is provided for overall in the**
24 **joint plan.**

25 (j) ~~(i)~~ Any additional provision concerning the powers or
26 duties of a zoning board or zoning commission that the zoning act
27 specified pursuant to subdivision (h) authorizes to be set forth

1 in a zoning ordinance and that is agreed to by the participating
2 municipalities.