



# HOUSE BILL No. 4894

May 25, 1995, Introduced by Rep. Middaugh and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend section 117 of Act No. 288 of the Public Acts of 1967, entitled as amended "Subdivision control act of 1967," as amended by Act No. 150 of the Public Acts of 1993, 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, as amended by Act No. 150 of the Public Acts of 1993, being  
3 section 560.117 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5 Sec. 117. (1) The proprietor shall submit 2 copies of the  
6 preliminary plat to the department of natural resources, if any  
7 of the subdivision lies wholly or in part within the floodplain  
8 of a river, stream, creek, or lake. The department of natural  
9 resources, within 30 days of receipt of the preliminary plat,

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

6 (2) Until October 1, ~~1995~~ 1997, the preliminary plat sub-  
7 mittal to the department of natural resources under subsection  
8 (1) shall be accompanied by a fee of \$500.00 to cover the admin-  
9 istrative cost of the department's preliminary plat review. If  
10 the department of natural resources determines that engineering  
11 computations are required to establish the limits of the flood-  
12 plain on a preliminary plat, the department shall assess an addi-  
13 tional fee of \$1,500.00 to cover the department's cost of estab-  
14 lishing those limits.

15 (3) The department of natural resources shall forward fees  
16 collected under this section to the state treasurer for deposit  
17 in the land and water management permit fee fund created in sec-  
18 tion 16 of the inland lakes and streams act of 1972, Act No. 346  
19 of the Public Acts of 1972, being section 281.966 of the Michigan  
20 Compiled Laws.