



# HOUSE BILL No. 6115

September 24, 1996, Introduced by Rep. Brackenridge and referred to the Committee on Local Government.

A bill to amend sections 1 and 4 of chapter II and section 10 of chapter VII of Act No. 3 of the Public Acts of 1895, entitled as amended

"The general law village act,"

being sections 62.1, 62.4, and 67.10 of the Michigan Compiled Laws; and to repeal acts and parts of acts.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 1 and 4 of chapter II and section 10 of  
2 chapter VII of Act No. 3 of the Public Acts of 1895, being sec-  
3 tions 62.1, 62.4, and 67.10 of the Michigan Compiled Laws, are  
4 amended to read as follows:

### 5 CHAPTER II

6 Sec. 1. (1) ~~In each village the~~ THE following officers  
7 shall be elected ~~, viz., a~~ IN EACH VILLAGE:

1 (A) A president. ~~, 6~~

2 (B) SIX trustees. ~~, 1~~

3 (C) A clerk. ~~, 1~~

4 (D) A treasurer, who shall be ex officio collector. ~~, and 1~~  
5 ~~assessor.~~

6 (2) The president and trustees ~~shall~~ constitute the vil-  
7 lage council.

8 Sec. 4. The president, clerk, AND treasurer ~~and assessor~~  
9 shall hold their respective offices for the term of 2 years from  
10 the second Monday of March of the year ~~when~~ IN WHICH THEY ARE  
11 elected ~~and~~ until their successors are elected and qualified  
12 and enter upon the duties of their offices.

13 CHAPTER VII

14 Sec. 10. If the owner or occupant of ~~any~~ A lot or  
15 premises ~~shall fail~~ FAILS to construct or maintain ~~any~~ A par-  
16 ticular sidewalk ~~, as mentioned and prescribed~~ IN VIOLATION OF  
17 AN ORDINANCE OR RESOLUTION DESCRIBED in ~~the last~~ section 9, or  
18 ~~shall fail~~ FAILS to keep ~~the same~~ A SIDEWALK in repair ~~, or~~  
19 to remove the snow, ice, and filth ~~therefrom~~ FROM IT, or to  
20 ~~remove and~~ keep ~~the same~~ A SIDEWALK free from obstructions,  
21 encroachments, incumbrances, or other nuisances, or ~~shall fail~~  
22 FAILS to perform ~~any other~~ ANOTHER duty required by ~~the~~  
23 ~~council~~ ORDINANCE OR RESOLUTION in respect to ~~such sidewalks,~~  
24 A SIDEWALK within ~~such~~ THE time and ~~such~~ IN THE manner ~~as~~  
25 THAT the ~~council shall require,~~ ORDINANCE OR RESOLUTION  
26 REQUIRES, THEN the council may cause ~~the same~~ THOSE ACTIVITIES  
27 to be done ~~, and such sidewalk to be constructed or repaired,~~

1 at the expense of ~~such~~ THE owner or occupant. ~~, and the~~ THE  
 2 council may cause the amount of all expenses incurred ~~thereby~~  
 3 IN PERFORMING THOSE ACTIVITIES, together with a penalty of ~~+0~~  
 4 ~~per cent~~ 10% OF THOSE EXPENSES in addition ~~thereto~~ TO THE  
 5 EXPENSES, to be reported to the board of special assessors ~~,~~ to  
 6 be levied by them as a special ~~tax or~~ assessment upon the lot  
 7 or premises adjacent to and abutting upon ~~such~~ THE sidewalk. ~~,~~  
 8 ~~which~~ THIS special assessment ~~shall be~~ IS subject to review  
 9 after proper notice has been given as in all other cases of spe-  
 10 cial assessments provided for by this act, ~~,~~ and ~~such tax~~  
 11 when confirmed shall be a lien upon ~~such~~ THE lot or premises  
 12 the same as other special assessments. ~~, and the~~ THE council  
 13 shall order the assessor of the village to spread ~~said~~ THE  
 14 amount ~~, together with such penalty, upon his~~ OF THE SPECIAL  
 15 ASSESSMENT UPON THE roll as a special assessment upon ~~such~~ THE  
 16 lot or premises, and ~~the same~~ IT shall be collected in the same  
 17 manner as other village taxes; or the village may collect ~~such~~  
 18 THE amount ~~, together with the penalty aforesaid,~~ OF THE SPE-  
 19 CIAL TAX OR ASSESSMENT from the owner or occupant of ~~such~~ THE  
 20 premises in an action of assumpsit, together with costs of suit.

21       Section 2. Section 20 of chapter IV of Act No. 3 of the  
 22 Public Acts of 1895, being section 64.20 of the Michigan Compiled  
 23 Laws, is repealed.