

# SENATE BILL No. 172

March 13, 1991, Introduced by Senator PRIDNIA and referred to the Committee on Economic and Urban Development.

A bill to amend section 2 of Act No. 281 of the Public Acts of 1986, entitled  
"The local development financing act,"  
being section 125.2152 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Section 2 of Act No. 281 of the Public Acts of  
2 1986, being section 125.2152 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4       Sec. 2. As used in this act:

5       (a) "Authority" means a local development finance authority  
6 created pursuant to this act.

7       (b) "Authority district" means ~~an~~ THE area within which an  
8 authority exercises its powers.

9       (c) "Board" means the governing body of an authority.

1 (d) "Certified industrial park" means an area of land  
2 designated by the department of commerce as meeting all of the  
3 following requirements:

4 (i) ~~Contains~~ IT CONTAINS NOT LESS THAN 40 acres ~~or more~~  
5 of land.

6 (ii) ~~Is~~ IT IS zoned exclusively for use for eligible  
7 property.

8 (iii) ~~Has~~ IT HAS a site plan or plat approved by the city,  
9 village, or township in which the land is located.

10 (iv) The developer of the land agrees to comply with ~~these~~  
11 other requirements, not inconsistent with subparagraphs (i) to  
12 (iii), imposed upon property classified as a certified industrial  
13 park by the department of commerce under the certified industrial  
14 park program. ~~The compliance~~ COMPLIANCE with these other  
15 requirements is not a prerequisite to meeting the requirement of  
16 this subparagraph.

17 (e) "Chief executive officer" means the mayor or city man-  
18 ager of a city, the president of a village, or, for other local  
19 units of government OR SCHOOL DISTRICTS, the person charged by  
20 law with the supervision of the functions of the local  
21 ~~governmental~~ unit OF GOVERNMENT or school district.

22 (f) "Development plan" means that information and those  
23 requirements for a development set forth in section 15.

24 (g) "Development program" means the implementation of ~~the~~  
25 A development plan.

26 (h) "Eligible property" means land improvements, buildings,  
27 structures, and other real property, and machinery, equipment,

1 furniture, and fixtures, or any part or accessory thereof whether  
 2 completed or in the process of construction comprising an inte-  
 3 grated whole, located within an authority district, of which the  
 4 primary purpose and use is 1 of the following:

5 (i) ~~Manufacture~~ THE MANUFACTURE of goods or materials,  
 6 ~~or~~ the processing of goods or materials by physical or chemical  
 7 change, OR THE PRODUCTION OF ENERGY BY THE PROCESSING OF GOODS OR  
 8 MATERIALS BY PHYSICAL OR CHEMICAL CHANGE.

9 (ii) Agricultural processing.

10 (iii) A high technology activity that has as its primary  
 11 purpose research, product development, engineering, laboratory  
 12 testing, or development of industrial technology. This subpara-  
 13 graph ~~shall~~ DOES not apply after December 31, 1991.

14 (i) "Governing body" means the elected body having legisla-  
 15 tive powers of a municipality creating an authority under this  
 16 act.

17 (j) "Municipality" means a city, village, or urban  
 18 township.

19 (k) "Public facility" means 1 or more of the following:

20 (i) A street, road, bridge, sewer, sewage treatment facili-  
 21 ty, drainage system, waterway, waterline, water storage facility,  
 22 rail line, utility line or pipeline, ~~and~~ OR other similar or  
 23 related ~~structures~~ STRUCTURE or ~~improvements~~ IMPROVEMENT,  
 24 together with necessary easements for ~~these structures~~ THE  
 25 STRUCTURE or ~~improvements~~ IMPROVEMENT, owned or used by a  
 26 public agency or functionally connected to similar or supporting  
 27 facilities owned or used by a public agency, or designed and

1 dedicated to use by, for the benefit of, or for the protection of  
2 the health, welfare, or safety of the public generally, whether  
3 or not used by a single business entity, provided that any road,  
4 street, or bridge shall be continuously open to public access and  
5 that other facilities shall be located in public easements or  
6 rights-of-way and sized to accommodate reasonably foreseeable  
7 development of eligible property in adjoining areas.

8       (ii) The acquisition and disposal of real and personal prop-  
9 erty or an interest in that property, demolition of structures,  
10 site preparation, relocation costs, building rehabilitation, and  
11 all administrative costs related to ~~the above~~ A PUBLIC  
12 FACILITY, including, but not limited to, architect's, engineer's,  
13 legal, and accounting fees as contained in the resolution estab-  
14 lishing the district's development plan.

15       (iii) An improvement to a facility used by the public or a  
16 public facility as those terms are defined in section 1 of Act  
17 No. 1 of the Public Acts of 1966, being section 125.1351 of the  
18 Michigan Compiled Laws, which improvement is made to comply with  
19 the barrier free design requirements of the state construction  
20 code promulgated under the state construction code act of 1972,  
21 Act No. 230 of the Public Acts of 1972, being sections 125.1501  
22 to 125.1531 of the Michigan Compiled Laws.

23       (1) "Urban township" means a township that meets all ~~three~~  
24 of the following requirements:

25       (i) Has a population of 20,000 or more, or has a population  
26 of 10,000 or more but is located in a county with a population of  
27 400,000 or more.

1       (ii) ~~Has adopted~~ ADOPTED a master zoning plan before ~~the~~  
2 ~~effective date of this act~~ FEBRUARY 1, 1987.

3       (iii) Provides sewer, water, and other public services to  
4 all or a part of the township.