

# SENATE BILL No. 730

February 19, 1992, Introduced by Senators HONIGMAN and  
EHLERS and referred to the Committee on Local Government

A bill to amend sections 1, 7, 8, 10, 11, 12, 14, and 15 of  
Act No. 185 of the Public Acts of 1957, entitled as amended

"An act to authorize the establishing of a department and board  
of public works in counties; to prescribe the powers and duties  
of any municipality subject to the provisions of this act; to  
authorize the incurring of contract obligations and the issuance  
and payment of bonds or notes; to provide for a pledge by a  
municipality of its full faith and credit and the levy of taxes  
without limitation as to rate or amount to the extent necessary;  
to validate obligations issued; and to prescribe a procedure for  
special assessments and condemnation,"

being sections 123.731, 123.737, 123.738, 123.740, 123.741,  
123.742, 123.744, and 123.745 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Sections 1, 7, 8, 10, 11, 12, 14, and 15 of Act  
2 No. 185 of the Public Acts of 1957, being sections 123.731,  
3 123.737, 123.738, 123.740, 123.741, 123.742, 123.744, and 123.745  
4 of the Michigan Compiled Laws, are amended to read as follows:

1       Sec. 1. As used in this act:

2       ~~-(a) "Members elect" means when applied to the county board~~  
3 ~~of commissioners, both members elected and appointed.~~

4       (A) ~~-(b)~~ "Acquire" means acquisition by purchase, construc-  
5 tion, or any other method.

6       ~~-(c) "Water supply system" means all plants, works, instru-~~  
7 ~~mentalities, and properties, used or useful in connection with~~  
8 ~~obtaining a water supply, the treatment of water, or the distri-~~  
9 ~~bution of water, or any portion or any combination thereof.~~

10       ~~-(d) "Sewage disposal system" means all sanitary sewers,~~  
11 ~~storm sewers, combined sanitary and storm sewers, plants, works,~~  
12 ~~instrumentalities, and properties, used or useful in connection~~  
13 ~~with the collection, treatment, or disposal of sewage including~~  
14 ~~storm water, sanitary sewage, or industrial wastes, or any por-~~  
15 ~~tion or any combination thereof.~~

16       ~~-(e) "Refuse system" means disposal, including all equipment~~  
17 ~~and facilities for storing, handling, processing, and disposing~~  
18 ~~of refuse, including plants, works, instrumentalities, and prop-~~  
19 ~~erties, used or useful in connection with the salvage or disposal~~  
20 ~~of refuse and used or useful in the creation, sale, or disposal~~  
21 ~~of by-products, including rock, sand, clay, gravel, or timber, or~~  
22 ~~any portion or any combination thereof.~~

23       ~~-(f) "Refuse" means putrescible and nonputrescible solid~~  
24 ~~wastes, except body wastes, and includes garbage, rubbish, ashes,~~  
25 ~~incinerator ash, incinerator residue, street cleanings, and~~  
26 ~~industrial wastes.~~

1       ~~(g) "Lake improvements" means any improvements now or~~  
2 ~~hereafter authorized by law to be made to any waters of the state~~  
3 ~~by a municipality or any board or body which may be established~~  
4 ~~by a municipality for that purpose, or any portion or any combi-~~  
5 ~~nation thereof.~~

6       (B) ~~-(h)-~~ "Erosion control" means installation of structures  
7 designed to control erosion or protect property adjacent to the  
8 ~~great lakes~~ GREAT LAKES or property affected by levels of the  
9 ~~great lakes~~ GREAT LAKES from erosion.

10       ~~-(i) "Municipality" means a county, city, village, township,~~  
11 ~~charter township, district, or authority existing under the laws~~  
12 ~~of this state.~~

13       (C) "GOVERNING BODY" MEANS, FOR A COUNTY, THE COUNTY BOARD  
14 OF COMMISSIONERS; FOR A CITY, THE COUNCIL, COMMON COUNCIL, COM-  
15 MISSION, OR OTHER BODY HAVING LEGISLATIVE POWERS; FOR A VILLAGE,  
16 THE COUNCIL, COMMON COUNCIL, COMMISSION, BOARD OF TRUSTEES, OR  
17 OTHER BODY HAVING LEGISLATIVE POWERS; FOR A TOWNSHIP, THE TOWN-  
18 SHIP BOARD; FOR A CHARTER TOWNSHIP, THE TOWNSHIP BOARD; FOR A  
19 DRAINAGE DISTRICT, THE DRAIN COMMISSIONER OR THE DRAINAGE BOARD;  
20 AND FOR ANOTHER DISTRICT OR AN AUTHORITY, THE BODY THAT HAS GEN-  
21 ERAL GOVERNING POWERS.

22       (D) "LAKE IMPROVEMENTS" MEANS ANY IMPROVEMENTS AUTHORIZED BY  
23 LAW TO BE MADE TO ANY WATERS OF THE STATE BY A MUNICIPALITY OR  
24 ANY BOARD OR BODY THAT MAY BE ESTABLISHED BY A MUNICIPALITY FOR  
25 THAT PURPOSE, OR ANY PORTION OR ANY COMBINATION THEREOF.

26       (E) "MEMBERS ELECT" MEANS, WHEN APPLIED TO THE COUNTY BOARD  
27 OF COMMISSIONERS, BOTH MEMBERS ELECTED AND APPOINTED.

1 (F) "MUNICIPALITY" MEANS A COUNTY, CITY, VILLAGE, TOWNSHIP,  
2 CHARTER TOWNSHIP, DISTRICT, OR AUTHORITY EXISTING UNDER THE LAWS  
3 OF THIS STATE.

4 (G) "PARK" MEANS AN AREA OF LAND OR WATER, OR BOTH, DEDI-  
5 CATED TO 1 OR MORE OF THE FOLLOWING USES:

6 (i) RECREATIONAL PURPOSES, INCLUDING, BUT NOT LIMITED TO,  
7 LANDSCAPED TRACTS; PICNIC GROUNDS; PLAYGROUNDS; ATHLETIC FIELDS;  
8 CAMPS; CAMPGROUNDS; ZOOLOGICAL AND BOTANICAL GARDENS; SWIMMING,  
9 BOATING, HUNTING, FISHING, AND BIRDING AREAS; AND FOOT, BICYCLE,  
10 AND BRIDLE PATHS.

11 (ii) OPEN OR SCENIC SPACE.

12 (iii) ENVIRONMENTAL, CONSERVATION, NATURE, OR WILDLIFE  
13 AREAS.

14 (H) "REFUSE" MEANS PUTRESCIBLE AND NONPUTRESCIBLE SOLID  
15 WASTES, EXCEPT BODY WASTES, AND INCLUDES GARBAGE, RUBBISH, ASHES,  
16 INCINERATOR ASH, INCINERATOR RESIDUE, STREET CLEANINGS, AND  
17 INDUSTRIAL WASTES.

18 (I) "REFUSE SYSTEM" MEANS A SYSTEM FOR DISPOSAL OF REFUSE,  
19 INCLUDING EQUIPMENT, FACILITIES, PLANTS, WORKS, INSTRUMENTALI-  
20 TIES, AND PROPERTIES USED OR USEFUL FOR REFUSE SALVAGE OR DIS-  
21 POSAL OR USED OR USEFUL IN THE CREATION, SALE, OR DISPOSAL OF  
22 BY-PRODUCTS, INCLUDING ROCK, SAND, CLAY, GRAVEL, AND TIMBER.

23 (j) "Resolution" means a resolution or an ordinance. ~~—if~~  
24 ~~the governing body of a municipality chooses to act by ordinance~~  
25 ~~rather than by resolution.~~

26 (k) ~~"Governing body" means, in the case of a county, the~~  
27 ~~county board of commissioners, in the case of a city, the~~

~~1 council, common council, commission, or other body having~~  
~~2 legislative powers, in the case of a village, the council, common~~  
~~3 council, commission, board of trustees, or other body having leg-~~  
~~4 islative powers, in the case of a township, the township board,~~  
~~5 in the case of a charter township, the township board, in the~~  
~~6 case of a drainage district, the drain commissioner or the drain-~~  
~~7 age board, and in the case of another district or of an authori-~~  
~~8 ty, the body in which is lodged general governing powers~~ "SEWAGE  
9 DISPOSAL SYSTEM" MEANS THE WHOLE OR PART OF ANY SANITARY SEWERS,  
10 STORM SEWERS, COMBINED SANITARY AND STORM SEWERS, PLANTS, WORKS,  
11 INSTRUMENTALITIES, AND PROPERTIES, USED OR USEFUL FOR THE COLLEC-  
12 TION, TREATMENT, OR DISPOSAL OF SEWAGE INCLUDING STORM WATER,  
13 SANITARY SEWAGE, OR INDUSTRIAL WASTES.

14 (1) "WATER SUPPLY SYSTEM" MEANS THE WHOLE OR PART OF ANY  
15 PLANTS, WORKS, INSTRUMENTALITIES, AND PROPERTIES, USED OR USEFUL  
16 FOR OBTAINING A WATER SUPPLY, THE TREATMENT OF WATER, OR THE DIS-  
17 TRIBUTION OF WATER.

18 Sec. 7. A county establishing a department of public works  
19 ~~shall have~~ HAS the following powers to be administered by the  
20 board of public works subject to any APPLICABLE limitations:  
21 ~~thereon:~~

22 (a) To acquire a water supply system within 1 or more areas  
23 in the county and to improve, enlarge, extend, operate, and main-  
24 tain the system.

25 (b) To acquire a sewage disposal system within 1 or more  
26 areas in the county and to improve, enlarge, extend, operate, and  
27 maintain the system.

1 (c) To acquire a refuse system within 1 or more areas in the  
2 county and to improve, enlarge, extend, operate, and maintain the  
3 system.

4 (d) To make lake improvements within 1 or more areas in the  
5 county and to improve, enlarge, extend, operate, and maintain the  
6 improvements.

7 (e) To acquire an erosion control system within 1 or more  
8 areas in the county and to improve, enlarge, extend, operate, and  
9 maintain the ~~improvements~~ SYSTEM.

10 (F) TO ACQUIRE PARKING FACILITIES WITHIN 1 OR MORE AREAS OF  
11 THE COUNTY AND TO IMPROVE, ENLARGE, EXTEND, OPERATE, AND MAINTAIN  
12 THE PARKING FACILITIES.

13 (G) TO ACQUIRE PARKS WITHIN 1 OR MORE AREAS OF THE COUNTY  
14 AND TO IMPROVE, ENLARGE, EXTEND, OPERATE, AND MAINTAIN THE PARKS.

15 Sec. 8. A county operating under this act may acquire out-  
16 side its corporate limits ~~any~~ part of a water supply system  
17 ~~which~~ THAT is necessary for ~~the purpose of securing~~ a source  
18 of supply and may acquire outside its corporate limits ~~any~~ part  
19 of a sewage disposal system or refuse system ~~which~~ THAT is nec-  
20 essary for the purpose of disposing, including ~~treatment~~  
21 TREATING or ~~incineration, of~~ INCINERATING, its sewage or  
22 refuse. A county operating under this act may also acquire ~~any~~  
23 part of a water supply system, a sewage disposal system, OR a  
24 refuse system; ~~or~~ make lake improvements; ~~or~~ or acquire ero-  
25 sion control systems, PARKING FACILITIES, OR PARKS in an adjoin-  
26 ing county ~~or counties~~ upon the consent expressed by contract  
27 with or resolution of the governing body of ~~the~~ EACH

1 municipality ~~or municipalities in such~~ IN THE adjoining county  
 2 ~~or counties~~ in which ~~such~~ THE PROJECT OR part of the system  
 3 ~~or lake improvements~~ is to be located or which is to be served  
 4 by ~~such~~ THE PROJECT OR part of the system. ~~The exercise by~~  
 5 any county of such powers outside its corporate limits shall be  
 6 subject to all constitutional provisions relating thereto.

7       Sec. 10. The ~~establishment~~ ACQUISITION of a county water  
 8 supply, sewage disposal, or refuse system; ~~or~~ the making of  
 9 county lake improvements; ~~or~~ AND THE ACQUISITION OF erosion  
 10 control systems, PARKING FACILITIES, OR PARKS shall be approved  
 11 by RESOLUTION OF a majority of the members elect of the county  
 12 board of commissioners. ~~Prior to~~ BEFORE approval of lake  
 13 improvements OR EROSION CONTROL SYSTEMS, the county board of com-  
 14 missioners shall submit to the department of natural resources  
 15 preliminary plans ~~which provide for making the lake~~  
 16 ~~improvements for the department of natural resources'~~  
 17 DEPARTMENT'S review and approval. ~~Before approval of erosion~~  
 18 ~~control systems the county board of commissioners shall submit to~~  
 19 ~~the department of natural resources preliminary plans for the~~  
 20 ~~department's review and approval.~~ Before construction of erosion  
 21 control systems, final plans and specifications shall be approved  
 22 by the department. After the county board of commissioners'  
 23 approval, the board of public works ~~shall have power to~~ MAY  
 24 acquire the system, ~~or~~ make THE LAKE improvements, OR ACQUIRE  
 25 THE PARKING FACILITY OR PARK and ~~to~~ improve, enlarge, extend,  
 26 operate, and maintain the ~~same~~ SYSTEM, LAKE IMPROVEMENTS,  
 27 PARKING FACILITY, OR PARK, subject to any restrictions ~~placed~~

~~1 thereon~~ IMPOSED by the county board of commissioners in the  
~~2 resolution establishing the same~~ or by this act. ~~Any 2~~ TWO  
~~3 or more systems, PARKS, OR PARKING FACILITIES established by a~~  
~~4 county and the areas served thereby~~ THAT THEY SERVE may be  
~~5 merged or combined by resolution adopted by a majority of the~~  
~~6 members elect of its county~~ THE COUNTY'S board of  
~~7 commissioners. after which the~~ THE merged or combined systems,  
~~8 PARKS, OR PARKING FACILITIES may be improved, enlarged, extended,~~  
~~9 operated, and maintained under this act as a single system serv-~~  
~~10 ing the total areas of the systems. but~~ HOWEVER, a merger or  
~~11 combination shall not affect either the rights and obligations~~  
~~12 acquired by a municipality by any~~ A contract with respect to an  
~~13 established system, or~~ PARK, OR PARKING FACILITY; the security  
~~14 of any~~ bonds; or the prompt payment of principal or interest  
~~15 thereon~~ ON BONDS. A resolution adopted by the governing body  
~~16 of any~~ A city, village, township, or charter township authoriz-  
~~17 ing and approving a contract with a county acting through its~~  
~~18 board of public works with respect to the financing or location~~  
~~19 of or service from any~~ A sewage disposal or refuse system con-  
~~20 stitutes, notwithstanding any statutory or charter limitation to~~  
~~21 the contrary, a permit to acquire, improve, enlarge, extend,~~  
~~22 operate, and maintain the sewage disposal or refuse system within~~  
~~23 the corporate limits of the city, village, township, or charter~~  
~~24 township. , but no~~ NO treatment or disposal plants, incinera-  
~~25 tors, works, grounds, filter beds, or other similar sewage or~~  
~~26 refuse disposal facilities; , sanitary landfills; , or dumps~~



1 shall actually be located in ~~any~~ A municipality without a  
2 resolution and contract.

3       Sec. 11. (1) The ~~acquisition~~ ACQUISITION, IMPROVEMENT,  
4 ENLARGEMENT, OR EXTENSION of a water supply, sewage disposal,  
5 ~~or~~ refuse, OR EROSION CONTROL system; ~~or~~ OF A PARKING FACILI-  
6 TY; OR OF A PARK or the making, ~~of a lake improvements or ero-~~  
7 ~~sion control systems, or the~~ improvement, enlargement, or exten-  
8 sion ~~thereof~~ OF A LAKE IMPROVEMENT may be financed ~~in any~~ BY  
9 1 OR MORE of the following methods: ~~or any combination~~  
10 thereof:

11       (a) ~~By the~~ THE issuance of revenue bonds under ~~the provi-~~  
12 ~~sions of~~ THE REVENUE BOND ACT OF 1933, Act No. 94 of the Public  
13 Acts of 1933, as amended, being sections 141.101 to ~~141.139~~  
14 141.140 of the Michigan Compiled Laws, or any other applicable  
15 act.

16       (b) ~~By the~~ THE issuance of bonds in anticipation of pay-  
17 ments to become due under contracts ~~whereby~~ IN WHICH 1 or more  
18 municipalities agree to pay to the county operating under this  
19 act certain sums toward the cost of the acquisition, improvement,  
20 enlargement, or extension of a project ~~which may be~~ made under  
21 this act.

22       (c) ~~By the~~ THE issuance of bonds in anticipation of the  
23 payment of special assessments made by the board of public  
24 works.

25       (d) ~~By moneys~~ MONEY advanced by a county operating under  
26 this act under agreements with a municipality or municipalities  
27 for the repayment of the ~~same~~ MONEY.

1 (e) By ~~moneys~~ MONEY advanced, from time to time, ~~prior~~  
2 ~~to~~ BEFORE or during construction of a project, by a public or  
3 private corporation, firm, or individual, in which event the  
4 county operating under this act shall reimburse the ~~person~~  
5 INDIVIDUAL, firm, or corporation, with interest not to exceed 8%  
6 per annum or without interest as may be agreed, when funds are  
7 available. ~~therefor.~~ The obligation of the county to make the  
8 reimbursement may be evidenced by a contract or note, which con-  
9 tract or note may be made payable out of the payments to be made  
10 by municipalities, under contracts as described in section 12 or  
11 15, or out of the proceeds of bonds issued pursuant to this act  
12 by the county, or out of any other available funds, but the con-  
13 tract or note shall not be ~~deemed~~ CONSIDERED to be an obliga-  
14 tion within the meaning of ~~the provisions of~~ THE MUNICIPAL  
15 FINANCE ACT, Act No. 202 of the Public Acts of 1943, as amended,  
16 being sections 131.1 to ~~138.2~~ 139.3 of the Michigan Compiled  
17 Laws.

18 (2) Bonds issued under this act shall be authorized by an  
19 ordinance or a resolution approved by the board of public works  
20 and adopted by the county board of commissioners of the county  
21 operating under this act. The county board of commissioners ~~is~~  
22 ~~authorized~~ by a 3/5 vote of its members elect ~~to~~ MAY pledge  
23 the full faith and credit of the county for the prompt payment of  
24 the principal of and interest on ~~any~~ bonds issued pursuant to  
25 this act. The county's full faith and credit may be pledged to  
26 the payment of principal and interest on revenue bonds issued  
27 pursuant to subsection (1)(a). If it becomes necessary for the

1 county operating under this act to advance ~~any moneys~~ MONEY,  
2 other than its share of the cost of the project, for the payment  
3 of principal and interest, then ~~it shall be~~ THE COUNTY IS enti-  
4 tled to reimbursement from any surplus from time to time existing  
5 in the fund from which the principal and interest are primarily  
6 payable. If the faith and credit of the county is pledged for  
7 the payment of principal of and interest on ~~any~~ bonds issued  
8 pursuant to this act, the county may, in the case of insuffi-  
9 ciency of funds primarily pledged for the payment, pay the ~~same~~  
10 PRINCIPAL AND INTEREST from its general fund or ~~levy~~ BY LEVYING  
11 taxes without limitation as to rate or amount ~~therefor~~ in addi-  
12 tion to any other taxes that the county is authorized to levy but  
13 not in excess of the rate or amount necessary to make up the  
14 deficiency.

15 (3) The bonds shall be issued in the name of the county and  
16 shall be executed by the ~~chairman~~ CHAIRPERSON of the county  
17 board of commissioners and its county clerk, who shall ~~also~~  
18 cause their facsimile signatures to be affixed to the interest  
19 coupons to be attached to the bonds. The county clerk shall also  
20 affix to the bonds the seal of the county. Bonds issued under  
21 this act shall be negotiable instruments and shall be serial  
22 bonds payable annually, with the first maturity due not more than  
23 5 years and the last maturity DUE not more than 40 years from the  
24 date ~~thereof~~ OF THE BONDS. The foregoing provisions ~~shall~~  
25 apply to special assessment bonds as well as other bonds. Annual  
26 maturity payable after 5 years from the date of the bonds shall  
27 not be less than 1/4 of the amount of any subsequent maturity on

1 the same series of bonds. The bonds shall bear interest at not  
2 more than the maximum rate permitted by Act No. 202 of the Public  
3 Acts of 1943, as amended, payable semiannually, except that the  
4 first coupon may be for any number of months not exceeding 10.  
5 The bonds and coupons shall be made payable in lawful money of  
6 the United States of America and shall be exempt from ~~all~~ taxa-  
7 tion by the state or by any taxing authority within the state.  
8 The county board of commissioners may authorize the board of  
9 public works to sell the bonds in accordance with the laws of  
10 this state.

11       Sec. 12. (1) A county operating under this act and any 1 or  
12 more municipalities ~~including the county itself~~ may enter into  
13 a contract or contracts for the acquisition, improvement,  
14 enlargement, or extension of a water supply, ~~a~~ sewage disposal,  
15 ~~or a~~ refuse, OR EROSION CONTROL system; ~~—~~ OF A PARKING FACIL-  
16 ITY; OR OF A PARK or the making, IMPROVEMENT, ENLARGEMENT, OR  
17 EXTENSION of A lake ~~improvements or erosion control systems~~  
18 IMPROVEMENT and for the payment of the cost ~~thereof~~ OF THE  
19 PROJECT by the contracting municipalities, with interest, over a  
20 period not exceeding 40 years.

21       (2) In the contract, each contracting municipality may  
22 pledge its full faith and credit for the payment of its obliga-  
23 tions under the contract. If the municipality has taxing power,  
24 it may each year levy a tax in an amount ~~which will be~~ suffi-  
25 cient for the prompt payment of all or part of the contract obli-  
26 gations due before the following year's tax collection. If the  
27 contract or an unlimited tax pledge in support of the contract

1 has been approved by the electors, the tax may be in addition to  
2 any tax ~~which~~ THAT the municipality may otherwise be authorized  
3 to levy and may be imposed without limitation as to rate or  
4 amount but shall not be in excess of the rate or amount necessary  
5 to pay the contract obligation. For the payment of contractual  
6 obligations incurred pursuant to this act, a township shall levy  
7 a tax only on the taxable property in the unincorporated areas of  
8 the township unless the township and a village have agreed that a  
9 part of the capacity in the county system allocated to the town-  
10 ship by contract pursuant to this act will be used to serve areas  
11 in a village located wholly or partly within the township and the  
12 village has not itself agreed to purchase the capacity in the  
13 county system. If a contracting municipality at the time of its  
14 annual tax levy has on hand in cash any amount pledged to the  
15 payment of the current obligations for which the tax levy is to  
16 be made, then the annual tax levy may be reduced by that amount.

17 (3) For the purpose of obtaining the credit, funds may be  
18 raised by a municipality ~~in any~~ BY 1 OR MORE of the following  
19 methods:

20 (a) ~~By service~~ SERVICE charges to users of the system,  
21 PARKING FACILITY, PARK, or lake improvements.

22 (b) ~~By special~~ SPECIAL assessment upon lands benefited.

23 (c) ~~By the~~ THE exaction of charges for the connection of  
24 properties, directly or indirectly, to the system or for the  
25 availability of the system to serve properties, directly or indi-  
26 rectly, or at a present or future time.

1 (d) ~~By setting~~ SETTING aside any ~~state collected funds~~  
2 ~~disbursed to the municipality and~~ MONEY usable ~~therefor~~ FOR  
3 OBTAINING THE CREDIT.

4 ~~(e) By setting aside any other available money.~~

5 (4) For the purpose of obtaining the credit,  
6 ~~municipalities~~ A MUNICIPALITY contracting for the acquisition,  
7 improvement, enlargement, or extension of an erosion control  
8 system shall levy special assessments upon ~~all~~ lands benefited  
9 to cover not less than 3/4 of the total project cost contracted  
10 for by the ~~local unit~~ MUNICIPALITY.

11 (5) A municipality may agree to raise all or any part of its  
12 contract obligation by any of the methods provided in this sec-  
13 tion ~~which~~ THAT are available. The powers in this act granted  
14 to any municipality shall be exercised by its governing body. A  
15 contract entered into before May 12, 1959, ~~which~~ THAT complies  
16 with this act ~~—~~ is validated.

17 Sec. 14. A county operating under this act, by action of  
18 its board of public works, may acquire property for a water  
19 supply, ~~an~~ erosion control, ~~system,~~ a sewage disposal, or ~~a~~  
20 refuse system; A PARKING FACILITY; A PARK; or ~~for~~ lake improve-  
21 ments by purchase, construction, lease, gift, devise, or condem-  
22 nation, either within or without its corporate limits and may  
23 hold, manage, control, sell, exchange, or lease the property.  
24 Real estate shall not be disposed of without the approval of the  
25 county board of commissioners. For the purpose of condemnation  
26 it may proceed as provided in ~~chapter 3~~ THE UNIFORM  
27 CONDEMNATION PROCEDURES ACT, ACT NO. 87 OF THE PUBLIC ACTS OF

1 1980, BEING SECTIONS 213.51 TO 213.77 OF THE MICHIGAN COMPILED  
2 LAWS. If the property acquired by a county is already being used  
3 for water supply, sewage or refuse disposal, PARKING, PARK, or  
4 lake improvement purposes, ~~such~~ THE use may be continued by the  
5 county without a resolution of or contract with the municipality  
6 in which the property is located.

7       Sec. 15. ~~Any 1 or more municipalities or other public~~  
8 ~~corporations~~ A COUNTY OPERATING UNDER THIS ACT MAY CONTRACT WITH  
9 A PUBLIC OR PRIVATE CORPORATION, either within or without the  
10 county, ~~shall have authority to contract~~ for the purchase OR  
11 SALE of water, ~~or~~ sewage, ~~or~~ refuse, PARK, OR PARKING  
12 services. ~~or transportation from a county operating under this~~  
13 ~~act.~~ Any IF THE CONTRACT IS FOR SALE OF SERVICES BY THE COUNTY,  
14 charges specified in ~~any such~~ THE contract ~~shall be~~ ARE  
15 subject to increase by ~~such~~ THE county at any time, if neces-  
16 sary ~~, in order~~ to provide funds to meet the obligations of the  
17 project involved. ~~The county operating under this act may enter~~  
18 ~~into contract with any public or private corporation, for the~~  
19 ~~purchase by such county from or for the sale by the county to the~~  
20 ~~corporation of water or sewage or refuse services, and for the~~  
21 ~~right to transport sewage through the sewers of the county or of~~  
22 ~~the corporation or to use the facilities of the other.~~ Any A  
23 contract authorized ~~herein~~ BY THIS SECTION shall be for a  
24 period of not exceeding 50 years.