



# HOUSE BILL No. 4707

April 25, 1995, Introduced by Reps. Alley and Middaugh and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend section 5 of Act No. 346 of the Public Acts of 1972, entitled as amended "Inland lakes and streams act of 1972," as amended by Act No. 181 of the Public Acts of 1993, being section 281.955 of the Michigan Compiled Laws.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. Section 5 of Act No. 346 of the Public Acts of  
2 1972, as amended by Act No. 181 of the Public Acts of 1993, being  
3 section 281.955 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5 Sec. 5. (1) Before a project that is subject to this act is  
6 undertaken, a person shall file an application and receive a  
7 permit from the department. The application shall be on a form  
8 prescribed by the department and shall include any information  
9 that may be required by the department. If a project includes

1 activities at multiple locations, 1 application may be filed for  
2 the combined activities.

3 (2) Except as provided in subsections (3) and (4), an appli-  
4 cation for a permit shall be accompanied by a fee based on an  
5 administrative cost in accordance with the following schedule:

6 (a) Until October 1, 1995:

7 (i) For a minor project listed in R 281.816 of the Michigan  
8 administrative code, OR A SEASONAL DRAWDOWN OR THE ASSOCIATED  
9 REFLOODING, OR BOTH, OF A DAM OR IMPOUNDMENT FOR THE PURPOSE OF  
10 WEED CONTROL, a fee of \$50.00.

11 (ii) For construction or expansion of a marina, a fee of:

12 (A) \$50.00 for an expansion of 1-10 slips to an existing  
13 permitted marina.

14 (B) \$100.00 for a new marina with 1-10 proposed marina  
15 slips.

16 (C) \$250.00 for an expansion of 11-50 slips to an existing  
17 permitted marina, plus \$10.00 for each slip over 50.

18 (D) \$500.00 for a new marina with 11-50 proposed marina  
19 slips, plus \$10.00 for each slip over 50.

20 (E) \$1,500.00 if an existing permitted marina proposes main-  
21 tenance dredging of 10,000 cubic yards or more or the addition of  
22 seawalls, bulkheads, or revetments of 500 feet or more.

23 (iii) For renewal of a marina operating permit, a fee of  
24 \$50.00.

25 (iv) For major projects other than a project described in  
26 subparagraph (ii)(E), involving any of the following, a fee of  
27 \$2,000.00:

1 (A) Dredging of 10,000 cubic yards or more.

2 (B) Filling of 10,000 cubic yards or more.

3 (C) Seawalls, bulkheads, or revetment of 500 feet or more.

4 (D) Filling or draining of 1 acre or more of wetland conti-  
5 guous to a lake or stream.

6 (E) New dredging or upland boat basin excavation in areas of  
7 suspected contamination.

8 (F) Shore projections, such as groins and underwater stabi-  
9 lizers, that extend 150 feet or more into a lake or stream.

10 (G) New commercial docks or wharves of 300 feet or more in  
11 length.

12 (H) Stream enclosures 100 feet or more in length.

13 (I) Stream relocations 500 feet or more in length.

14 (J) New golf courses.

15 (K) Subdivisions.

16 (L) Condominiums.

17 (v) For all other projects not listed in subparagraphs (i)  
18 through (iv), a fee of \$500.00.

19 (b) Beginning October 1, 1995, a fee of \$25.00 for any  
20 project listed in subdivision (a).

21 (3) A project that requires review and approval under this  
22 act and 1 or more of the following acts is subject to only the  
23 single highest permit fee required under this act or the follow-  
24 ing acts:

25 (a) The Goemaere-Anderson wetland protection act, Act  
26 No. 203 of the Public Acts of 1979, being sections 281.701 to  
27 281.722 of the Michigan Compiled Laws.

1 (b) The Great Lakes submerged lands act, Act No. 247 of the  
2 Public Acts of 1955, being sections 322.701 to 322.715 of the  
3 Michigan Compiled Laws.

4 (c) The shorelands protection and management act of 1970,  
5 Act No. 245 of the Public Acts of 1970, being sections 281.631 to  
6 281.644 of the Michigan Compiled Laws.

7 (d) Section 2a of Act No. 245 of the Public Acts of 1929,  
8 being section 323.2a of the Michigan Compiled Laws.

9 (e) Section 117 of the subdivision control act of 1967, Act  
10 No. 288 of the Public Acts of 1967, being section 560.117 of the  
11 Michigan Compiled Laws.

12 (4) If work has been done in violation of a permit require-  
13 ment under this act and restoration is not ordered by the depart-  
14 ment, the department may accept an application for a permit if  
15 the application is accompanied by a fee equal to 2 times the  
16 permit fee required under this section.