



HOUSE BILL No. 4863

May 18, 1995, Introduced by Rep. Bobier and referred to the Committee on Appropriations.

A bill to amend section 13 of Act No. 247 of the Public Acts of 1955, entitled as amended "Great Lakes submerged lands act," as amended by Act No. 178 of the Public Acts of 1993, being section 322.713 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 13 of Act No. 247 of the Public Acts of
2 1955, as amended by Act No. 178 of the Public Acts of 1993, being
3 section 322.713 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 13. (1) Before any work or connection specified in
6 section 12 is undertaken a person shall file an application with
7 the department setting forth the following:

8 (a) The name and address of the applicant.

1 (b) The legal description of the lands included in the
2 project.

3 (c) A summary statement of the purpose of the project.

4 (d) A map or diagram showing the proposal on an adequate
5 scale with contours and cross-section profiles of the waterway to
6 be constructed.

7 (e) Other information required by the department.

8 (2) Except as provided in subsections (3) and (4), an appli-
9 cation for a permit under this section shall be accompanied by a
10 fee according to the following schedule:

11 ~~(a) Until October 1, 1995:~~

12 (A) ~~(i)~~ For activities included in the minor project cate-
13 gory as described in rules promulgated under this act, \$50.00.

14 (B) ~~(ii)~~ For construction or expansion of a marina, a fee
15 of:

16 (i) ~~(A)~~ \$50.00 for an expansion of 1-10 slips to an exist-
17 ing permitted marina.

18 (ii) ~~(B)~~ \$100.00 for a new marina with 1-10 proposed
19 marina slips.

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

22 (iv) ~~(D)~~ \$500.00 for a new marina with 11-50 proposed
23 marina slips, plus \$10.00 for each slip over 50.

24 (v) ~~(E)~~ \$1,500.00 if an existing permitted marina proposes
25 maintenance dredging of 10,000 cubic yards or more or the addi-
26 tion of seawalls, bulkheads, or revetments of 500 feet or more.

1 (C) ~~(iii)~~ For major projects other than a project
2 described in ~~subparagraph (ii)(E)~~ SUBDIVISION(B)(v), involving
3 any of the following, a fee of \$2,000.00:

4 (i) ~~(A)~~ Dredging of 10,000 cubic yards or more.

5 (ii) ~~(B)~~ Filling of 10,000 cubic yards or more.

6 (iii) ~~(C)~~ Seawalls, bulkheads, or revetment of 500 feet or
7 more.

8 (iv) ~~(D)~~ Filling or draining of 1 acre or more of coastal
9 wetland.

10 (v) ~~(E)~~ New dredging or upland boat basin excavation in
11 areas of suspected contamination.

12 (vi) ~~(F)~~ New breakwater or channel jetty.

13 (vii) ~~(G)~~ Shore protection, such as groins and underwater
14 stabilizers, that extend 150 feet or more on Great Lakes
15 bottomlands.

16 (viii) ~~(H)~~ New commercial dock or wharf of 300 feet or
17 more in length.

18 (D) ~~(iv)~~ For all other projects not listed in
19 ~~subparagraphs (i) through (iii)~~ SUBDIVISIONS (A) THROUGH (C),
20 \$500.00.

21 ~~(b) Beginning October 1, 1995, a fee of \$50.00 for any~~
22 ~~project listed in subdivision (a).~~

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

1 (a) The inland lakes and streams act of 1972, Act No. 346 of
2 the Public Acts of 1972, being sections 281.951 to 281.966 of the
3 Michigan Compiled Laws.

4 (b) The Goemaere-Anderson wetland protection act, Act
5 No. 203 of the Public Acts of 1979, being sections 281.701 to
6 281.722 of the Michigan Compiled Laws.

7 (c) The shorelands protection and management act of 1970,
8 Act No. 245 of the Public Acts of 1970, being sections 281.631 to
9 281.644 of the Michigan Compiled Laws.

10 (d) Section ~~2a~~ 3104 of THE NATURAL RESOURCES ENVIRONMENTAL
11 PROTECTION ACT, Act No. ~~245~~ 451 of the Public Acts of ~~1929~~
12 1994, being section ~~323.2a~~ 324.3104 of the Michigan Compiled
13 Laws.

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

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

22 (5) The department shall forward all fees collected under
23 this section to the state treasurer for deposit into the land and
24 water management permit fee fund created in section 16 of Act
25 No. 346 of the Public Acts of 1972, being section 281.966 of the
26 Michigan Compiled Laws.