



HOUSE BILL No. 4898

May 25, 1995, Introduced by Rep. Middaugh and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend section 11 of Act No. 245 of the Public Acts of 1970, entitled as amended "Shorelands protection and management act of 1970," as amended by Act No. 154 of the Public Acts of 1993, being section 281.641 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 11 of Act No. 245 of the Public Acts of
2 1970, as amended by Act No. 154 of the Public Acts of 1993, being
3 section 281.641 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 11. (1) The commission, in order to regulate the uses
6 and development of high risk areas, flood risk areas, and envi-
7 ronmental areas and to implement the purposes of this act, shall
8 promulgate rules pursuant to the administrative procedures act of
9 1969, Act No. 306 of the Public Acts of 1969, ~~as amended,~~ being

1 sections 24.201 to 24.328 of the Michigan Compiled Laws. Until
2 October 1, ~~1995~~ 1997, if permits are required pursuant to rules
3 promulgated under this act, a fee of \$500.00 shall be submitted
4 to the department with each application for a commercial or
5 multi-family residential project, a fee of \$100.00 shall be sub-
6 mitted with each application for a single family home construc-
7 tion, and a fee of \$50.00 shall be submitted with each applica-
8 tion for an addition to an existing single family home or for a
9 project that has a minor impact on fish and wildlife resources in
10 environmental areas as determined by the department.

11 (2) A project that requires review and approval under this
12 act and 1 or more of the following acts is subject to only the
13 single highest permit fee required under this act or the follow-
14 ing acts:

15 (a) The Goemaere-Anderson wetland protection act, Act
16 No. 203 of the Public Acts of 1979, being sections 281.701 to
17 281.722 of the Michigan Compiled Laws.

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

21 (c) The inland lakes and streams act of 1972, Act No. 346 of
22 the Public Acts of 1972, being sections 281.951 to 281.965 of the
23 Michigan Compiled Laws.

24 (d) Section ~~2a~~ 3104 of THE NATURAL RESOURCES AND ENVIRON-
25 MENTAL PROTECTION ACT, Act No. ~~245~~ 451 of the Public Acts of
26 ~~1929~~ 1994, being section ~~323.2a~~ 324.3104 of the Michigan
27 Compiled Laws.

1 (3) The department shall forward fees collected under this
2 section to the state treasurer for deposit in the land and water
3 management permit fee fund created in section 16 of Act No. 346
4 of the Public Acts of 1972, being section 281.966 of the Michigan
5 Compiled Laws.

6 (4) A circuit court upon petition and a showing by the com-
7 mission that a violation of a rule promulgated under subsection
8 (1) exists, shall issue any necessary order to the defendant to
9 correct the violation or to restrain the defendant from further
10 violation of the rule.