



# HOUSE BILL No. 5969

June 7, 1996, Introduced by Rep. McNutt and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend Act No. 451 of the Public Acts of 1994, entitled "Natural resources and environmental protection act," as amended, being sections 324.101 to 324.90106 of the Michigan Compiled Laws, by adding section 503b.

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

1 Section 1. Act No. 451 of the Public Acts of 1994, as  
2 amended, being sections 324.101 to 324.90106 of the Michigan  
3 Compiled Laws, is amended by adding section 503b to read as  
4 follows:

5 SEC. 503B. (1) UPON REQUEST OF A PERSON, THE DEPARTMENT OF  
6 ENVIRONMENTAL QUALITY SHALL CONDUCT AN ASSESSMENT OF LAND USE  
7 RESTRICTIONS IMPOSED BY THIS ACT OR FEDERAL LAW THAT MAY AFFECT  
8 THE USE OF A PARCEL OF PROPERTY. IN CONDUCTING THIS ASSESSMENT,  
9 THE DEPARTMENT SHALL VISIT THE PARCEL OF PROPERTY TO EVALUATE

1 WHETHER ANY LAND USE RESTRICTIONS EXIST. THE ASSESSMENT SHALL  
2 INCLUDE, BUT NOT BE LIMITED TO, AN EVALUATION OF WHETHER THE  
3 PARCEL IS RESTRICTED IN USE DUE TO THE PRESENCE OF ANY OF THE  
4 FOLLOWING:

5 (A) WETLANDS.

6 (B) SAND DUNES.

7 (C) HIGH RISK EROSION AREAS.

8 (D) FLOODPLAINS.

9 (E) ENDANGERED SPECIES.

10 (F) NATURAL RIVERS.

11 (G) SHORELANDS.

12 (2) THE ASSESSMENT CONDUCTED UNDER SUBSECTION (1) SHALL  
13 DETAIL THE SPECIFIC REGULATORY PROGRAM THAT MAY LIMIT THE OWNER'S  
14 USE OF THE PARCEL AND SHALL DETAIL THE PORTION OF THE PARCEL THAT  
15 IS LIMITED BY THE REGULATORY PROGRAM.

16 (3) THE DEPARTMENT OF ENVIRONMENTAL QUALITY MAY CHARGE A FEE  
17 FOR THE ASSESSMENT CONDUCTED UNDER THIS SECTION BASED UPON THE  
18 COST TO THE DEPARTMENT OF CONDUCTING THE ASSESSMENT.