



SENATE BILL No. 1117

September 10, 1996, Introduced by Senator BOUCHARD and referred to the Committee on Finance.

A bill to amend section 4 of Act No. 116 of the Public Acts of 1923, entitled as amended "Township and village public improvement and public service act," as amended by Act No. 82 of the Public Acts of 1989, being section 41.414 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 4 of Act No. 116 of the Public Acts of
2 1923, as amended by Act No. 82 of the Public Acts of 1989, being
3 section 41.414 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 4. (1) ~~Special~~ FOR A SPECIAL ASSESSMENT LEVIED
6 BEFORE JANUARY 1, 1997 FOR THE COST OF AN IMPROVEMENT OR SERVICE
7 SPECIFIED IN SECTION 1, THE SPECIAL assessment installments for 1
8 year shall not be levied ~~upon~~ ON property in excess of 15% of
9 that property's assessed valuation. ~~for the cost of an~~

1 ~~improvement or service specified in section 1.~~ The FOR A
2 SPECIAL ASSESSMENT LEVIED AFTER DECEMBER 31, 1996 FOR THE COST OF
3 AN IMPROVEMENT OR SERVICE SPECIFIED IN SECTION 1, THE SPECIAL
4 ASSESSMENT INSTALLMENTS FOR 1 YEAR SHALL NOT BE LEVIED ON PROP-
5 ERTY IN EXCESS OF 15% OF THAT PROPERTY'S TAXABLE VALUE. FOR A
6 SPECIAL ASSESSMENT LEVIED BEFORE JANUARY 1, 1997, THE total
7 assessment installments for a year for a combination of ~~such~~
8 improvements or services SPECIFIED IN SECTION 1, regardless of
9 the year in which the assessment installments are levied, shall
10 not ~~be in excess of~~ EXCEED 45% of the property's assessed
11 valuation. FOR A SPECIAL ASSESSMENT LEVIED AFTER DECEMBER 31,
12 1996, THE TOTAL ASSESSMENT INSTALLMENTS FOR A YEAR FOR A COMBINA-
13 TION OF IMPROVEMENTS OR SERVICES SPECIFIED IN SECTION 1, REGARD-
14 LESS OF THE YEAR IN WHICH THE ASSESSMENT INSTALLMENTS ARE LEVIED,
15 SHALL NOT EXCEED 45% OF THE PROPERTY'S TAXABLE VALUE. The collec-
16 tion of the special assessments shall be by installments as pro-
17 vided by THE GENERAL LAW VILLAGE ACT, Act No. 3 of the Public
18 Acts of 1895, being sections 61.1 to ~~74.22~~ 74.25 of the
19 Michigan Compiled Laws. However, assessments for paving, for
20 street markers and lampposts, or for a combination of projects
21 authorized by section 1 that includes paving may be divided into
22 a number of annual installments not exceeding 10. Assessments
23 for the construction of filtration plants, for the construction
24 or extension of sanitary sewers or water mains to provide water
25 for fire protection and domestic uses, or for a combination of
26 projects authorized by section 1 that includes the construction
27 or extension of sanitary sewers or water mains to provide water

1 for fire protection and domestic uses may be divided into a
2 number of annual installments not exceeding 20. Assessments for
3 the purchase or construction of waterworks or sewage disposal
4 plants may be divided into a number of annual installments not
5 exceeding 40.

6 (2) An appeal may be taken from the assessment of the super-
7 visor to the board of public service commissioners, which shall
8 act as a board of review and have the same powers and duties and
9 be governed by the same procedures and the same legal conse-
10 quences as the board of review provided for in the general ~~tax~~
11 ~~laws of this state~~ PROPERTY TAX ACT, ACT NO. 206 OF THE PUBLIC
12 ACTS OF 1893, BEING SECTIONS 211.1 TO 211.157 OF THE MICHIGAN
13 COMPILED LAWS.

14 (3) If a village or district is served by a waterworks,
15 water reservoir, or aqueduct to a source of water supply estab-
16 lished without expense to the township at large, the works shall
17 not be tapped for the purpose of supplying water outside of the
18 village or district if the tapping would seriously deplete or
19 imperil the water supply or pressure of the village or district.
20 The works shall not be tapped in any case without the consent of
21 the board of public service commissioners. If a village or dis-
22 trict is served by a public improvement or service described in
23 section 1 that has been established and is being operated without
24 expense to the township, no part of a tax or assessment shall be
25 levied by the township upon the village or district for the pur-
26 pose of establishing or operating a similar improvement or
27 facility for other parts of the township.

1 (4) AS USED IN THIS SECTION, "TAXABLE VALUE" MEANS THAT
2 VALUE DETERMINED UNDER SECTION 27A OF ACT NO. 206 OF THE PUBLIC
3 ACTS OF 1893, BEING SECTION 211.27A OF THE MICHIGAN COMPILED
4 LAWS.