



# HOUSE BILL No. 5098

November 4, 1999, Introduced by Rep. Jamnick and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1923 PA 116, entitled  
"Township and village improvement and public service act,"  
by amending section 1 (MCL 41.411), as amended by 1989 PA 82.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 1. (1) ~~In~~ ON township ~~lands~~ PROPERTY, the township  
2 board or ~~common~~ VILLAGE council ~~or board of trustees~~ of an  
3 incorporated village may do 1 or more of the following:

4       (a) Make public improvements and provide public service by  
5 ~~constructing~~ DOING 1 OR MORE OF THE FOLLOWING:

6       (i) CONSTRUCTING bridges over natural or artificial  
7 waterways. ~~grading~~

8       (ii) GRADING, paving, curbing, stoning, graveling, macadam-  
9 izing, or cinderizing streets. ~~treating~~

10       (iii) TREATING the streets with chloride or other suitable  
11 dust laying process or material. ~~laying~~

1 (iv) LAYING storm sewers to care for surface water in the  
2 streets. ~~/ destroying~~

3 (v) SEPARATING STORM WATER DRAINS AND FOOTING DRAINS FROM  
4 SANITARY SEWERS ON PRIVATELY OWNED PROPERTY FOR A PUBLIC  
5 PURPOSE.

6 (vi) DESTROYING weeds. ~~/ providing~~

7 (vii) PROVIDING street markers and lighting. ~~/ contracting~~

8 (viii) CONTRACTING for public transportation facilities. ~~/~~  
9 ~~providing~~

10 (ix) PROVIDING police protection or contracting for police  
11 protection. ~~/ establishing~~

12 (x) ESTABLISHING and maintaining garbage and mixed refuse  
13 systems or plants for the collection and disposal of garbage and  
14 mixed refuse or contracting for ~~such~~ THAT collection and dis-  
15 posal for A PERIOD not to exceed 30 years. ~~/ constructing~~

16 (xi) CONSTRUCTING or acquiring and maintaining sanitary  
17 sewers and sewage disposal plants or equipment. ~~/ constructing~~

18 (xii) CONSTRUCTING filtration plants. ~~/ constructing~~

19 (xiii) CONSTRUCTING sidewalks. ~~/ purchasing~~

20 (xiv) PURCHASING or constructing waterworks. ~~/ purchasing~~

21 (xv) PURCHASING fire apparatus and equipment. ~~/~~  
22 ~~constructing~~

23 (xvi) CONSTRUCTING and maintaining housing facilities for  
24 fire apparatus and equipment. ~~/ making~~

25 (xvii) MAKING extensions of water mains to provide water for  
26 fire protection and domestic uses. ~~/ trimming~~



1 (xviii) TRIMMING and spraying trees and shrubbery. ~~→~~  
2 ~~providing~~

3 (xix) PROVIDING and maintaining soil and beach erosion con-  
4 trol measures including, but not limited to, the construction of  
5 breakwaters, retaining walls, and sea walls, in or for township  
6 ~~lands~~ PROPERTY or waters adjacent or contiguous to township  
7 ~~lands; establishing~~ PROPERTY.

8 (xx) ESTABLISHING and conducting chemical beach treatment  
9 service necessary for the control of aquatic nuisances such as  
10 swimmers' itch or contracting with others to provide the  
11 services.

12 (b) Levy and collect special assessments to pay the cost of  
13 an improvement or service and issue bonds in anticipation of the  
14 collection of the special assessments, upon filing the petition  
15 and subject to the terms and conditions provided in sections 2 to  
16 5.

17 (2) In an incorporated village, the common council or board  
18 of trustees is vested with and shall perform the powers and  
19 duties vested by this section and sections 2 to 5 in the township  
20 board in areas outside of the incorporated village.

21 (3) The township board or ~~common~~ VILLAGE council ~~or board~~  
22 ~~of trustees~~ of an incorporated village may purchase, accept by  
23 gift or devise, or condemn private property. If the property is  
24 to be acquired by condemnation, the provisions of ~~Act No. 149 of~~  
25 ~~the Public Acts of 1911, as amended, being sections 213.21 to~~  
26 ~~213.25 of the Michigan Compiled Laws;~~ 1911 PA 149, MCL 213.21 TO  
27 213.25, the uniform condemnation procedures act, ~~Act No. 87 of~~



1 ~~the Public Acts of 1980, being sections 213.51 to 213.77 of the~~  
2 ~~Michigan Compiled Laws;~~ 1980 PA 87, MCL 213.51 TO 213.75, or  
3 other appropriate provisions of law may be adopted and used for  
4 the purpose of instituting and prosecuting the condemnation  
5 proceedings.

6 (4) This act shall be known and may be cited as the  
7 "township and village public improvement and public service  
8 act".