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House Bill 4284 (Substitute H-2 as reported without amendment)  
Sponsor: Representative Chris Kolb  
House Committee: Land Use and Environment  
Senate Committee: Natural Resources and Environmental Affairs

### **CONTENT**

The bill would create the "Joint Municipal Planning Act" to permit the legislative bodies of two or more municipalities to adopt ordinances approving an agreement to establish a joint planning commission. "Municipality" would mean a city, village, or township.

An agreement to establish a joint planning commission would have to contain at least all of the following: the composition of the commission; the members' qualifications, selection by election or appointment, and terms of office; conditions and procedures for removing commission members from office, and filling vacancies; a plan for how the participating municipalities would share the commission's operating budget; the commission's area, which could consist of all or part of the combined territory of the participating municipalities; procedures by which a municipality could join or withdraw from the joint commission; the planning act whose procedure the commission would follow (either Public Act 285 of 1931 (municipal planning), or Public Act 168 of 1959 (township planning)); the zoning act whose procedure the commission would follow (either the City and Village Zoning Act, or the Township Zoning Act); and any additional provision concerning the powers or duties of a zoning board or zoning commission.

If only part of the territory of a participating municipality were in the jurisdictional area of a joint planning commission, the participating municipality, with the joint planning commission acting as the zoning board or zoning commission, could adopt a zoning ordinance that affected only that portion of its territory in the jurisdictional area of the joint planning commission.

If a municipality adopted an ordinance establishing a joint planning commission, a registered elector of the municipality could file with the municipal clerk a notice of intent to file a petition to place the question of the ordinance before the voters in a referendum. Within 30 days following the ordinance's publication, a petition signed by electors numbering at least 15% of the total votes cast for all candidates for governor at the last preceding general election in the municipality could be filed with the municipal clerk, requesting the submission of the ordinance to the voters for their approval.

Legislative Analyst: Claire Layman

### **FISCAL IMPACT**

The bill would have no fiscal impact on State government and an indeterminate fiscal impact on local government.

Date Completed: 10-30-03

Fiscal Analyst: David Zin