

HOUSE BILL No. 4200

February 3, 2005, Introduced by Reps. Gosselin and Drolet and referred to the Committee on Government Operations.

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 12753 (MCL 333.12753).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 12753. (1) Structures in which sanitary sewage originates
2 lying within the limits of a city, village, or township shall be
3 connected to an available public sanitary sewer in the city,
4 village, or township if required by the city, village, or township.

5 (2) Structures in which sanitary sewage originates lying
6 outside the limits of the city, village, or township in which the
7 available public sanitary sewer lies shall be connected to the
8 available public sanitary sewer after the approval of both the

1 city, village, or township in which the structure and the public
2 sanitary sewer system lies and if required by the city, village, or
3 township in which the sewage originates.

4 (3) Except as provided in subsection (4), **(5), OR (6)**, the
5 connection provided for in subsections (1) and (2) shall be
6 completed promptly but not later than 18 months after the date of
7 occurrence of the last of the following events or before the city,
8 village, or township in which the sewage originates requires the
9 connection:

10 (a) Publication of a notice by the governmental entity which
11 operates the public sanitary sewer system of availability of the
12 public sanitary sewer system in a newspaper of general circulation
13 in the city, village, or township in which the structure is
14 located.

15 (b) Modification of a structure ~~so as~~ to become a structure
16 in which sanitary sewage originates.

17 (4) A city, village, or township may enact ordinances, or a
18 county or district board of health ~~may~~ adopt regulations, to
19 require completion of the connection within a shorter period of
20 time for reasons of public health, **SAFETY, OR WELFARE**.

21 **(5) IN A CITY WITH A POPULATION OF 80,000 OR MORE, AN OWNER OF**
22 **A RESIDENTIAL STRUCTURE THAT IS REQUIRED TO BE CONNECTED TO AN**
23 **AVAILABLE PUBLIC SANITARY SEWER UNDER SUBSECTION (1) OR (2) AFTER**
24 **THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION**
25 **MAY REQUEST AN EXTENSION OF THE TIME SPECIFIED UNDER SUBSECTION (3)**
26 **OR (4). UPON REQUEST, A CITY MAY GRANT AN EXTENSION TO THAT OWNER**
27 **FOR THE COMPLETION OF THE CONNECTION FOR A PERIOD OF TIME AS**

1 DETERMINED APPROPRIATE BY THAT GOVERNMENTAL UNIT OR FOR AS LONG AS
2 THE EXISTING SEPTIC TANK DISPOSAL SYSTEM IS IN SATISFACTORY
3 OPERATING CONDITION AND DOES NOT CONSTITUTE A THREAT TO THE PUBLIC
4 HEALTH, SAFETY, OR WELFARE. THE DEPARTMENT SHALL ADOPT GUIDELINES
5 TO ASSIST THE LOCAL HEALTH DEPARTMENTS IN DETERMINING WHAT SEPTIC
6 TANK DISPOSAL SYSTEMS ARE IN SATISFACTORY OPERATING CONDITION.

7 (6) THIS SECTION SHALL APPLY ONLY IF FEWER THAN 1% OF THE
8 TOTAL NUMBER OF SEWAGE HOOK-UPS ARE CONNECTED TO THE PUBLIC
9 SANITARY SEWER.