

SENATE BILL No. 430

April 2, 2009, Introduced by Senators VAN WOERKOM, BARCIA, STAMAS and GILBERT and referred to the Committee on Local, Urban and State Affairs.

A bill to amend 1950 (Ex Sess) PA 23, entitled
"Airport zoning act,"
(MCL 259.431 to 259.465) by adding section 24a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 24A. AN APPLICATION FOR A PERMIT OR VARIANCE UNDER
2 SECTION 23 OR 24, RESPECTIVELY, TO CONSTRUCT, ESTABLISH, REBUILD,
3 OR SUBSTANTIALLY CHANGE, ALTER, OR REPAIR A STRUCTURE OR TO REPLANT
4 A TREE OR ALLOW A TREE TO GROW TALL SHALL BE CONSIDERED TO BE
5 GRANTED IF BOTH OF THE FOLLOWING APPLY:

6 (A) THE APPLICANT HAS BEEN GRANTED A PERMIT FOR THE ACTIVITY
7 UNDER THE TALL STRUCTURE ACT, 1959 PA 259, MCL 259.481 TO 259.493.

8 (B) NINETY DAYS HAVE ELAPSED SINCE THE APPLICATION WAS FILED
9 PURSUANT TO THE PROCEDURES SPECIFIED IN THE APPLICABLE AIRPORT

1 ZONING REGULATIONS AND THE ADMINISTRATIVE AGENCY AUTHORIZED TO
2 ENFORCE THE AIRPORT ZONING REGULATIONS HAS NEITHER GRANTED NOR
3 DENIED THE APPLICATION.