

THE GENERAL LAW VILLAGE ACT (EXCERPT)
Act 3 of 1895

SEWERS, DRAINS AND WATER-COURSES.

67.24 Sewers, drains, watercourses; construction; condemnation.

Sec. 24. The council of any village may establish, construct, and maintain sewers, drains, and watercourses whenever and wherever necessary. These improvements shall be of such dimensions and materials, and under such regulations as the council considers proper for the drainage of the village. Private property may be taken therefor in the manner provided by this act for taking private property for public use. But in all cases where the council shall consider it practicable, such sewer, drain, and watercourses shall be constructed in the public streets and grounds.

History: 1895, Act 3, Imd. Eff. Feb. 19, 1895;—CL 1897, 2792;—CL 1915, 2663;—CL 1929, 1572;—CL 1948, 67.24;—Am. 1998, Act 255, Imd. Eff. July 13, 1998.

67.25 Sewers, drains, and watercourses; expense of construction; methods of payment.

Sec. 25. The expense of constructing sewers, drains, and watercourses may be paid by general tax upon the taxable property in the village; or the expenses may be defrayed by special assessment upon the lands and premises benefited in proportion to the benefits resulting to each lot or parcel of land respectively; or such part of the expense as the council shall determine may be defrayed by special assessment, and the remainder may be paid by general tax.

History: 1895, Act 3, Imd. Eff. Feb. 19, 1895;—CL 1897, 2793;—Am. 1905, Act 125, Imd. Eff. May 17, 1905;—CL 1915, 2664;—Am. 1921, Act 278, Imd. Eff. May 18, 1921;—Am. 1929, Act 71, Eff. Aug. 28, 1929;—CL 1929, 1573;—CL 1948, 67.25;—Am. 1969, Act 58, Imd. Eff. July 21, 1969;—Am. 1974, Act 4, Imd. Eff. Jan. 30, 1974;—Am. 1998, Act 255, Imd. Eff. July 13, 1998.

67.26 Sewers, drains, watercourses; special assessment; map of sewer district; contents; filing with cost estimate; hearing; notice; special assessments.

Sec. 26. (1) Before proceeding to the construction of any sewer, drain, or watercourse, all or part of the expense of which is to be defrayed by special assessment, the council shall cause a map to be made of those lands and premises which in their opinion will be benefited and which they intend to assess for the cost. Those lands shall constitute a special assessment district; and the map shall show the boundaries and divisions of all the lots and premises in the district, the proposed route and location of the improvement through the district, and the depth, grade, and dimensions of the improvement. The map, with an estimate of the cost of the proposed work, shall be deposited with the clerk, and notice shall be given by publication in a newspaper of the village for 2 weeks or by posting copies of such notice for 2 weeks, in 3 public places in the village, of the intention to construct the improvement, and where the map and estimates can be found, and appointing a time when the council will meet to hear any suggestions and objections from persons interested or liable to be assessed for the work.

(2) The special assessments shall be made in the manner provided by law.

History: 1895, Act 3, Imd. Eff. Feb. 19, 1895;—CL 1897, 2794;—CL 1915, 2665;—CL 1929, 1574;—CL 1948, 67.26;—Am. 1998, Act 255, Imd. Eff. July 13, 1998.

67.27 Repealed. 1974, Act 4, Imd. Eff. Jan. 30, 1974.

Compiler's note: The repealed section pertained to declaration of resolution to construct sewer, drain, or watercourse.

67.28 Repealed. 1998, Act 255, Imd. Eff. July 13, 1998.

Compiler's note: The repealed section pertained to special assessments.

67.29 Private drains; construction, regulation; work at private expense.

Sec. 29. Whenever the council shall deem it necessary for the public health, they may require the owners and occupants of lots and premises to construct private drains therefrom to connect with some public sewer or drain, and thereby to drain such lots and premises; and to keep such private drains in repair and free from obstruction and nuisance; and if such private drains are not constructed and maintained according to such requirement, the council may cause the work to be done at the expense of such owner or occupant, and the amount of such expense shall be a lien upon the premises drained, and may be collected by special assessment to be levied thereon.

History: 1895, Act 3, Imd. Eff. Feb. 19, 1895;—CL 1897, 2797;—CL 1915, 2668;—CL 1929, 1577;—CL 1948, 67.29.

67.30 Private drains; connection with public sewers.

Sec. 30. The owners and occupants of lots and premises shall have the right to connect the same, at their own expense, by means of private drains, with the public sewers and drains, under such rules and regulations as the council shall prescribe.

History: 1895, Act 3, Imd. Eff. Feb. 19, 1895;—CL 1897, 2798;—CL 1915, 2669;—CL 1929, 1578;—CL 1948, 67.30.

67.31 Private drains; connection to public sewers; charge; collection.

Sec. 31. The council may charge and collect annually from persons whose premises are connected by private drains with the public sewers, a reasonable sum in proportion to the amount of drainage through the private drain. The charge shall be a lien upon the premises, and may be collected by special assessment.

History: 1895, Act 3, Imd. Eff. Feb. 19, 1895;—CL 1897, 2799;—CL 1915, 2670;—CL 1929, 1579;—CL 1948, 67.31;—Am. 1998, Act 255, Imd. Eff. July 13, 1998.

67.32 Repealed. 1998, Act 255, Imd. Eff. July 13, 1998.

Compiler's note: The repealed section pertained to assessments for providing ditches and improving watercourses.

67.33 Sewers, ditches, water systems, and watercourses; repair expense.

Sec. 33. The expenses of repairing public sanitary sewers, drains, ditches, storm water systems, water supply systems, and watercourses may be paid by general tax. The expenses of reconstructing these improvements may be defrayed in the manner prescribed in this chapter for paying the expenses of constructing such improvements.

History: 1895, Act 3, Imd. Eff. Feb. 19, 1895;—CL 1897, 2801;—CL 1915, 2672;—CL 1929, 1581;—CL 1948, 67.33;—Am. 1998, Act 255, Imd. Eff. July 13, 1998.

67.34 Public sewers and drain ordinances.

Sec. 34. The council may enact ordinances necessary for the protection and control of the public sanitary sewers, drains, ditches, storm water systems, water supply systems, and watercourses, and to carry into effect the powers conferred in this chapter in respect to the drainage of the village.

History: 1895, Act 3, Imd. Eff. Feb. 19, 1895;—CL 1897, 2802;—CL 1915, 2673;—CL 1929, 1582;—CL 1948, 67.34;—Am. 1998, Act 255, Imd. Eff. July 13, 1998.