



HOUSE BILL No. 4896

May 25, 1995, Introduced by Rep. Middaugh and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend section 13 of Act No. 247 of the Public Acts of 1955, entitled as amended "Great Lakes submerged lands act," as amended by Act No. 178 of the Public Acts of 1993, being section 322.713 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 13 of Act No. 247 of the Public Acts of
2 1955, as amended by Act No. 178 of the Public Acts of 1993, being
3 section 322.713 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 13. (1) Before any work or connection specified in
6 section 12 is undertaken a person shall file an application with
7 the department setting forth the following:

8 (a) The name and address of the applicant.

1 (b) The legal description of the lands included in the
2 project.

3 (c) A summary statement of the purpose of the project.

4 (d) A map or diagram showing the proposal on an adequate
5 scale with contours and cross-section profiles of the waterway to
6 be constructed.

7 (e) Other information required by the department.

8 (2) Except as provided in subsections (3) and (4), an appli-
9 cation for a permit under this section shall be accompanied by a
10 fee according to the following schedule:

11 (a) Until October 1, ~~1995~~ 1997:

12 (i) For activities included in the minor project category as
13 described in rules promulgated under this act, \$50.00.

14 (ii) For construction or expansion of a marina, a fee of:

15 (A) \$50.00 for an expansion of 1-10 slips to an existing
16 permitted marina.

17 (B) \$100.00 for a new marina with 1-10 proposed marina
18 slips.

19 (C) \$250.00 for an expansion of 11-50 slips to an existing
20 permitted marina, plus \$10.00 for each slip over 50.

21 (D) \$500.00 for a new marina with 11-50 proposed marina
22 slips, plus \$10.00 for each slip over 50.

23 (E) \$1,500.00 if an existing permitted marina proposes main-
24 tenance dredging of 10,000 cubic yards or more or the addition of
25 seawalls, bulkheads, or revetments of 500 feet or more.

1 (iii) For major projects other than a project described in
2 subparagraph (ii)(E), involving any of the following, a fee of
3 \$2,000.00:

4 (A) Dredging of 10,000 cubic yards or more.

5 (B) Filling of 10,000 cubic yards or more.

6 (C) Seawalls, bulkheads, or revetment of 500 feet or more.

7 (D) Filling or draining of 1 acre or more of coastal
8 wetland.

9 (E) New dredging or upland boat basin excavation in areas of
10 suspected contamination.

11 (F) New breakwater or channel jetty.

12 (G) Shore protection, such as groins and underwater stabi-
13 lizers, that extend 150 feet or more on Great Lakes bottomlands.

14 (H) New commercial dock or wharf of 300 feet or more in
15 length.

16 (iv) For all other projects not listed in subparagraphs (i)
17 through (iii), \$500.00.

18 (b) Beginning October 1, ~~1995~~ 1997, a fee of \$50.00 for
19 any project listed in subdivision (a).

20 (3) A project that requires review and approval under this
21 act and 1 or more of the following acts is subject to only the
22 single highest permit fee required under this act or the follow-
23 ing acts:

24 (a) The inland lakes and streams act of 1972, Act No. 346 of
25 the Public Acts of 1972, being sections 281.951 to 281.966 of the
26 Michigan Compiled Laws.

1 (b) The Goemaere-Anderson wetland protection act, Act
2 No. 203 of the Public Acts of 1979, being sections 281.701 to
3 281.722 of the Michigan Compiled Laws.

4 (c) The shorelands protection and management act of 1970,
5 Act No. 245 of the Public Acts of 1970, being sections 281.631 to
6 281.644 of the Michigan Compiled Laws.

7 (d) Section ~~2a~~ 3104 of THE NATURAL RESOURCES ENVIRONMENTAL
8 PROTECTION ACT, Act No. ~~245~~ 451 of the Public Acts of ~~1929~~
9 1994, being section ~~323.2a~~ 324.3104 of the Michigan Compiled
10 Laws.

11 (e) Section 117 of the subdivision control act of 1967, Act
12 No. 288 of the Public Acts of 1967, being section 560.117 of the
13 Michigan Compiled Laws.

14 (4) If work has been done in violation of a permit require-
15 ment under this act and restoration is not ordered by the depart-
16 ment, the department may accept an application for a permit if
17 the application is accompanied by a fee equal to 2 times the
18 permit fee required under this section.

19 (5) The department shall forward all fees collected under
20 this section to the state treasurer for deposit into the land and
21 water management permit fee fund created in section 16 of Act
22 No. 346 of the Public Acts of 1972, being section 281.966 of the
23 Michigan Compiled Laws.