

HOUSE BILL No. 4013

January 26, 1999, Introduced by Reps. Middaugh, Birkholz, LaSata, Byl, Shackleton, Geiger, DeWeese and Scranton and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1931 PA 285, entitled

"An act to provide for city, village and municipal planning; the creation, organization, powers and duties of planning commissions; the regulation and subdivision of land; and to provide penalties for violation of the provisions of this act,"

by amending section 8 (MCL 125.38).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8. (1) The commission may adopt the plan as a whole by
2 a single resolution. ~~or~~ THE COMMISSION may by successive reso-
3 lutions adopt successive parts of the plan ~~, said parts~~ corre-
4 sponding with major geographical sections or divisions of the
5 municipality or with functional subdivisions of the subject
6 matter of the plan. ~~, and~~ THE COMMISSION may adopt any amend-
7 ment or extension ~~thereof~~ OF THE PLAN or addition ~~thereto~~ TO
8 THE PLAN.

1 (2) Before the adoption of the plan or any ~~such~~ part,
2 amendment, extension, or addition TO THE PLAN, the commission
3 shall hold ~~at least~~ NOT LESS THAN 1 public hearing. ~~thereon,~~
4 ~~notice~~ NOTICE of the time and place of ~~which~~ THE PUBLIC
5 HEARING shall be given ~~—~~ not less than 15 days prior to ~~such~~
6 THE hearing ~~—~~ by 1 publication in a newspaper of general circu-
7 lation in the municipality and in the official gazette, if any,
8 of the municipality, and by registered United States mail to each
9 public utility company and to each railroad company owning or
10 operating any public utility or railroad within the geographical
11 sections or divisions of the municipality affected.

12 (3) The adoption of the plan or ~~of~~ any ~~such~~ part, ~~or~~
13 amendment, ~~or~~ extension, or addition TO THE PLAN shall be by
14 resolution of the commission carried by the affirmative votes of
15 not less than ~~6~~ 2/3 OF THE members of the commission. The res-
16 olution shall refer expressly to the maps and descriptive and
17 other matter intended by the commission to form the whole or part
18 of the plan, and the action taken shall be recorded on the map
19 and plan and descriptive matter by the identifying signature of
20 the ~~chairman and/or~~ CHAIRPERSON OR THE secretary of the
21 commission.

22 (4) An attested copy of the plan or part ~~thereof~~ OF THE
23 PLAN shall be certified to THE council and to the county register
24 of deeds.