

HOUSE BILL NO. 6413

November 12, 2020, Introduced by Reps. Bolden, Meerman, Coleman and Steven Johnson and referred to the Committee on Government Operations.

A bill to amend 1919 PA 398, entitled

"An act to authorize the construction of bridges over navigable streams and waters in certain cases, for the continuance of public highways over such water as avenues of public travel; to authorize the levying, spreading and collecting of special taxes and assessments for any such bridge; to authorize the borrowing of money and issuance of bonds under certain restrictions, regulations and limitations; to provide for the recovery by the owners of property or property rights abutting upon or adjoining any such highway of their damages resulting by reason of the construction of

such bridge and providing the procedure for recovery of such damages; and to prescribe the powers and duties of certain officers with reference thereto,"

by amending section 5 (MCL 254.55).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5. ~~Said~~ **A board of** county road commissioners shall **by**
 2 **resolution** speedily prepare a proposed special assessment district
 3 for ~~such~~ **the** work **described in section 1**, ~~fixing it by resolution~~
 4 which ~~shall embody~~ **must include** a description of the boundaries
 5 thereof. ~~They~~ **of the proposed special assessment district. The**
 6 **board** shall fix a time and place to hear objections to ~~such~~ **the**
 7 proposed special assessment district and give notice ~~thereof~~ **of the**
 8 **hearing** as ~~hereinafter~~ **provided in this section. Such** ~~The~~ notice
 9 shall ~~set forth a description of~~ **must describe** the boundaries of
 10 the proposed special assessment district or the ~~several~~ parcels of
 11 land proposed to be assessed ~~on account of such work~~, and the time
 12 and place of hearing. At ~~this~~ **the** hearing, all ~~parties or persons~~
 13 interested ~~shall~~ **persons must** be given an opportunity to present
 14 their objections, if any, to ~~such~~ **the** proposed special assessment
 15 district. ~~Notice~~ **Before January 1, 2022, the board of county road**
 16 **commissioners shall give notice** of ~~this~~ **the** hearing ~~shall be given~~
 17 ~~by the county road commissioners at least 10 days prior to such~~
 18 **before the** hearing by ~~causing~~ **publishing** a notice ~~thereof to be~~
 19 ~~published of the hearing~~ at least once ~~in~~ each week for 2
 20 **consecutive** weeks in ~~succession in some~~ **a** newspaper published and
 21 of general circulation in ~~such~~ **the** county, and by posting in public
 22 and conspicuous places 5 notices in each township, city, and
 23 village within which the assessment district lies in whole or in
 24 part, ~~and within the limits of~~ **such **the** district, and ~~also by~~
 25 ~~posting such notice in any public place which may be provided in~~**

1 the county seat for the posting of public notices. **Beginning**
 2 **January 1, 2022, notice of a hearing under this section must, at**
 3 **least 10 days before the hearing, be posted as provided in the**
 4 **local government public notice act.** At ~~this~~**the** hearing, the county
 5 road commissioners shall ~~, subject to the foregoing,~~ make any
 6 changes in the specifications deemed by them advisable, without
 7 further notice or hearing, ~~provided such~~**if those** changes do not
 8 increase the estimates **by** more than ~~10 per cent.~~**10%.** If ~~they do~~
 9 **the changes in the specifications** increase the estimates **by** more
 10 than ~~10 per cent~~**10%, then the board of county road commissioners**
 11 **shall hold** a new hearing ~~shall be had and~~ **shall give** notice thereof
 12 ~~given, as in the first instance.~~**of the hearing as provided in this**
 13 **section.** At ~~said~~**the new** hearing, the **board of** county road
 14 commissioners may alter the boundaries of the proposed assessment
 15 district. ~~÷ Provided, however, That if said~~**If a special assessment**
 16 district is enlarged or otherwise altered ~~so as to embrace~~**include**
 17 additional lands, **the board of county road commissioners shall hold**
 18 **a hearing** ~~thereon on the enlargement or alteration~~ after ~~due~~**giving**
 19 notice ~~shall be had as hereinbefore provided in this section.~~

20 Enacting section 1. This amendatory act does not take effect
 21 unless Senate Bill No. ____ or House Bill No. 6440 (request no.
 22 02449'19) of the 100th Legislature is enacted into law.