



HOUSE BILL No. 5800

April 24, 1996, Introduced by Rep. Brackenridge and referred to the Committee on Local Government.

A bill to amend sections 103, 104, 105, 107, 111, 112, 113, 114, 115, 117, 118, 119, 120, 125, 126, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 148, 149, 150, 151, 161, 162, 163, 164, 165, 166, 171, 172, 173, 182, 186, 188, 198, 201a, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 221, 224a, 227a, 229, 241, 241a, 242, 243, 244, 245, 246, 247, 253, 255b, 256, 257, 259, 261, 264, 265, 266, 290, and 291 of Act No. 288 of the Public Acts of 1967, entitled as amended "Subdivision control act of 1967,"

section 117 as amended by Act No. 172 of the Public Acts of 1995, sections 186 and 243 as amended by Act No. 214 of the Public Acts of 1992, and sections 241 and 241a as amended by Act No. 67 of the Public Acts of 1993, being sections 560.103, 560.104, 560.105, 560.107, 560.111, 560.112, 560.113, 560.114, 560.115, 560.117, 560.118, 560.119, 560.120, 560.125, 560.126, 560.131,

560.132, 560.133, 560.134, 560.135, 560.136, 560.137, 560.138,
 560.139, 560.140, 560.141, 560.142, 560.143, 560.144, 560.145,
 560.148, 560.149, 560.150, 560.151, 560.161, 560.162, 560.163,
 560.164, 560.165, 560.166, 560.171, 560.172, 560.173, 560.182,
 560.186, 560.188, 560.198, 560.201a, 560.202, 560.203, 560.204,
 560.205, 560.206, 560.207, 560.208, 560.209, 560.210, 560.211,
 560.212, 560.213, 560.221, 560.224a, 560.227a, 560.229, 560.241,
 560.241a, 560.242, 560.243, 560.244, 560.245, 560.246, 560.247,
 560.253, 560.255b, 560.256, 560.257, 560.259, 560.261, 560.264,
 560.265, 560.266, 560.290, and 560.291 of the Michigan Compiled
 Laws; to add sections 102a, 102b, 108, 114a, 209a, 215, 259a,
 264a, and 265a; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 103, 104, 105, 107, 111, 112, 113, 114,
 2 115, 117, 118, 119, 120, 125, 126, 131, 132, 133, 134, 135, 136,
 3 137, 138, 139, 140, 141, 142, 143, 144, 145, 148, 149, 150, 151,
 4 161, 162, 163, 164, 165, 166, 171, 172, 173, 182, 186, 188, 198,
 5 201a, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213,
 6 221, 224a, 227a, 229, 241, 241a, 242, 243, 244, 245, 246, 247,
 7 253, 255b, 256, 257, 259, 261, 264, 265, 266, 290, and 291 of Act
 8 No. 288 of the Public Acts of 1967, section 117 as amended by Act
 9 No. 172 of the Public Acts of 1995, sections 186 and 243 as
 10 amended by Act No. 214 of the Public Acts of 1992, and sections
 11 241 and 241a as amended by Act No. 67 of the Public Acts of 1993,
 12 being sections 560.103, 560.104, 560.105, 560.107, 560.111,
 13 560.112, 560.113, 560.114, 560.115, 560.117, 560.118, 560.119,
 14 560.120, 560.125, 560.126, 560.131, 560.132, 560.133, 560.134,

1 560.135, 560.136, 560.137, 560.138, 560.139, 560.140, 560.141,
2 560.142, 560.143, 560.144, 560.145, 560.148, 560.149, 560.150,
3 560.151, 560.161, 560.162, 560.163, 560.164, 560.165, 560.166,
4 560.171, 560.172, 560.173, 560.182, 560.186, 560.188, 560.198,
5 560.201a, 560.202, 560.203, 560.204, 560.205, 560.206, 560.207,
6 560.208, 560.209, 560.210, 560.211, 560.212, 560.213, 560.221,
7 560.224a, 560.227a, 560.229, 560.241, 560.241a, 560.242, 560.243,
8 560.244, 560.245, 560.246, 560.247, 560.253, 560.255b, 560.256,
9 560.257, 560.259, 560.261, 560.264, 560.265, 560.266, 560.290,
10 and 560.291 of the Michigan Compiled Laws, are amended and
11 sections 102a, 102b, 108, 114a, 209a, 215, 259a, 264a, and 265a
12 are added to read as follows:

13 SEC. 102A. AS USED IN THIS ACT:

14 (A) "ABANDON" MEANS TO RELINQUISH CONTROL OF AND RESPONSI-
15 BILITY FOR A ROAD OR ALLEY IN 1 OF THE FOLLOWING MANNERS:

16 (i) BY A RESOLUTION OF ABSOLUTE ABANDONMENT AND DISCONTINU-
17 ANCE BY A COUNTY ROAD COMMISSION UNDER SECTION 18 OF ACT NO. 283
18 OF THE PUBLIC ACTS OF 1909, BEING SECTION 224.18 OF THE MICHIGAN
19 COMPILED LAWS.

20 (ii) BY THE PROCEDURES ESTABLISHED FOR STATE HIGHWAYS PRO-
21 VIDED IN ACT NO. 296 OF THE PUBLIC ACTS OF 1969, BEING SECTIONS
22 247.851 TO 247.861 OF THE MICHIGAN COMPILED LAWS, AND IN ACT
23 NO. 12 OF THE PUBLIC ACTS OF 1925, BEING SECTIONS 250.111 TO
24 250.115 OF THE MICHIGAN COMPILED LAWS.

25 (B) "ALLEY" MEANS A RIGHT-OF-WAY SHOWN ON A PLAT THAT
26 AFFORDS SECONDARY ACCESS TO ABUTTING PROPERTY AND THAT IS NOT
27 INTENDED FOR GENERAL TRAFFIC.

1 (C) "APPROVING AUTHORITY" MEANS AN INDIVIDUAL, AGENCY,
2 OFFICE, OR OTHER ENTITY THAT IS DESIGNATED BY THIS ACT AS HAVING
3 RESPONSIBILITY TO APPROVE, REJECT, OR APPROVE WITH CONDITIONS A
4 DIVISION, PLAT, OR OTHER SUBMISSION BY A PROPRIETOR.

5 (D) "CAPTION" MEANS INFORMATION AT THE TOP OF A FINAL PLAT
6 AS REQUIRED BY SECTION 133.

7 (E) "COUNTY DRAIN COMMISSIONER" MEANS THE COUNTY DRAIN COM-
8 MISSIONER, ANOTHER PUBLIC OFFICIAL WHO HAS THE DUTIES OF THE
9 COUNTY DRAIN COMMISSIONER, OR A PUBLIC BODY THAT HAS THE DUTIES
10 OF THE COUNTY DRAIN COMMISSIONER AS PROVIDED FOR IN THE DRAIN
11 CODE OF 1956, ACT NO. 40 OF THE PUBLIC ACTS OF 1956, BEING SEC-
12 TIONS 280.1 TO 280.630 OF THE MICHIGAN COMPILED LAWS.

13 (F) "COUNTY PLAT BOARD" MEANS AN ENTITY HEREBY ESTABLISHED
14 IN EACH COUNTY UNLESS A RESOLUTION TO TRANSFER TO THE APPROPRIATE
15 STATE AGENCIES IS ADOPTED UNDER SECTION 105(1) AND CONSISTING OF
16 6 TO 9 MEMBERS AS FOLLOWS:

17 (i) THE COUNTY CLERK AND THE COUNTY REGISTER OF DEEDS, OR,
18 IF THE OFFICES OF COUNTY CLERK AND REGISTER OF DEEDS ARE COMBINED
19 IN THE COUNTY, THE CLERK REGISTER OF DEEDS. THE COUNTY REGISTER
20 OF DEEDS OR CLERK REGISTER OF DEEDS SHALL SERVE AS CHAIRPERSON.
21 HOWEVER, THE COUNTY PLAT BOARD MAY BY MAJORITY VOTE ELECT THE
22 COUNTY SURVEYOR AS CHAIRPERSON AND THE COUNTY REGISTER OF DEEDS
23 OR CLERK REGISTER OF DEEDS AS VICE-CHAIRPERSON.

24 (ii) THE COUNTY SURVEYOR, IN COUNTIES HAVING A COUNTY
25 SURVEYOR. THE COUNTY SURVEYOR SHALL SERVE AS VICE-CHAIRPERSON
26 SUBJECT TO SUBPARAGRAPH (i).

1 (iii) THE COUNTY DRAIN COMMISSIONER, THE PUBLIC OFFICIAL WHO
2 HAS THE DUTIES OF THE COUNTY DRAIN COMMISSIONER, OR THE
3 CHAIRPERSON OF THE BODY WHICH HAS THE DUTIES OF THE COUNTY DRAIN
4 COMMISSIONER.

5 (iv) THE CHAIRPERSON OF THE COUNTY ROAD COMMISSION HAVING
6 JURISDICTION, OR A REPRESENTATIVE OF THE COUNTY ROAD COMMISSION
7 WHO HAS BEEN AUTHORIZED TO ACT IN ITS BEHALF.

8 (v) THE MUNICIPAL OR COUNTY ZONING ADMINISTRATOR OR OTHER
9 OFFICIAL HAVING THE AUTHORITY TO ACT IN THE MUNICIPALITY WHERE
10 THE PROPOSED SUBDIVISION IS LOCATED. HE OR SHE SHALL PARTICIPATE
11 IN AT LEAST THE INITIAL COUNTY PLAT BOARD MEETING TO CONSIDER THE
12 PRELIMINARY PLAT OF A PROPOSED SUBDIVISION AND IN ANY COUNTY PLAT
13 BOARD MEETING TO CONSIDER THE FINAL PLAT. HE OR SHE SHALL SERVE
14 ON THE COUNTY PLAT BOARD SOLELY FOR THE PURPOSES SET FORTH IN
15 SECTION 112(4) AND 149(3).

16 (vi) THE CHIEF ELECTED EXECUTIVE OFFICER OF THE MUNICIPALITY
17 WHERE THE PROPOSED SUBDIVISION IS LOCATED. HE OR SHE SHALL PAR-
18 TICIPATE IN AT LEAST THE INITIAL COUNTY PLAT BOARD MEETING TO
19 CONSIDER THE PRELIMINARY PLAT OF A PROPOSED SUBDIVISION AND IN
20 ANY COUNTY PLAT BOARD MEETING TO CONSIDER THE FINAL PLAT. HE OR
21 SHE SHALL SERVE ON THE COUNTY PLAT BOARD SOLELY FOR THE PURPOSES
22 SET FORTH IN SECTIONS 112(4) AND 149(3).

23 (vii) THE COUNTY TREASURER.

24 (viii) IN A COUNTY ESTABLISHED UNDER ACT NO. 293 OF THE
25 PUBLIC ACTS OF 1966, BEING SECTIONS 45.501 TO 45.521 OF THE
26 MICHIGAN COMPILED LAWS, OR ACT NO. 139 OF THE PUBLIC ACTS OF
27 1973, BEING SECTIONS 45.551 TO 45.573 OF THE MICHIGAN COMPILED

1 LAWS, BY DETERMINATION OF THE COUNTY PLAT BOARD, THE COUNTY
2 EXECUTIVE, COUNTY CHIEF ADMINISTRATIVE OFFICER, OR COUNTY MANAG-
3 ER, OR HIS OR HER DESIGNEE, AS AN EX OFFICIO MEMBER OF AND STAFF
4 TO THE COUNTY PLAT BOARD.

5 (G) "DAY" MEANS A CALENDAR DAY UNLESS SPECIFICALLY PROVIDED
6 OTHERWISE.

7 (H) "EASEMENT" MEANS A GRANT BY THE PROPRIETOR OF THE USE OF
8 LAND FOR A SPECIFIC PURPOSE.

9 (I) "ENGINEER" MEANS A PROFESSIONAL ENGINEER LICENSED UNDER
10 ARTICLE 20 OF THE OCCUPATIONAL CODE, ACT NO. 299 OF THE PUBLIC
11 ACTS OF 1980, BEING SECTIONS 339.2001 TO 339.2014 OF THE MICHIGAN
12 COMPILED LAWS.

13 (J) "FINAL PLAT" MEANS THE MAP AND OTHER INFORMATION CON-
14 CERNING A SUBDIVISION AS REQUIRED BY SECTIONS 132 TO 151.

15 (K) "FLOODPLAIN" MEANS THAT AREA OF LAND ADJOINING A RIVER,
16 STREAM, WATER COURSE, LAKE, OR OTHER SIMILAR BODY OF WATER WHICH
17 AREA MAY BE INUNDATED BY A 100-YEAR FLOOD.

18 (L) "FORTY ACRES OR THE EQUIVALENT" MEANS 40 ACRES, A
19 QUARTER-QUARTER SECTION CONTAINING NOT LESS THAN 30 ACRES, OR A
20 GOVERNMENT LOT CONTAINING NOT LESS THAN 30 ACRES.

21 (M) "GOVERNING BODY" MEANS THE LEGISLATIVE BODY OF A
22 MUNICIPALITY.

23 (N) "GOVERNMENT SURVEY" MEANS THE LAND SURVEYED, SUBDIVIDED,
24 AND MONUMENTED BY THE UNITED STATES PUBLIC LAND SURVEY.

25 (O) "HEALTH DEPARTMENT" MEANS THE CITY, COUNTY, OR DISTRICT
26 HEALTH DEPARTMENT HAVING JURISDICTION.

1 (P) "LAND" MEANS REAL PROPERTY.

2 (Q) "LOT" MEANS A MEASURED PORTION OF A PARCEL OR TRACT THAT
3 IS DESCRIBED AND FIXED IN A RECORDED PLAT.

4 (R) "MICHIGAN COORDINATE SYSTEM" MEANS THE SYSTEM DEFINED IN
5 ACT NO. 9 OF THE PUBLIC ACTS OF 1964, BEING SECTIONS 54.231 TO
6 54.239 OF THE MICHIGAN COMPILED LAWS.

7 (S) "MUNICIPALITY" MEANS A TOWNSHIP, CITY, OR VILLAGE.

8 (T) "OPEN SPACE" MEANS A LAND AREA OF COMMON USAGE WITHOUT
9 BUILDINGS OTHER THAN THOSE INCIDENTAL TO RECREATIONAL ACTIVITIES,
10 PUBLIC USES, OR PUBLIC UTILITY USES.

11 SEC. 102B. AS USED IN THIS ACT:

12 (A) "OUTLOT" MEANS A LOT SET ASIDE FOR PURPOSES OTHER THAN A
13 BUILDING SITE OR PARK, OR OTHER LAND DEDICATED TO PUBLIC USE OR
14 RESERVED TO PRIVATE USE.

15 (B) "PARCEL" MEANS AN AREA OF LAND IDENTIFIED BY A LEGAL
16 DESCRIPTION. A PARCEL THAT HAS A COMMON PROPERTY LINE WITH
17 ANOTHER PARCEL UNDER THE SAME OWNERSHIP IS ALSO PART OF A TRACT.

18 (C) "PLAT" MEANS A MAP OF AND OTHER INFORMATION ABOUT A SUB-
19 DIVISION OF LAND, WHICH MAP IS DRAWN AND INFORMATION IS COMPILED
20 IN CONFORMITY WITH THIS ACT.

21 (D) "PRELIMINARY PLAT" MEANS A MAP SHOWING THE SALIENT FEA-
22 TURES OF A PROPOSED SUBDIVISION SUBMITTED TO AN APPROVING AUTHOR-
23 ITY FOR PURPOSES OF PRELIMINARY CONSIDERATION.

24 (E) "PROPRIETOR" MEANS A PERSON, A PUBLIC CORPORATION OR
25 AUTHORITY, OR A POLITICAL SUBDIVISION OF THE STATE, OR A COMBINA-
26 TION OF ANY OF THEM, THAT HOLDS AN OWNERSHIP INTEREST IN LAND
27 WHETHER RECORDED OR NOT.

1 (F) "PUBLIC SEWER" MEANS A SEWERAGE SYSTEM OPERATING IN
2 COMPLIANCE WITH PART 41 OF THE NATURAL RESOURCES AND ENVIRONMEN-
3 TAL PROTECTION ACT, ACT NO. 451 OF THE PUBLIC ACTS OF 1994, BEING
4 SECTIONS 324.4101 TO 324.4111 OF THE MICHIGAN COMPILED LAWS.

5 (G) "PUBLIC UTILITY" MEANS A REGULATED ENTITY OR A MUNICIPAL
6 OR OTHER PUBLIC AUTHORITY THAT PROVIDES GAS, ELECTRICITY, WATER,
7 SEWER, STEAM, TELEPHONE, CABLE TELEVISION, OR OTHER SERVICES OF A
8 SIMILAR NATURE.

9 (H) "PUBLIC WATER" MEANS A PUBLIC WATER SUPPLY AS DEFINED BY
10 THE SAFE DRINKING WATER ACT, ACT NO. 399 OF THE PUBLIC ACTS OF
11 1976, BEING SECTIONS 325.1001 TO 325.1023 OF THE MICHIGAN
12 COMPILED LAWS, AND CLASSIFIED AS TYPE 1 UNDER THE RULES PROMUL-
13 GATED UNDER THE SAFE DRINKING WATER ACT.

14 (I) "RECORDED PLAT" MEANS A PLAT THAT COMPLIES WITH AND IS
15 APPROVED UNDER THIS ACT OR ANY PREVIOUS ACT SO THAT THE PLAT IS
16 OR MAY BE LEGALLY RECORDED BY THE REGISTER OF DEEDS.

17 (J) "REPLAT" MEANS THE PROCESS OF CHANGING THE CONFIGURATION
18 OR THE BOUNDARIES OF AN EXISTING SUBDIVISION.

19 (K) "RESIDENTIAL LOT" MEANS A LOT INTENDED TO BE USED ON A
20 TEMPORARY OR PERMANENT BASIS FOR A RESIDENTIAL UNIT.

21 (L) "RESIDENTIAL UNIT" MEANS A HOUSE, APARTMENT, OR OTHER
22 DOMICILE OCCUPIED BY AN INDIVIDUAL, OR A FAMILY GROUP OR ITS
23 EQUIVALENT.

24 (M) "RIGHT-OF-WAY" MEANS LAND DEDICATED FOR A ROAD, DRIVE-
25 WAY, ALLEY, WALKWAY, OR OTHER PUBLIC OR PRIVATE PURPOSE.

26 (N) "ROAD" MEANS A ROAD, HIGHWAY, OR STREET THAT AFFORDS THE
27 PRINCIPAL MEANS OF ACCESS TO ABUTTING PROPERTY.

1 (O) "SANITARIAN" MEANS A REGISTERED SANITARIAN REGISTERED
2 UNDER ARTICLE 15 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE
3 PUBLIC ACTS OF 1978, BEING SECTIONS 333.16101 TO 333.18838 OF THE
4 MICHIGAN COMPILED LAWS.

5 (P) "STATE ADMINISTRATOR" MEANS THE DIRECTOR OF CONSUMER AND
6 INDUSTRY SERVICES OR THE DIRECTOR'S DESIGNEE.

7 (Q) "SUBDIVIDE" OR "SUBDIVISION" MEANS THE PARTITIONING OR
8 DIVIDING OF A PARCEL OR TRACT OF LAND BY THE PROPRIETOR THEREOF
9 OR BY HIS OR HER HEIRS, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES,
10 SUCCESSORS OR ASSIGNS FOR THE PURPOSE OF SALE, OR
11 LEASE OF MORE THAN 1 YEAR, OR OF BUILDING DEVELOPMENT, IF THE ACT
12 OF DIVISION CREATES MORE THAN 10 PARCELS OF LAND EACH OF WHICH IS
13 LESS THAN 40.00 ACRES IN AREA; OR MORE THAN 10 PARCELS OF LAND
14 EACH OF WHICH IS LESS THAN 40.00 ACRES IN AREA ARE CREATED BY
15 SUCCESSIVE DIVISIONS WITHIN A PERIOD OF 10 YEARS. "SUBDIVIDE" OR
16 "SUBDIVISION" DOES NOT INCLUDE A PROPERTY TRANSFER BETWEEN 2 OR
17 MORE ADJACENT PARCELS, IF THE PROPERTY TAKEN FROM 1 PARCEL IS
18 ADDED TO AN ADJACENT PARCEL; AND ANY RESULTING PARCEL SHALL NOT
19 BE CONSIDERED A BUILDING SITE UNLESS THE PARCEL CONFORMS TO THE
20 REQUIREMENTS OF THIS ACT OR THE REQUIREMENTS OF AN APPLICABLE
21 LOCAL ORDINANCE. ANY PARCEL CREATED THAT IS NOT WITHIN A SUBDI-
22 VISION AND IS LARGER THAN 1.0 ACRE IN AREA AND LESS THAN 40.00
23 ACRES IN AREA SHALL HAVE A DEPTH THAT DOES NOT EXCEED 4 TIMES THE
24 WIDTH. A MUNICIPALITY OR COUNTY MAY GRANT A WAIVER FROM ANY
25 APPLICABLE DEPTH-TO-WIDTH RATIO IF THE STANDARDS FOR THE WAIVER
26 ARE SET FORTH IN A LOCAL ORDINANCE AND ARE BASED ON EXCEPTIONAL
27 TOPOGRAPHICAL OR PHYSICAL CONDITIONS WITH RESPECT TO THE PARCEL,

1 COMPATIBILITY WITH SURROUNDING LANDS, AND OTHER RELEVANT FACTORS
2 IN KEEPING WITH THE SPIRIT AND INTENT OF THIS ACT.

3 (R) "SURVEYOR" MEANS A LAND SURVEYOR LICENSED UNDER ARTICLE
4 20 OF THE OCCUPATIONAL CODE, ACT NO. 299 OF THE PUBLIC ACTS OF
5 1980, BEING SECTIONS 339.2001 TO 339.2014 OF THE MICHIGAN
6 COMPILED LAWS.

7 (S) "TOPOGRAPHIC MAP" MEANS A MAP SHOWING ELEVATIONS AND
8 OTHER EXISTING PHYSICAL CHARACTERISTICS OF THE LAND WITH CONTOUR
9 LINES AT SUFFICIENT INTERVALS TO PERMIT DETERMINATION OF PROPOSED
10 GRADES AND DRAINAGE.

11 (T) "TRACT" MEANS 2 OR MORE PARCELS WHICH SHARE A COMMON
12 PROPERTY LINE AND WHICH ARE UNDER THE SAME OWNERSHIP.

13 (U) "VACATE" MEANS EITHER OF THE FOLLOWING:

14 (i) TO RELINQUISH, TO WHATEVER EXTENT, CONTROL OF AND
15 RESPONSIBILITY FOR LAND DEDICATED TO THE PUBLIC BY AN ACTION OF
16 THE MUNICIPALITY THAT HAS JURISDICTION OVER THAT LAND AS PROVIDED
17 IN SECTIONS 226 AND 256.

18 (ii) TO CORRECT OR REVISE A RECORDED PLAT, OR A PART OF A
19 RECORDED PLAT, BY A JUDGMENT OR ORDER OF A CIRCUIT COURT AS PRO-
20 VIDED IN SECTION 221.

21 (V) "WALKWAY" MEANS A RIGHT-OF-WAY DEDICATED FOR THE PURPOSE
22 OF NONMOTORIZED ACCESS.

23 (W) "WETLAND" MEANS LAND DEFINED AS WETLAND IN SECTION 30301
24 OF THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, ACT
25 NO. 451 OF THE PUBLIC ACTS OF 1994, BEING SECTION 324.30301 OF
26 THE MICHIGAN COMPILED LAWS.

1 (X) "ZONING ADMINISTRATOR" MEANS A PERSON RESPONSIBLE UNDER
2 A ZONING ORDINANCE FOR DETERMINING IF LANDS PROPOSED FOR
3 SUBDIVISION COMPLY WITH ZONING ORDINANCE REQUIREMENTS.

4 (Y) "ZONING ORDINANCE" MEANS AN ORDINANCE ADOPTED UNDER THE
5 AUTHORITY OF ANY OF THE FOLLOWING:

6 (i) ACT NO. 207 OF THE PUBLIC ACTS OF 1921, BEING SECTIONS
7 125.581 TO 125.592 OF THE MICHIGAN COMPILED LAWS.

8 (ii) THE COUNTY RURAL ZONING ENABLING ACT, ACT NO. 183 OF
9 THE PUBLIC ACTS OF 1943, BEING SECTIONS 125.201 TO 125.232 OF THE
10 MICHIGAN COMPILED LAWS.

11 (iii) THE TOWNSHIP RURAL ZONING ACT, ACT NO. 184 OF THE
12 PUBLIC ACTS OF 1943, BEING SECTIONS 125.271 TO 125.301 OF THE
13 MICHIGAN COMPILED LAWS.

14 Sec. 103. (1) Any division of land which results in a sub-
15 division as defined in section ~~102~~ 102B shall be surveyed and a
16 plat thereof submitted, approved, and recorded as required by the
17 provisions of this act.

18 (2) Plats of retracement or boundary surveys made BY A SUR-
19 VEYOR OR by a department or agency of the United States or of
20 state-owned lands made by a department or agency of the state for
21 the retracement and division of public lands according to the
22 survey instructions issued by the United States department of the
23 interior may be recorded with the register of deeds of the county
24 in which the lands represented on ~~such~~ THOSE plats are situated
25 and need not comply with ~~section 102 and this section~~ THIS ACT,
26 except that plat size shall be as provided in section 132.

1 (3) IF A REPLAT IS MADE UNDER SECTION 104(A), A SURVEY AND
2 PLAT SHALL BE MADE AND PROCESSED UNDER THIS ACT.

3 (4) ~~(3) A~~ THE PROPRIETOR SHALL HAVE A survey and plat
4 ~~shall be made when any~~ MADE IF AN amendment, correction,
5 alteration, or revision of a recorded plat is ordered by a cir-
6 cuit court.

7 (5) ~~(4)~~ Urban renewal plats authorized by the governing
8 body of a municipality as provided in Act No. 344 of the Public
9 Acts of 1945, ~~as amended,~~ being sections 125.71 to ~~+25.83-~~
10 125.84 of the MICHIGAN Compiled Laws, ~~of 1948,~~ shall conform to
11 this act.

12 Sec. 104. A replat of all or any part of a recorded subdi-
13 vision plat ~~may~~ SHALL not be approved or recorded unless proper
14 court action has been taken to vacate the original plat or the
15 specific part ~~thereof~~ BEING REPLATTED, with the following
16 exceptions:

17 (a) ~~When all~~ ALL the owners of lots which are to be part
18 of the replat agree in writing ~~thereto~~ TO THE REPLAT and record
19 the agreement with the register of deeds, and proof ~~that notice~~
20 OF BOTH OF THE FOLLOWING IS SUBMITTED WITH THE AGREEMENT:

21 (i) NOTICE to the abutting property owners has been given by
22 certified mail. ~~and the~~

23 (ii) THE governing body of the municipality in which the
24 land included in the recorded plat is situated ~~—~~ has adopted a
25 resolution or other legislative enactment vacating all areas ded-
26 icated to public use within the proposed replat.

1 (b) ~~Assessors plats~~ THE REPLAT IS AN ASSESSOR'S PLAT made,
2 approved, and recorded as provided for in sections 201 to 213.

3 (c) ~~Urban renewal plats~~ THE REPLAT IS A RENEWAL PLAT
4 authorized by the governing body of a municipality, as provided
5 in Act No. 344 of the Public Acts of 1945, ~~as amended~~ BEING
6 SECTIONS 125.71 TO 125.84 OF THE MICHIGAN COMPILED LAWS. Roads,
7 ~~streets,~~ alleys, and other public places shall be vacated in
8 accordance with the provisions of law.

9 Sec. 105. (1) THE COUNTY BOARD OF COMMISSIONERS MAY ADOPT A
10 RESOLUTION TO TRANSFER TO THE STATE ADMINISTRATOR SUCH JURISDIC-
11 TION OVER THE PLAT APPROVAL PROCESS AS IS IDENTIFIED FOR TRANSFER
12 BY SECTIONS 131, 142, 151, 165, 166, 171, 172, 173, 204, 209,
13 209A, 215, 224A, 229, 241, 241A, 242, 244, 245, 255B, 256, AND
14 257 AND TO MAKE APPLICABLE IN THE COUNTY THE STATE RULES
15 DESCRIBED IN SUBSECTION (2)(G).

16 (2) Approval of preliminary and final plats shall be condi-
17 tioned upon compliance with:

18 (a) ~~The provisions of this~~ THIS act.

19 (b) Any ordinance or published rules of a ~~municipality or~~
20 county adopted to carry out ~~the provisions of~~ this act.

21 (C) ANY ORDINANCE OF A MUNICIPALITY ADOPTED TO CARRY OUT
22 THIS ACT. THIS SUBDIVISION APPLIES TO MUNICIPALITIES UNTIL THE
23 EXPIRATION OF 12 MONTHS FOLLOWING THE EFFECTIVE DATE OF THE AMEN-
24 DATORY ACT THAT ADDED THIS SUBDIVISION.

25 (D) AN ORDINANCE OF A MUNICIPALITY IMPOSING GREATER MINIMUM
26 LOT WIDTHS OR LOT AREAS FOR RESIDENTIAL LOTS THAN PRESCRIBED IN
27 THIS ACT OR A ZONING ORDINANCE. THIS SUBDIVISION APPLIES ON OR

1 AFTER THE EXPIRATION OF 12 MONTHS FOLLOWING THE EFFECTIVE DATE OF
2 THE AMENDATORY ACT THAT ADDED THIS SUBDIVISION.

3 (E) ~~(c)~~ Any published rules of a county drain commission-
4 er, county road commission, or county plat board adopted to carry
5 out ~~the provisions of~~ this act.

6 (F) ~~(d)~~ The rules of the STATE TRANSPORTATION department
7 ~~of state highways~~ relating to provisions for the safety of
8 entrance upon and departure from the abutting state trunk line
9 highways or connecting ~~streets~~ ROAD and relating to the provi-
10 sions of drainage as required by the department's then currently
11 published standards and specifications.

12 (G) ~~(e)~~ The rules of the ~~department of the treasury~~
13 STATE ADMINISTRATOR adopted for the approval of plats, including
14 forms, certificates of approval and other required certificates,
15 captioning of plats and numbering of lots, as provided in this
16 act, and as published in the state administrative code. THIS
17 SUBDIVISION APPLIES ONLY IF THE COUNTY BOARD OF COMMISSIONERS HAS
18 ADOPTED A RESOLUTION UNDER SUBSECTION (1).

19 (H) ~~(f)~~ The rules of the ~~water resources commission of~~
20 ~~the state department of conservation~~ DEPARTMENT OF ENVIRONMENTAL
21 QUALITY, adopted for the determination and establishment of
22 WETLANDS OR OF floodplain areas of rivers, streams, creeks or
23 lakes, as provided in this act, as published in the state admin-
24 istrative code.

25 (I) ~~(g)~~ The rules of the department of ~~public health as~~
26 ~~published in the state administrative code~~ COMMUNITY HEALTH
27 relating to suitability of soils for subdivisions not served by

1 public water and public sewers. ~~the authority for which is~~
2 ~~granted by this act and the manner prescribed in section 7 of Act~~
3 ~~No. 146 of the Public Acts of 1919, as amended, being sections~~
4 ~~325.1 to 325.14 of the Compiled Laws of 1948. The department of~~
5 ~~public health may authorize local~~ EXCEPT AS PROVIDED IN THIS
6 SUBDIVISION, city, county, or district health departments ~~to~~
7 SHALL carry out the provisions of this act relating to suitabil-
8 ity of soils for subdivisions not served by public water and
9 public sewers. The ~~department of public health~~ CITY, COUNTY,
10 OR DISTRICT HEALTH DEPARTMENT may require percolation tests and
11 boring tests to determine suitability of soils. When such tests
12 are required, they shall be conducted under the supervision of a
13 registered engineer, registered land surveyor, or registered san-
14 itarian in accordance with uniform procedures established by the
15 ~~department of public health~~ CITY, COUNTY, OR DISTRICT HEALTH
16 DEPARTMENT. A CITY, COUNTY, OR DISTRICT HEALTH DEPARTMENT BY
17 RESOLUTION OF ITS BOARD OF HEALTH MAY TRANSFER TO THE DEPARTMENT
18 OF COMMUNITY HEALTH THE JURISDICTION OF THE CITY, COUNTY, OR DIS-
19 TRICT HEALTH DEPARTMENT UNDER THIS SUBDIVISION. IN ADDITION, THE
20 DEPARTMENT OF COMMUNITY HEALTH MAY INTERVENE IN A MATTER OVER
21 WHICH A CITY, COUNTY, OR DISTRICT HEALTH DEPARTMENT HAS JURISDIC-
22 TION UNDER THIS SUBDIVISION, IN WHICH CASE THE DETERMINATION OF
23 THE DEPARTMENT OF COMMUNITY HEALTH ON THE MATTER SHALL BE
24 CONTROLLING. ON-SITE WATER WELLS SHALL BE APPROVED IF A WATER
25 SAMPLE DOES NOT CONTAIN MORE THAN 0 PARTS PER MILLION OF COLIFORM
26 BACTERIA OR MORE THAN 10 PARTS PER MILLION OF NITRATES AND, AS TO
27 EVERY OTHER CONTAMINANT, EITHER DOES NOT VIOLATE A FEDERAL

1 DRINKING WATER STANDARD OR DOES NOT VIOLATE A STATE DRINKING
2 WATER STANDARD.

3 Sec. 107. (1) Nothing contained in this act ~~shall~~
4 ~~prohibit~~ PROHIBITS a proprietor from VOLUNTARILY submitting a
5 ~~prepreliminary~~ SKETCH OF A PROPOSED plat to a governing body TO
6 REVIEW for the ~~proprietors~~ PROPRIETOR'S information. ~~and~~
7 ~~review.~~

8 (2) ~~Nothing contained in this act shall allow a~~ A munic-
9 pality, county, or state agency ~~to~~ SHALL NOT require an
10 approval of a preliminary plat or plan other than ~~those~~ AS pro-
11 vided ~~for~~ in sections ~~111~~ 111 to 120.

12 SEC. 108. (1) UNLESS THIS ACT SPECIFICALLY PROVIDES OTHER-
13 WISE OR UNLESS THE PROPRIETOR AND APPROVING AUTHORITY AGREE TO AN
14 EXTENSION OF TIME, IF AN APPROVING AUTHORITY IS REQUIRED TO ACT
15 WITHIN A SPECIFIED TIME PERIOD, APPROVAL BY THAT APPROVING
16 AUTHORITY IS CONCLUSIVELY PRESUMED AT THE EXPIRATION OF THE SPEC-
17 IFIED TIME PERIOD UNLESS THE APPROVING AUTHORITY RESPONDS TO THE
18 PROPRIETOR IN ANOTHER MANNER PRESCRIBED BY THIS ACT WITHIN THAT
19 TIME PERIOD. IF RESPONDING OTHER THAN IN PERSON, AN APPROVING
20 AUTHORITY SHALL SEND A RESPONSE BY PERSONAL SERVICE, BY REGIS-
21 TERED OR CERTIFIED MAIL, OR, IF AN AFFIDAVIT OF MAILING BY THAT
22 APPROVING AUTHORITY IS FILED WITH THAT AUTHORITY'S OTHER RECORDS
23 IN THE MATTER, BY FIRST-CLASS MAIL.

24 (2) IF AN APPROVING AUTHORITY FAILS TO RESPOND WITHIN THE
25 TIME SPECIFIED BY THIS ACT, THE PROPRIETOR MAY FILE AN AFFIDAVIT
26 WITH THE APPROVING AUTHORITY STATING THE PROPRIETOR'S INTENT TO

1 CONSIDER THE AFFIDAVIT AS CERTIFICATION OF APPROVAL BY THAT
2 APPROVING AUTHORITY.

3 (3) IF AN APPROVING AUTHORITY REJECTS A FILING OR SUBMISSION
4 UNDER THIS ACT, THE REJECTION SHALL INCLUDE IN WRITING ALL THE
5 REASONS FOR REJECTION AND, IF APPROVAL IS POSSIBLE, ALL THE
6 REQUIREMENTS FOR APPROVAL.

7 Sec. 111. (1) Before making or ~~submitting~~ FILING a final
8 plat for approval, the proprietor shall ~~make~~ CAUSE TO BE MADE a
9 preliminary plat and ~~submit~~ SHALL FILE copies ~~to authorities~~
10 ~~as provided in~~ WITH EACH APPROVING AUTHORITY AS REQUIRED BY sec-
11 tions ~~+++~~ 112 to 119. ~~A preliminary plat shall show the name,~~
12 ~~location and position of the subdivision and the subdivision plan~~
13 ~~and layout in sufficient detail on a topographic map to enable a~~
14 ~~determination of whether the subdivision meets requirements for~~
15 ~~lots, streets, roads and highways including drainage and~~
16 ~~floodplains.~~

17 (2) The preliminary plat shall be drawn to a scale of not
18 more than 200 feet to 1 inch and may be an original drawing or
19 reproduction, on unbacked paper. ~~It~~ THE PRELIMINARY PLAT SHALL
20 BE PREPARED UNDER THE JURISDICTION OF A SURVEYOR OR ENGINEER AND
21 shall contain ~~proper identification of the parcel of land to be~~
22 ~~divided, the name of the plat and proposed division of the land,~~
23 ~~the name and address of the proprietor and the name, address and~~
24 ~~seal of the surveyor who prepared it, all legibly printed or~~
25 ~~typewritten. Additional preliminary land development plans may~~
26 ~~be made by other qualified persons to assist approving~~

1 ~~authorities to visualize the type and scope of the development~~
2 ~~planned~~ ALL OF THE FOLLOWING:

3 (A) NAME OF THE PROPOSED SUBDIVISION WITH SECTION NUMBER,
4 TOWN, RANGE, MUNICIPALITY, AND COUNTY.

5 (B) NAME, ADDRESS, AND TELEPHONE NUMBER OF THE PROPRIETOR
6 AND SURVEYOR PREPARING THE PLAT.

7 (C) ADJACENT PROPERTY SHOWING ZONING, RECORDED PLATS OF SUB-
8 DIVISIONS, PARCELS AS SHOWN ON THE TAX RECORDS, RIGHTS-OF-WAY,
9 AND INTERSECTING ROADS. IF ADJACENT PROPERTY IS OTHER THAN
10 RECORDED PLATS OF SUBDIVISIONS, THE OWNERS' NAMES AS SHOWN ON THE
11 TAX ROLL SHALL BE INCLUDED.

12 (D) A VICINITY SKETCH SHOWING THE LOCATION OF THE PROPOSED
13 PLAT IN RELATION TO THE SURROUNDING AREA.

14 (E) LOT LINES, LOT NUMBERS, AND APPROXIMATE LOT DIMENSIONS.

15 (F) ROADS, ROAD NAMES, AND WIDTHS OF EXISTING AND PROPOSED
16 ROAD RIGHTS-OF-WAY.

17 (G) OTHER EXISTING OR PROPOSED RIGHTS-OF-WAY OR EASEMENTS,
18 SHOWING LOCATION, WIDTH, AND PURPOSE.

19 (H) TOPOGRAPHIC INFORMATION WITH 2-FOOT CONTOUR INTERVALS
20 WHICH EXTEND 100 FEET BEYOND EACH PROPOSED BOUNDARY INDICATING
21 THE DATUM USED.

22 (I) SURFACE WATER ELEVATIONS OF BODIES OF WATER WITH THE
23 DATE WHEN TAKEN, AND EXISTING FLOODPLAIN AND WETLAND INFORMATION
24 AVAILABLE FROM THE DEPARTMENT OF ENVIRONMENTAL QUALITY.

25 (J) IF ON-SITE SEWAGE DISPOSAL IS PROPOSED, RESULTS OF PRE-
26 LIMINARY SOIL TESTS AND THE APPROXIMATE LOCATION OF THE TEST
27 HOLES IN THE SEWAGE DISPOSAL AREA.

1 (K) IF AN ON-SITE WATER SUPPLY IS PROPOSED, DATA RELATING TO
2 WELL DEPTH, QUALITY, QUANTITY, AND PROTECTION.

3 (L) EXISTING UTILITIES, INCLUDING STORM AND SANITARY SEWERS
4 AND WATER MAINS.

5 (M) STRUCTURES INTENDED TO BE LEFT STANDING AND SIGNIFICANT
6 NATURAL AND MAN-MADE FEATURES THAT COULD INFLUENCE THE LAYOUT AND
7 DESIGN OF THE SUBDIVISION.

8 (N) EXISTING ZONING CLASSIFICATIONS WITHIN THE PROPOSED
9 PLAT.

10 (O) AREAS PROPOSED WITHIN THE PLAT TO BE RESERVED OR DEDI-
11 CATED FOR OPEN SPACE, STORM WATER RETENTION OR DETENTION, OR
12 OTHER PUBLIC OR NONPUBLIC USES.

13 (P) MINIMUM SETBACK LINES.

14 (Q) DATE, NORTH ARROW, AND SCALE OF NOT MORE THAN 200 FEET
15 TO 1 INCH.

16 (R) A DESCRIPTION OF THE BOUNDARY OF THE SUBDIVISION AS
17 SHOWN ON THE TAX ROLL OR AS OF RECORD, AND AN INDICATION OF THE
18 NEAREST SECTION CORNER, QUARTER SECTION CORNER, OR PRIVATE CLAIM
19 CORNER.

20 (S) A WRITTEN STATEMENT IN A NOTE ON THE PRELIMINARY PLAT AS
21 TO SANITARY SEWER, WATER SUPPLY, STORM DRAINAGE, AND PUBLIC UTIL-
22 ITIES TO BE PROVIDED THE DEVELOPMENT, AND SPECIFICATION FOR ROAD
23 IMPROVEMENTS.

24 (3) AN APPROVING AUTHORITY SHALL NOT REQUIRE INFORMATION ON
25 OR WITH A PRELIMINARY PLAT OTHER THAN THE INFORMATION REQUIRED BY
26 THIS ACT.

1 Sec. 112. (1) The proprietor shall submit 4 but not more
2 than ~~10~~ 15 copies of the preliminary plat and other data to the
3 clerk of the ~~municipality~~ COUNTY PLAT BOARD.

4 (2) ~~The governing body, within 90 days from the date of~~
5 ~~filing,~~ WITHIN 30 DAYS AFTER THE FILING UNDER SUBSECTION (1), OR
6 WITHIN 15 DAYS AFTER THE PROPRIETOR FILES THE CERTIFICATION OF
7 APPROVAL AND AN APPROVED COPY OF THE PRELIMINARY PLAT FROM EACH
8 APPROVING AUTHORITY, WHICHEVER IS LATER, THE COUNTY PLAT BOARD
9 shall ~~tentatively~~ approve, ~~and~~ APPROVE WITH CONDITIONS, OR
10 REJECT THE PRELIMINARY PLAT. THE COUNTY PLAT BOARD SHALL note
11 ~~its~~ approval on the copy of the preliminary plat to be returned
12 to the proprietor, or set forth in writing ATTACHED TO THE
13 REJECTION its reasons for rejection and, IF APPROVAL IS POSSIBLE,
14 THE requirements for ~~tentative~~ PRELIMINARY PLAT approval.

15 (3) ~~The governing body may require the submission of other~~
16 ~~related data as it deems necessary, if the requirement for such~~
17 ~~data has previously been adopted and published.~~ IF THE COUNTY
18 PLAT BOARD REJECTS A PRELIMINARY PLAT, THE PROPRIETOR MAY RESUB-
19 MIT THE PRELIMINARY PLAT WITH REVISIONS. WITHIN 15 DAYS FROM THE
20 DATE OF FILING, THE COUNTY PLAT BOARD SHALL RESPOND AS PROVIDED
21 IN SUBSECTION (2). A PROPRIETOR MAY CONTINUE TO REVISE AND
22 RESUBMIT A PRELIMINARY PLAT UNDER THIS SUBSECTION UNTIL APPROVAL
23 IS OBTAINED.

24 (4) ONLY THE MUNICIPAL OR COUNTY ZONING ADMINISTRATOR OR
25 OTHER OFFICER SERVING ON THE COUNTY PLAT BOARD UNDER SECTION
26 102A(F)(v) AND THE CHIEF ELECTED EXECUTIVE OFFICER OF THE
27 MUNICIPALITY SERVING ON THE COUNTY PLAT BOARD UNDER SECTION

1 102A(F)(vi) SHALL CONSIDER MUNICIPAL REQUIREMENTS AND ZONING
 2 REQUIREMENTS, INCLUDING LOT SIZE REQUIREMENTS, IN DETERMINING
 3 WHETHER TO APPROVE THE PRELIMINARY PLAT.

4 (5) ~~(4) Tentative approval~~ APPROVAL under this section
 5 shall confer upon the proprietor, for a period of 1 year, ~~from~~
 6 ~~date,~~ approval of lot sizes, lot orientation, and ~~street~~ ROAD
 7 layout. Such tentative approval may be extended if applied for
 8 by the proprietor and granted by the ~~governing body~~ COUNTY PLAT
 9 BOARD in writing.

10 Sec. 113. (1) The proprietor shall ~~submit~~ FILE 3 copies
 11 of the preliminary plat ~~to~~ WITH the engineer or ~~chairman~~
 12 CHAIRPERSON of the county road commission if the proposed subdi-
 13 vision includes or abuts ~~roads~~ A ROAD under the ROAD
 14 commission's jurisdiction, ~~— (2) The county road commission may~~
 15 ~~also require to be submitted with the preliminary plat a topo-~~
 16 ~~graphic map showing direction of drainage and proposed widths of~~
 17 ~~roads under its jurisdiction or~~ INCLUDES A ROAD to come under
 18 its jurisdiction, ~~and~~ OR INCLUDES A private ~~roads~~ ROAD in AN
 19 unincorporated ~~areas~~ AREA.

20 (2) ~~(3) The~~ WITHIN 30 DAYS AFTER THE FILING UNDER SUBSEC-
 21 TION (1), THE county road commission ~~, within 30 days of receipt~~
 22 ~~of the preliminary plat,~~ shall approve ~~it~~ OR APPROVE WITH
 23 CONDITIONS and note ~~its~~ THE approval on the copy to be returned
 24 to the proprietor, or reject ~~it~~ THE PLAT. If rejected, ALL the
 25 reasons for rejection and, IF APPROVAL IS POSSIBLE, ALL THE
 26 requirements for approval shall be given the proprietor in
 27 writing ATTACHED TO THE REJECTION.

1 (3) IF THE COUNTY ROAD COMMISSION REJECTS A PRELIMINARY
2 PLAT, THE PROPRIETOR MAY RESUBMIT THE PRELIMINARY PLAT WITH
3 REVISIONS. WITHIN 15 DAYS FROM THE DATE OF FILING, THE COUNTY
4 ROAD COMMISSION SHALL RESPOND AS PROVIDED IN SUBSECTION (2). A
5 PROPRIETOR MAY CONTINUE TO REVISE AND RESUBMIT A PRELIMINARY PLAT
6 UNDER THIS SUBSECTION UNTIL APPROVAL IS OBTAINED.

7 Sec. 114. (1) The proprietor shall ~~submit~~ FILE 3 copies
8 of the preliminary plat ~~to~~ WITH the county drain commissioner.
9 ~~, if there is a county drain commissioner.~~

10 ~~(2) The county drain commissioner or governing body, if~~
11 ~~there is no drain commissioner, may require a topographic map~~
12 ~~showing direction of storm water drainage both within the lands~~
13 ~~proposed to be subdivided and from the land as subdivided.~~

14 (2) ~~(3) The~~ WITHIN 30 DAYS AFTER THE FILING UNDER SUBSEC-
15 TION (1), THE county drain commissioner ~~or governing body,~~
16 ~~within 30 days of receipt of the preliminary plat,~~ shall approve
17 ~~it~~ OR APPROVE WITH CONDITIONS and note ~~its~~ THE approval on
18 the copy to be returned to the proprietor, or reject ~~it~~ THE
19 PLAT. If ~~rejected~~ THE COUNTY DRAIN COMMISSIONER REJECTS THE
20 PRELIMINARY PLAT, ALL the reasons for rejection and, IF APPROVAL
21 IS POSSIBLE, ALL THE requirements for approval shall be given TO
22 the proprietor in writing ATTACHED TO THE REJECTION.

23 (3) IF THE COUNTY DRAIN COMMISSIONER REJECTS A PRELIMINARY
24 PLAT, THE PROPRIETOR MAY RESUBMIT THE PRELIMINARY PLAT WITH
25 REVISIONS. WITHIN 7 DAYS FROM THE DATE OF FILING, THE COUNTY
26 DRAIN COMMISSIONER SHALL RESPOND AS PROVIDED IN SUBSECTION (2).

1 A PROPRIETOR MAY CONTINUE TO REVISE AND RESUBMIT A PRELIMINARY
2 PLAT UNDER THIS SUBSECTION UNTIL APPROVAL IS OBTAINED.

3 SEC. 114A. (1) THE PROPRIETOR SHALL SUBMIT 3 COPIES OF THE
4 PRELIMINARY PLAT TO THE COUNTY OR MUNICIPAL BODY FUNCTIONING AS A
5 ZONING COMMISSION OR ZONING BOARD IN THE COUNTY OR MUNICIPALITY.

6 (2) THE BODY FUNCTIONING AS A ZONING COMMISSION OR ZONING
7 BOARD, WITHIN 30 DAYS FROM THE DATE OF FILING OF THE PRELIMINARY
8 PLAT, SHALL APPROVE IT AND NOTE ITS APPROVAL ON THE COPY TO BE
9 RETURNED TO THE PROPRIETOR, OR REJECT IT. IF REJECTED, THE REA-
10 SONS FOR REJECTION AND REQUIREMENTS FOR APPROVAL SHALL BE GIVEN
11 THE PROPRIETOR IN WRITING.

12 (3) IF THE BODY FUNCTIONING AS A ZONING COMMISSION OR ZONING
13 BOARD REJECTS A PRELIMINARY PLAT, THE PROPRIETOR MAY RESUBMIT THE
14 PRELIMINARY PLAT WITH REVISIONS. WITHIN 15 DAYS FROM THE DATE OF
15 FILING, THE BODY SHALL RESPOND AS PROVIDED IN SUBSECTION (2). A
16 PROPRIETOR MAY CONTINUE TO REVISE AND RESUBMIT A PRELIMINARY PLAT
17 UNDER THIS SUBSECTION UNTIL APPROVAL IS OBTAINED.

18 Sec. 115. (1) The proprietor shall ~~submit 3~~ FILE 4 copies
19 of the preliminary plat ~~to~~ WITH the STATE TRANSPORTATION
20 department, ~~of state highways,~~ if any of the proposed subdivi-
21 sion includes or abuts a state trunk line highway, or includes
22 ~~streets or~~ roads that connect with or lie within the
23 right-of-way of state trunk line highways.

24 (2) ~~The~~ WITHIN 30 DAYS AFTER THE FILING UNDER SUBSECTION
25 (1), THE STATE TRANSPORTATION department ~~of state highways,~~
26 ~~within 30 days of receipt of the preliminary plat,~~ shall approve
27 ~~it~~ OR APPROVE WITH CONDITIONS and note ~~its~~ THE approval on

1 the copy to be returned to the proprietor, or reject ~~it~~ THE
2 PLAT. If ~~rejected~~ THE STATE TRANSPORTATION DEPARTMENT REJECTS
3 THE PRELIMINARY PLAT, the reasons for rejection and, IF APPROVAL
4 IS POSSIBLE, THE requirements for approval shall be given TO the
5 proprietor in writing ATTACHED TO THE REJECTION.

6 (3) IF THE STATE TRANSPORTATION DEPARTMENT REJECTS A PRELIM-
7 INARY PLAT, THE PROPRIETOR MAY RESUBMIT THE PRELIMINARY PLAT WITH
8 REVISIONS. WITHIN 15 DAYS FROM THE DATE OF FILING, THE STATE
9 TRANSPORTATION DEPARTMENT SHALL RESPOND AS PROVIDED IN SUBSECTION
10 (2). A PROPRIETOR MAY CONTINUE TO REVISE AND RESUBMIT A PRELIMI-
11 NARY PLAT UNDER THIS SUBSECTION UNTIL APPROVAL IS OBTAINED.

12 Sec. 117. (1) The proprietor shall ~~submit~~ FILE 2 copies
13 of the preliminary plat ~~to~~ WITH the department of ~~natural~~
14 ~~resources,~~ ENVIRONMENTAL QUALITY if any of the FOLLOWING APPLY:

15 (A) THE subdivision lies wholly or in part within ~~the~~ A
16 WETLAND OR floodplain OR A FEDERALLY DESIGNATED HAZARD AREA;
17 WITHIN 500 FEET of a river, stream, creek, or lake, ~~the~~
18 ~~department of natural resources, within 30 days of receipt of the~~
19 ~~preliminary plat,~~ OR THE GREAT LAKES; OR WITHIN OTHER LAND AREAS
20 SUBJECT TO STATUTES ADMINISTERED BY THE DEPARTMENT OF ENVIRONMEN-
21 TAL QUALITY.

22 (B) THE SUBDIVISION ABUTS AN EXISTING OR PROPOSED CHANNEL OR
23 LAGOON AFFORDING ACCESS TO A RIVER, STREAM, CREEK, OR LAKE, OR
24 THE GREAT LAKES, AND PUBLIC RIGHTS MIGHT BE AFFECTED.

25 (C) DEVELOPMENT OF THE SUBDIVISION INVOLVES THE CONSTRUCTION
26 OF SEWAGE FACILITIES REQUIRING APPROVAL BY THE DEPARTMENT OF
27 ENVIRONMENTAL QUALITY.

1 (2) WITHIN 30 DAYS AFTER THE FILING UNDER SUBSECTION (1),
2 THE DEPARTMENT OF ENVIRONMENTAL QUALITY shall approve ~~it~~ OR
3 APPROVE WITH CONDITIONS and note its approval on the copy to be
4 returned to the proprietor, or reject ~~it~~. ~~If rejected~~ THE PRE-
5 LIMINARY PLAT. IF THE DEPARTMENT OF ENVIRONMENTAL QUALITY
6 REJECTS THE PRELIMINARY PLAT, the reasons for rejection and, IF
7 APPROVAL IS POSSIBLE, THE requirements for approval shall be
8 given ~~in writing~~ to the proprietor ~~. The determination of a~~
9 ~~floodplain area shall be based on rules specified in section~~
10 ~~105(f)~~. IN WRITING ATTACHED TO THE REJECTION. APPROPRIATE
11 CHANGES AND MODIFICATIONS MAY BE REQUIRED IN ORDER TO ASSURE THAT
12 THE SUBDIVISION IS CONSISTENT WITH THE NEED TO MINIMIZE FLOOD
13 DAMAGE; ALL PUBLIC UTILITIES AND FACILITIES, SUCH AS SEWER,
14 WATER, GAS, AND ELECTRICAL SYSTEMS ARE LOCATED AND CONSTRUCTED TO
15 MINIMIZE OR ELIMINATE FLOOD DAMAGE.

16 (3) ~~(2)~~ Until October 1, 1999, the preliminary plat sub-
17 mittal to the department of ~~natural resources~~ ENVIRONMENTAL
18 QUALITY under subsection (1) shall be accompanied by a fee of
19 \$500.00 to cover the administrative cost of the department's pre-
20 liminary plat review. If the department of ~~natural resources~~
21 ENVIRONMENTAL QUALITY determines that engineering computations
22 are required to establish the limits of the floodplain on a pre-
23 liminary plat, the department shall assess an additional fee of
24 \$1,500.00 to cover the department's cost of establishing those
25 limits.

26 (4) ~~(3)~~ The department of ~~natural resources~~
27 ENVIRONMENTAL QUALITY shall forward fees collected under this

1 section to the state treasurer for deposit in the land and water
2 management permit fee fund created in section 30113 OF PART 301
3 (INLAND LAKES AND STREAMS) of the natural resources and environ-
4 mental protection act, Act No. 451 of the Public Acts of 1994,
5 being section 324.30113 of the Michigan Compiled Laws.

6 Sec. 118. (1) The proprietor shall ~~submit 3~~ FILE 4 copies
7 of the preliminary plat ~~to~~ WITH the CITY, COUNTY, OR DISTRICT
8 health department having jurisdiction ~~, if public water and~~
9 ~~public sewers are not available and accessible to the land pro-~~
10 ~~posed to be subdivided~~ IF THE SUBDIVISION WILL BE SERVED WHOLLY
11 OR IN PART BY INDIVIDUAL ON-SITE SEWAGE OR ON-SITE WATER
12 SYSTEMS.

13 (2) ~~The~~ WITHIN 30 DAYS AFTER THE FILING UNDER SUBSECTION
14 (1), THE CITY, COUNTY, OR DISTRICT health department ~~, within 30~~
15 ~~days of receipt of the preliminary plat,~~ shall approve ~~it~~ OR
16 APPROVE WITH CONDITIONS and note ~~its~~ THE approval on the copy
17 to be returned to the proprietor, or reject all or such portion
18 of the proposed subdivision that is not suitable. If ~~rejected~~
19 THE HEALTH DEPARTMENT REJECTS ALL OR A PORTION OF THE PRELIMINARY
20 PLAT, ~~it~~ THE HEALTH DEPARTMENT shall give ~~its~~ IN WRITING
21 ATTACHED TO THE REJECTION ALL THE reasons for rejection and, IF
22 APPROVAL IS POSSIBLE, ALL THE requirements for approval to the
23 proprietor and ~~governing body in writing~~ TO THE COUNTY PLAT
24 BOARD.

25 (3) IF THE HEALTH DEPARTMENT REJECTS A PRELIMINARY PLAT, THE
26 PROPRIETOR MAY RESUBMIT THE PRELIMINARY PLAT WITH REVISIONS.
27 WITHIN 15 DAYS FROM THE DATE OF FILING, THE HEALTH DEPARTMENT

1 SHALL RESPOND AS PROVIDED IN SUBSECTION (2). A PROPRIETOR MAY
2 CONTINUE TO REVISE AND RESUBMIT A PRELIMINARY PLAT UNDER THIS
3 SUBSECTION UNTIL APPROVAL IS OBTAINED.

4 Sec. 119. The proprietor shall submit 2 copies of the pre-
5 liminary plat FOR INFORMATIONAL PURPOSES to ~~the county plat~~
6 ~~board and to the public utilities~~ EACH PUBLIC UTILITY serving
7 the area. ~~for information purposes.~~

8 Sec. 120. (1) ~~Final~~ FOR 5 YEARS AFTER THE DATE OF CERTI-
9 FICATION AND EXCEPT AS PROVIDED IN SECTION 128(2), approval of
10 the preliminary plat ~~approval~~ BY THE COUNTY PLAT BOARD under
11 ~~this~~ section 112 ~~shall confer~~ CONFERS upon the proprietor
12 ~~for a period of 2 years from date of approval,~~ the conditional
13 right that the general terms and conditions under which THE pre-
14 liminary ~~approval~~ PLAT was ~~granted~~ APPROVED will not be
15 changed FOR THAT PLAT. A PROPRIETOR MAY APPLY TO THE COUNTY PLAT
16 BOARD FOR A 5-YEAR EXTENSION OF THE 5-YEAR PERIOD. THE APPLICA-
17 TION SHALL INCLUDE A LIST OF APPROVING AUTHORITIES AND CERTIFICA-
18 TION THAT THE PROPRIETOR HAS GIVEN WRITTEN NOTICE OF THE APPLICA-
19 TION FOR EXTENSION TO EACH APPROVING AUTHORITY. IF NO APPROVING
20 AUTHORITY OBJECTS TO THE EXTENSION WITHIN 30 DAYS AFTER NOTIFICA-
21 TION, THE COUNTY PLAT BOARD MAY GRANT A 5-YEAR EXTENSION. THE
22 COUNTY PLAT BOARD MAY GRANT MORE THAN ONE 5-YEAR EXTENSION. ~~The~~
23 ~~2 year period may be extended if applied for by the proprietor~~
24 ~~and granted by the governing body in writing. Written notice of~~
25 ~~the extension shall be sent by the governing body to the other~~
26 ~~approving authorities. The proprietor shall:~~

1 ~~(a) Submit a preliminary plat to all authorities as required~~
2 ~~by sections 112 to 119.~~

3 ~~(b) Submit a list of all such authorities to the clerk of~~
4 ~~the governing body of the municipality, certifying that the list~~
5 ~~shows all authorities as required by sections 112 to 119.~~

6 ~~(c) Submit all approved copies to the clerk of the governing~~
7 ~~body, after all necessary approvals have been secured.~~

8 ~~(2) The governing body of the municipality, after receipt of~~
9 ~~the necessary approved copies of the preliminary plat, shall:~~

10 ~~(a) Consider and review the preliminary plat at its next~~
11 ~~meeting, or within 20 days from the date of submission, and~~
12 ~~approve it if the proprietor has met all conditions laid down for~~
13 ~~approval of the preliminary plat.~~

14 ~~(b) Instruct the clerk to promptly notify the proprietor of~~
15 ~~approval or rejection in writing, and if rejected to give the~~
16 ~~reasons.~~

17 ~~(c) Instruct the clerk to note all proceedings in the~~
18 ~~minutes of the meeting which minutes shall be open for~~
19 ~~inspection.~~

20 (2) IF A PRELIMINARY PLAT HAS BEEN APPROVED FOR AN ENTIRE
21 MULTIPHASE SUBDIVISION, AT THE TIME OF APPROVAL OF A FINAL PLAT
22 FOR 1 PHASE OF THAT SUBDIVISION, AN APPROVING AUTHORITY MAY GRANT
23 AN EXTENSION OF THE 5-YEAR PRELIMINARY PLAT APPROVAL UNDER SUB-
24 SECTION (1). DURING THE PERIOD OF THE EXTENSION, THE PROPRIETOR
25 HAS A CONDITIONAL RIGHT THAT THE GENERAL TERMS AND CONDITIONS
26 UNDER WHICH THE PRELIMINARY PLAT OF THE REMAINING PHASES WAS

1 APPROVED WILL NOT BE CHANGED FOR THAT PLAT. AN EXTENSION UNDER
2 THIS SUBSECTION SHALL BE BASED ON AT LEAST 1 OF THE FOLLOWING:

3 (A) THE DELAY IN COMPLETION OF THE DEVELOPMENT IS THE RESULT
4 OF CIRCUMSTANCES BEYOND THE PROPRIETOR'S CONTROL.

5 (B) THE PROPRIETOR HAS NOT DISCONTINUED THE PLATTING PROCESS
6 FOR MORE THAN 36 MONTHS.

7 (C) SUBSTANTIAL EXPENDITURES HAVE BEEN MADE IN CONNECTION
8 WITH THE REMAINING PHASES.

9 (D) IMPROVEMENTS RELATING TO THE REMAINING PHASES HAVE BEEN
10 CONSTRUCTED.

11 (3) AS USED IN THIS SECTION AND SECTION 164, "GENERAL TERMS
12 AND CONDITIONS" INCLUDES, BUT IS NOT LIMITED TO, OVERALL SUITA-
13 BILITY, GENERAL DESIGN, LOT SIZES, LOT ORIENTATION AND NUMBERING,
14 STREET LAYOUT, RIGHT-OF-WAY WIDTHS, YARD REQUIREMENTS, AND
15 DRAINAGE.

16 Sec. 125. (1) For every subdivision of land there shall be
17 a survey complying with the requirements of this section and sec-
18 tion 126.

19 (2) ~~Monuments~~ A MONUMENT shall be located ~~in the ground~~
20 and made according to the ~~following~~ requirements OF THIS
21 SECTION, but ~~it is not intended or required that monuments~~ A
22 MONUMENT IS NOT REQUIRED TO be placed within the traveled portion
23 of a ~~street~~ ROAD to mark angles in the boundary of the subdivi-
24 sion if the angle points can be readily reestablished by refer-
25 ence to monuments along the sidelines of the ~~streets~~ ROADS.

26 (3) ~~All monuments used~~ A MONUMENT shall be ~~made of~~ A
27 solid iron or steel ~~bars~~ BAR at least 1/2 inch in diameter and

1 36 inches long and completely encased in concrete at least 4
2 inches in diameter OR, IF APPROVED BY THE ADMINISTRATOR AND AT
3 THE ELECTION OF THE PROPRIETOR, ANOTHER MARKER THAT POSSESSES A
4 MAGNETIC FIELD.

5 (4) ~~Monuments~~ A MONUMENT shall be located in the ground at
6 ~~all angles~~ EACH ANGLE in the boundaries of ~~the~~ A subdivision;
7 at ~~the~~ EACH intersection ~~lines of streets and~~ LINE OF ROADS,
8 at ~~the~~ EACH intersection of the ~~lines of streets~~ LINE OF A
9 ROAD with the boundaries of the ~~plat~~ SUBDIVISION, and at ~~the~~
10 EACH intersection of ~~alleys~~ AN ALLEY with the boundaries of
11 the subdivision; at ~~all points~~ EACH POINT of curvature,
12 ~~points~~ POINT of tangency, ~~points~~ POINT of compound curvature,
13 ~~points~~ POINT of reverse curvature, and angle ~~points~~ POINT in
14 the side lines of ~~streets~~ ROADS and alleys; and at ~~all angles~~
15 EACH ANGLE of an intermediate traverse line.

16 (5) If the required location of A monument is in an inaccess-
17 sible place ~~or~~ or ~~where~~ the locating of a monument would be
18 clearly impracticable, ~~it is sufficient to place~~ a reference
19 monument SHALL BE PLACED nearby. ~~and the~~ THE precise location
20 ~~thereof~~ OF THE REFERENCE MONUMENT SHALL be clearly indicated on
21 the plat and referenced to the true point.

22 (6) If a point required to be monumented is on a bedrock
23 outcropping, a steel rod, at least 1/2 inch in diameter shall be
24 drilled and grouted into solid rock to a depth of at least 8
25 inches.

1 (7) ~~All~~ IF PRACTICABLE, A required ~~monuments~~ MONUMENT OR
2 LOT CORNER MARKER shall be placed flush with the ground. ~~where~~
3 ~~practicable.~~

4 (8) ~~All lot corners~~ EACH LOT CORNER shall be monumented in
5 the field by AN iron or steel ~~bars~~ BAR or iron ~~pipes~~ PIPE at
6 least 18 inches long and 1/2 inch in diameter, or ~~other~~ ANOTHER
7 approved ~~markers~~ MARKER.

8 (9) The ~~governing body of the municipality~~ COUNTY PLAT
9 BOARD may waive the placing of ~~any of the~~ A required ~~monuments~~
10 ~~and markers~~ MONUMENT OR MARKER for a reasonable time, not to
11 exceed ~~one~~ 1 year UNLESS THE COUNTY PLAT BOARD AND THE PROPRI-
12 ETOR APPROVE AN EXTENSION, on condition that ~~the proprietor~~
13 ~~deposits~~ A DEPOSIT IS MADE with the clerk of the municipality IN
14 cash, or BY a certified check, ~~or~~ irrevocable bank letter of
15 credit running to the municipality, OR SURETY BOND ACCEPTABLE TO
16 THE COUNTY PLAT BOARD, whichever the proprietor selects, in an
17 amount not less than ~~\$25.00~~ \$100.00 per monument and not less
18 than ~~\$100.00~~ \$500.00 in total, except that lot corner markers
19 shall be at the rate of not less than ~~\$10.00~~ \$25.00 per
20 marker. ~~Such cash, certified check or irrevocable bank letter~~
21 ~~of credit~~ THE DEPOSIT shall be returned to the proprietor upon
22 receipt of a certificate by a surveyor that the monuments and
23 markers have been placed as required within the time specified.
24 If the proprietor defaults, the ~~governing body~~ COUNTY PLAT
25 BOARD shall promptly require a surveyor to locate the monuments
26 and markers in the ground as certified on the plat. ~~at a cost~~

1 ~~not to exceed the amount of the security deposited and shall pay~~
2 ~~the surveyor.~~

3 Sec. 126. (1) The survey of ~~all subdivisions~~ A
4 SUBDIVISION shall be performed by a surveyor.

5 (2) The relative error of closure ON THE UNADJUSTED FIELD
6 OBSERVATIONS of the ~~surveyed land~~ EXTERIOR BOUNDARY SURVEY
7 shall be less than the ratio of 1 part in ~~5,000~~ 10,000. THE
8 RELATIVE ERROR OF CLOSURE ON THE UNADJUSTED FIELD OBSERVATIONS
9 FOR INTERIOR LOTS SHALL BE LESS THAN THE RATIO OF 1 PART IN
10 10,000 OR 0.15 FEET, WHICHEVER IS GREATER.

11 (3) Bearings shall be expressed in relation to the true
12 meridian, or a previously established meridian or bearing. ~~and~~
13 ~~a statement by the~~ THE surveyor SHALL STATE on the plat
14 ~~stating~~ the source of information USED in obtaining the
15 bearings. ~~outlined.~~

16 Sec. 131. (1) Following ~~final~~ approval of the preliminary
17 plat by the ~~governing body~~ COUNTY PLAT BOARD UNDER SECTION 112,
18 the proprietor shall cause a survey and ~~5 true plats thereof~~ A
19 FINAL PLAT OF THAT SURVEY to be made by a surveyor ON MATERIAL
20 APPROVED BY THE COUNTY PLAT BOARD.

21 (2) ~~All approvals made on the~~ AN APPROVAL OF A preliminary
22 plat ~~shall expire as~~ EXPIRES AFTER THE TIME PERIOD OF APPROVAL
23 provided in section 120. ~~(3) A~~ AN APPROVING AUTHORITY MAY
24 REJECT, BUT IS NOT REQUIRED TO REJECT, A final plat ~~shall not be~~
25 ~~accepted~~ SOLELY BECAUSE THE FINAL PLAT IS FILED after the ~~date~~
26 ~~of~~ expiration DATE of the preliminary plat approval.

1 (3) ~~(4)~~ A final plat received by the state ~~treasurer~~
2 ADMINISTRATOR UNDER SECTION 171, IF THE COUNTY BOARD OF
3 COMMISSIONERS HAS ADOPTED A RESOLUTION UNDER SECTION 105(1), OR
4 BY THE COUNTY PLAT BOARD UNDER SECTION 166, IF THE COUNTY BOARD
5 OF COMMISSIONERS HAS NOT ADOPTED SUCH A RESOLUTION, more than 1
6 year ~~following~~ AFTER the date of approval ~~of~~ BY the city or
7 county treasurer shall be returned to the treasurer who shall
8 make a new certificate, currently dated, relative to paid or
9 unpaid taxes, special assessments, and tax liens or titles.

10 (4) ~~(5) All~~ A final ~~plats of subdivided land~~ PLAT shall
11 comply with ~~the provisions of~~ THIS SECTION AND sections ~~+3+~~
12 132 to 151.

13 Sec. 132. ~~All plats~~ A FINAL PLAT shall be legibly pre-
14 pared according to the following general requirements:

15 (a) On 1 or more sheets, 18 inches wide by 24 inches long in
16 size, leaving a 1-1/2 inch binding margin and a 1/2 inch margin
17 on all other sides.

18 (b) Of an approved material, according to published specifi-
19 cations of the department of ~~the treasury~~ CONSUMER AND INDUSTRY
20 SERVICES OR COUNTY PLAT BOARD.

21 (c) Drawn or printed with nonfading black ink true to an
22 adequate and plainly readable scale of not more than 100 feet to
23 ~~an~~ 1 inch, UNLESS A DIFFERENT SCALE IS APPROVED IN WRITING BY
24 THE COUNTY PLAT BOARD.

25 (d) The name of the ~~plat~~ SUBDIVISION shall not duplicate
26 the name of any ~~plat~~ SUBDIVISION ON A previously recorded PLAT
27 in the same county unless it is an addition contiguous to ~~the~~

1 ~~same~~ THAT PREVIOUSLY RECORDED SUBDIVISION, or ~~which~~ is a part
2 of ~~the same~~ A SUBDIVISION previously approved AS A preliminary
3 plat under ~~section 120~~ SECTIONS 112 TO 119. The first subdivi-
4 sion bearing the name may be designated as number 1, and ~~all~~
5 additions to it shall be consecutively numbered, beginning with
6 number 2.

7 (e) Lots shall be numbered consecutively beginning with lot
8 number 1 in the first subdivision bearing the name and continuing
9 in consecutive order throughout the several additions.

10 (f) ~~A~~ EACH SHEET WHICH HAS A DRAWING OF THE PLAT SHALL
11 CLEARLY SHOW A north point, ~~shall be properly located thereon~~
12 PLAT LEGEND, AND BAR DIAGRAM OF SCALE.

13 Sec. 133. The caption of the final plat shall be printed at
14 the top of the plat in large, bold letters, and shall include:

15 (a) ~~Name of the plat~~ SUBDIVISION NAME.

16 (b) Part of section, number of section, town and range,
17 municipality, and county IN WHICH THE SUBDIVISION IS LOCATED.

18 (c) If ANY PORTION OF THE SUBDIVISION IS a private claim,
19 the ~~number of the~~ claim NUMBER and the municipality in which
20 the land is situated.

21 (d) If ~~a tract of~~ ANY PORTION OF THE SUBDIVISION IS land
22 that is not a section or part of a section, the name by which
23 ~~the tract~~ THAT LAND is legally known and the town and range and
24 municipality in which the land is situated.

25 Sec. 134. ~~There~~ THE FINAL PLAT shall ~~be~~ INCLUDE A type-
26 written or printed, ~~on the final plat, a~~ full and detailed
27 description of the land embraced in the subdivision by distances

1 and bearings. THE DESCRIPTION SHALL CONTAIN SUFFICIENT
2 INFORMATION SO THAT THE BOUNDARY OF THE SUBDIVISION CAN BE ESTAB-
3 LISHED WITHOUT REFERRING TO THE DRAWING. The description shall
4 also include:

5 (a) The caption of the plat.

6 (b) ~~If a private claim, the number of the claim and the~~
7 ~~municipality in which the land is situated.~~ THE ACREAGE WITHIN
8 THE SUBDIVISION BOUNDARY.

9 ~~(c) If a tract of land that is not a section or part of a~~
10 ~~section, the name by which the tract is legally known and the~~
11 ~~town and range and the municipality in which it is situated.~~

12 (C) ~~(d)~~ The name of the original plat and any part of it
13 replatted.

14 (D) ~~(e)~~ A description by distances and bearings of each
15 excepted parcel.

16 (E) ~~(f)~~ The number of lots, the number of outlots, and the
17 number of private parks.

18 (F) ~~(g)~~ The intermediate traverse line, if one is required
19 on the plat.

20 (G) ~~(h)~~ The area within the existing right-of-way of any
21 abutting ~~street, county road or state trunk line highway~~ ROAD,
22 if ~~such~~ THAT area has not previously been dedicated to public
23 use and if ~~it~~ THAT AREA is the proprietor's land.

24 Sec. 135. (1) The map of the subdivision, as drawn on the
25 final plat, shall comply with THIS SECTION AND sections ~~+35-~~ 136
26 to 141. ~~It~~ THE FINAL PLAT shall contain sufficient information
27 to completely define, for the purpose of a resurvey, the location

1 of any boundary, corner, or angle point within the ~~plat.~~ All
2 ~~land~~ SUBDIVISION. LAND lying within the boundaries of the
3 ~~plat~~ SUBDIVISION shall be shown ~~thereon~~ ON THE FINAL PLAT in
4 such a manner that title to the area may be clearly established
5 as to whether dedicated to public use or reserved to private
6 use.

7 (2) IF THE SUBDIVISION IS LOCATED IN MORE THAN 1 MUNICIPALI-
8 TY, THE MUNICIPAL BOUNDARIES SHALL BE LABELED ON THE FINAL PLAT.
9 LOTS LOCATED IN MORE THAN 1 MUNICIPALITY SHALL BE PROPERLY DIMEN-
10 SIONED ON THE PORTIONS OF THE LOT IN EACH MUNICIPALITY.

11 (3) THE GOVERNMENT CORNERS USED IN REFERENCING THE LOCATION
12 OF THE SUBDIVISION SHALL BE SHOWN AND MUST BE RECORDED SHOWING
13 LIBER AND PAGE NUMBER UNDER THE CORNER RECORDATION ACT, ACT
14 NO. 74 OF THE PUBLIC ACTS OF 1970, BEING SECTIONS 54.201 TO
15 54.210D OF THE MICHIGAN COMPILED LAWS.

16 Sec. 136. The exterior boundaries of the subdivision as
17 drawn on the FINAL plat shall include and correctly show ALL OF
18 THE FOLLOWING:

19 (a) The land surveyed and divided, with reference to a
20 corner or corners established in the government survey and indi-
21 cated by distances and bearings. The Michigan coordinate system
22 may also be used for referencing ~~such~~ THE government survey
23 points.

24 (b) The exact length and bearings ~~thereof~~ OF THE EXTERIOR
25 BOUNDARIES.

26 (c) ~~Where the~~ IF AN exterior boundary ~~lines show bearings~~
27 ~~and distances~~ LINE SHOWS A BEARING OR DISTANCE which ~~vary~~

1 VARIES from those recorded in abutting plats, the following note
 2 shall be placed along ~~such lines~~ THAT LINE, "recorded as (show
 3 recorded bearing or distance or both)".

4 (d) The area within the existing right-of-way of any abut-
 5 ting ~~street, county road or state trunk line highway~~ ROAD, if
 6 ~~such~~ THAT area has not previously been dedicated to public use
 7 and if it is the proprietor's land.

8 (e) ~~When~~ IF the subdivision is bounded by an irregular
 9 shoreline of a body of water, the bearings and distances of a
 10 closing intermediate traverse, extending across the plat so that
 11 it intersects the sidelines of the shore lots; the dimensions of
 12 the sidelines of the shore lots from the ~~street~~ ROAD line to
 13 the traverse line; ~~, and~~ the distance from the traverse line to
 14 the water's edge as found at the time of the survey; distances
 15 along the traverse line between its intersections with the side-
 16 lines of the lots; AND the location of monuments at ~~all~~ EACH
 17 angle ~~points~~ POINT of the intermediate traverse. ~~All lots~~
 18 ~~extending~~ UNLESS OTHERWISE NOTED ON THE PLAT AND ON THE
 19 PROPRIETOR'S CERTIFICATE AS PROVIDED IN SECTION 144, EACH LOT
 20 BOUNDED BY A BODY OF WATER IS PRESUMED TO EXTEND to the water's
 21 edge WHICH shall be noted accordingly on the plat. If the pro-
 22 prietor intends to retain OR GRANT TO ANYONE OTHER THAN THE CON-
 23 TIGUOUS WATERFRONT LOT OWNER THE possession, RIGHTS, OR RIPARIAN
 24 RIGHTS of the area between the intermediate traverse and the
 25 water's edge, a statement to that effect shall be noted on the
 26 plat AND ON THE PROPRIETOR'S CERTIFICATE INCLUDING A SPECIFIC
 27 LIST OF RIGHTS, USES, AND ACTIVITIES PERMITTED ON THAT AREA.

1 (f) The location of ~~all~~ EACH boundary ~~monuments~~ MONUMENT
2 established in the field in their proper places.

3 (g) ~~When any~~ IF part of the land being subdivided is not
4 included in the government survey, boundaries shall be indicated
5 by distances and bearings and related to a government survey
6 corner or, if in a private claim, to a private claim corner.

7 Sec. 137. ~~All public or private grounds, streets, roads~~
8 ~~and alleys included in the plat~~ PUBLIC OR PRIVATE OPEN SPACE AND
9 RIGHTS-OF-WAY LOCATED WITHIN THE SUBDIVISION shall be shown as
10 follows:

11 (a) ~~All public or private commons, parks and other grounds~~
12 ~~except streets and alleys, by their~~ PUBLIC OR PRIVATE OPEN SPACE
13 BY ITS boundaries, bearings and distances, and ~~names~~ NAME.

14 (b) ~~All streets and roads~~ RIGHTS-OF-WAY by their bearings,
15 widths, and names.

16 (c) ~~All streets, roads or alleys~~ RIGHTS-OF-WAY not dedi-
17 cated to public use shall be marked "private" and named.

18 (d) ~~All curved~~ CURVED portions of ~~streets, roads or~~
19 ~~alleys~~ RIGHTS-OF-WAY shall be defined by curve data including
20 points of curvature, points of tangency, points of compound cur-
21 vature, radii of curves, central angles, and the length and bear-
22 ing of ~~its~~ THE CURVE'S long chord.

23 (e) Curve data may be shown by a curve data chart or table.

24 (F) AN EASEMENT, OTHER THAN A PUBLIC UTILITY EASEMENT, BY
25 BEARINGS AND DIMENSIONS FROM WHICH THE EASEMENT CAN BE
26 RELOCATED. IF THE EASEMENT IS RECORDED, THE PLAT SHALL SHOW THE
27 BOOK AND PAGE WHERE RECORDED.

1 Sec. 138. (1) ~~When~~ IF any part of a subdivision lies
2 within or abuts a floodplain, ~~area,~~ the FINAL plat shall
3 include and show the ~~following:~~ ~~(a) The~~ floodplain ~~shall be~~
4 ~~shown~~ within a contour line, established OR APPROVED by the
5 ~~water resources commission,~~ department of ~~conservation~~
6 ENVIRONMENTAL QUALITY. ~~(b)~~ The contour line shall intersect
7 the ~~side lines~~ SIDELINES of the lots. ~~(c)~~ The sidelines
8 shall be dimensioned to the traverse line from the ~~street~~ ROAD
9 line and the established floodplain ~~(~~ contour ~~)~~ line. ~~(d)~~
10 The floodplain ~~area~~ shall be clearly labeled on the plat with
11 the words "floodplain area".

12 (2) THE DETERMINATION OF A FLOODPLAIN AREA SHALL BE BASED ON
13 RULES ADOPTED PURSUANT TO THIS ACT.

14 (3) THE DEPARTMENT OF ENVIRONMENTAL QUALITY MAY REQUIRE THAT
15 THE PLAT INCLUDE DELINEATION OR OTHER IDENTIFICATION OF LAND
16 AREAS WITHIN THE PLAT THAT ARE SUBJECT TO STATUTES ADMINISTERED
17 BY THE DEPARTMENT OF ENVIRONMENTAL QUALITY WHICH STATUTES IMPOSE
18 LIMITATIONS ON CONSTRUCTION ACTIVITIES IN THOSE LAND AREAS. THE
19 DELINEATION OR OTHER IDENTIFICATION OF THOSE LAND AREAS SHALL BE
20 BASED UPON THE STATUTE THAT APPLIES TO THE LAND AREA AND RULES
21 PROMULGATED PURSUANT TO THIS ACT.

22 Sec. 139. (1) ~~All~~ A public utility ~~easements~~ EASEMENT
23 LOCATED WITHIN THE SUBDIVISION SHALL BE included ~~in~~ ON the
24 FINAL plat AND shall be shown as follows:

25 (a) By ~~their widths~~ THE EASEMENT'S WIDTH and relationship
26 to the lot or ~~street~~ ROAD lines.

1 (b) As at least 12 feet wide where the rear lines of lots
2 are contiguous.

3 (c) As at least 6 feet wide if a lot has no adjoining
4 subdivisions.

5 (2) A FRONT LINE OR SIDELINE EASEMENT OF A WIDTH DETERMINED
6 ADEQUATE BY THE PUBLIC UTILITIES SERVICING THE AREA MAY BE USED
7 INSTEAD OF THE WIDTH PRESCRIBED IN SUBSECTION (1)(B) OR (C).

8 (3) A PUBLIC UTILITY EASEMENT OF RECORD SHALL BE NOTED ON
9 THE FINAL PLAT WITH THE BOOK AND PAGE WHERE RECORDED.

10 Sec. 140. ~~All lots and outlots~~ A LOT OR OUTLOT LOCATED
11 WITHIN THE SUBDIVISION SHALL BE included ~~in~~ ON the FINAL plat
12 AND shall be shown as follows:

13 (a) All lots numbered consecutively.

14 (b) All outlots lettered in alphabetical order.

15 (c) The length and bearing of each side lot line.

16 (d) The bearing of each front and rear lot line, except as
17 otherwise provided in this section.

18 ~~(e) A note showing the front line of any lot fronting on 2~~
19 ~~or more streets or a body of water except for lots served by~~
20 ~~public sewers and public water or available and accessible~~
21 ~~thereto.~~

22 (E) ~~(f)~~ The bearings and depths at each end of a tier of
23 lots comprised of rectangles or parallelograms.

24 (F) ~~(g)~~ The width of lots at each end of a series of lots
25 ~~when~~ IF the front and back lines are parallel. The intermedi-
26 ate lots may be marked with dittos.

1 (G) ~~(h)~~ The distance at the time of the survey from the
2 traverse line to the water's edge.

3 (H) ~~(i)~~ All curved boundaries ~~shall be~~ shown by curve
4 data as required for public ~~grounds, streets, roads and alleys~~
5 AND PRIVATE OPEN SPACE AND RIGHTS-OF-WAY in section 137.

6 (I) ~~(j)~~ If a replat, outlines, numbers, and other identi-
7 fication of lots of the previous survey ~~shall be~~ shown by
8 dashed lines, figures, or letters.

9 Sec. 141. ~~When the plat~~ IF THE SUBDIVISION includes or
10 abuts certain improvements, other than ~~streets,~~ alleys ~~,~~ OR
11 roads, ~~or highways,~~ such as county drains, lagoons, slips,
12 waterways, lakes, bays, or canals, which IMPROVEMENTS connect
13 with or are proposed to connect with or enlarge public waters,
14 the included or abutting portions of ~~such proposed improvement~~
15 THESE IMPROVEMENTS shall be shown on the FINAL plat.

16 Sec. 142. To entitle a final plat to be recorded, the fol-
17 lowing certificates, ~~in the form prescribed by the state~~
18 ~~treasurer,~~ lettered or printed legibly with black, durable ink
19 or typed legibly ~~with~~ IN black ~~ribbon~~ shall appear on it and
20 the certificates shall contain the statements and information and
21 shall be signed and dated as prescribed in sections ~~141~~ 143 to
22 ~~150~~ 151:

23 (a) A surveyor's certificate of compliance with the
24 statute.

25 (b) A certificate of the proprietor submitting the plat.

1 (c) A certificate of taxes by the treasurer of the county in
2 which the plat is situated, as required by section 135 of Act
3 No. 206 of the Public Acts of 1893. ~~, as amended.~~

4 (d) A certificate of taxes signed by the treasurer of the
5 municipality in which the plat is located if the municipality
6 does not return delinquent taxes to the state treasurer, as
7 required by section 135 of Act No. 206 of the Public Acts of
8 1893. ~~, as amended.~~

9 ~~(e) A certificate of approval of the county drain commis-~~
10 ~~sioner, if there is a county drain commissioner.~~

11 ~~(f) A certificate of approval of the board of county road~~
12 ~~commissioners, if public streets and roads shown on the plat are~~
13 ~~under its jurisdiction or to come under its jurisdiction and if~~
14 ~~any private streets or roads shown on the plat are in an unincor-~~
15 ~~porated area.~~

16 (E) ~~(g)~~ A certificate of approval of the ~~governing body~~
17 ZONING ADMINISTRATOR AS TO ONLY ZONING AND MINIMUM LOT SIZE
18 REQUIREMENTS of the municipality. ~~The certificate of the gov-~~
19 ~~erning body of the municipality may not be placed on the plat~~
20 ~~unless the proprietor has deposited with the clerk both the~~
21 ~~filing and recording fee required by section 241 and the fee per-~~
22 ~~mitted by section 246 by the municipality for review and approval~~
23 ~~of a plat.~~

24 (F) ~~(h)~~ A certificate of approval of the county plat
25 board. The certificate may not be placed on the plat unless the
26 filing and recording fee required by section 241, ~~has~~ IF
27 APPLICABLE, AND THE FEE PERMITTED BY SECTION 246 FOR REVIEW AND

1 APPROVAL OF THE PLAT, IF ANY, HAVE been received by the COUNTY
2 clerk. ~~of the county plat board.~~

3 (G) ~~(i)~~ A certificate of approval of the state highway
4 commission ~~when~~ IF the subdivision includes or abuts state
5 trunk line highways.

6 (H) ~~(j)~~ A certificate of approval of the state ~~treasurer~~
7 ADMINISTRATOR. The certificate of the state ~~treasurer~~
8 ADMINISTRATOR may not be placed on the plat unless the portion of
9 the filing and recording fee due the state as provided by section
10 241 has been received by him OR HER. THIS SUBDIVISION APPLIES
11 ONLY IF THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A RESOLU-
12 TION UNDER SECTION 105(1).

13 Sec. 143. The certificate of the surveyor who surveyed,
14 divided, and mapped the land, ~~—~~ and if a firm of surveyors,
15 ~~also by~~ THE CERTIFICATE OF a partner or principal officer,
16 shall give the following information, which shall have the same
17 force and effect as an affidavit:

18 (a) By whose direction ~~he~~ THE SURVEYOR made the survey,
19 subdivision, and plat of the land described on the FINAL plat.

20 (b) A statement that the FINAL plat is a correct representa-
21 tion of all the exterior boundaries of the land surveyed and the
22 subdivision of ~~it~~ THAT LAND.

23 (c) A statement that ~~he~~ THE SURVEYOR has prepared the
24 description of the land shown on the FINAL plat and that ~~he~~ THE
25 SURVEYOR certifies to its correctness.

26 (d) A statement that ~~he~~ THE SURVEYOR has caused all of the
27 monuments shown on the FINAL plat to be located in the ground ~~—~~

1 or that the DEPOSIT required ~~cash, certified check or~~
2 ~~irrevocable bank letter of credit~~ UNDER SECTION 125 has been
3 deposited with the clerk of the municipality by the proprietor.

4 (e) A statement that the accuracy and closure of survey are
5 within the limits required by section 126.

6 (f) A statement that the bearings shown on the FINAL plat
7 are expressed as required by section 126.

8 Sec. 144. (1) The proprietor's certificate on the FINAL
9 plat shall include EACH OF the following THAT APPLIES TO THAT
10 PLAT:

11 ~~(a) The caption of the plat.~~

12 (A) ~~(b)~~ A statement that the proprietor has caused the
13 land described on the plat to be surveyed, divided, monumented,
14 mapped, and dedicated as shown on the plat.

15 (B) ~~(c)~~ A statement that the ~~streets~~ ROADS, alleys,
16 parks, and other places shown on ~~it which~~ THE PLAT THAT are
17 usually public are dedicated to the use of the public.

18 (C) ~~(d)~~ A statement that all public utility easements are
19 private easements and that all other easements are reserved to
20 the uses shown on the plat.

21 (D) ~~(e)~~ The name of each ~~street~~ ROAD, park, or other
22 place ~~which~~ THAT is usually public and ~~which~~ THAT is intended
23 to be reserved to other than public use, and the character and
24 purpose of ~~such~~ THAT use.

25 (E) ~~(f)~~ That the plat includes all land to the water's
26 edge OR OTHERWISE. IF A PROPRIETOR INTENDS TO RETAIN POSSESSION
27 OF THE AREA BETWEEN THE INTERMEDIATE TRAVERSE AND THE WATER'S

1 EDGE, A STATEMENT TO THAT EFFECT SHALL BE NOTED ON THE
2 CERTIFICATE AND ON THE PLAT AS PROVIDED IN SECTION 136.

3 (2) The proprietor's certificate shall be signed by the fol-
4 lowing, WITH each signature ~~shall be~~ witnessed by 2 persons ~~r~~
5 and the signatures ~~shall be~~ acknowledged IN THE SAME MANNER as
6 SIGNATURES ON deeds conveying lands are required to be witnessed
7 and acknowledged:

8 (a) All persons holding the title by deed of the lands.

9 (b) All persons holding any other title of record.

10 (c) All persons ~~holding title~~ WITH AN INTEREST as mortgaga-
11 gee or vendee under land contract, or who are in possession, but
12 ~~shall~~ not ~~include~~ INCLUDING renters.

13 (d) The wives of persons named in subdivisions (a), (b), and
14 (c).

15 Sec. 145. (1) A certificate shall be signed and dated by
16 the county treasurer relative to paid or unpaid taxes, special
17 assessments, and tax liens or titles, as required by section 135
18 of THE GENERAL PROPERTY TAX ACT, Act No. 206 of the Public Acts
19 of 1893, ~~as amended~~ BEING SECTION 211.135 OF THE MICHIGAN
20 COMPILED LAWS.

21 (2) The certificate shall be signed and dated by the trea-
22 surer of the municipality, if the municipality does not return
23 delinquent taxes to the state treasurer, as required by section
24 135 of Act No. 206 of the Public Acts of 1893. ~~, as amended.~~

25 Sec. 148. (1) A certificate shall be signed by the clerk of
26 the ~~governing body~~ ZONING ADMINISTRATOR of the municipality
27 signifying the approval of the FINAL plat by the ~~governing body~~

1 ~~which~~ ZONING ADMINISTRATOR. THE CERTIFICATE shall show the date
2 of the meeting at which the approval was ~~made~~ GIVEN and the
3 date the certificate was signed by the clerk.

4 ~~(2) The certificate shall include a statement that the plat~~
5 ~~was reviewed by the governing body or that the review was made in~~
6 ~~part by persons authorized by the governing body and that the~~
7 ~~plat is in conformance with all applicable provisions of the~~
8 ~~act.~~

9 ~~(3) If a copy of the preliminary plat was required to be~~
10 ~~approved by the health department, a statement to the effect that~~
11 ~~such approval was made and the name of the health department and~~
12 ~~the date of its approval shall be included.~~

13 (2) ~~(4)~~ If the minimum lot width and area prescribed in
14 this act has been waived and the subdivision is served by public
15 ~~sewers~~ SEWER and public water or is accessible ~~thereto~~ TO
16 PUBLIC SEWER AND PUBLIC WATER SERVICE, the certificate shall so
17 state and shall also state that the municipality has legally
18 adopted zoning ~~and~~ OR subdivision control ordinances which
19 specify lot widths and areas.

20 ~~(5) If there is no county drain commissioner, a statement~~
21 ~~that the plat is in compliance with the provisions of section~~
22 ~~192.~~

23 Sec. 149. (1) ~~A certificate shall be signed and dated by~~
24 ~~the majority of the county plat board signifying its approval of~~
25 ~~the plat.~~ EACH MEMBER OF THE COUNTY PLAT BOARD WHO APPROVES A
26 FINAL PLAT SHALL SIGN AND DATE A CERTIFICATE ATTACHED TO THE
27 FINAL PLAT. IF A MEMBER FAILS TO REJECT A FINAL PLAT WITHIN THE

1 TIME AND IN THE MANNER PROVIDED IN SECTION 166, THE CHAIRPERSON
2 OF THE COUNTY PLAT BOARD SHALL SO STATE ON THE PLAT NOTING THAT
3 THE PLAT IS CONCLUSIVELY PRESUMED APPROVED BY THAT MEMBER.

4 (2) The certificate shall include a statement that the plat
5 was reviewed BY EACH MEMBER WHO APPROVES THE PLAT for conformance
6 to ~~all applicable~~ THE provisions of this act ~~by the county~~
7 ~~plat board, by the county plat engineer, or both~~ WHICH THAT
8 MEMBER IS RESPONSIBLE FOR ADMINISTERING AND FOR CONFORMANCE WITH
9 ANY RULES ADOPTED BY THE COUNTY PLAT BOARD.

10 (3) ONLY THE MUNICIPAL OR COUNTY ZONING ADMINISTRATOR OR
11 OTHER OFFICER SERVING ON THE COUNTY PLAT BOARD UNDER SECTION
12 102A(F)(v) AND THE CHIEF EXECUTIVE OFFICER OF THE MUNICIPALITY
13 SERVING ON THE COUNTY PLAT BOARD UNDER SECTION 102A(F)(vi) SHALL
14 CONSIDER MUNICIPAL REQUIREMENTS AND ZONING REQUIREMENTS, INCLUD-
15 ING LOT SIZE REQUIREMENTS, IN DETERMINING WHETHER TO APPROVE THE
16 FINAL PLAT.

17 Sec. 150. (1) ~~A~~ IF THE PLAT INCLUDES OR ABUTS A STATE
18 TRUNK LINE HIGHWAY, A certificate shall be signed and dated by
19 the state ~~highway~~ TRANSPORTATION commission or by an official
20 of the STATE TRANSPORTATION department ~~of state highways,~~
21 authorized by the commission to certify its approval on plats.

22 (2) The certificate shall signify that:

23 (a) The plat has been reviewed and conforms to the require-
24 ments of this act and the commission's published rules and regu-
25 lations relative to ~~streets, roads and highways~~ under its
26 jurisdiction.

1 (b) The plat has the commission's approval.

2 Sec. 151. (1) A certificate shall be signed and dated by
3 the state ~~treasurer~~ ADMINISTRATOR, or may be signed and dated
4 for ~~him~~ THE STATE ADMINISTRATOR by an officer of ~~the~~ HIS OR
5 HER department, ~~of treasury,~~ if authorized by the state
6 ~~treasurer~~ ADMINISTRATOR.

7 (2) The certificate shall signify that:

8 (a) The plat conforms, in ~~his~~ THE STATE ADMINISTRATOR'S
9 opinion, to all of the requirements of this act and to the pub-
10 lished rules and regulations of the department of treasury, rela-
11 tive to plats.

12 (b) The plat has the state ~~treasurer's~~ ADMINISTRATOR'S
13 approval.

14 (3) THIS SECTION APPLIES ONLY IF THE COUNTY BOARD OF COMMIS-
15 SIONERS HAS ADOPTED A RESOLUTION UNDER SECTION 105(1).

16 Sec. 161. (1) ~~The~~ A final plat shall be ~~submitted~~
17 FILED, REVIEWED, AND PROCESSED in accordance with the procedure
18 prescribed in sections 162 to 173.

19 (2) IF A FILING OR SUBMISSION FOR FINAL PLAT APPROVAL UNDER
20 SECTIONS 162 TO 173 IS REJECTED, THE APPROVING AUTHORITY HAS 15
21 DAYS AFTER EACH REFILING OR RESUBMISSION TO TAKE AN ACTION
22 REQUIRED BY THOSE SECTIONS ON AN ORIGINAL FILING OR SUBMISSION.

23 Sec. 162. The proprietor shall ~~submit 5 true copies of~~
24 FILE the final plat ~~to the drain commissioner, if his approval~~
25 ~~was required on the preliminary plat, or 6 true copies if the~~
26 ~~proprietor requests an additional copy to be returned to him~~
27 WITH THE COUNTY TREASURER. THE COUNTY TREASURER SHALL CERTIFY

1 THE PLAT AS TO PAID AND UNPAID TAXES, SPECIAL ASSESSMENTS, AND
2 TAX LIENS OR TITLES, AS REQUIRED BY SECTION 135 OF THE GENERAL
3 PROPERTY TAX ACT, ACT NO. 206 OF THE PUBLIC ACTS OF 1893, BEING
4 SECTION 211.135 OF THE MICHIGAN COMPILED LAWS.

5 Sec. 163. (1) ~~Within 10 days, the drain commissioner~~
6 ~~shall:~~

7 ~~(a) Certify his approval on all copies of the plat and~~
8 ~~return it to the proprietor, or~~

9 ~~(b) Reject the plat, give his reasons in writing, and return~~
10 ~~it to the proprietor.~~

11 ~~(c) Send a copy of the letter of rejection to the clerk of~~
12 ~~the governing body.~~ WHEN THE FINAL PLAT HAS BEEN CERTIFIED BY
13 THE COUNTY TREASURER, THE TREASURER SHALL RETURN THE PLAT TO THE
14 PROPRIETOR.

15 (2) THE SURVEYOR WHO PREPARED THE FINAL PLAT SHALL SIGN AND
16 DATE THE SURVEYOR'S CERTIFICATE. AFTER THE SURVEYOR CERTIFIES
17 THE FINAL PLAT, THE PROPRIETOR SHALL FORWARD THE FINAL PLAT TO
18 THE ZONING ADMINISTRATOR OF THE MUNICIPALITY, AND THE SURVEYOR
19 SHALL FORWARD COPIES OF THE FINAL PLAT TO THE STATE TRANSPORTA-
20 TION COMMISSION IF THE PLAT INCLUDES OR ABUTS A STATE TRUNK LINE
21 HIGHWAY AND TO EACH MEMBER OF THE COUNTY PLAT BOARD. THE PROPRI-
22 ETOR SHALL INCLUDE COPIES OF APPROVALS, BONDS AND SURETIES, AND
23 OTHER AGREEMENTS AND DOCUMENTS, AS REQUIRED BY THIS ACT OR RULES
24 PROMULGATED UNDER THIS ACT.

25 Sec. 164. (1) ~~When the plat has been approved by the drain~~
26 ~~commissioner, the proprietor shall submit all copies of the plat~~
27 ~~to the board of county road commissioners, when their approval~~

1 ~~was required on the preliminary plat.~~ WITHIN THE TIME SPECIFIED
2 BY THIS SECTION, THE ZONING ADMINISTRATOR OF THE MUNICIPALITY
3 SHALL APPROVE OR REJECT THE FINAL PLAT ONLY FOR COMPLIANCE WITH
4 ZONING AND MINIMUM LOT SIZE REQUIREMENTS. DURING A TIME PERIOD
5 OF APPROVAL GIVEN TO THE PRELIMINARY PLAT UNDER SECTION 120,
6 APPROVAL OR REJECTION OF THE FINAL PLAT SHALL BE BASED ON COMPLI-
7 ANCE WITH THE GENERAL TERMS AND CONDITIONS UNDER WHICH APPROVAL
8 OF THE PRELIMINARY PLAT WAS GRANTED, AND THE ZONING ADMINISTRATOR
9 SHALL NOT ENFORCE A CHANGE IN AN ORDINANCE, RULE, OR REGULATION
10 ADOPTED BY THE ZONING ADMINISTRATOR AFTER THE PRELIMINARY PLAT OF
11 THAT SUBDIVISION IS APPROVED.

12 (2) IF THE ZONING ADMINISTRATOR OF THE MUNICIPALITY GRANTS
13 FINAL PLAT APPROVAL, THE ZONING ADMINISTRATOR SHALL CERTIFY THE
14 APPROVAL AND THE DATE GRANTED AND RETURN THE PLAT TO THE
15 PROPRIETOR. IF THE ZONING ADMINISTRATOR REJECTS THE FINAL PLAT,
16 THE ZONING ADMINISTRATOR SHALL NOTIFY THE PROPRIETOR OF THE
17 REJECTION. ALL THE REASONS FOR REJECTION AND, IF APPROVAL IS
18 POSSIBLE, ALL THE REQUIREMENTS FOR APPROVAL SHALL BE GIVEN TO THE
19 PROPRIETOR IN WRITING ATTACHED TO THE PLAT.

20 (3) THE ZONING ADMINISTRATOR OF THE MUNICIPALITY SHALL
21 APPROVE OR REJECT A FINAL PLAT NOT LESS AND NOT MORE THAN 15 DAYS
22 AFTER THE ZONING ADMINISTRATOR RECEIVES THAT FINAL PLAT. IF THE
23 ZONING ADMINISTRATOR NEITHER APPROVES NOR REJECTS A FINAL PLAT
24 WITHIN THE TIME REQUIRED BY THIS SUBSECTION, THE FINAL PLAT IS
25 CONCLUSIVELY PRESUMED TO BE APPROVED BY THE ZONING ADMINISTRATOR.

26 Sec. 165. ~~Within 15 days, a majority of the board of~~
27 ~~county road commissioners shall.~~

1 ~~(a) Certify their approval on all copies of the plat and~~
2 ~~return it to the proprietor; or~~

3 ~~(b) Reject the plat, give their reasons in writing, and~~
4 ~~return it to the proprietor.~~

5 ~~(c) Send a copy of the letter of rejection to the clerk of~~
6 ~~the governing body.~~ WITHIN 30 DAYS OF RECEIPT OF A PLAT FROM THE
7 SURVEYOR UNDER SECTION 163, THE STATE TRANSPORTATION COMMISSION
8 SHALL DO 1 OF THE FOLLOWING:

9 (A) REVIEW THE PLAT AND APPROVE IT IF IT CONFORMS TO ALL THE
10 REQUIREMENTS OF THIS ACT. THE STATE TRANSPORTATION COMMISSION
11 SHALL CERTIFY THE APPROVAL ON THE PLAT AND RETURN IT TO THE PRO-
12 PRIETOR OR, IF THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A
13 RESOLUTION UNDER SECTION 105(1), TO THE STATE ADMINISTRATOR.

14 (B) REJECT THE PLAT, NOTIFY THE PROPRIETOR DIRECTLY OF ALL
15 THE REASONS FOR REJECTION AND, IF APPROVAL IS POSSIBLE, ALL THE
16 REQUIREMENTS FOR APPROVAL IN WRITING AND RETURN THE PLAT TO THE
17 PROPRIETOR, OR, IF THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED
18 A RESOLUTION UNDER SECTION 105(1), RETURN THE PLAT TO THE STATE
19 ADMINISTRATOR WITH A COPY OF THE LETTER OF REJECTION.

20 Sec. 166. (1) ~~When the plat has been approved by the drain~~
21 ~~commissioner and the county road commissioners, the proprietor~~
22 ~~shall submit all copies of the plat to the clerk of the governing~~
23 ~~body of the municipality, together with the filing fee required~~
24 ~~by section 241.~~ UPON APPROVAL OF A FINAL PLAT BY THE ZONING
25 ADMINISTRATOR OF THE MUNICIPALITY UNDER SECTION 164, THE PROPRI-
26 ETOR SHALL FILE THE FINAL PLAT WITH THE CHAIRPERSON OF THE COUNTY
27 PLAT BOARD ALONG WITH THE FEES PROVIDED BY SECTION 241 AND WITHIN

1 15 DAYS AFTER THIS FILING, THE COUNTY PLAT BOARD SHALL MEET AND
2 DO 1 OF THE FOLLOWING:

3 (A) APPROVE THE PLAT AS BEING IN CONFORMANCE WITH ALL APPLI-
4 CABLE PROVISIONS OF THIS ACT. IF APPROVED, SIGNATURES AND CERTI-
5 FICATIONS SHALL BE AFFIXED AS PROVIDED IN SECTION 149. THE
6 COUNTY PLAT BOARD SHALL RETURN THE PLAT TO THE PROPRIETOR OR, IF
7 THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION UNDER
8 SECTION 105(1), SHALL FORWARD THE PLAT AND APPLICABLE RESTRICTIVE
9 DEED COVENANTS TO THE STATE ADMINISTRATOR.

10 (B) APPROVE THE PLAT WITH CONDITIONS.

11 (C) REJECT THE PLAT, NOTIFY THE PROPRIETOR DIRECTLY OF ALL
12 THE REASONS FOR REJECTION AND, IF APPROVAL IS POSSIBLE, ALL THE
13 REQUIREMENTS FOR APPROVAL IN WRITING AND RETURN THE PLAT TO THE
14 PROPRIETOR OR, IF THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A
15 RESOLUTION UNDER SECTION 105(1), TO THE STATE ADMINISTRATOR.

16 (2) A FINAL PLAT IS NOT APPROVED BY THE COUNTY PLAT BOARD
17 UNLESS AT LEAST 4 MEMBERS OF THE COUNTY PLAT BOARD APPROVE THE
18 PLAT. THOSE MEMBERS APPROVING SHALL INCLUDE ALL OF THE
19 FOLLOWING:

20 (A) THE COUNTY DRAIN COMMISSIONER, THE PUBLIC OFFICIAL WHO
21 HAS THE DUTIES OF THE COUNTY DRAIN COMMISSIONER, OR THE CHAIR-
22 PERSON OF THE BODY THAT HAS THE DUTIES OF THE COUNTY DRAIN
23 COMMISSIONER.

24 (B) THE CHAIRPERSON OF THE COUNTY ROAD COMMISSION.

25 (C) THE CHIEF ELECTED EXECUTIVE OFFICER OF THE MUNICIPALITY.

26 Sec. 171. (1) Within 15 days after receipt of the plat FROM
27 THE COUNTY PLAT BOARD UNDER SECTION 166, or ~~within 25 days if~~

1 ~~the plat requires the approval of~~ FROM the state ~~highway~~
2 TRANSPORTATION commission, WHICHEVER IS LATER, the state
3 ~~treasurer shall~~ ADMINISTRATOR SHALL DO 1 OF THE FOLLOWING:

4 (a) Review the plat and ~~when~~ APPROVE IT IF it conforms to
5 all of the ~~provisions~~ REQUIREMENTS of this act, ~~he shall~~
6 ~~approve it~~ and send 1 copy of the plat to the register of deeds
7 for recording. ~~, or~~

8 (b) Reject the plat. ~~and notify the proprietor in writing~~
9 ~~of the reasons~~ ALL THE REASONS FOR REJECTION AND, IF APPROVAL IS
10 POSSIBLE, ALL THE REQUIREMENTS FOR APPROVAL SHALL BE GIVEN IN
11 WRITING ATTACHED TO THE PLAT.

12 (2) THIS SECTION APPLIES ONLY IF THE COUNTY BOARD OF COMMIS-
13 SIONERS HAS ADOPTED A RESOLUTION UNDER SECTION 105(1).

14 Sec. 172. (1) THIS SUBSECTION APPLIES ONLY IF THE COUNTY
15 BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION UNDER SECTION
16 105(1). Upon receipt of the plat from the state ~~treasurer~~
17 ADMINISTRATOR UNDER SECTION 170, the register of deeds shall:

18 (a) Certify on the plat the time of recording and the book
19 and page where recorded. ~~He~~ THE REGISTER OF DEEDS shall not
20 accept a plat for recording UNDER THIS SUBSECTION unless it is
21 sent ~~to him by the state treasurer~~ BY and bears ~~his~~ THE cer-
22 tificate of approval OF THE STATE ADMINISTRATOR.

23 (b) Note on the record the time ~~when made~~ OF RECORDING.

24 (c) Record the book and page number of any building restric-
25 tions noted on or filed with the plat.

1 (d) Certify and promptly forward to the state ~~treasurer~~
2 ADMINISTRATOR on a form specified by ~~him~~ THE STATE
3 ADMINISTRATOR that the plat has been recorded.

4 (2) THIS SUBSECTION APPLIES IF THE COUNTY BOARD OF COMMIS-
5 SIONERS HAS NOT ADOPTED A RESOLUTION UNDER SECTION 105(1). UPON
6 RECEIPT OF THE PLAT FROM THE PROPRIETOR CERTIFIED BY THE COUNTY
7 PLAT BOARD UNDER SECTION 166 AND THE STATE TRANSPORTATION COMMIS-
8 SION UNDER SECTION 165 IF THE PLAT ABUTS OR INCLUDES A STATE
9 TRUNK LINE HIGHWAY, THE REGISTER OF DEEDS SHALL DO ALL OF THE
10 FOLLOWING:

11 (A) CERTIFY ON THE PLAT THE TIME OF RECORDING AND THE BOOK
12 AND PAGE WHERE RECORDED. THE REGISTER OF DEEDS SHALL NOT ACCEPT
13 THE PLAT FOR RECORDING UNLESS IT BEARS THE CERTIFICATE OF
14 APPROVAL OF THE COUNTY PLAT BOARD.

15 (B) NOTE ON THE RECORD THE TIME OF RECORDING.

16 (C) RECORD THE BOOK AND PAGE NUMBER OF ANY BUILDING RESTRIC-
17 TIONS NOTED ON OR FILED WITH THE PLAT.

18 (D) CERTIFY AND PROMPTLY FORWARD TO THE CLERK OF THE COUNTY
19 PLAT BOARD ON A FORM SPECIFIED BY THE COUNTY PLAT BOARD THAT THE
20 PLAT HAS BEEN RECORDED.

21 Sec. 173. (1) THIS SUBSECTION APPLIES ONLY IF THE COUNTY
22 BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION UNDER SECTION
23 105(1). When notification of recording of 1 copy of plat has been
24 received by the state ~~treasurer, he~~ ADMINISTRATOR UNDER SECTION
25 172(1), THE STATE ADMINISTRATOR shall:

26 (a) Transcribe the certificate of recording on all other
27 copies.

1 (b) Retain 1 copy for ~~his~~ THE STATE ADMINISTRATOR'S
2 files.

3 (c) Mail 1 copy of the plat to the county treasurer, 1 copy
4 to the clerk of the municipality in which the plat is located, 1
5 copy to the county road commission or the city planning commis-
6 sion, and 1 copy to the proprietor if ~~he has~~ THE PROPRIETOR
7 submitted an extra copy for certification and mailing.

8 (2) THIS SUBSECTION APPLIES IF THE COUNTY BOARD OF COMMIS-
9 SIONERS HAS NOT ADOPTED A RESOLUTION UNDER SECTION 105(1). WHEN
10 NOTIFICATION OF RECORDING OF 1 COPY OF THE PLAT HAS BEEN RECEIVED
11 BY THE CLERK OF THE COUNTY PLAT BOARD UNDER SECTION 172(2), HE OR
12 SHE SHALL DO ALL OF THE FOLLOWING:

13 (A) TRANSCRIBE THE CERTIFICATE OF RECORDING ON ALL OTHER
14 COPIES.

15 (B) RETAIN 1 COPY FOR THE COUNTY PLAT BOARD'S FILES.

16 (C) MAIL 1 COPY OF THE PLAT TO THE COUNTY TREASURER, 1 COPY
17 TO THE CLERK OF THE MUNICIPALITY IN WHICH THE PLAT IS LOCATED, 1
18 COPY TO THE COUNTY ROAD COMMISSION OR THE CITY PLANNING COMMIS-
19 SION, AND 1 COPY TO THE PROPRIETOR IF THE PROPRIETOR SUBMITTED AN
20 EXTRA COPY FOR CERTIFICATION AND MAILING.

21 Sec. 182. ~~(1) The governing body of a municipality in~~
22 ~~which the subdivision is situated may require the following as a~~
23 ~~condition of approval of final plat, for all public and private~~
24 ~~streets, alleys and roads in its jurisdiction:~~

25 ~~(a) Conformance to the general plan, width and location~~
26 ~~requirements that it may have adopted and published, and greater~~
27 ~~width than shown on a county or state plan, but may not require~~

1 ~~conformance to a municipal plan that conflicts with a general~~
2 ~~plan adopted by the county or state for the location and width of~~
3 ~~certain streets, roads and highways.~~

4 ~~(b) Proper drainage, grading and construction of approved~~
5 ~~materials of a thickness and width provided in its current pub-~~
6 ~~lished construction standards.~~

7 ~~(c) Installation of bridges and culverts where it deems~~
8 ~~necessary.~~

9 ~~(d) Submission of complete plans for grading, drainage and~~
10 ~~construction to be prepared and sealed by a civil engineer regis-~~
11 ~~tered in the state.~~

12 ~~(e) Completion of all required improvements relative to~~
13 ~~streets, alleys and roads or a deposit by the proprietor with the~~
14 ~~clerk of the municipality in the form of cash, a certified check~~
15 ~~or irrevocable bank letter of credit, whichever the proprietor~~
16 ~~selects, or a surety bond acceptable to the governing body, in an~~
17 ~~amount sufficient to insure completion within the time~~
18 ~~specified.~~

19 (1) ~~(2)~~ As a condition of approval of the plat, the
20 ~~governing body~~ COUNTY PLAT BOARD may require a deposit to be
21 made ~~in the same manner as provided in subdivision (e) of sub-~~
22 ~~section (1), to insure~~ TO ENSURE performance of any of the obli-
23 gations of the proprietor to make required improvements. THE
24 DEPOSIT SHALL BE IN THE FORM OF CASH, A CERTIFIED CHECK, OR
25 IRREVOCABLE BANK LETTER OF CREDIT, WHICHEVER THE PROPRIETOR
26 SELECTS, OR A SURETY BOND ACCEPTABLE TO THE COUNTY PLAT BOARD, IN

1 AN AMOUNT SUFFICIENT TO ENSURE THAT REQUIRED IMPROVEMENTS ARE
2 MADE WITHIN THE TIME SPECIFIED.

3 ~~(3) The governing body shall rebate to the proprietor, as~~
4 ~~the work progresses, amounts of any cash deposits equal to the~~
5 ~~ratio of the work completed to the entire project.~~

6 (2) ~~(4) The governing body~~ COUNTY PLAT BOARD shall
7 REJECT A PLAT IF 1 OR MORE OF THE FOLLOWING APPLY:

8 (a) ~~Reject a plat which~~ THE PLAT is isolated from or
9 ~~which~~ isolates other lands from existing public ~~streets~~
10 ROADS, unless suitable access is provided.

11 (b) ~~Reject a plat showing~~ THE PLAT SHOWS a ~~street or~~
12 road name duplicating one already in use in the municipality,
13 except in continuing a ~~street or~~ road.

14 (c) ~~Reject a plat showing~~ THE PLAT SHOWS the name of a new
15 ~~street,~~ alley or road that is so similar to the one already in
16 existence in the municipality that permitting such use in the
17 subdivision may be confusing for purposes of assessing, mail
18 delivery, and locating by the public.

19 (3) A ROAD DEDICATED TO THE PUBLIC IN A PLAT BUT NOT OPEN TO
20 PUBLIC TRAVEL IS NOT A PUBLIC ROAD UNTIL CONSTRUCTION IS COM-
21 PLETED BY THE PROPRIETOR AND THE ROAD IS ACCEPTED BY THE AGENCY
22 HAVING JURISDICTION.

23 Sec. 186. (1) Except as otherwise provided in this section,
24 as a condition of approval of the final plat, all SUBDIVIDED lots
25 and outlots ~~subdivided as defined in section 102~~ shall comply
26 with all of the following:

1 (a) Lots shall be numbered consecutively. If more than 1
2 subdivision is intended to be known by the same name or caption,
3 the lots in those subdivisions shall be numbered consecutively
4 throughout the several subdivisions bearing the same name.

5 (b) A residential lot shall not be less than 65 feet wide at
6 the distance of 25 feet from its front line. If a lot diminishes
7 in width from front to rear, it shall not be less than 65 feet
8 wide at a distance of 50 feet from its front line.

9 (c) A residential lot shall not have an area of less than
10 12,000 square feet.

11 (d) If required by the governing body, outlots designated on
12 the plat shall be of a size, extent, and location that will not
13 impair the intent of this act or any applicable municipal rules,
14 regulations, or policies for land development adopted and pub-
15 lished by the governing body.

16 (e) Each lot and outlot shown on a plat shall have direct
17 access to a ~~street or~~ road or assured permanent access is pro-
18 vided for in accordance with a local subdivision control ordi-
19 nance or a zoning ordinance with subdivision control provisions.

20 (2) Minimum width and area requirements provided for in
21 subsection (1) for residential lots may be waived in any subdivi-
22 sion if ~~connection~~ BOTH OF THE FOLLOWING APPLY:

23 (A) CONNECTION to a public water and a public sewer system
24 is available and accessible or ~~if~~ the proprietor before
25 approval of the plat posts security with the clerk of the municipi-
26 pality as provided in section 182. ~~and if the~~

1 (B) THE municipality in which the subdivision is proposed
2 has legally adopted zoning and subdivision control ordinances
3 that include minimum lot width and lot area provisions for resi-
4 dential buildings.

5 (3) The minimum width and area requirements provided for in
6 subsection (1) for a residential lot may be waived if all of the
7 following requirements are met:

8 (a) The residential lot has a public sewer system available
9 and accessible and the sewer system will serve that residential
10 lot.

11 (b) The residential lot consists of an area of not less than
12 7,200 square feet.

13 (c) The municipality in which the subdivision is proposed
14 has legally adopted zoning and subdivision control ordinances
15 that include minimum lot width and lot area provisions for resi-
16 dential buildings.

17 (d) The ground water supply on that residential lot meets or
18 exceeds the water supply rules of the department of ~~public~~
19 COMMUNITY health for subdivisions not served by public water.

20 (e) Except for a plat approved pursuant to subsection (5),
21 the plat for the proposed subdivision in which the residential
22 lot is located is submitted to the state for final plat approval
23 before January 1, 1993.

24 (4) Subsection (3) does not apply to a final plat approved
25 after December 31, 1994.

26 (5) Notwithstanding subsection (4), a waiver shall be
27 granted under subsection (3) for a plat that meets the criteria

1 in subsection (3)(a) through (d) and is contiguous to and, since
2 September 1, 1992 has been owned by the same person as a plat
3 that has received a waiver under subsection (3).

4 (6) The register of deeds shall maintain the recorded plat
5 pursuant to section 243.

6 Sec. 188. (1) If the subdivision includes or abuts certain
7 improvements other than ~~streets~~ ROADS and alleys, such as
8 county drains, lagoons, slips, waterways, lakes, bays, or canals,
9 which connect with or are proposed to connect with or enlarge
10 public waters and such improvements are not in existence at the
11 time of consideration by the ~~governing body of the municipality~~
12 COUNTY PLAT BOARD, it may require, as a condition of approval of
13 the final plat, the proprietor to enter into an agreement to con-
14 struct such improvements within a reasonable time.

15 (2) The ~~governing body~~ COUNTY PLAT BOARD may require a
16 cash deposit, certified check, or irrevocable bank letter of
17 credit whichever the proprietor selects, or surety bond accept-
18 able to the ~~municipality~~ COUNTY PLAT BOARD, covering the esti-
19 mated cost of construction, to be deposited with the ~~clerk of~~
20 ~~the municipality to insure~~ COUNTY PLAT BOARD TO ENSURE the
21 faithful performance of the agreement. Outlots or parks used as
22 buffer strips, if between the boundary of the subdivision and
23 such improvements, shall not alter the requirements of this
24 section.

25 (3) Any municipality may provide by ordinance for the
26 installation of other improvements in addition to those required
27 by this act. The ~~governing body of the municipality~~ COUNTY

1 PLAT BOARD, as a condition of approval of the plat, may require
2 the proprietor to enter into an agreement, as provided in this
3 section.

4 Sec. 198. Subject to review and approval at a meeting of
5 the county plat board of the county in which the subdivision is
6 located, an affidavit by the surveyor who certified the plat may
7 be recorded in the office of the register of deeds in which the
8 plat is recorded but only for the purpose of correcting minor and
9 typographical errors in distances, angles, directions, bearings,
10 chords, lot numbers, ~~street numbers~~ ROAD NAMES, or other
11 details shown on a recorded plat as follows:

12 (a) The affidavit shall explain the purpose, exact nature,
13 and details of the correction.

14 (b) If the county plat board rejects the request for record-
15 ing of the affidavit, it shall give its reasons in writing.

16 (c) The register of deeds, after approval of the county plat
17 board, shall note on the plat a reference to the book and page in
18 which the affidavit is recorded and shall send a certified copy
19 to the state treasurer, who shall note or reference it on his
20 copy of the plat. The state treasurer shall send copies to all
21 agencies which received a copy of the plat.

22 (d) A recorded affidavit, or a certified copy thereof, shall
23 be prima facie evidence of the facts therein stated.

24 (e) Affidavits of correction may not be used to change the
25 boundaries or shape of lots, outlots, or parcels of land in a
26 subdivision.

1 Sec. 201a. Notwithstanding the conditions specified in
2 ~~sections 201(1) (a)~~ SECTION 201(1)(A) and (b), an assessor's
3 plat, complying with sections 201 to 213, may also be ordered if
4 there is a person in possession under a lease agreement relating
5 to a parcel or tract of land and all of the following conditions
6 are met:

7 (a) There is in effect a lease which was executed prior to
8 January 1, 1968.

9 (b) The area of the land affected by the lease is smaller
10 than the minimum lot size or configuration required by this act,
11 or by local ordinance, as the case may be, or if the land is of
12 proper size and configuration but at least 75% of the portion of
13 the boundary not abutted by ~~streets~~ ROADS is abutted by lands
14 of insufficient size or configuration.

15 (c) The leasehold premises has been improved with a per-
16 manent structure.

17 Sec. 202. (1) ~~The~~ A plat ORDERED UNDER SECTION 201 OR
18 201A shall be called an assessor's plat and given a name. ~~It~~
19 AN ASSESSOR'S PLAT shall plainly define the boundary of each
20 parcel ~~,~~ AND each ~~street,~~ alley or road. ~~and~~ EACH dedica-
21 tion to public or private use, as such, shall be evidenced by the
22 records of the register of deeds.

23 (2) The ASSESSOR'S plat shall be made by a surveyor.

24 Sec. 203. The actual and necessary costs and expenses of
25 making AN assessor's ~~plats~~ PLAT shall be paid out of the gen-
26 eral fund of the ~~city, incorporated village, or township~~
27 MUNICIPALITY whose governing body ordered the plat. ~~All of the~~

1 ~~cost~~ THE COSTS AND EXPENSES may be charged to the land so
2 platted. Of the cost charged to the land so platted, 1/2 shall
3 be based on the proportion that the area of each parcel bears to
4 the total area of the plat and 1/2 shall be charged equally to
5 each parcel included in the assessor's plat, as a special assess-
6 ment on the land, in the manner provided in SECTIONS 19B AND 19C
7 OF Act No. ~~67~~ 246 of the Public Acts of ~~1961~~ 1931, being sec-
8 tions ~~41.921 to 41.925~~ 41.289B AND 41.289C of the Michigan
9 Compiled Laws.

10 Sec. 204. (1) The surveyor making the ASSESSOR'S plat shall
11 survey and lay out the boundaries of each parcel, ~~street,~~
12 alley, or road, and dedication to public or private use, accord-
13 ing to the records of the register of deeds and whatever other
14 evidence ~~that may be~~ IS available to show the intent of the
15 buyer and seller, in the chronological order of their conveyance
16 or dedication.

17 (2) The surveyor shall also:

18 (a) Set temporary ~~monuments~~ SURVEY POINTS to show the
19 results of the survey.

20 (b) Make a map of the proposed plat to the scale of not more
21 than 100 feet to 1 inch OR A DIFFERENT SCALE IF APPROVED IN WRIT-
22 ING BY THE COUNTY PLAT BOARD OR, IF THE COUNTY BOARD OF COMMIS-
23 SIONERS HAS ADOPTED A RESOLUTION UNDER SECTION 105(1), THE STATE
24 ADMINISTRATOR.

25 Sec. 205. The proprietors of record of lands, AND ROAD
26 AUTHORITIES WITH LAND UNDER THEIR JURISDICTION, DRAWN in the
27 ASSESSOR'S plat shall be notified by registered mail to their

1 last known address, ~~in order~~ SO that ~~they shall~~ THE
2 PROPRIETORS AND ROAD AUTHORITIES have THE opportunity to examine
3 the map, view the temporary ~~monuments~~ SURVEY POINTS, and make
4 known any disagreements with the boundaries as shown.

5 Sec. 206. (1) The surveyor making the ASSESSOR'S plat shall
6 reconcile any discrepancies that may be revealed, so that the
7 plat as certified to the governing body ~~shall be~~ IS in con-
8 formity with the records of the register of deeds as nearly as is
9 practicable.

10 ~~(2) When boundary lines between adjacent parcels, as evi-~~
11 ~~denced on the ground, are mutually agreed to in writing by the~~
12 ~~proprietors of record or in possession, such lines may be the~~
13 ~~true boundaries for all purposes thereafter, even though they~~
14 ~~vary from the metes and bounds descriptions previously of~~
15 ~~record. The written agreements shall be recorded in the office~~
16 ~~of the register of deeds.~~

17 (2) ~~(3)~~ When reconciliation has been completed, the tempo-
18 rary ~~monuments~~ SURVEY POINTS shall be replaced with permanent
19 monuments meeting the specifications and provisions of ~~this act~~
20 ~~for monuments~~ SECTION 125.

21 Sec. 207. (1) On every assessor's plat, as certified to the
22 governing body, shall appear the bearings and distances of lines
23 of each parcel. ~~recorded in the office of the register of~~
24 ~~deeds, and each lot~~ LOTS shall ~~also~~ be numbered as provided in
25 ~~this act for final plats~~ SECTION 132.

26 (2) The provisions of this act as to surveys and monuments
27 and as to form and procedure, insofar as ~~they~~ THOSE PROVISIONS

1 are applicable to the purposes of assessor's plats, shall apply
2 TO AN ASSESSOR'S PLAT.

3 (3) THE ASSESSING OFFICER SHALL CERTIFY THAT THE MUNICIPAL-
4 ITY HAS ACQUIRED THE TITLE TO THE ROADS, ALLEYS, AND PUBLIC
5 PLACES SHOWN ON THE ASSESSOR'S PLAT BY MEANS OF PURCHASE, DEDICA-
6 TION, CONDEMNATION, OR ADVERSE POSSESSION FOR PUBLIC USE. IF
7 THERE IS LAND TO WHICH THE MUNICIPALITY HAS NOT ACQUIRED TITLE,
8 THE EXTENT OF THAT LAND'S USE SHALL BE PLAINLY STATED IN THE CER-
9 TIFICATE AND NOTED ON THE PLAT. THE PLAT SHALL BE SIGNED AND
10 ACKNOWLEDGED BY THE ASSESSING OFFICER.

11 Sec. 208. The sworn certificate of the surveyor who made
12 the ASSESSOR'S plat, and ~~—~~ if a firm of surveyors, ~~also by~~
13 THE SWORN CERTIFICATE OF a partner or principal officer, shall
14 appear on the plat and shall state the following:

15 (a) The name of the governing body by whose order the plat
16 was made, and the date of the order.

17 (b) A statement that the plat is a correct representation of
18 all the exterior boundaries of the land surveyed and each parcel
19 or lot ~~thereof~~ OF THE PLAT.

20 (c) A statement that ~~he~~ THE SURVEYOR has fully complied
21 with ~~the provisions of~~ this act in filing the plat.

22 Sec. 209. (1) When completed, ~~the~~ AN assessor's plat
23 shall be filed with the clerk of the ~~governing body~~
24 MUNICIPALITY that ordered the plat. In unincorporated areas, the
25 certificate of the county road commission shall first be secured,
26 stating that the public roads shown on the plat were in existence
27 at the time the plat was made. AFTER THE FILING OR AFTER A

1 REQUIRED APPROVAL BY THE COUNTY ROAD COMMISSION, THE CLERK SHALL
2 FORWARD THE ASSESSOR'S PLAT FOR APPROVAL TO THE COUNTY PLAT BOARD
3 OR, IF THE COUNTY BOARD OF COMMISSIONERS HAD ADOPTED A RESOLUTION
4 UNDER SECTION 105(1), THE STATE ADMINISTRATOR. AFTER APPROVAL,
5 THE COUNTY PLAT BOARD OR STATE ADMINISTRATOR SHALL RETURN THE
6 PLAT TO THE CLERK.

7 (2) The clerk shall promptly give notice ~~thereof~~ OF THE
8 ASSESSOR'S PLAT by publication for 3 successive weeks in a news-
9 paper of general circulation in the ~~city, village, township~~
10 MUNICIPALITY or county, or if there is none, in a newspaper pub-
11 lished in ~~the~~ AN adjoining county and having general circula-
12 tion in the locality where the plat is situated.

13 (3) The plat shall remain on file in the clerk's office for
14 30 days after the first publication. At any time ~~within~~ AFTER
15 the 30-day period THE GOVERNING BODY SHALL CONSIDER THE
16 ASSESSOR'S PLAT FOR APPROVAL. ~~any person or public body having~~
17 ~~an interest in any lands affected by the plat may bring a suit to~~
18 ~~have such plat corrected.~~

19 ~~(4) If no such suit is brought within such time, the plat~~
20 ~~may be approved by the governing body.~~

21 ~~(5) If suit is brought, approval shall be withheld until it~~
22 ~~is decided. If necessary, the plat shall be revised in accord-~~
23 ~~ance with such decision, then approved by the governing body.~~

24 SEC. 209A. (1) AFTER APPROVAL BY THE GOVERNING BODY, THE
25 MUNICIPAL CLERK SHALL FILE A PETITION WITH THE CIRCUIT COURT FOR
26 THE PURPOSE OF QUIETING TITLE TO THE PROPERTY LOCATED WITHIN THE
27 ASSESSOR'S PLAT.

1 (2) THE CLERK SHALL NOTIFY ALL OF THE FOLLOWING OF THE
2 FILING OF THE PETITION:

3 (A) OWNERS OF RECORD TITLE OF EACH LOT OR PARCEL INCLUDED
4 WITHIN THE ASSESSOR'S PLAT.

5 (B) OWNERS OF RECORD TITLE OF PROPERTY ABUTTING THE
6 ASSESSOR'S PLAT.

7 (C) THE STATE ADMINISTRATOR IF THE COUNTY BOARD OF COMMIS-
8 SIONERS HAS ADOPTED A RESOLUTION UNDER SECTION 105(1).

9 (D) THE DIRECTOR OF THE STATE TRANSPORTATION DEPARTMENT IF
10 THE ASSESSOR'S PLAT INCLUDES OR ABUTS A STATE HIGHWAY.

11 (E) THE COUNTY DRAIN COMMISSIONER AND THE CHAIRPERSON OF THE
12 BOARD OF COUNTY ROAD COMMISSIONERS HAVING JURISDICTION OVER ANY
13 OF THE LANDS INCLUDED IN THE PLAT.

14 (F) EACH PUBLIC UTILITY THAT IS KNOWN TO SERVE THE AREA.

15 (3) UNLESS THE PARTIES NAMED IN SUBSECTION (2)(A) AND (B)
16 TOTAL MORE THAN 20, SERVICE OF PROCESS SHALL BE MADE IN ACCORD
17 WITH GENERAL RULES GOVERNING SERVICE IN CIVIL ACTIONS. IF THE
18 PARTIES NAMED IN SUBSECTION (2)(A) AND (B) TOTAL MORE THAN 20,
19 THEY MAY BE SERVED BY REGISTERED MAIL.

20 (4) IF AN ASSESSOR'S PLAT IS APPROVED BY THE CIRCUIT COURT
21 AND THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION
22 UNDER SECTION 105(1), THE CLERK OF THE MUNICIPALITY SHALL SEND
23 THE ASSESSOR'S PLAT AND THE APPLICABLE FEE TO THE STATE ADMINIS-
24 TRATOR FOR A REVIEW OF COMPLIANCE WITH THE COURT ORDER.

25 Sec. 210. ~~The plat, when completed and certified as pro-~~
26 ~~vided in this act with the exception of the certification by the~~
27 ~~county plat board and when approved by the governing body and in~~

1 ~~unincorporated areas by the board of county road commissioners,~~
2 ~~shall be acknowledged by the clerk thereof. When so approved and~~
3 ~~acknowledged, all copies of the plat shall be forwarded to the~~
4 ~~state treasurer together with the recording fee specified in this~~
5 ~~act for all plats.~~ The ~~state treasurer~~ COUNTY PLAT BOARD shall
6 review the ASSESSOR'S plat for adherence to ~~the provisions of~~
7 THE COURT ORDER AND this act, or may reject ~~it~~ THE PLAT giving
8 ~~his~~ THE reasons in writing. Upon approval, the ~~state~~
9 ~~treasurer~~ COUNTY PLAT BOARD shall forward the plat to the regis-
10 ter of deeds for recording. On return of the proof of recording
11 TO THE COUNTY PLAT BOARD, THE COUNTY PLAT BOARD SHALL SEND the
12 required recording fee ~~shall be sent~~ to the register of deeds.
13 ~~and the state treasurer~~ THE COUNTY PLAT BOARD shall distribute
14 ~~the~~ copies OF THE ASSESSOR'S PLAT IN THE SAME MANNER as
15 required for ~~all other~~ A final ~~plats~~ PLAT.

16 Sec. 211. When an assessor's plat is recorded, the register
17 of deeds shall notify the county treasurer. The county treasurer
18 shall notify the assessor if any part of the lands included in
19 the plat are delinquent for taxes or special assessments for any
20 year ~~prior to~~ BEFORE the date of recording. The assessor or
21 supervisor shall apportion ~~such~~ THOSE taxes or assessments
22 against the individual or several lots in the plat. The appor-
23 tionment of delinquent taxes and special assessments shall be
24 governed by the provisions of section 53 of THE GENERAL PROPERTY
25 TAX ACT, Act No. 206 of the Public Acts of 1893, ~~as amended~~
26 BEING SECTION 211.53 OF THE MICHIGAN COMPILED LAWS. The
27 apportioned taxes and special assessment shall thereafter become

1 a lien against the individual or several lots in the plat and
 2 treated in the same manner as taxes of the year of the original
 3 assessment for the purpose of collection and sale for delinquent
 4 taxes as provided by Act No. 206 of the Public Acts of 1893. ~~7~~
 5 ~~as amended.~~

6 Sec. 212. Reference to any land ~~7~~ as ~~it appears~~ THAT
 7 LAND IS DESCRIBED on a recorded assessor's plat is sufficient for
 8 purposes of CONVEYANCE, assessment, and taxation. ~~Conveyance~~
 9 ~~may be made by reference to the plat and shall be as effective to~~
 10 ~~pass title to the land so described as it would be if the~~
 11 ~~premises had been described by metes and bounds.~~ The ASSESSOR'S
 12 plat or record ~~thereof~~ OF THE PLAT shall be received in evi-
 13 dence in all courts and places as correctly describing the sev-
 14 eral parcels of land ~~therein~~ designated IN THE PLAT. After an
 15 assessor's plat has been made and recorded with the register of
 16 deeds, ~~all conveyances~~ A CONVEYANCE of ~~lands~~ LAND included in
 17 the assessor's plat shall be by reference to ~~the~~ THAT plat.
 18 ~~Any instrument dated and acknowledged after January 1, 1968,~~
 19 ~~purporting to convey or mortgage any such lands except by refer-~~
 20 ~~ence to such assessor's plat may not be recorded by the~~ THE reg-
 21 ister of deeds SHALL NOT RECORD A CONVEYANCE OR MORTGAGE OF LAND
 22 IF THE CONVEYANCE OR MORTGAGE DOES NOT COMPLY WITH THIS SECTION.

23 Sec. 213. ~~(1) Whenever a parcel of land has been~~ IF LAND
 24 IS subdivided and platted and the plat recorded after the tax
 25 day, the assessing officer shall substitute the recorded plat for
 26 the description of the parcel of land on the tax roll of the
 27 succeeding tax year ~~7~~ and shall utilize for tax purposes

1 descriptions of property within the platted area by lot number
2 instead of by metes and bounds in carrying out his OR HER duties
3 as provided in section 53 of THE GENERAL PROPERTY TAX ACT, Act
4 No. 206 of the Public Acts of 1893, ~~as amended~~ BEING SECTION
5 211.53 OF THE MICHIGAN COMPILED LAWS.

6 ~~(2) The assessing officer shall certify under his hand and~~
7 ~~seal that the municipality has acquired the title to the high-~~
8 ~~ways, streets, alleys and public places shown on the assessor's~~
9 ~~plat by reason of purchase, dedication, condemnation or adverse~~
10 ~~possession for public use, and if there are any roads, streets,~~
11 ~~alleys or other such places to which the municipality has not~~
12 ~~acquired title for public use the extent of their use shall be~~
13 ~~plainly stated in the dedication, and the plat shall be signed~~
14 ~~and acknowledged by the officer.~~

15 SEC. 215. (1) IF THE REGISTER OF DEEDS IS AWARE THAT A PLAT
16 RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS IS TORN, MUTI-
17 LATED, OR LIKELY TO BECOME ILLEGIBLE FOR SOME OTHER REASON, THE
18 REGISTER OF DEEDS SHALL ASCERTAIN THE FACTS IN RELATION TO THE
19 PLAT. IF THE REGISTER OF DEEDS CONSIDERS IT NECESSARY TO PRE-
20 SERVE A PLAT FROM FURTHER DETERIORATION, THE REGISTER OF DEEDS
21 SHALL EMPLOY A SURVEYOR TO TRANSCRIBE AND DRAW A DUPLICATE OF THE
22 ORIGINAL PLAT.

23 (2) A DUPLICATE PLAT SHALL BE AS NEAR AS POSSIBLE A COMPLETE
24 TRANSCRIPTION OF THE ORIGINAL PLAT. THE SURVEYOR AND REGISTER OF
25 DEEDS SHALL CERTIFY THAT THE DUPLICATE IS A COMPLETE TRANSCRIP-
26 TION OF THE ORIGINAL PLAT. THE DUPLICATE PLAT AND CERTIFICATES
27 SHALL BE RECORDED IN THE SAME MANNER AS OTHER PLATS. THE

1 REGISTER OF DEEDS SHALL NOTE ON THE ORIGINAL PLAT THE BOOK AND
2 PAGE IN WHICH THE DUPLICATE PLAT IS RECORDED AND ON THE DUPLICATE
3 PLAT THE BOOK AND PAGE IN WHICH THE ORIGINAL PLAT IS RECORDED.
4 THE REGISTER OF DEEDS SHALL SEND COPIES OF THE RECORDED DUPLICATE
5 PLAT AND CERTIFICATES TO THE COUNTY PLAT BOARD OR, IF THE COUNTY
6 BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION UNDER SECTION
7 105(1), THE STATE ADMINISTRATOR.

8 (3) A DUPLICATE PLAT RECORDED UNDER THIS SECTION SHALL BE
9 CONSIDERED THE SAME AS THE ORIGINAL PLAT RECORDED IN THE REGISTER
10 OF DEEDS OFFICE FOR ALL PURPOSES. THE DUPLICATE PLAT IS PRIMA
11 FACIE EVIDENCE OF THE MAKING AND RECORDING OF THE ORIGINAL PLAT
12 AND OF THE FACTS CONTAINED IN THE DUPLICATE PLAT.

13 Sec. 221. (1) The circuit court may ~~, as provided in sec-~~
14 ~~tions 222 to 229~~ vacate, correct, or revise all or a part of a
15 recorded plat AS PROVIDED IN SECTIONS 222 TO 229.

16 (2) AS USED IN SECTIONS 222 TO 229 AND SECTION 256, "OWNER"
17 MEANS A PERSON, A MUNICIPALITY, A COUNTY, A PUBLIC CORPORATION OR
18 AUTHORITY, OR THE STATE WHICH HOLDS AN INTEREST IN LAND.

19 Sec. 224a. (1) ~~The~~ IN AN ACTION UNDER SECTION 222, THE
20 plaintiff shall join as parties defendant each of the following:

21 (a) The owners of record title of each lot or parcel of land
22 included in or located within 300 feet of the lands described in
23 the petition and persons of record claiming under those owners.

24 (b) The municipality in which the subdivision covered by the
25 plat is located.

1 (c) The ~~state treasurer~~ COUNTY PLAT BOARD OR, IF THE
2 COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION UNDER
3 SECTION 105(1), THE STATE ADMINISTRATOR.

4 (d) The COUNTY drain commissioner and the chairperson of the
5 board of county road commissioners having jurisdiction over any
6 of the land included in the plat.

7 (e) Each public utility ~~which~~ THAT is known to the plain-
8 tiff to have installations or equipment in the subdivision or
9 ~~which~~ THAT has a recorded easement or franchise right ~~which~~
10 THAT would be affected by the proceedings.

11 (f) The director of the state transportation department if
12 any of the subdivision includes or borders a state highway or
13 federal aid road.

14 (2) ~~Service~~ EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSEC-
15 TION, SERVICE of process upon the joined parties defendant shall
16 be made in accord with the general rules governing service of
17 process in civil actions. ~~except that the~~ THE parties
18 defendant specified in ~~subdivision (b) and~~ SUBSECTIONS (1)(B)
19 AND (F) and this ~~subdivision~~ SUBSECTION may be served by regis-
20 tered OR CERTIFIED mail. ~~and the~~ THE parties defendant speci-
21 fied in ~~subdivision (a)~~ SUBSECTION (1)(A) may be served by reg-
22 istered OR CERTIFIED mail if there are more than 20 persons that
23 must be joined ~~pursuant to subdivision (a)~~ UNDER SUBSECTION
24 (1)(A). IF THE STATE IS A PARTY DEFENDANT, SERVICE OF PROCESS
25 SHALL BE MADE ON THE ATTORNEY GENERAL.

26 Sec. 227a. (1) IF LAND IS VACATED AS PUBLIC LAND, TITLE
27 VESTS AS FOLLOWS:

1 (A) Title to ~~any~~ A part of ~~the~~ A plat vacated by the
2 court's judgment or order, other than a ~~street~~ ROAD or alley,
3 shall vest in the rightful ~~proprietor~~ OWNER of that part.

4 Title to a ~~street~~ ROAD or alley the full width of which is
5 vacated by the court's judgment OR ORDER shall vest in the right-
6 ful ~~proprietors~~ OWNERS of the lots, within the subdivision cov-
7 ered by the plat, abutting the ~~street~~ ROAD or alley.

8 (B) ~~(2)~~ If the lots abutting the vacated ~~street~~ ROAD or
9 alley on both sides belong to the same ~~proprietor~~ OWNER, title
10 to the vacated ~~street~~ ROAD or alley shall vest in that
11 ~~proprietor~~ OWNER. If the lots on opposite sides of the vacated
12 ~~street~~ ROAD or alley belong to different ~~proprietors~~ OWNERS,
13 title up to the center line of the vacated ~~street~~ ROAD or alley
14 shall vest in the respective ~~proprietors~~ OWNERS of the abutting
15 lots on each side.

16 (C) ~~(3)~~ If only part of the width of a ~~street~~ ROAD or
17 alley, not extending beyond the center line, is vacated, title to
18 the vacated part of the ~~street~~ ROAD or alley shall vest in the
19 ~~proprietor~~ OWNER of the lots abutting the ~~same~~ VACATED PART.

20 (2) ~~(4) When~~ IF title to ~~any~~ A part of a vacated
21 ~~street~~ ROAD or alley vests in an abutting ~~proprietor, any~~
22 OWNER, A future legal description of the abutting lot or lots
23 shall include that part of the vacated ~~street~~ ROAD or alley.

24 Sec. 229. (1) If the court orders a plat to be vacated,
25 corrected, or revised in whole or in part, the court shall also
26 direct THE plaintiff to prepare, in the form required by this act
27 for a final plat, either a new plat of the part of the

1 subdivision affected by the judgment OR ORDER or a new plat of
2 the entire subdivision if the court's judgment OR ORDER affects a
3 major part of the subdivision.

4 (2) Five true copies of the new plat, accompanied by a copy
5 of the court's judgment OR ORDER, shall be filed with the ~~state~~
6 ~~treasurer~~ COUNTY PLAT BOARD. The caption of the new plat shall
7 include a statement that it is a corrected or revised plat of all
8 or part of the same subdivision covered by the original plat.

9 (3) After the ~~state treasurer has examined~~ COUNTY PLAT
10 BOARD EXAMINES the new or amended plat for compliance with the
11 court judgment OR ORDER and WITH the provisions of this act for
12 the making and filing of original final plats and ~~has approved~~
13 APPROVES the new or amended plat, the ~~state treasurer~~ COUNTY
14 PLAT BOARD OR, IF THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A
15 RESOLUTION UNDER SECTION 105(1), THE STATE ADMINISTRATOR shall
16 distribute 1 copy each to the register of deeds, clerk of the
17 municipality, ~~country~~ COUNTY treasurer, and county road
18 commission. One copy shall be filed in the office of the ~~state~~
19 ~~treasurer~~ COUNTY PLAT BOARD OR, IF THE COUNTY BOARD OF COMMIS-
20 SIONERS HAS ADOPTED A RESOLUTION UNDER SECTION 105(1), THE STATE
21 ADMINISTRATOR.

22 (4) Fees for recording and filing documents as required by
23 this section shall be the same as for an original final plat.

24 Sec. 241. (1) ~~Beginning October 1, 1998, when~~ WHEN a
25 final plat is ~~submitted to the clerk of the governing body of~~
26 ~~the municipality~~ FILED BY THE PROPRIETOR WITH THE COUNTY
27 REGISTER OF DEEDS, the proprietor shall deposit with the plat a

1 ~~filing and~~ recording fee IN THE AMOUNT of \$20.00 FOR THE FIRST
2 PLAT SHEET AND \$5.00 FOR EACH ADDITIONAL SHEET. The ~~filing and~~
3 recording fee is in addition to any fee the municipality may
4 charge under this act. ~~(2) Upon approval of the plat by the~~
5 ~~governing body, the clerk shall send the \$20.00 fee with the plat~~
6 ~~to the clerk of the county plat board.~~ ~~(3)~~ THIS SUBSECTION
7 APPLIES IF THE COUNTY BOARD OF COMMISSIONERS HAS NOT ADOPTED A
8 RESOLUTION UNDER SECTION 105(1).

9 (2) WHEN A FINAL PLAT IS SUBMITTED BY THE PROPRIETOR TO THE
10 COUNTY PLAT BOARD, THE PROPRIETOR SHALL DEPOSIT WITH THE PLAT A
11 RECORDING FEE IN THE AMOUNT SPECIFIED IN THIS SECTION. The
12 ~~clerk~~ CHAIRPERSON of the county plat board shall deposit the
13 RECORDING fee in the county trust and agency fund for subsequent
14 ~~payments~~ PAYMENT by county warrant from this fund to THE COUNTY
15 REGISTER OF DEEDS UPON RECORDING OF THE PLAT IN THE OFFICE OF THE
16 COUNTY REGISTER OF DEEDS. THIS SECTION APPLIES IF THE COUNTY
17 BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION UNDER SECTION
18 105(1). ~~both of the following:~~

19 ~~(a) This state, in the amount of \$10.00, upon the approval~~
20 ~~of the plat by the county plat board.~~

21 ~~(b) The county register of deeds in the amount of \$10.00,~~
22 ~~upon submission of proof to the clerk of the county plat board~~
23 ~~that the plat has been duly recorded in the office of the county~~
24 ~~register of deeds.~~

25 ~~(4) The state administrator shall pay the state's portion~~
26 ~~of the fee to the state treasurer, who shall deposit it in the~~
27 ~~state general fund.~~

1 ~~(5) The state administrator may also charge an additional~~
2 ~~\$10.00 fee if he or she is of the opinion that the review time is~~
3 ~~extraordinary.~~

4 Sec. 241a. (1) ~~When a final plat is submitted to the clerk~~
5 ~~of the governing body of the municipality, the proprietor shall~~
6 ~~deposit with the plat both of the following: (a) A filing and~~
7 ~~recording fee of \$20.00. The filing and recording fee is in~~
8 ~~addition to any fee the municipality may charge under the provi-~~
9 ~~sions of this act. (b) A state plat review fee of \$150.00, plus~~
10 ~~\$15.00 for each lot over 4 lots included in the plat. The state~~
11 ~~plat review fee shall be paid by check or money order payable to~~
12 ~~the state of Michigan.~~ WHEN THE FINAL PLAT IS FILED WITH THE
13 COUNTY PLAT BOARD, THE PROPRIETOR SHALL DEPOSIT WITH THE PLAT THE
14 REQUIRED REVIEW FEE WHICH IS SEPARATE FROM ANY OTHER FEE.

15 (2) ~~On approval of the plat by the governing body, the~~
16 ~~clerk shall send the filing and recording fee and the state plat~~
17 ~~review fee with the plat to the clerk of the county plat board.~~
18 BEFORE OCTOBER 1, 1998, THE AMOUNT OF THE FEE FOR PLAT REVIEW
19 SHALL BE \$150.00, PLUS \$15.00 FOR EACH LOT OVER 4 LOTS INCLUDED
20 IN THE PLAT.

21 (3) ~~The clerk of the county plat board shall deposit the~~
22 ~~filing and recording fee in the county trust and agency fund for~~
23 ~~subsequent payment by county warrant from this fund to the county~~
24 ~~register of deeds in the amount of \$20.00, upon submission of~~
25 ~~proof to the clerk of the county plat board that the plat has~~
26 ~~been duly recorded in the office of the county register of~~
27 ~~deeds.~~ BEGINNING OCTOBER 1, 1998, THE AMOUNT OF THE FEE FOR PLAT

1 REVIEW SHALL BE \$10.00. HOWEVER, THE COUNTY PLAT BOARD MAY
2 CHARGE AN ADDITIONAL FEE OF \$10.00 IF IT CONCLUDES THAT THE
3 REVIEW TIME IS EXTRAORDINARY. THE REVIEW FEE SHALL BE RETAINED BY
4 THE COUNTY UNLESS THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A
5 RESOLUTION UNDER SECTION 105(1), IN WHICH CASE THE CHAIRPERSON OF
6 THE COUNTY PLAT BOARD SHALL DEPOSIT THE REVIEW FEE IN THE COUNTY
7 TRUST AND AGENCY FUND FOR SUBSEQUENT PAYMENT BY COUNTY WARRANT
8 FROM THIS FUND TO THE STATE ADMINISTRATOR UPON APPROVAL OF THE
9 PLAT BY THE COUNTY PLAT BOARD.

10 ~~(4) If a final plat is forwarded to the state administra-~~
11 ~~tor, the clerk of the county plat board shall forward the state~~
12 ~~plat review fee with the plat.~~

13 ~~(5) A state plat review fee collected by this state shall be~~
14 ~~deposited in the state treasury for use in the administration of~~
15 ~~this act. A fund in which state plat review fees shall be depos-~~
16 ~~ited is created in the state treasury. This fund is a revolving~~
17 ~~fund, and money remaining in the fund at the end of the fiscal~~
18 ~~year shall be carried over in the fund to the next and succeeding~~
19 ~~fiscal years for use in the administration of this act.~~

20 ~~(6) This section is repealed effective October 1, 1998.~~

21 Sec. 242. (1) The state ~~treasurer~~ ADMINISTRATOR shall
22 maintain a permanent file of plats FROM THOSE COUNTIES ADOPTING A
23 RESOLUTION UNDER SECTION 105(1) and the index shall contain all
24 pertinent information necessary to facilitate reference.

25 (2) A fee established by the state ~~treasurer~~ ADMINISTRATOR
26 shall be collected for copies of plats.

1 Sec. 243. (1) The register of deeds shall maintain a
2 permanent file of recorded plats.

3 (2) The expense of maintaining the file, such as for bind-
4 ers, cabinets, supplies, and reproduction pursuant to the records
5 media act, Act No. 116 of the Public Acts of 1992, being sections
6 24.401 to 24.403 of the Michigan Compiled Laws, shall be provided
7 from the general fund of the county.

8 (3) A fee of not less than ~~\$1.00~~ \$2.00 per sheet shall be
9 collected by the register of deeds for copies of plats recorded
10 in his or her office.

11 Sec. 244. (1) If the proprietor of a subdivision desires to
12 retain a copy of the final plat, ~~he~~ THE PROPRIETOR shall for-
13 ward a sixth copy of ~~it~~ THE PLAT to the ~~state treasurer~~
14 COUNTY PLAT BOARD OR, IF THE COUNTY BOARD OF COMMISSIONERS HAS
15 ADOPTED A RESOLUTION UNDER SECTION 105(1), THE STATE
16 ADMINISTRATOR for certification as an exact copy of the approved
17 and recorded plat.

18 (2) The true copy requested may be made upon tracing linen
19 or some similar material.

20 (3) ~~No~~ A charge shall NOT be made for certification of the
21 sixth copy.

22 Sec. 245. The proprietor submitting the plat for approval
23 shall furnish to the ~~governing body~~ COUNTY PLAT BOARD OR, IF
24 THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION UNDER
25 SECTION 105(1), THE STATE ADMINISTRATOR an abstract of title cer-
26 tified to date of the proprietor's certificate to establish
27 recorded ownership interests and any other information ~~deemed~~

1 CONSIDERED necessary for the purpose of ascertaining whether the
2 proper parties have signed the plat, or a policy of title insur-
3 ance currently in force, covering all of the land included within
4 the boundaries of the proposed subdivision. The ~~governing body~~
5 COUNTY PLAT BOARD, in lieu of an abstract of title, may accept on
6 ~~its~~ THEIR own responsibility an attorney's opinion based on the
7 abstract of title as to ownership and marketability of title of
8 the land.

9 Sec. 246. (1) ~~The governing body of a municipality may~~
10 ~~adopt by ordinance a reasonable schedule of fees, based on the~~
11 ~~number of lots in the proposed subdivision. The fee charged~~
12 ~~shall be in addition to the filing and recording fee, and shall~~
13 ~~be for the examination and inspection of plats and the land pro-~~
14 ~~posed to be subdivided, and related expenses.~~ AN APPROVING
15 AUTHORITY MAY ESTABLISH A REASONABLE SCHEDULE OF FEES BY PUB-
16 LISHED RULE OR ORDINANCE, WHICH FEES SHALL NOT EXCEED THE NECES-
17 SARY AND ACTUAL COST FOR EACH OF THE FOLLOWING:

- 18 (A) REVIEW OF A PLAT.
19 (B) REVIEW OF AN IMPROVEMENT PLAN.
20 (C) INSPECTION OF A SUBDIVISION.
21 (D) INSPECTION OF AN IMPROVEMENT.

22 (2) ~~A proprietor submitting a plat for approval shall be~~
23 ~~required to deposit the established fee with the clerk of the~~
24 ~~municipality and until the fee is paid, the plat shall not be~~
25 ~~considered or reviewed.~~ AN APPROVING AUTHORITY NEED NOT BEGIN A
26 REVIEW UNTIL THE PROPER REVIEW FEE IS PAID OR AN INSPECTION UNTIL

1 THE PROPER INSPECTION FEE IS PAID. A TIME LIMIT FOR APPROVAL
2 SHALL NOT BEGIN TO RUN UNTIL THE PROPER FEE IS PAID.

3 ~~(3) The governing body may employ a surveyor as an~~
4 ~~assistant. If it is deemed more practical in a county for the~~
5 ~~county to employ a surveyor to assist governing bodies of munici-~~
6 ~~palities within the county, then the board of supervisors, by~~
7 ~~resolution, may employ the surveyor and may establish a reason-~~
8 ~~able schedule of fees for his services to be charged to the gov-~~
9 ~~erning body receiving his assistance.~~

10 ~~(4) Until an ordinance is adopted by the governing body~~
11 ~~establishing a schedule of fees, the governing body may require~~
12 ~~the payment of a fee not to exceed \$100.00.~~

13 Sec. 247. ~~(1) Each~~ A member of the county plat board
14 shall NOT be ~~paid compensation and mileage~~ COMPENSATED for
15 attendance at plat board meetings. ~~equal to compensation and~~
16 ~~mileage paid to supervisors for attendance at meetings of the~~
17 ~~board of supervisors. The compensation shall be payable from the~~
18 ~~general fund of the county.~~ ~~(2)~~ The duties of the county plat
19 board ~~shall not be considered as being~~ ARE a part of the duties
20 of the regular offices of the members ~~thereof~~ OF THE COUNTY
21 PLAT BOARD.

22 Sec. 253. (1) ~~When~~ IF a plat is certified, signed,
23 acknowledged, and recorded as prescribed in this act, every dedi-
24 cation, gift, or grant to the public or any person, society, or
25 corporation marked or noted as such on the plat shall be ~~deemed~~
26 CONSIDERED sufficient conveyance to vest the fee simple of all
27 parcels of land so marked and noted, and shall be considered a

1 general warranty against the donors, AND their heirs and assigns,
2 to the donees for ~~their~~ THE DONEES' use for the purposes
3 ~~therein~~ expressed and no other.

4 (2) The land intended for ~~the streets, alleys, commons,~~
5 ~~parks or other~~ public uses as designated on the plat shall be
6 held by the municipality in which the plat is situated in trust
7 to and for such uses and purposes.

8 (3) A reservation or an ownership interest in mineral rights
9 or underground gas storage rights in land shall not constitute
10 the holding of title for the purpose of signing the proprietor's
11 certificate.

12 Sec. 255b. (1) ~~Ten~~ IF A PLAT IS RECORDED BEFORE
13 JANUARY 1, 1996, 10 years after the date the plat is first
14 recorded, land dedicated to the use of the public in or upon the
15 plat shall be presumed to have been accepted on behalf of the
16 public by the municipality within whose boundaries the land
17 lies.

18 (2) The presumption prescribed in subsection (1) ~~shall be~~
19 IS conclusive of an acceptance of dedication unless rebutted by
20 competent evidence before the circuit court in which the land is
21 located, establishing either of the following:

22 (a) That, BEFORE DECEMBER 22, 1978, AND BEFORE ACCEPTANCE,
23 the dedication ~~, before the effective date of this act and~~
24 ~~before acceptance,~~ was withdrawn by the plat proprietor.

25 (b) That, WITHIN 10 YEARS AFTER THE DATE THE PLAT OF THE
26 LAND IS FIRST RECORDED AND BEFORE ACCEPTANCE OF THE DEDICATED
27 LANDS, notice of the withdrawal of the dedication is recorded by

1 the plat proprietor with the office of the register of deeds for
2 the county in which the land is located and a copy of the notice
3 ~~was~~ IS forwarded to the ~~state treasurer, within 10 years after~~
4 ~~the date the plat of the land was first recorded and before~~
5 ~~acceptance of the dedicated lands~~ COUNTY PLAT BOARD OR, IF THE
6 COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION UNDER SEC-
7 TION 105(1), THE STATE ADMINISTRATOR.

8 Sec. 256. (1) ~~Subject to the restrictions prescribed in~~
9 ~~section 255a, when~~ IF the governing body of a municipality by
10 resolution or ordinance opens or vacates ALL OR A PORTION OF a
11 ~~street~~ ROAD or alley; ~~or a portion of a street or alley~~ A
12 WALKWAY, PARK, OR SQUARE; OR OTHER LAND DEDICATED TO THE PUBLIC,
13 or extends, widens, or changes the name of an existing ~~street~~
14 ROAD or alley, AND IF THE ROAD OR ALLEY; WALKWAY, PARK, OR
15 SQUARE; OR OTHER LAND IS UNDER THE JURISDICTION OF THAT MUNICI-
16 PALITY, WITHIN 30 DAYS, the clerk of the municipality ~~within 30~~
17 ~~days~~ shall record a certified copy OF THE RESOLUTION OR
18 ORDINANCE with the register of deeds, giving the name of the plat
19 or plats affected, and shall send a copy to the ~~state treasurer~~
20 COUNTY PLAT BOARD OR, IF THE COUNTY BOARD OF COMMISSIONERS HAS
21 ADOPTED A RESOLUTION UNDER SECTION 105(1), THE STATE
22 ADMINISTRATOR. Until recorded, the RESOLUTION OR ordinance ~~or~~
23 ~~resolution~~ shall not have force or effect.

24 (2) THE GOVERNING BODY OF A MUNICIPALITY SHALL HOLD AT LEAST
25 1 PUBLIC HEARING BEFORE ADOPTION OF A RESOLUTION OR ORDINANCE
26 UNDER SUBSECTION (1).

1 (3) IF LAND IS VACATED AS PUBLIC LAND, TITLE VESTS AS
2 FOLLOWS:

3 (A) TITLE TO A PART OF A PLAT VACATED BY MUNICIPAL ACTION,
4 OTHER THAN A ROAD OR ALLEY, SHALL VEST IN THE RIGHTFUL OWNER OF
5 THAT PART. TITLE TO A ROAD OR ALLEY THE FULL WIDTH OF WHICH IS
6 VACATED BY MUNICIPAL ACTION SHALL VEST IN THE RIGHTFUL OWNERS OF
7 THE LOTS, WITHIN THE SUBDIVISION COVERED BY THE PLAT, ABUTTING
8 THE ROAD OR ALLEY.

9 (B) IF THE LOTS ABUTTING THE VACATED ROAD OR ALLEY ON BOTH
10 SIDES BELONG TO THE SAME OWNER, TITLE TO A VACATED ROAD OR ALLEY
11 SHALL VEST IN THAT OWNER. IF THE LOTS ON OPPOSITE SIDES OF A
12 VACATED ROAD OR ALLEY BELONG TO DIFFERENT OWNERS, TITLE UP TO THE
13 CENTER LINE OF THE VACATED ROAD OR ALLEY SHALL VEST IN THE
14 RESPECTIVE OWNERS OF THE ABUTTING LOTS ON EACH SIDE.

15 (C) IF ONLY PART OF THE WIDTH OF A ROAD OR ALLEY, NOT
16 EXTENDING BEYOND THE CENTER LINE, IS VACATED, TITLE TO THE
17 VACATED PART OF THE ROAD OR ALLEY SHALL VEST IN THE OWNER OF THE
18 LOTS ABUTTING THE VACATED PART.

19 (4) IF TITLE TO A PART OF A VACATED ROAD OR ALLEY VESTS IN
20 AN ABUTTING OWNER, A FUTURE LEGAL DESCRIPTION OF THE ABUTTING LOT
21 OR LOTS SHALL INCLUDE THAT PART OF THE VACATED ROAD OR ALLEY.

22 Sec. 257. (1) Subject to the restrictions prescribed in
23 section 255a, when the governing body of a municipality deter-
24 mines that it is necessary for the health, welfare, comfort, and
25 safety of the people of the municipality to discontinue ~~—~~ an
26 existing ~~—street—~~ ROAD, alley, or other public land shown on a
27 plat, by resolution or ordinance, the governing body may reserve

1 an easement in the ~~street~~ ROAD, alley, or land for public
2 utility purposes and other public purposes within the
3 right-of-way of the ~~street~~ ROAD, alley, or other public land
4 vacated.

5 (2) ~~The~~ WITHIN 30 DAYS AFTER ADOPTION OF A RESOLUTION OR
6 ORDINANCE UNDER THIS SECTION, THE resolution or ordinance shall
7 be recorded ~~within 30 days~~ with the register of deeds and a
8 copy shall be sent to the ~~state treasurer~~ COUNTY PLAT BOARD OR,
9 IF THE COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A RESOLUTION
10 UNDER SECTION 105(1), THE STATE ADMINISTRATOR.

11 Sec. 259. (1) The standards for approval of plats pre-
12 scribed in this act are minimum standards and ~~any~~ A municipali-
13 ty, by ordinance, may impose stricter requirements and may reject
14 any plat which does not conform to such requirements. THIS SUB-
15 SECTION APPLIES UNTIL THE EXPIRATION OF 12 MONTHS FOLLOWING THE
16 EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED SUBSECTION (2).

17 (2) APPROVAL OF A PLAT SHALL NOT BE CONDITIONED ON SATISFY-
18 ING STANDARDS OTHER THAN THOSE PRESCRIBED IN THIS ACT. HOWEVER,
19 A ZONING ADMINISTRATOR OF A MUNICIPALITY MAY REJECT A PLAT THAT
20 DOES NOT CONFORM TO AN ORDINANCE REQUIRING GREATER MINIMUM LOT
21 WIDTHS OR LOT AREAS FOR RESIDENTIAL LOTS THAN PRESCRIBED IN THIS
22 ACT OR THAT DOES NOT CONFORM TO A ZONING ORDINANCE. THIS SUBSEC-
23 TION APPLIES AFTER THE EXPIRATION OF 12 MONTHS FOLLOWING THE
24 EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION.

25 SEC. 259A. (1) A MUNICIPALITY OR COUNTY MAY ADOPT AN ORDI-
26 NANCE TO CARRY OUT THIS ACT. A COUNTY SUBDIVISION ORDINANCE
27 APPLIES ONLY IN A MUNICIPALITY IN THAT COUNTY THAT DOES NOT ADOPT

1 A SUBDIVISION ORDINANCE. A COUNTY SUBDIVISION ORDINANCE MAY
2 IMPLEMENT ON THE COUNTY LEVEL ALL OR PART OF THE AUTHORITY
3 GRANTED TO A MUNICIPALITY UNDER THIS ACT. A COUNTY SUBDIVISION
4 ORDINANCE SHALL PROVIDE AT LEAST ALL OF THE FOLLOWING:

5 (A) THE OFFICE TO WHICH AN INITIAL PLAT APPLICATION IS
6 MADE.

7 (B) THE COUNTY PLAT BOARD MUST REMAIN AS THE BODY WHICH IS
8 THE APPROVING AUTHORITY FOR PLATS OTHER THAN FOR THE FINAL PLAT.

9 (C) A PROCEDURE FOR NOTIFICATION OF AND INPUT BY THE MUNICI-
10 PALITY IN WHICH THE SUBDIVISION IS LOCATED.

11 (2) A MUNICIPALITY SHALL NOT ORGANIZE OR IMPLEMENT ITS OWN
12 PLAT BOARD.

13 (3) A MUNICIPALITY OR COUNTY MAY INCLUDE SUBDIVISION REGULA-
14 TIONS IN A ZONING ORDINANCE BY CITING THE AUTHORITY OF THIS ACT
15 AND FOLLOWING THE ADOPTION OR AMENDMENT PROCEDURES OF THE APPRO-
16 PRIATE ZONING ENABLING STATUTE FOR THE COUNTY PLAT BOARD.

17 (4) A COUNTY MAY ESTABLISH A COORDINATING COMMITTEE FOR THE
18 PURPOSES OF SIMULTANEOUS CONSIDERATION AND DISCUSSION OF A PRE-
19 LIMINARY PLAT BY APPROVING AUTHORITIES AND OF AUTHORIZING A PRO-
20 CEDURE TO CONVENE, RECEIVE COPIES OF THE PRELIMINARY PLAT, AND
21 CONDUCT BUSINESS. A COORDINATING COMMITTEE SHALL NOT BE AN
22 APPROVING AUTHORITY, AND ITS FUNCTION IS LIMITED TO COORDINATION
23 BETWEEN VARIOUS AGENCIES FOR THE BENEFIT OF EXPEDITING AND COOR-
24 DINATING REVIEW BY APPROVING AUTHORITIES.

25 Sec. 261. (1) ~~No~~ A person shall NOT sell ~~any~~ A lot in a
26 recorded plat or ~~any~~ A parcel of unplatted land in an
27 unincorporated area if ~~it~~ EITHER OF THE FOLLOWING ARE TRUE:

1 (A) THE LOT OR PARCEL abuts a ~~street or road which~~ THAT
 2 has not been accepted as public, unless the seller first informs
 3 the purchaser in writing ~~on a separate instrument to be attached~~
 4 ~~to the instrument conveying any interest in such lot or parcel of~~
 5 ~~land of the fact~~ that the ~~street or road~~ is private and ~~is~~
 6 ~~not required to be maintained by the board of county road~~
 7 ~~commissioners. In addition, any~~ HAS NOT BEEN ACCEPTED AS A
 8 PUBLIC ROAD.

9 (B) THE LOT OR PARCEL ABUTS A ROAD THAT HAS BEEN DEDICATED
 10 BUT IS NOT MAINTAINED AT PUBLIC EXPENSE, UNLESS THE SELLER FIRST
 11 INFORMS THE PURCHASER IN WRITING THAT THE ROAD IS NOT MAINTAINED
 12 AT PUBLIC EXPENSE.

13 (2) A contract or agreement of sale entered into in viola-
 14 tion of this section ~~shall be~~ IS voidable at the option of the
 15 purchaser.

16 Sec. 264. (1) ~~Any person, firm or corporation who shall~~
 17 ~~hereafter sell or agree to sell, any~~ A PERSON WHO SELLS OR
 18 AGREES TO SELL A lot, piece, or parcel of land without first
 19 having recorded a plat ~~thereof when~~ OF THAT LAND IF required by
 20 ~~the provisions of~~ this act ~~, shall be deemed~~ IS guilty of a
 21 misdemeanor ~~and upon conviction shall be punished~~ PUNISHABLE by
 22 a fine of not more than \$1000.00 ~~,~~ or imprisonment in the
 23 county jail FOR not ~~to exceed~~ MORE THAN 180 days, or both, for
 24 the first offense. ~~and for each~~ EACH subsequent offense ~~a~~
 25 ~~like~~ IS PUNISHABLE BY A fine OF NOT MORE THAN \$1,000.00 or
 26 imprisonment in the county jail FOR not ~~to exceed~~ MORE THAN
 27 1 year, or both. ~~Provided, however, That~~ THE COURT MAY

1 ORDER A PERIOD OF PROBATION FOR A VIOLATION OF THIS SUBSECTION
 2 THAT IS CONDITIONED ON MAKING AND FILING A PLAT AS REQUIRED BY
 3 THIS ACT. AS USED IN THIS SUBSECTION, AN agreement to sell does
 4 not include an option to buy extended from the seller for a money
 5 consideration to the prospective buyer. ~~Any~~

6 (2) IF THE PURCHASE AGREEMENT REQUIRES THAT THE SALE CANNOT
 7 BE CONSUMMATED UNTIL THE PLAT IS RECORDED COVERING UNPLATTED
 8 LAND, A PURCHASE AGREEMENT FOR THE SALE OF UNPLATTED LAND TO A
 9 PURCHASER WHO IS A RESIDENTIAL BUILDER LICENSED UNDER ARTICLE 24
 10 OF THE OCCUPATIONAL CODE, ACT NO. 299 OF THE PUBLIC ACTS OF 1980,
 11 BEING SECTIONS 339.2401 TO 339.2412 OF THE MICHIGAN COMPILED
 12 LAWS, IS NOT A VIOLATION OF THIS ACT.

13 (3) A person who violates any other provision of this act is
 14 guilty of a misdemeanor. ~~and upon conviction shall be punished~~
 15 ~~as provided by law.~~

16 SEC. 264A. A PERSON OWNING OR IN POSSESSION OF A PARCEL
 17 CREATED IN VIOLATION OF THIS ACT MAY BE JOINED AS A PARTY IN AN
 18 ACTION TO ENJOIN A VIOLATION OF THIS ACT.

19 Sec. 265. ~~Any municipality, board of county road commis-~~
 20 ~~sioners or county plat board~~ AN APPROVING AUTHORITY may bring an
 21 action in its own name to ~~restrain or prevent any~~ ENJOIN A vio-
 22 lation of this act or any continuance of ~~any such~~ A violation.
 23 ~~Such~~ THE action shall be brought in the county ~~where~~ IN WHICH
 24 the land is located ~~—~~ OR IN WHICH the defendant resides or has
 25 ~~his~~ A principal place of business.

26 SEC. 265A. A PURCHASER OF A PARCEL CREATED IN VIOLATION OF
 27 THIS ACT MAY BRING AN ACTION IN THE PURCHASER'S NAME TO ENJOIN A

1 VIOLATION OF THIS ACT OR ANY CONTINUANCE OF A VIOLATION. THE
 2 ACTION SHALL BE BROUGHT IN THE COUNTY IN WHICH THE LAND IS
 3 LOCATED OR IN WHICH THE DEFENDANT RESIDES OR HAS A PRINCIPAL
 4 PLACE OF BUSINESS.

5 Sec. 266. The attorney general or the prosecuting attorney
 6 of any county may prosecute ~~any~~ A violation of this act or may
 7 bring an action in the name of the state to ~~restrain or prevent~~
 8 ~~any~~ ENJOIN A violation of this act. ~~or any continuance of any~~
 9 ~~such violation. Such action, in the case of the~~ THE attorney
 10 general ~~,~~ shall ~~be brought~~ BRING SUCH AN ACTION in the cir-
 11 cuit court ~~of~~ FOR Ingham county, ~~upon~~ which SHALL HAVE juris-
 12 diction ~~thereof is conferred, and in the case of the~~ UNDER
 13 THIS ACT. THE prosecuting attorney ~~,~~ SHALL BRING SUCH AN
 14 ACTION in the county ~~where~~ IN WHICH the land involved is
 15 located, IN WHICH the defendant resides ~~,~~ or has ~~his~~ A prin-
 16 cipal place of business, or ~~where~~ IN WHICH the ~~purchaser~~
 17 PROPRIETOR resides.

18 Sec. 290. The ~~employee in direct charge of the plat sec-~~
 19 ~~tion in the office of the state treasurer which performs services~~
 20 ~~for the state treasurer under this act, and such employee's~~
 21 STATE ADMINISTRATOR AND THE STATE ADMINISTRATOR'S chief assistant
 22 ~~,~~ shall be ~~a registered land surveyor registered in this~~
 23 ~~state~~ SURVEYORS. THE STATE ADMINISTRATOR AND THE STATE
 24 ADMINISTRATOR'S CHIEF ASSISTANT SHALL NOT BE OFFICERS OF A TRADE
 25 OR PROFESSIONAL ASSOCIATION WHILE SERVING IN THOSE POSITIONS.

26 Sec. 291. ~~Any~~ A preliminary ~~or final~~ plat which ~~on~~
 27 ~~January 1, 1968,~~ has been approved by the municipality ~~or~~

1 ~~county road commission~~ BEFORE JANUARY 1, 1996 may be processed
2 under the law in effect at the time of THAT approval ~~, but not~~
3 ~~after~~ UNTIL January 1, 1998. ~~1970, after which time all plats~~
4 ~~submitted for approval.~~ A PLAT WHICH DOES NOT HAVE PRELIMINARY
5 PLAT APPROVAL FROM THE COUNTY PLAT BOARD BEFORE JANUARY 1, 1996,
6 OR A PLAT WHICH HAS SUCH APPROVAL BUT WHICH IS NOT A RECORDED
7 PLAT BEFORE JANUARY 1, 1998, shall comply with the requirements
8 of this act.

9 Section 2. Sections 102, 116, 146, 147, 167 to 170, 248,
10 249, 292, and 293 of Act No. 288 of the Public Acts of 1967,
11 being sections 560.102, 560.116, 560.146, 560.147, 560.167 to
12 560.170, 560.248, 560.249, 560.292, and 560.293 of the Michigan
13 Compiled Laws, are repealed.