

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4399

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 32514 (MCL 324.32514), as added by 1995 PA 59.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 32514. (1) Upon receipt of the application, the
2 department shall mail copies **OF THE APPLICATION** to the department
3 of ~~public~~**COMMUNITY** health, the clerks of the county, city,
4 village, and township, and, **IF ONE EXISTS**, the drain commissioner
5 of the county, ~~or, if none, the road commissioner of the county,~~ in
6 which the project or body of water affected is located, and to the
7 adjacent riparian owners. ~~, accompanied by~~ **ALONG WITH THE**
8 **APPLICATION, THE DEPARTMENT SHALL INCLUDE** a statement that unless a
9 written objection is filed with the department within 20 days after
10 the mailing of the copies **OF THE APPLICATION**, the department may
11 take action to grant the application. The department may ~~set the~~

1 ~~application for~~ **HOLD A** public hearing **ON THE APPLICATION**. At least
2 ~~10 days~~ **IF THE DEPARTMENT HOLDS A PUBLIC HEARING, THE DEPARTMENT**
3 **SHALL PROVIDE** notice of the **PUBLIC** hearing ~~shall be given by~~
4 publication in a newspaper circulated in the county and by mailing
5 copies of the notice to the persons named in this section **AT LEAST**
6 **10 DAYS PRIOR TO THE DATE OF THE PUBLIC HEARING.**

7 (2) **NOTWITHSTANDING SUBSECTION (1), THE DEPARTMENT MAY ISSUE A**
8 **CONDITIONAL PERMIT BEFORE THE EXPIRATION OF THE 20-DAY PERIOD IF**
9 **EMERGENCY CONDITIONS WARRANT A PROJECT TO PROTECT PROPERTY OR**
10 **PUBLIC HEALTH, SAFETY, OR WELFARE. FOLLOWING THE 20-DAY PERIOD AND**
11 **ANY PUBLIC HEARING THAT IS HELD, THE DEPARTMENT SHALL TAKE INTO**
12 **CONSIDERATION ADDITIONAL INFORMATION OR OBJECTIONS RECEIVED AND**
13 **MAY, CONSISTENT WITH THIS PART, PLACE ADDITIONAL CONDITIONS ON THE**
14 **FINAL PERMIT.**