



**City of Rochester Hills
AGENDA SUMMARY
NON-FINANCIAL ITEMS**

**1000 Rochester Hills Dr.
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www.rochesterhills.org**

Legislative File No: 2005-0451

TO: Mayor and City Council Members
FROM: Jane Leslie, City Clerk
DATE: June 6, 2005
SUBJECT: Resolution of Opposition – Senate Bill 522

REQUEST:

That the Rochester Hills City Council adopt a Resolution opposing the final passage of Michigan Senate Bill 522 to Amend Public Act 368 of 1925, which governs highway obstructions and encroachments.

BACKGROUND:

According to the Michigan Municipal League, passage of Michigan Senate Bill 522 to Amend Public Act 368 of 1925, which governs highway obstructions and encroachments, would prevent local governments from having any say on whether any utilities are sited within the rights of ways of limited access highways running through their jurisdictions.

“The bill would include pipe lines among the utility lines and structures a utility may enter upon, construct, and maintain longitudinally within a limited access highway right-of-way, and would allow utility lines and structures under any public road that intersected a limited access highway at a different grade. The standards would have to be approved by both the State Transportation Commission and the Public Service Commission. **The bill specifies that the utility would not have to obtain the consent of the governing body of the city, village, or township.**”

Source: Bill Analysis by the Senate Financial Agency (*This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.*)

RECOMMENDATION:

By unanimous vote at their June 22, 2005 meeting, the Rochester Hills City Council voted to have the City Clerk prepare this Resolution of Opposition. Therefore, it is recommended that this resolution of opposition be approved by City Council to be forwarded to the appropriate State officials.

RESOLUTION

NEXT AGENDA ITEM

RETURN TO AGENDA

APPROVALS:	SIGNATURE	DATE
Department Review		
Department Director		
Mayor		
City Council Liaison		

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