

CHAPTER VI MODIFICATIONS

Section 1 Where the rigid enforcement of the requirements, standards, and specifications imposed by this Subdivision Control Ordinance and/or the Design Manual, because of the unusual conditions of an individual plat, through unusual topographical and/or other exception conditions peculiar to the site would result in extraordinary hardship or deny the reasonable use of the land involved therein, the Commission may modify said requirements, standards, and specifications as to the use and value of said land, provided, however, that nothing herein shall be construed as altering or conflicting with the power and duties of the Board of Zoning Appeals pursuant to I.C. 36-7-3-900, et seq.

Application for any modification from these regulations shall be filed simultaneously with the application for primary plat approval for the subdivision and shall explain in detail the reasons and facts supporting the application.

Any modification thus authorized is required to be entered in writing in the minutes of the Commission and the reasoning on which the departure was justified shall be set forth.