

ARTICLE 9

MODIFICATION OF REQUIREMENTS

Section 901. APPLICATION OF MODIFICATION PROVISIONS

The Planning Commission, may make such reasonable modifications to the requirements of this Ordinance, provided such modifications will not be contrary to the public interest and so that the purpose and intent of this Ordinance is observed.

Section 902. REQUESTS FOR MODIFICATION

Applications for a modification of requirements shall be submitted in writing by the Applicant at the time the Preliminary Plat or Final Plat is filed with the Planning Commission.

The written modification request shall include the following:

1. The section number(s) for which the modification(s) is/are being requested.
2. The written request shall state in full the grounds and facts of unreasonableness or hardship on which the request is based. The request is required to cite the particular conditions associated with the land in question.
3. An explanation of how this constitutes the minimum modification necessary and how the modification is not contrary to the public interest.

Section 903. GRANTING OF MODIFICATION

In granting any modification, the Planning Commission shall record its action in its meeting minutes and the grounds for granting any modification to the Applicant.

Section 904. DENIAL OF MODIFICATION

Whenever a request for a modification of requirements is denied, the Planning Commission shall record its action and the grounds for such denial in its minutes. The Planning Commission shall transmit a copy of its action and the grounds for such denial of any modification to the applicant.

Section 905. DISPLAYING ON PLANS

All subdivision or land development plans must display all granted modifications prior to their approval.