

Chapter 5

WAIVERS

Section 5.1 Waivers

Whenever the tract to be subdivided is of such unusual size or shape or is surrounded by such development or unusual conditions that the strict application of the requirements contained in these regulations would result in real difficulties and substantial hardship or injustice the developer may request a waiver by submitting for approval by the power of the Planning Commission.

- A. The Planning Commission is authorized specifically to consider requests for and grant approval of waivers to; Section 13.3 Location of new streets in relation to existing and proposed streets;; Section 13.8 Sidewalks and Pedestrian Ways, Waivers granted by the Planning Commission ~~are~~ shall be final unless appealed according to Section 5.1.C.

- B. The Board of Appeals shall consider waiver request items for Chapter 15.

- C. Notwithstanding any other provision of this ordinance, at the Metropolitan Council meeting following the decision of the Planning Commission regarding requests for all such waivers, any member of the Metropolitan Council may introduce an appeal of said decision. Failure to appeal will make the Planning Commission decision final.