

SECTION 7

EXCEPTIONS, VALIDITY, AND PENALTY FOR VIOLATIONS

SECTION 7.1 EXCEPTIONS

Where, in the case of a particular proposed subdivision, it can be shown that strict compliance with the requirements of the regulations would result in extraordinary hardship to the subdivider because of unusual topography or other non-self-inflicted conditions, or that these conditions would result in inhibiting the achievement of the objectives of this regulation, the Governing Body on recommendation of the Planning Commission may vary, modify, or waive the requirements so that substantial justice may be done and the public interest secured; provided that such variance, modification, or waiver will not have the effect of nullifying the intent and purpose of these regulations or interfering with carrying out the City Plan.

SECTION 7.2 VALIDITY

If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid by any court of competent jurisdiction, such invalidity shall not affect, impair, or invalidate the remainder of this Ordinance.

SECTION 7.3 PENALTY FOR VIOLATIONS

Any violation of any provision of these regulations shall be deemed to be a misdemeanor and shall be punishable as provided in K.S.A. 12-710 and any amendments thereto. Each transfer, offer or sale of a lot or parcel of land in violation of these regulations shall be considered a separate offense.