

## **SECTION 7 - EFFECTUAL CLAUSES**

### **7-1 EXCEPTIONS**

Where the subdivider can show that a provision of these standards would cause unnecessary hardship if strictly adhered to, and where, because of topographical or other conditions peculiar to the site, in the opinion of the Commission a departure may be made without destroying the intent of such provision, the Commission may authorize an exception. Any exception thus authorized is to be stated in writing with the reasoning on which the departure was justified, set forth. No such variance may be granted by this ordinance which is opposed in writing by the county highway engineer or health official.

### **7-2 PENALTIES**

Any owner or proprietor of any tract of land who subdivides that tract of land and who violates any of the provisions of this ordinance shall be guilty of a misdemeanor, punishable by a fine of not less than ten dollars (\$10.00) nor more than two hundred and fifty dollars (\$250.00), and each day after the first during which such violation shall continue shall constitute a separate violation.

### **7-3 VALIDITY**

Should any article, section, subsection or provision of this subdivision ordinance be declared by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of this subdivision ordinance as a whole or any part thereof other than the part so declared to be invalid or unconstitutional.

### **7-4 REPEAL**

All ordinances or portions of ordinances in conflict with this ordinance are hereby repealed to the extent of their conflict.