

Section 118-6-6. - Required Findings.

Exceptions to the criteria and requirements of this Chapter may be granted only on a finding that:

- (a) The requested exception to the criteria is the minimum necessary to afford relief;
- (b) Granting the exception will not confer upon the applicant any special privileges that are denied by this part to other property owners who are subject to its provisions and who are similarly situated;
- (c) The exception is in harmony with the purpose and intent of this Chapter and is not of substantial detriment to water quality;
- (d) The exception request is not based upon conditions or circumstances that are self-created or self-imposed;
- (e) Reasonable and appropriate conditions are imposed, as warranted, that will prevent the allowed activity from causing a degradation of water quality; and
- (f) Other findings, as appropriate and required herein, are met. (32-03-118.)