

AMENDMENT NO. __
TO
ORDINANCE NO. BL2022-1530

Mr. President –

I hereby move to amend Ordinance No. BL2022-1530 as follows:

- I. By deleting Section 3 in its entirety and replacing it with the following:

Section 3. That subsection E of section 13.20.030 of the Metropolitan Code is hereby amended by deleting subsection E.2 in its entirety and substituting the following in lieu thereof:

E. Obstruction Permits.

2. The fee to place a trailer or dumpster in the public right-of-way ~~is ten dollars per day shall be set by the Department of Public Works, as derived from the actual internal operating costs of administering related services, as determined by the Department.~~

- II. By deleting Section 4 thereof in its entirety and replacing it with the following:

Section 4. That subsection G of section 13.20.030 of the Metropolitan Code is hereby amended by deleting it in its entirety and substituting the following in lieu thereof:

G. Right-of-Way Temporary Closure Permits and Fees. In addition to any other fees required by this chapter, permits requiring the temporary closure of the metropolitan government's rights-of-way shall be subject to fees set by the Department of Public Works, as derived from the actual internal operating costs of administering related services, as determined by the Department based upon the scale and duration of the closure. ~~the following fees: The fee for closure permits shall be fifty five dollars for six or fewer days, except within the right of way permit high impact area, where the fee shall be one hundred dollars for six or fewer days. Closures authorized for a period of seven days or more pursuant to section 13.20.160 will be charged at the rate of ten dollars per day except within the right of way high impact area, where closures for a period of seven days or more will be charged at the rate of twenty dollars per day. Fees for inspection services for special events and parades shall be charged based on time required at the rate of fifty dollars per hour, per inspector.~~

- III. By deleting Section 8 in its entirety and replacing it with the following:

Section 8. That Chapter 13.20 of the Metropolitan Code is hereby amended by adding a new section immediately following subsection 13.20.150, designated as subsection 13.20.160 and providing as follows:

2. If the excavation or obstruction is estimated to cause a closure of a public way of seven (7) days or more, the applicant must:

- a) submit an application for an exception to the metropolitan government department of public works.

b) submit a construction package to the metropolitan government department of public works for review. This construction package shall include a traffic control plan signed by a professional engineer licensed in the State of Tennessee.

~~3. Applicants must provide payment of a Right-of-Way Temporary Closure Fee. Closures for longer than seven days will be charged at the rate of ten dollars per day except within the right-of-way high impact area, where closures for longer than seven days will be charged at the rate of twenty dollars per day. If the closure is attributable to placement of a trailer or dumpster in the public right-of-way, the charge shall be ten dollars per day, not to exceed two thousand dollars per year, per location. Closures in excess of ninety days are prohibited unless specifically approved by the director. Fees for inspection services for special events and parades shall be charged based on time required at the rate of fifty dollars per hour, per inspector;~~ 4. set for inspector services provided per hour, as determined by the Department of Public Works, as derived from the actual internal operating costs of administering such services. The amount of any permit bond, and the amount of any certificate of public liability insurance, as required under Section 13.20.050, may be increased by the director, commensurate with the duration of the excavation or obstruction.

Sponsored by:

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Members of Council