

# Metropolitan Nashville and Davidson County, TN Legislation

## Bill (Ordinance): BL2021-796

An ordinance amending Sections 17.12.020 and 17.40.340 of the Metropolitan Code to modify the maximum height permitted in the RM9-A and RM15-A zoning districts, to amend the standards that may be varied, and to make housekeeping amendments pertaining to Table 17.12.020D (Proposal No. 2021Z-009TX-001).

BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That Table 17.12.020D of Section 17.12.020 (District Bulk Tables) is hereby amended by deleting the Max. Density of 15 for the RM9-A and RM9-A-NS zoning districts and replacing it with a Max. Density of 9.

Section 2. That Table 17.12.020D of Section 17.12.020 (District Bulk Tables) is hereby amended by deleting the Max. Density of 9 for the RM15-A and RM15-A-NS zoning districts and replacing it with a Max. Density of 15.

Section 3. That Table 17.12.020D of Section 17.12.020 (District Bulk Tables) is hereby amended by deleting the Max. Height in Build-to Zone of 20 feet for the RM9-A and RM9-A-NS zoning districts and replacing it with 30 feet.

Section 4. That Table 17.12.020D of Section 17.12.020 (District Bulk Tables) is hereby amended by deleting the Max. Height in Build-to Zone of 20 feet for the RM15-A and RM15-A-NS zoning districts and replacing it with 30 feet.

Section 5. That Table 17.12.020D, Note 3.h of Section 17.12.020 (District Bulk Tables) is hereby amended by deleting Note 3.h in its entirety and replacing it with the following:

h. In the UZO:

- i. Where an improved alley exists, primary vehicular access shall be taken from the alley.
- ii. Any unimproved alley abutting the property that would provide direct access to an improved alley or street shall be constructed as the primary vehicular access.
- iii. A parcel that is sixty feet wide or greater shall have the front facade of the building extend across at least sixty percent of the parcel's frontage.
- iv. A parcel less than sixty feet wide shall have the building's front facade extend across the full width of the parcel in mixed-use, office and commercial districts.
- v. If an improved alley is not present or required, an opening of up to twenty-six feet wide shall be permitted, regardless of the requirements of subsections iii and iv above.
- vi. Parking shall be permitted only at the sides and rears of buildings

Section 6. That Section 17.40.340 is hereby amended by deleting subsection 17.40.340.A in its entirety and replacing it with the following:

A. The board shall not grant variances to the following sections:

### Sections

Section 17.08.030 (land uses)  
Tables 17.12.020 A-D (minimum lot area)  
Tables 17.12.020 A-D (density)

Tables 17.12.020 A-D (floor area ratio [FAR])  
Section 17.12.080 (lot averaging)  
Section 17.12.090 (cluster lot option)  
Section 17.16.030.E (adaptive residential use)  
Section 17.16.070.U (Operating a not owner-occupied short term rental property without a permit)  
Section 17.16.250.E (Operating an owner-occupied short term rental property without a permit)  
Section 17.36.070.C (PUD minimum lot size)  
Section 17.37 (Downtown Code (DTC))<sup>1</sup>

Note 1: Within the DTC district, however, variances may be granted for building height at the street and overall building height, with a recommendation from the planning commission.

Section 7. This Ordinance shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

**Mayor** \_\_\_\_\_

**Date** \_\_\_\_\_

John Cooper