



Metro Council

H. Resolutions on Public Hearing

2. [RS2022-1638](#)

A resolution exempting Velvet Taco East Nashville, located at 301 Gallatin Avenue from the minimum distance requirements for obtaining a beer permit pursuant to Section 7.08.090.E of the Metropolitan Code.

Analysis

This resolution approves an exemption from the minimum distance requirements for obtaining a beer permit for Velvet Taco East Nashville located at 301 Gallatin Avenue.

The Metro Code of Laws (MCL) prevents a beer permit from being issued to any establishment located within 100 feet of a religious institution, school, park, daycare, or one- or two-family residence. However, several exceptions exist to the distance requirements. For example, facilities within the USD separated from these protected establishments by state or federal four-lane highways are exempt, as are retailer on-sale beer permit holders in MUL districts and events catered by holders of caterers' permits. (See, Code section 7.08.090(A)).

Additionally, the Code provides a mechanism to exempt (a) restaurants or (b) any retail food store from Metro's minimum distance requirements, allowing such facilities to obtain beer permits upon the adoption of a resolution by the Council. (See, Code section 7.08.090(E)). Restaurants are no longer required to have state on-premises liquor consumption licenses in order to obtain such exemption.

A public hearing must be held by the Council prior to voting on resolutions brought under Section 7.08.090(E).

Sponsors: Withers

3. [RS2022-1639](#)

A resolution exempting 4602 Gallatin Pike, from the minimum distance requirements for obtaining a Short Term Rental Property - Not Owner-Occupied permit pursuant to Substitute Ordinance No. BL2019-78.

Analysis

This resolution exempts 4602 Gallatin Pike from the minimum distance requirements for obtaining a Short Term Rental Property - Not Owner-Occupied permit pursuant to Substitute

Ordinance No. BL2019-78.

On July 7, 2020, the Council adopted Substitute Ordinance No. BL2019-78, as amended, which provides that no new STRP - not owner-occupied permit shall be issued to an applicant whose location is less than one hundred feet from a religious institution, a school or its playground, a park, or a licensed day care center or its playground. The Council may approve an exemption from the minimum distance requirements upon adoption of a resolution, after a public hearing, receiving 21 affirmative votes.

Sponsors: Benedict

I. Consent Resolutions and Resolutions

4. [RS2022-1590](#)

A resolution appropriating the amount of \$100,000 from the General Fund Reserve Fund for the purchase of equipment and building repairs for various departments of The Metropolitan Government of Nashville and Davidson County.

Analysis

This resolution appropriates \$100,000 from the General Fund Reserve Fund (4% Fund) to two departments for the purchase of equipment. Section 6.14 of the Metropolitan Charter requires that 4% of all the general fund revenue of the General Services District be set aside each year solely for the purchase of equipment and building repairs.

Ordinance No. O86-1534 and Section 5.04.015.F of the Metro Code require that allocations from the 4% Fund each be supported by information sheets, which are attached to the resolution. The resolution further provides that “the Director of Finance may schedule acquisitions authorized herein to ensure an appropriate balance in the Fund.”

Pursuant to this resolution, \$50,000 would be appropriated to the Fairgrounds Nashville for the purchase of a BCycle installation and \$50,000 would be appropriated to the Nashville Public Library for the purchase of a bike station at the Edgehill Branch Library.

Sponsors: Sledge

5. [RS2022-1640](#)

A resolution accepting a grant from the State of Tennessee, Administrative Office of the Courts, to the Metropolitan Government, acting by and through the Davidson County Juvenile Court, for the provision of interpreter/translation services for parties with limited English proficiency.

Analysis

This resolution approves a grant in the amount of \$77,108 from the Tennessee Administrative Office of the Courts to the Davidson County Juvenile Court for interpreter/translation services. There is a required local match for this grant in the amount of \$8,567. The grant funds will be used to provide interpreter/translation services for court hearings involving individuals with limited English proficiency. The term of the grant is from July 1, 2022 through June 30, 2023.

Sponsors: Allen, Welsch and Suara

6. [RS2022-1641](#)

A resolution accepting a grant from the Tennessee Administrative Office of the Courts to the Metropolitan Government of Nashville and Davidson County for the provision of interpretation/translation services for court hearings which involve parties with limited English proficiency (LEP) in the Davidson County trial courts.

Analysis

This resolution accepts a grant from the Tennessee Administrative Office of the Courts to the Davidson County Trial Courts in an amount not to exceed \$99,560 with no local cash match required. The grant will be used for the provision of interpretation/translation services for court hearings which involves parties with limited English proficiency (LEP). The grant period is from July 1, 2022 to June 30, 2023.

Sponsors: Allen, Welsch and Suara

7. [RS2022-1642](#)

A resolution approving amendment three to a grant from the Tennessee Emergency Management Agency to the Metropolitan Government, acting by and through the Department of Finance, to provide public assistance pursuant to Presidential Disaster Declaration number FEMA-4476-DR-TN for costs incurred for severe storms, tornadoes, straight-line winds, and flooding on March 3, 2020.

Analysis

Resolution No. RS2021-701 accepted a grant in the amount of \$4,811,668.25 from the Tennessee Emergency Management Agency (TEMA) to the Metropolitan Department of Finance to provide reimbursement for costs incurred for severe storms, tornadoes, straight-line winds, and flooding on March 3, 2020. Resolution No. RS2021-1022 approved the first amendment to that grant, which increased the award by \$2,364,595.64 and increased the local cash match requirement by \$341,701.93. Resolution No. RS2021-1259 approved the second amendment to that grant agreement which increased the award by \$6,302,202.74 and the local cash match by \$900,314.67.

The resolution under consideration approves the third amendment to this grant agreement. TEMA has awarded an additional \$1,929,499.84, increasing the total grant award from \$13,478,466.63 to \$15,407,966.47. The local cash match will decrease by \$1,157,638.68, from \$1,929,397.77 to \$771,759.09. Attachments to the grant would be updated to reflect this change. The term of the agreement remains March 3, 2020 through March 2, 2024.

Sponsors: Allen

8. [RS2022-1643](#)

A resolution authorizing the Metropolitan Mayor to submit the 2022-2023 Annual Update to the 2018-2023 Consolidated Plan for Housing and Community Development to the U.S. Department of Housing and Urban Development.

Analysis

The five year consolidated plan is prepared by the Metropolitan Development and Housing Agency (MDHA) and is to be administered by MDHA as authorized per Resolution No. R94-1396.

The public comment period for this annual update was held between April 11 and May 13, 2022. An in-person and a virtual public hearing was held on April 28. HUD requires these plans from local governments seeking federal assistance through the community development block grants (CDBG), the HOME investment partnerships program (HOME), the emergency solutions grant program (ESG), and the housing opportunities for persons with AIDS (HOPWA).

The resolution under consideration adopts the 2022-2023 Annual Update to the 2018-2023 Consolidated Plan for Housing and Community Development.

The allocations for the 2022 Program Year (June 1, 2022 through May 31, 2023) are as follows:

Grant	2022 Annual Allocation	Estimated Income	Total
CDBG	\$5,073,448	\$348,711	\$5,422,159
ESG	\$455,738	\$0.00	\$455,738
HOME	\$2,705,439	\$160,678	\$2,866,117
HOPWA	\$2,165,642	\$0.00	\$2,165,642
TOTAL	\$10,400,267	\$509,389	\$10,909,656

The action plan priorities include the following:

- Increase the number of decent, safe affordable units and help low and moderate income households access affordable housing including increased access to housing/shelter for persons having special needs.
- Preserve existing affordable housing units and help low and moderate income households retain housing.
- Support facilities and services for the homeless and persons with HIV/AIDS.
- Create pathways to self-sufficiency for low and moderate income persons and families.
- Revitalize distressed neighborhoods and underserved areas.
- Undertake grant management, planning, and other eligible administrative tasks under CDBG, HOME, ESG, and HOPWA.

The resolution expressly withholds any approval for the expenditure of CDBG funds for capital improvement projects. All requested expenditures for capital improvement projects are subject to future approval of the council by resolution. Also, detailed project plans for capital improvements must be on file in the Community Development Department of MDHA at the time of the filing of such resolution.

CDBG, HOME, ESG, and HOPWA funds cannot be used for any property acquisition for which

the power of eminent domain is utilized by MDHA, which is restricted by federal law.

Sponsors: Parker and Allen

9. [RS2022-1644](#)

A Resolution authorizing the Metropolitan Development and Housing Agency to negotiate and enter into a PILOT Agreement and accept payments in lieu of ad valorem taxes with respect to a multi-family housing project located at 3720 Clarksville Pike known as Clarksville Pike.

Analysis

This resolution authorizes the Metropolitan Development and Housing Agency (MDHA) to enter into an agreement to accept payments in lieu of taxes (PILOT) for a multi-family housing project located at 3720 Clarksville Pike, known as Clarksville Pike. In 2016, Ordinance Nos. BL2015-1281, BL2016-334 and BL2016-435 authorized MDHA to negotiate and accept PILOT payments from operators of low income housing tax credit (LIHTC) properties, capped at \$2,500,000 annually. If approved, this PILOT, would be the thirty-first such PILOT program overall, and the first for MDHA in 2022.

PILOT agreements essentially provide tax abatements for real and/or personal property taxes that would otherwise be owed to the Metropolitan Government. PILOTs were historically used by Metro to provide incentives through the Industrial Development Board (IDB) to large employers to create job opportunities. But Tenn. Code Ann. § 13-20-104 was amended several years ago to give MDHA the authority to enter PILOTs to create affordable rental housing subject to Council approval.

MDHA developed their PILOT program to provide additional financial incentives to developers considering construction or rehabilitation of affordable housing units through a federally funded LIHTC program. Subsidized LIHTC developments serve those at or below 60% of the average median income (AMI) for the Nashville area, which translates to an income cap of \$39,660 for individuals and \$58,020 for families of four in 2022. Once negotiated by MDHA, each PILOT agreement must be approved by the Council by resolution.

The maximum term for the PILOT payments under this program is 10 years. The PILOT agreement would only be available for additional tax liability over and above the pre-development assessed value of the property. The program is available for both existing and new developments, based on financial need. The PILOT lease is to be terminated if the property sits vacant for two years.

MDHA is required by state law to file an annual report with the Council, Assessor of Property, and State Board of Equalization identifying the values of the properties subject to PILOTs, the date and term for each PILOT, the amount of PILOT payments made, and a calculation of the taxes that would otherwise be owed.

The owner of the property, WCO Clarksville Pike, LP, plans to construct approximately 250 units to be restricted to individuals and families earning at or below 60% AMI. The amount of the PILOT payment to Metro will be \$37,500. The owner will be required to pay a monitoring

and reporting fee to MDHA not to exceed 5% of the in lieu of tax payment. The estimated project valuation is \$38,087,147.

Fiscal Note: This PILOT request would require the developer to make a first-year payment of \$37,500 in lieu of property taxes, with a 3% annual increase through the remainder of the 10-year period.

In addition to the PILOT payments, the developer would be required to pay a monitoring and reporting fee to MDHA. This fee would be set by MDHA not to exceed five percent (5%) of the amount of the PILOT payment due each year.

The final assessed value of this project will not be known until completion. However, the value of the project when completed is estimated to be \$38,087,147. For purposes of this analysis, this number will be used as a reasonable estimate of the final project value.

Over the 10-year life of this PILOT agreement, a total of \$4,527,527 would be abated, although Metro would still receive \$429,896 in property taxes from this project, as depicted in the following table:

Real Property Tax (New)

Year	Total Value	Standard Tax	Still Pay	Abatement	Abatement %
1	\$38,087,147	\$495,742	\$37,500	\$458,242	92.4%
2	\$38,087,147	\$495,742	\$38,625	\$457,117	92.2%
3	\$38,087,147	\$495,742	\$39,784	\$455,958	92.0%
4	\$38,087,147	\$495,742	\$40,977	\$454,765	91.7%
5	\$38,087,147	\$495,742	\$42,207	\$453,535	91.5%
6	\$38,087,147	\$495,742	\$43,473	\$452,269	91.2%
7	\$38,087,147	\$495,742	\$44,777	\$450,965	91.0%
8	\$38,087,147	\$495,742	\$46,120	\$449,622	90.7%
9	\$38,087,147	\$495,742	\$47,504	\$448,238	90.4%
10	\$38,087,147	\$495,742	\$48,929	\$446,813	90.1%
Totals		\$4,957,423	\$429,896	\$4,527,527	91.3%

After the property tax abatement from this project, \$2,041,758 would still be available within MDHA's annual cap of \$2.5 million for other PILOT projects in 2022.

Sponsors: Toombs, Parker and Allen

10. [RS2022-1645](#)

A Resolution authorizing the Metropolitan Development and Housing Agency to negotiate and enter into a PILOT Agreement and accept payments in lieu of ad valorem taxes with respect to a multi-family housing project located at 3551, 3557, and 3561 Dickerson Pike known as Dickerson Flats.

Analysis

This resolution authorizes the Metropolitan Development and Housing Agency (MDHA) to enter into an agreement to accept payments in lieu of taxes (PILOT) for a multi-family housing

project located at 3551, 3557, and 3561 Dickerson Pike, known as Dickerson Flats. In 2016, Ordinance Nos. BL2015-1281, BL2016-334 and BL2016-435 authorized MDHA to negotiate and accept PILOT payments from operators of low income housing tax credit (LIHTC) properties, capped at \$2,500,000 annually. If approved, this PILOT, would be the thirty-second such PILOT program overall, and the first for MDHA in 2022.

PILOT agreements essentially provide tax abatements for real and/or personal property taxes that would otherwise be owed to the Metropolitan Government. PILOTs were historically used by Metro to provide incentives through the Industrial Development Board (IDB) to large employers to create job opportunities. But Tenn. Code Ann. § 13-20-104 was amended several years ago to give MDHA the authority to enter PILOTs to create affordable rental housing subject to Council approval.

MDHA developed their PILOT program to provide additional financial incentives to developers considering construction or rehabilitation of affordable housing units through a federally funded LIHTC program. Subsidized LIHTC developments serve those at or below 60% of the average median income (AMI) for the Nashville area, which translates to an income cap of \$39,660 for individuals and \$58,020 for families of four in 2022. Once negotiated by MDHA, each PILOT agreement must be approved by the Council by resolution.

The maximum term for the PILOT payments under this program is 10 years. The PILOT agreement would only be available for additional tax liability over and above the pre-development assessed value of the property. The program is available for both existing and new developments, based on financial need. The PILOT lease is to be terminated if the property sits vacant for two years.

MDHA is required by state law to file an annual report with the Council, Assessor of Property, and State Board of Equalization identifying the values of the properties subject to PILOTs, the date and term for each PILOT, the amount of PILOT payments made, and a calculation of the taxes that would otherwise be owed.

The owner of the property, WCO Dickerson Flats, LP, plans to construct approximately 167 units to be restricted to individuals and families earning at or below 60% AMI. The amount of the PILOT payment to Metro will be \$31,073. The owner will be required to pay a monitoring and reporting fee to MDHA not to exceed 5% of the in lieu of tax payment. The estimated project valuation is \$11,774,093.

Fiscal Note: This PILOT request would require the developer to make a first-year payment of \$31,073 in lieu of property taxes, with a 3% annual increase through the remainder of the 10-year period.

In addition to the PILOT payments, the developer would be required to pay a monitoring and reporting fee to MDHA. This fee would be set by MDHA not to exceed five percent (5%) of the amount of the PILOT payment due each year.

The final assessed value of this project will not be known until completion. However, the value of the project when completed is estimated to be \$11,774,093. For purposes of this analysis, this number will be used as a reasonable estimate of the final project value.

Over the 10-year life of this PILOT agreement, a total of \$1,532,516 would be abated, although Metro would still receive \$356,510 in property taxes from this project, as depicted in the following table:

Real Property Tax (New)

Year	Total Value	Standard Tax	Still Pay	Abatement	Abatement %
1	\$11,774,093	\$153,252	\$31,073	\$122,179	79.7%
2	\$11,774,093	\$153,252	\$32,034	\$121,218	79.1%
3	\$11,774,093	\$153,252	\$32,995	\$120,257	78.5%
4	\$11,774,093	\$153,252	\$33,985	\$119,267	77.8%
5	\$11,774,093	\$153,252	\$35,004	\$118,248	77.2%
6	\$11,774,093	\$153,252	\$36,055	\$117,197	76.5%
7	\$11,774,093	\$153,252	\$37,136	\$116,116	75.8%
8	\$11,774,093	\$153,252	\$38,250	\$115,002	75.0%
9	\$11,774,093	\$153,252	\$39,398	\$113,854	74.3%
10	\$11,774,093	\$153,252	\$40,580	\$112,672	73.5%
Totals		\$1,532,516	\$356,510	\$1,176,006	76.7%

After the property tax abatement from this project, \$1,919,579 would still be available within MDHA's annual cap of \$2.5 million for other PILOT projects in 2022.

Sponsors: VanReece, Parker and Allen

12. [RS2022-1647](#)

A resolution accepting a grant from the Tennessee Arts Commission to the Metropolitan Government, acting by and through the Metropolitan Arts Commission, for funding to non-profit organizations to nurture artists, arts organizations, and arts supporters in Davidson County.

Analysis

This resolution accepts a grant from the Tennessee Arts Commission's Arts Build Communities (ABC) Designated Agency Funding to the Metropolitan Arts Commission in an amount not to exceed \$51,790, with a required local cash match in the amount of \$51,790. The grant will be used for funding non-profit organizations to nurture artists, arts organizations, and art supporters in Davidson County. The grant period is from July 1, 2022 to June 30, 2023.

Sponsors: Allen and Bradford

13. [RS2022-1648](#)

A resolution approving a modification to the Fire Marshal's Office fee schedule.

Analysis

This resolution approves a modification to the Fire Marshal's Office fee schedule.

Metropolitan Code of Laws Section 10.64.010 provides that the Metropolitan Government has adopted the 2018 NFPA 1 Fire Code and NFPA 101 Life Safety Code. The Fire Code authorizes an agency to issue operation permits and establish a fee schedule to offset the cost of providing inspections and other services. BL2018-1187 codified a fee schedule for permits issued by the Fire Marshal's Office in Section 10.64.018 of the Metropolitan Code and provided that future modifications to the Fire Marshal's Office fee schedule shall be approved by a resolution adopted by the Metropolitan Council.

Currently, the Fire Marshal's Office charges the following permit fees:

1. Pyrotechnic, flame effect, or fireworks display permit: \$175.00 per show.
2. Tent(s) permit: \$25.00.
3. Liquefied petroleum permit: \$25.00.
4. Special events permit for events that require fire inspectors to be present at the event as safety officers, as determined by the fire marshal: \$50.00 per hour based on the estimated duration of the event.
5. Mobile food vendor propane permit: \$25.00.

The resolution proposes 48 total permit fees, including changes to the types of permits issued. Pyrotechnic fees would be increased to \$290; temporary membrane structures and tents would be increased to \$149; liquified petroleum gas would be increased to \$149; special event permits would be broken into different categories with the per-hour fee increased to \$88; and concession trailer/food truck (mobile food vendors) permit would be increased to \$151.

Sponsors: Allen and Evans

14. [RS2022-1649](#)

A resolution accepting a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to achieve sustained control and enhanced prevention to eventually eliminate tuberculosis as a public health threat in Tennessee.

Analysis

This resolution approves a grant from the Tennessee Department of Health in amount not to exceed \$1,613,507 with no cash match required to the Metropolitan Board of Health to achieve sustained control and enhanced prevention to eventually eliminate tuberculosis as a public threat in Tennessee. The grant period is from July 1, 2022 to June 30, 2023.

Sponsors: Allen, Evans, Welsch and Suara

15. [RS2022-1650](#)

A resolution accepting a grant from the Friends of Metro Animal Care and Control to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide funding for the Safety Net Program, emergency medical care for shelter animals, and foster behavioral support.

Analysis

This resolution is accepting a grant from the Friends of Metro Animal Care and Control to the Metropolitan Board of Health in an amount not to exceed \$14,000 with no local cash match required. The grant will be used to provide funding for the Safety Net Program in the amount of \$5,000, emergency medical care for shelter animals in the amount of \$6,000 and foster behavioral support in the amount of \$3,000. The grant period is from July 1, 2022 to June 30, 2023.

Sponsors: Allen, Evans and Bradford

16. [**RS2022-1651**](#)

A resolution approving amendment one to a grant from the U.S. Department of Health and Human Services to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide for the prevention, surveillance, diagnosis, and treatment of HIV/AIDS and to administer a Minority AIDS Initiative program.

Analysis

This resolution approves the first amendment to a grant from the U.S. Department of Health and Human Services to the Metropolitan Board of Health to provide for the prevention, surveillance, diagnosis, and treatment of HIV/AIDS and to administer a Minority AIDS Initiative program. The original agreement was approved by Resolution No. RS2022-1428. The term of the grant began March 1, 2022.

The amendment increases the amount of the grant by \$3,164,527, from \$1,480,177 to \$4,644,704. No local cash match is required under the grant. The end date of the grant will be extended from February 28, 2023 to February 28, 2025.

Sponsors: Allen, Evans, Welsch and Bradford

17. [**RS2022-1652**](#)

A resolution approving amendment three to a grant from the U.S. Environmental Protection Agency to the Metropolitan Government, acting by and through the Metropolitan Board of Health, for the ongoing collection of data on ambient air concentrations for fine particulate matter in Nashville, Tennessee.

Analysis

This resolution approves the third amendment to a grant from the U.S. Environmental Protection Agency (EPA) to the Metropolitan Board of Health for the ongoing collection of data on ambient air concentrations for fine particulate matter in Nashville. The original agreement was approved by Resolution No. RS2020-681 and amended by Resolution No. RS2022-1530. This is a routine grant and the Metro Health Department is responsible for air quality monitoring in Nashville and Davidson County on behalf of the EPA. The term of the grant began April 1, 2020.

The amendment increases the amount of the grant by \$32,500 for a new grant total of \$390,000. The end date of the grant is March 31, 2024 and will not be amended.

Sponsors: Allen, Evans and Welsch

18. [RS2022-1653](#)

A resolution approving an agreement between the U. S. Small Business Administration and the Metropolitan Government, acting by and through the Nashville Public Library, to strengthen and expand small business development in the local area.

Analysis

This resolution approves a Strategic Alliance Memorandum between the U.S. Small Business Association (SBA) and the Nashville Public Library (NPL) for the purpose of expanding small business development in the local area.

Pursuant to this agreement, the SBA will provide information, resources, publications, and more to NPL. NPL agrees to cooperate with SBA partners, disseminate information, and make available SBA resources to the public. The term of the agreement is two years from the date of signature and may be terminated earlier by either party upon 30 days written notice. There is no long-term budget impact to NPL for participation in this agreement.

Sponsors: Allen, Bradford, Gamble and Suara

19. [RS2022-1654](#)

A resolution approving an application for a Congestion Management Air Quality (CMAQ) Improvement Grant and accepting a CMAQ Grant through an intergovernmental agreement from the Tennessee Department of Transportation (TDOT) to the Metropolitan Government, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure, (NDOT) for the acceptance of work to implement the Nashville Connector: Transportation Demand Management Center (TDM), Federal No. CM-9312(127); State No. 19LPLM-F1-175, PIN 130748.00.

Analysis

This resolution approves an application for and accepts a Congestion Management Air Quality (CMAQ) Improvement Grant. The resolution also approves an intergovernmental agreement from Tennessee Department of Transportation (TDOT) to the Nashville Department of Transportation and Multimodal Infrastructure (NDOT) for the acceptance of work to implement the Nashville Connector: Transportation Demand Management Center (TDM), which will be funded by the CMAQ grant. The Nashville Connector is the region's one stop shop for commute options. The program uses proven TDM strategies reduce congestion with a goal of improving air quality.

The grant award is in the amount of \$1,415,595 with a required local match in the amount of \$355,899, to be provided by WeGo Public Transit. The total project cost is \$1,769,494. The grant period is from July 16, 2023 to July 16, 2025.

Sponsors: Allen and Young

20. [RS2022-1655](#)

A resolution approving a contract between The Metropolitan Government of Nashville and

Davidson County and Waste Pro of Tennessee Inc. for the provision of solid waste collection and collection of carts.

Analysis

This resolution approves a contract between the Metropolitan Government of Nashville and Davidson County and Waste Pro of Tennessee, Inc.

Section 4.12.220 of the Metropolitan Code of Laws requires Council approval by Resolution of certain contracts “providing for the collection, transportation and/or disposal of solid waste”.

Pursuant to the terms of this contract, Waste Pro will provide Metro with once per week, Monday through Friday, solid waste collection for a total of 20 routes per week. Service is anticipated to begin by September 1, 2022, or earlier as mutually agreed to by the parties.

The term of the contract begins upon approval of all required parties and filing with the Metropolitan Clerk’s Office and will extend for 60 months. The total estimated contract value is \$7,500,000.

A similar contract between Metro and Waste Management, Inc. of Tennessee was approved pursuant to Resolution No. RS2022-1540 at the Council’s May 17, 2022 meeting.

Fiscal Note: The estimated value of this contract is \$7,500,000 to be paid from various departmental Business Unit and Funds. The estimated expiration date of this agreement is June 30, 2027. Starting July 1, 2023, this contract is eligible for annual escalation/de-escalation adjustments and continuing annually on each July 1 thereafter. The Base Rates for services will be adjusted by the average monthly percentage increase in the Consumer Price Index (CPI). If the CPI escalation increase/decrease the Base Rate by more than 5%, Waste Pro of Tennessee, Inc will implement only 50% of anything above 5%.

Sponsors: Allen and Young

K. Bills on Second Reading

30. [BL2022-1115](#)

An ordinance amending Section 13.08.080 of the Metropolitan Code of Laws pertaining to the use of License Plate Scanner (LPR) technology to exclude assisting with immigration enforcement as an allowed use of LPRs.

Analysis

****This ordinance, if enacted, will violate state law: Title 7, Chapter 68, Part 101, et seq., of the Tennessee Code Annotated (the “Act”).****

A court will likely find that this ordinance violates the Act-which prohibits a local governmental entity from adopting a “sanctuary policy”-because the ordinance would prohibit a department from using the LPR system/information to assist federal officials with immigration compliance.

Section 1 of the ordinance explicitly contravenes the Act. The Act provides that “No local governmental entity or official shall adopt or enact a sanctuary policy.” A “sanctuary policy” is defined as one that, among other things, “limits or prohibits any local governmental entity or official from communicating or cooperating with federal agencies or officials to verify or report the immigration status of any alien.” Section 1, as proposed, would be an express adoption of a sanctuary policy as defined by the Act because it proposes to prohibit any department within the Metropolitan Government from utilizing the LPR system or collected information to cooperate with federal officials in connection with immigration laws of the United States.

Section 2 of the proposed ordinance prohibits the Metropolitan Government from utilizing, in conjunction with LPR, a “hot list” that is related to federal immigration enforcement, including lists created by, provided by, or containing information from ICE. While Section 2 of the proposed ordinance is not as explicit in its contravention of the Act, it is outside the spirit of the Act’s goals of encouraging expansive cooperation with federal officials regarding immigration laws. It is less likely that a court would find that Section 2 of the proposed ordinance violates the Act.

If enacted, the Metropolitan Government will be ineligible to enter into any grant contract with the state department of economic and community development until the policy is repealed. Further, state law authorizes residents to bring a complaint in Chancery Court alleging that the ordinance violates the Act. If a court determines that the Metropolitan Council has adopted a sanctuary policy, it can order that the Metropolitan Government comply with the Act, enjoin the Metropolitan Government from further interference with the Act, and take other necessary action to ensure compliance.

Sponsors: Mendes, Rosenberg, Allen, Welsch, Suara, Cash, Parker and Benedict

31. [BL2022-1168](#)

An Ordinance to amend Sections 9.20.020 and 9.20.060 of the Metropolitan Code of Laws to amend the noise provisions relative to motor vehicles and to authorize the Department of Codes Administration to enforce excessive noise provisions.

Analysis

This ordinance amends Sections 9.20.020 and 9.20.060 of the Metropolitan Code of Laws regarding motor vehicle noise and enforcement of the excessive noise provisions.

Under current law, noise from a motor vehicle’s exhaust cannot be plainly audible at two-hundred feet. This ordinance would amend this requirement to reduce the distance from two-hundred feet to seventy-five feet or from any point within the interior of a residential structure. Further, language would be amended to clarify that the noise regulated is from a motor vehicle’s muffler or exhaust.

This ordinance would also authorize the Department of Codes Administration to enforce two provisions of the excessive noise provisions. Under current law, the Metropolitan Nashville Police Department is responsible for enforcement of the excessive noise provisions in Chapter 9.20 of the Metro Code. This ordinance would authorize Codes to enforce the excessive noise

provisions applicable to (1) sound amplification equipment for properties outside of the zoned Downtown Code area and (2) motor vehicle noise.

Sponsors: Styles and Sepulveda

32. [BL2022-1250](#)

An Ordinance to amend Title 2 of the Metropolitan Code of Laws to create the Nashville Entertainment Commission.

Analysis

This ordinance establishes the Nashville Entertainment Commission (“NEC”). The NEC would promote the production of music, film, television, commercials, documentaries, music videos, and video games in Nashville and Davidson County, as well as market Nashville and Davidson County for regional, national, and international opportunities and promote job creation, economic development, and general and racial equity in the entertainment industry.

The NEC would be composed of 15 members. Six would be appointed by the council, four appointed by the mayor, and five nominated by members of the public and selected by the council. All members would be required to hold occupation in the film industry, music industry, and/or entertainment industry. One member would be required to be a member of an entertainment industry union, five members would be representatives of the music industry, five members would be representatives of the film industry, and four members would be representatives of the entertainment industry. Members would serve staggered five-year terms.

The director of the mayor’s office of economic and community development would serve as the executive director of the NEC.

Fiscal Note: The administrative costs to support the new commission has not yet been determined. Although not directly related to this legislation, the amount of \$100,000 is included in the Mayor’s Proposed FY23 Budget for a new Director of Music, Film and Entertainment position. This one position will work to coordinate between the private and public sectors on Music, Film and Entertainment opportunities and issues.

Sponsors: Styles, Welsch, Toombs, Swope, VanReece, Porterfield, Sepulveda and Hausser

33. [BL2022-1329](#)

An ordinance permitting the Metropolitan Tourism and Convention Commission to hold its public meetings at the offices of the Nashville Convention & Visitors Corp.

Analysis

This ordinance authorizes the Metropolitan Tourism and Convention Commission (TCC) to hold its public meetings at the offices of the Nashville Convention & Visitors Corporation (NCVC). Section 2.68.010(B) of the Metropolitan Code of Laws permits a board or commission to hold meetings in private buildings or on private property if such board or commission is specifically permitted to hold such meetings by a contract or lease agreement approved by ordinance

adopted by the Council.

The TCC has entered into an agreement with the NCVC which, in part, that would permit the TCC to meet at the NCVC offices located at 500 11th Avenue North, Suite 650. The ordinance under consideration authorizes the TCC to hold its meeting at this location.

Sponsors: Allen and Bradford

34. [BL2022-1343](#)

An Ordinance to amend Title 3 of the Metropolitan Code of Laws to create a new chapter relative to the hiring or selection of the head of a department or the executive director of a department, board or commission.

Analysis

This ordinance amends the Metropolitan Code of Laws to require the executive director of the Metropolitan Human Relations Commission (MHRC) be included in the selection process for department heads or executive directors of Metropolitan boards and commissions.

This ordinance would require that the executive director of the MHRC be included on any panel used for the hiring or selection of a department head or director of a board or commission. It would also require that, when an external hiring firm is used for hiring or selection of a department head or executive director, the executive director of the MHRC must be included. This would only apply to departments, boards, or commissions created pursuant to the Metropolitan Code, and would not apply to those created by the Metropolitan Charter or state law.

Sponsors: Hurt

35. [BL2022-1344](#)

An ordinance amending Title 5 of the Metropolitan Code to establish a development impact fee.

Analysis

This ordinance would implement a development impact fee in Nashville and Davidson County which would only become effective upon the enactment of legislation by the Tennessee General Assembly authorizing the Metropolitan Government to levy an impact fee or privilege tax as set forth in the ordinance. Impact fees are monetary amounts paid by developers at the time a development commences that are designed to offset the impact the development will have on government services and infrastructure.

Provided that state enabling legislation authorizes this ordinance, there would be an impact fee at a rate of \$1.00 per gross square foot of residential development and \$2.00 per gross square foot of non-residential development. Certain development would be excluded from the impact fee, including public buildings, places of worship, barns or outbuildings used for agricultural purposes, replacement of structures destroyed by fire or natural disaster, additions to single-family dwellings, and structures owned by certain nonprofit organizations.

The impact fee would be collected at the time of application for a building permit and no permit could be issued until the impact fee has been paid to the Metropolitan Department of Codes Administration. The impact fees would be used to provide necessary public facilities related to new development. Public facilities includes roads, bridges, jails, law enforcement facilities, schools, government buildings, fire stations, landfills, water and wastewater projects, and drainage projects.

While the ordinance provides that the bill will only become effective upon approval of the state enabling legislation, the Council Office is of the opinion that enacting an impact fee is inconsistent with the 2006 Tennessee County Powers Relief Act (CPRA) (codified as T.C.A. § 67-4-2901, et seq.), and thus cannot be implemented in Davidson County absent a change in state law. Although there was a state public act from 1988 regarding impact fees that other counties used to implement impact fees, that act predated the CPRA. The 1988 public act has essentially been preempted by the CPRA, which provides that “after June 20, 2006, no county shall be authorized to enact an impact fee on development or a local real estate transfer tax by private or public act.” (T.C.A. § 67-4-2913). Since Metro did not have an impact fee enacted prior to 2006, Metro cannot rely on the 1988 public act.

In order to be eligible to enact an impact fee under the CPRA, Metro must meet one of the following:

1. The county experienced a growth rate of 20% or more in total population from the 1990 federal census to the 2000 federal census, or any subsequent federal decennial censuses; or
2. The county experienced a 9% or more increase in population over the period from the year 2000 to 2004, or over a subsequent four-year period, according to United States census bureau population estimates.

To date, Metro has not met the population increase thresholds articulated in the state law. In addition, a court would likely find there is not a sufficient nexus between the development paying the impact fee and the use of the funds.

There is no legislation pending before the Tennessee General Assembly that would authorize the Metropolitan Government to implement an impact fee. Further, the Council Office is not aware of any intent to bring legislation before the Tennessee General Assembly in the 2023 session to implement an impact fee. While this legislation purportedly becomes effective only upon the enactment of enabling legislation by the Tennessee General Assembly, without that enabling legislation this ordinance cannot be effective.

Sponsors: Hall

36. [BL2022-1345](#)

An ordinance to amend Title 15 of the Metropolitan Code, Water, Sewers and Other Public Services Regulations, pertaining to Private Fire Hydrants.

Analysis

This ordinance makes various changes to the Metropolitan Code relative to private fire hydrants. Under the current Metropolitan Code Sec. 15.68.030, private water hydrants are inspected by or under the supervision of the Metropolitan Department of Water and Sewerage Services at intervals required by the Metropolitan Fire Chief. The ordinance under consideration would instead require the inspection be performed by a qualified service provider licensed in the state of Tennessee. The ordinance would also require the person responsible for a private water hydrant to obtain an annual “private fire hydrant - servicing and testing” permit from the Fire Marshal’s Office. A licensed service professional would also be required to perform any repairs, at the expense of the responsible party, and must be reported to the Fire Marshal’s Office.

The ordinance under consideration would keep the remaining requirement unchanged, but use updated language such as requiring the “responsible party” to perform maintenance instead of the “property owner”. These remaining requirements include performing six-month general preventative maintenance of the fire hydrant, monthly visual inspections of the private fire hydrant, and requiring that no one may open, operate, flow, test, maintain or repair a fire hydrant except as authorized by the Metro Code. The Nashville Fire Department and Metropolitan Department of Water and Sewerage Services are authorized to issue and promulgate rules for the provision of this chapter.

Sponsors: Evans and Young

37. [BL2022-1348](#)

An ordinance adopting property identification maps for The Metropolitan Government of Nashville and Davidson County, which shall be the official maps for the identification of real estate for tax assessment purposes.

Analysis

This ordinance would update Section 5.24.010 of the Metro Code of Laws by adopting the property identification maps for the Metropolitan Government as of January 1, 2022 as the official maps for the identification of real estate tax assessment purposes. This is a routine adoption made on a regular basis. This adoption is made in accordance with Tennessee Code Annotated § 67-5-806.

Sponsors: Withers

38. [BL2022-1350](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to negotiate and accept permanent easements for the Fairway Drive Stormwater Improvement Project for two properties located at 12 Fairway Drive and 2418 Dennywood Drive, (Project No. 21-SWC-222 and Proposal No. 2022M-082ES-001).

Analysis

This ordinance authorizes the negotiation and acceptance of a permanent easement for the Fairway Drive Stormwater Improvement Project for two properties located at 12 Fairway Drive and 2418 Dennywood Drive.

This has been approved by the Planning Commission. Future amendments to this legislation may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Donated easements have no market value according to the Department of Water Services.

Sponsors: Syracuse, Withers and Young

39. [BL2022-1351](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon public utility easement rights, for property located at 4101 William Turner Parkway, formerly a portion of Old Cane Ridge Road (Proposal No. 2022M-088ES-001).

Analysis

This ordinance abandons easement rights that were retained by Council Bill No. O73-790, for a 15 foot public utility easement along the west side of the property recorded on the plat of Mid South Auto Park, Book 6900, Page 659, R.O.D.C., TN, for property located at 4101 William Turner Parkway, formerly a portion of Old Cane Ridge Road. This abandonment has been requested by Madison Century Farms Owner, LLC, owner.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned easements have no market value according to the Department of Water Services.

Sponsors: Styles, Withers and Young

40. [BL2022-1352](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to relocate a fire hydrant assembly, for property located at 17 White Bridge Pike, also known as Chuy's White Bridge Pike Restaurant (MWS Project No. 22-WL-32 and Proposal No. 2022M-084ES-001).

Analysis

This ordinance authorizes the relocation of a fire hydrant assembly for property located at 17 White Bridge Pike, also known as Chuy's White Bridge Road.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Donated easements have no market value according to the Department of Water Services.

Sponsors: Murphy, Withers and Young

41. [BL2022-1353](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at 4775 Drakes Branch Road, also known as Drakes Branch Phase 2 (MWS Project Nos. 18-WL-204 and 18-SL-259 and Proposal No. 2022M-081ES-001)

Analysis

This ordinance accepts approximately 2,871 linear feet of new eight inch water main (DIP), approximately 1,119 linear feet of new eight inch sanitary sewer main (DIP), approximately 1,565 linear feet of new eight inch sanitary sewer main (PVC), approximately 189 linear feet of new 15 inch sanitary sewer main (PVC), eight fire hydrant assemblies, 16 sanitary sewer manholes and easements, for property located at 4775 Drakes Branch Road also known as Drakes Branch Phase 2.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Donated easements have no market value according to the Department of Water Services.

Sponsors: Withers and Young

42. [BL2022-1354](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing water and combination sewer mains, combination sewer manholes and easements, to relocate a fire hydrant assembly, and to accept new water and combination sewer mains, combination sewer manholes and easements, for two properties located at 2600 Jess Neely Drive and 2555 West End Avenue, also known as Vanderbilt Athletics Phase 1 (MWS Project Nos. 22-WL-36, and 22-SL-80, and Proposal No. 2022M-087ES-001).

Analysis

This ordinance abandons approximately 47 linear feet of existing 10 inch water main (DIP), approximately 75 linear feet of existing 16 inch water main (DIP), approximately 210 linear feet of existing 87 inch combination sewer main (brick), approximately 151 linear feet of existing eight feet by eight feet combination sewer main (RCBC), two combination sewer manholes and easements, and relocates one fire hydrant assembly, and to accept approximately 71 linear feet of new 10 inch water main (DIP), approximately 87 linear feet of new 16 inch water main (DIP), approximately 347 linear feet of new eight feet by eight feet combination sewer main (RCBC), four combination sewer manholes and easements for two properties located at 2600 Jess Neely Drive and 2555 West End Avenue.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Donated and abandoned easements have no

market value according to the Department of Water Services.

Sponsors: Cash, Withers and Young

43. [BL2022-1355](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for four properties located on Cane Ridge Road, also known as The Parks at Cane Ridge Ph 1 (MWS Project Nos. 21-WL-70 and 21-SL-158 and Proposal No. 2022M-086ES-001).

Analysis

This ordinance accepts approximately 5,845 linear feet of new eight inch water main (DIP), approximately 1,692 linear feet of new six inch water main (DIP), approximately 5,685 linear feet of new eight inch sanitary sewer main (PVC), approximately 2,917 linear feet of new eight inch sanitary sewer main (DIP), approximately 883 linear feet of new two inch sanitary sewer force main (PVC), 14 fire hydrant assemblies, 54 sanitary sewer manholes and easements for four properties located on Cane Ridge Road, also known as The Parks at Cane Ridge Ph 1.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Donated easements have no market value according to the Department of Water Services.

Sponsors: Rutherford, Withers and Young

44. [BL2022-1356](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a new sanitary sewer main, sanitary sewer manhole and easements, for properties located at 409 and 411 McAdoo Avenue, (MWS Project No. 22-SL-41 and Proposal No. 2022M-089ES-001).

Analysis

This ordinance accepts approximately 87 linear feet of new eight inch sanitary sewer main (DIP), one sanitary sewer manhole and easements for properties located at 409 and 411 McAdoo Avenue.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Donated easements have no market value according to the Department of Water Services.

Sponsors: Murphy, Withers and Young

L.

Bills on Third Reading

45. [BL2022-1131](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon easement rights located at 410 42nd Avenue North and 410 B 42nd Avenue North, formerly a portion of Alabama Avenue, except for those retained by Nashville Electric Service (Proposal No. 2022M-022ES-001).

Analysis

This ordinance abandons easement rights located at 410 42nd Avenue North and 410 B 42nd Avenue North, formerly a portion of Alabama Avenue, except for those retained by Nashville Electric Service. Existing utility easement rights had originally been retained by Council Bill O68-652. The Metropolitan Government has determined that utility easement, except for those retained by Nashville Electric Service, are no longer needed. The abandonment has been requested by Ragan Smith on behalf of the owner.

This has been approved by the Planning Commission. Future amendments to this legislation may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned easements have no market value according to the Department of Water Services.

Sponsors: Murphy, Withers and Young

49. [BL2022-1216](#)

An ordinance amending Title 17 of the Metropolitan Code of Laws to update the land use table pertaining to Commercial Amusement (outside) uses within the Downtown Code (Proposal No. 2022Z-006TX-001).

Analysis

This ordinance amends Chapters 17.08, 17.16, and 17.37 of the Metropolitan Code to change the “Commercial Amusement (Outside)” use from a Permitted use (P) to a use permitted by Special Exception (SE) within the North, South, and West Use Areas of the Downtown Code (DTC) zoning district. The Commercial Amusement (Outside) use allows for “the provision of entertainment or games of skill to the general public for a fee, or a permanent event space, where any portion of the activity takes place outside of a building, including but not limited to a golf driving range, archery range or miniature golf course. This use does not include a stadium.”

This ordinance also establishes additional conditions that must be met for a Commercial Amusement (Outside) use to be granted a Special Exception within the DTC zoning district. These additional conditions include requirements for hours of operation, traffic management studies, minimum lot area, and requires a minimum 500-foot separation from existing residential uses for Commercial Amusement (Outside) uses. All Special Exception uses must be approved by the Board of Zoning Appeals prior to the commencement of any operations.

This ordinance has been approved by the Planning Commission.

Sponsors: OConnell

55. [BL2022-1269](#)

An ordinance to amend Title 2 of the Metropolitan Code, pertaining to the Board of Fire and Building Code Appeals.

Analysis

This ordinance amends the Metropolitan Code of Laws to amend the composition of the Board of Fire and Building Code Appeals.

Section 2.80.020 sets out the requirements for the nine members of the Board of Fire and Building Code Appeals (“Board”). The current provision requires one member of the Board to be selected from each of the following fields: architecture, civil or construction engineering, building and construction materials, labor, business or finance, mechanical engineering, mechanical contracting. Two members must be qualified fire prevention specialists. Not more than two members in any of the categories listed can serve on the board at the same time.

The ordinance under consideration would instead provide that members must be qualified in one of the following fields: building and development, architecture, contracting, engineering, or fire prevention. This would allow for multiple members to be selected from the same categories. According to the Department of Codes Administration, filling vacancies on the Board has become difficult due to the stratified composition required under the current Metro Code provisions.

Sponsors: Hancock

56. [BL2022-1277](#)

An ordinance approving a license agreement between The Metropolitan Government of Nashville and Davidson County, acting by and through the Board of Parks and Recreation, and The Lamar Companies for the use of 180 Anthes Drive, Nashville, Tennessee 37210 (Parcel No. 09311011200)

Analysis

This ordinance approves a license agreement between the Metropolitan Board of Parks and Recreation (“Parks”) and The Lamar Companies (“Lamar”) for the use of 180 Anthes Drive.

This license agreement authorizes Lamar to construct, repair and relocate an outdoor advertising structure. Pursuant to the agreement, Lamar will pay Parks an annual rental payment of \$9,000, payable in monthly increments of \$750. The license is for a term of 18 months. Lamar agrees to remove the sign within 30 days of the expiration of the term of the agreement.

Fiscal Note: Lamar Companies will pay Metro Nashville Board of Parks and Recreation the sum of \$46,200 retroactive rental payment in addition to the annual rental payment of \$9,000 or \$750 monthly for the sign location license.

Sponsors: OConnell, Allen and Bradford

93. [BL2022-1331](#)

An ordinance renaming the WeGo Central public transit station of the Metropolitan Transit Authority located at 400 Dr. Martin L. King, Jr. Blvd. as the "Elizabeth Duff Transit Center at WeGo Central."

Analysis

This ordinance renames the Metropolitan Transit Authority (MTA) public transit station located at 400 Dr. Martin L. King, Jr. Boulevard as the "Elizabeth Duff Transit Center at WeGo Central".

Ms. Elizabeth Duff was the first female and first Africa American female bus operator in Nashville. Born and raised in Nashville, Ms. Duff was hired by MTA in 1974 and paved the way for additional female bus drivers soon after. She served MTA for 33 years and was named Urban Driver of the Year by the Tennessee Public Transportation Association. In 2018, she was recognized by the Amalgamated Transit Union Local 1235 for her extraordinary service to the city of Nashville. Ms. Duff passed away in 2021 with COVID-19 complications. The Board of the Metropolitan Transit Authority unanimously recommends renaming the WeGo Central transit station in honor of Ms. Duff.

Section 13.26.010 of the Metropolitan Code of Laws provides that no building or structure of the Metropolitan Government may be named except pursuant to an ordinance duly adopted by the Metropolitan Council.

Sponsors: Suara, OConnell, Porterfield, Styles, Toombs, Vercher, Gamble, Taylor, Benedict, Allen, Bradford, Cash, Evans, Hagar, Hall, Hancock, Hausser, Henderson, Hurt, Mendes, Murphy, Nash, Parker, Pulley, Roberts, Rosenberg, Rutherford, Sepulveda, Swope, Syracuse, VanReece, Welsch, Withers and Young

94. [BL2022-1332](#)

An ordinance naming the North Nashville Transit Center, to be located at 2521 Clarksville Highway at 26th Avenue North, under the operation of the Metropolitan Transit Authority as the "Ernest 'Rip' Patton North Nashville Transit Center."

Analysis

This ordinance names the Metropolitan Transit Authority (MTA) North Nashville Transit Center, to be located at 2521 Clarksville Highway at 26h Avenue North, as the "Ernest 'Rip' Patton North Nashville Transit Center".

Mr. Ernest "Rip" Patton was a member of the Nashville Freedom Riders, a former student at Tennessee State University, and long-time North Nashville resident who passed away on August 24, 2021 at the age of 81 years old. Mr. Patton pursued the desegregation of interstate

transportation facilities. He spent 40 days in jail at the Mississippi State Penitentiary and was expelled from TSU, which was then called Tennessee A & I, for his civil rights activities. He, along with other Freedom Riders, was granted an honorary doctoral degree from TSU in 2008. The Board of the Metropolitan Transit Authority, upon the recommendation of participants in the North Nashville Transit Center Advisory group, unanimously recommends naming the North Nashville Transit Center in honor of Mr. Patton.

Section 13.26.010 of the Metropolitan Code of Laws provides that no building or structure of the Metropolitan Government may be named except pursuant to an ordinance duly adopted by the Metropolitan Council.

Sponsors: Suara, Taylor, OConnell, Porterfield, Styles, Toombs, Vercher, Gamble, Allen, Benedict, Bradford, Cash, Evans, Hagar, Hall, Hancock, Hausser, Henderson, Hurt, Mendes, Murphy, Nash, Parker, Pulley, Roberts, Rosenberg, Rutherford, Sepulveda, Swope, Syracuse, VanReece, Withers, Young and Welsch

95. [BL2022-1333](#)

An ordinance readopting the Code of The Metropolitan Government of Nashville and Davidson County, Tennessee, prepared by Municipal Code Corporation including supplemental and replacement pages thereof, containing certain ordinances of a general and permanent nature enacted on or before March 3, 2022.

Analysis

This ordinance is a routine re-adoption of the Metro Code to include all ordinances enacted on or before March 3, 2022.

Sponsors: Vercher

96. [BL2022-1334](#)

An ordinance to amend the Geographic Information Systems Street and Alley Centerline Layer for the Metropolitan Government of Nashville and Davidson County by abandoning Alley Number 708 right-of-way from Duncan Street eastward to unimproved Meredith Avenue right-of-way. (Proposal Number 2022M-001AB-001).

Analysis

This ordinance abandons Alley Number 708 right-of-way from Duncan Street eastward to unimproved Meredith Avenue right-of-way. This has been requested by Paulo Frazillio, applicant.

Future amendments to this legislation may be approved by resolution. This ordinance has been approved by the Planning Commission.

Sponsors: OConnell, Withers and Young

97. [BL2022-1335](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing storm sewer line, storm catch basins and easement rights, for seven properties located on California Avenue, Edison Park Lane and 57th Avenue North (Proposal No. 2022M-085ES-001).

Analysis

This ordinance abandons approximately 489 linear feet of existing 24 inch storm sewer line (RCP), three storm catch basins and easement, for seven properties located on Charlotte Avenue, Edison Park Lane and 57th Avenue North.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned easements have no market value according to the Department of Water Services.

Sponsors: Roberts, Withers and Young

98. [BL2022-1336](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer manholes, for property located 500 Platform Way South, also known as Nashville Yards Parcel 3, (MWS Project No. 22-SL-79 and Proposal No. 2022M-080ES-001).

Analysis

This ordinance accepts two new sanitary sewer manholes, for property located 500 Platform Way South, also known as Nashville Yards Parcel 3.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Donated easements have no market value according to the Department of Water Services.

Sponsors: OConnell, Withers and Young

99. [BL2022-1337](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer main and sanitary sewer manholes, and to accept new sanitary sewer manhole, for property located at Pitts Avenue (unnumbered), (MWS Project No. 22-SL-90 and Proposal No. 2022M-079ES-001).

Analysis

This ordinance abandons approximately 35 linear feet of existing eight inch sanitary sewer main (PVC) and two sanitary sewer manholes, and accepts one sanitary sewer manhole, for property located at Pitts Avenue (unnumbered).

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Donated easements have no market value according to the Department of Water Services.

Sponsors: Hagar, Withers and Young

100. [BL2022-1338](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for four properties located on Central Pike, also known as Tulip Grove Townhomes (MWS Project Nos. 21-WL-126 and 21-SL-295 and Proposal No. 2022M-083ES-001).

Analysis

This ordinance accepts approximately 3,842 linear feet of new eight inch water main (DIP), approximately 3,684 linear feet of new eight inch sanitary sewer main (PVC), approximately 711 linear feet of new eight inch sanitary sewer main (DIP), eight fire hydrant assemblies, 37 sanitary sewer manholes and easements, for four properties located at Central Pike, also known as Tulip Grove Townhomes.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Donated easements have no market value according to the Department of Water Services.

Sponsors: Evans, Withers and Young