



Metropolitan Council

**PROPOSED AMENDMENTS PACKET
FOR THE COUNCIL MEETING OF
TUESDAY, AUGUST 17, 2021**

Proposed Rules of Procedure Change

Mr. President:

I move to amend the 2019-2023 Metropolitan Council Rules of Procedure by amending Rules 1, 2, 12, 13, 15, 23, 49, 50, 51, and 53 as shown below:

1. President pro tempore

A president pro tempore (“pro tem”) of the Council shall be a Council member elected by the Council to serve in the absence of the Vice Mayor. Upon the resignation, death, or ascension of the Vice Mayor, the pro tem shall serve as the Council's presiding officer in the place of the Vice Mayor until a Vice Mayor shall be elected and qualified and shall have all the rights and responsibilities of the Vice Mayor described in the Rules of Procedure. If the pro tem shall serve as the Council's presiding officer on account of the Vice Mayor's resignation, death, or ascension, the Council shall elect a deputy pro tem to serve in the absence of the pro tem. Until a deputy pro tem is elected as described above while the pro tem is presiding in the absence of the Vice Mayor, the pro tem may, from the chair, designate any Council member to preside at a Council meeting. If neither the Vice Mayor, the pro tem, nor any deputy pro tem shall be present at the designated commencement time for a Council meeting, the chair of the Planning, Zoning, and Historical Housing Committee, or in their absence, the chair of the Traffic, Parking, and Transportation Transportation Committee, shall call the Council to order and immediately conduct an election using the voting procedure provided in Rule 48 to elect a member to preside at that Council meeting until a more senior presiding officer shall appear. The terms of the pro tem and any deputy pro tem shall expire on the next August 31 following their election to the aforementioned positions or until a successor has been elected no later than October 20., Members serving in this capacity shall retain at all times their full right to vote.

2. Standing committees

The standing committees of the Council shall be as follows:

- ~~1. Affordable Housing~~
- ~~2. Budget and Finance~~
- ~~3. Charter Revision~~
- ~~4. Codes, Fair, and Farmers Market~~
- ~~5. Convention, Tourism, and Public Entertainment Facilities~~
- ~~6. Education~~
- ~~7. Health, Hospitals, and Social Services~~
- ~~8. Parks, Library, and Arts~~
- ~~9. Personnel, Public Information, Human Relations, and Veterans~~
- ~~10. Planning, Zoning, and Historical~~
- ~~11. Public Safety, Beer, and Regulated Beverages~~
- ~~12. Public Works~~
- ~~13. Rules, Confirmations, and Public Elections (“Rules Committee”)~~
- ~~14. Traffic, Parking, and Transportation~~

1. Budget and Finance
2. Government Operations, Regulations, and Utilities
3. Public Facilities and Culture

- 4. Human Services
- 5. Transportation
- 6. Planning, Zoning, and Housing
- 7. Confirmations
- 8. Charter Revision

12. Honorarium resolution requirements and presentations

Memorializing and congratulatory resolutions in typewritten form, with copies to be sent to the appropriate party or parties, are proper resolutions to be considered and acted upon by the Clerk. All memorializing resolutions honoring individuals, groups or organizations shall be referred to the Rules Committee Government Operations, Regulations, and Utilities Committee for review and recommendation.

Each Council member shall be limited to filing no more than one memorializing resolution, resolution requesting information, or similar resolution that is not binding legislation for each meeting of the Council.

All presentations of memorializing and congratulatory resolutions shall be limited to five (5) minutes each, and no more than two (2) such presentations shall be allowed at any meeting of the Council. Further, each Council member shall be limited to presenting two (2) memorializing or congratulatory resolutions per year as a primary sponsor. For purposes of this rule, one year shall be from September 1 to August 31 of the following calendar year. Members of Council wishing to make presentations of memorializing and congratulatory resolutions shall schedule the presentations with the Council Office. The Council Office shall schedule the presentations for each meeting on a first come, first served basis. The word "presenting" as used in this rule means to formally read or paraphrase the memorializing/congratulatory resolution and/or to present the honoree(s) with an official copy of the resolution. Presentations shall take place during the period reserved for announcements and extraordinary matters.

13. Filing deadlines; emergency items

The following deadlines apply:

- All ordinances and resolutions shall be filed in the Clerk's Office not later than noon on the Tuesday at least one week prior to a regular meeting of the Council and not later than 11:00 a.m. of the third day, excluding Saturdays and Sundays, preceding the day of any other Council meeting.
- No ordinance or resolution may be filed unless the originals have first been delivered to the Council Office not later than Noon on the second Friday preceding the regular meeting date or not later than Noon the fourth day, excluding Saturdays and Sundays, preceding the day of any other Council meeting.
- Legislation prepared by the Council Office must be requested in writing at least forty-eight (48) hours prior to this delivery deadline.

All amendments to, or substitutes for, an ordinance or a resolution, or any requested late-filed legislation, shall be delivered to the Council Office not later than Noon on the Friday immediately preceding the regular meeting date. In the event of a special meeting, delivery shall occur not

later than Noon the second day -- excluding Saturdays and Sundays -- preceding the day of such Council meeting. Amendments or substitutes will be prepared in a manner that indicates deletions by striking through such content and insertions by underlining such content.

The Council may not consider any ordinance, resolution, amendment or substitute not filed in accordance with the two preceding paragraphs.

No ordinance, resolution, amendment or substitute submitted after these prescribed deadlines will be considered by the Council except on an emergency basis. It is not the responsibility of the Council Office to prepare late-filed legislation.

Any sponsor of such late legislation must appear before the ~~Rules Committee~~ Government Operations, Regulations, and Utilities Committee immediately prior to the regular meeting to disclose 1) why there is an emergency; 2) whether the legislation could have been timely filed; and 3) whether the matter can wait until the next Council meeting.

Late ordinances and late resolutions will still be referred to other appropriate committees per Rule 7. At the subsequent regular meeting, the sponsor must state on the introduction thereof that an emergency exists, must state the nature of the emergency, and must request a suspension of the rules.

15. Capital Improvements Budget

By October 31 of each year, members of Council shall submit all of their Capital Improvements Budget requests for the ensuing fiscal year to the Council Office for review by the Department of Finance, Planning Department, and implementing departments in order to identify costs, timeline and alignment with the General Plan. By December 16 of each year, a report of the reviewed requests shall be prepared by the Planning Department for review by the Budget and Finance Committee and Planning, Zoning, and Historical Housing Committee. Prior to the Capital Improvements submittal date established by the Director of Finance, the Budget and Finance Committee and Planning, Zoning, and Historical Housing Committee shall hold at least one joint meeting to prioritize Capital Improvement Budget requests on behalf of the Council in order to submit the requests in the format and timeline established by the Director of Finance for the Capital Improvements Budget development for the ensuing fiscal year. No Capital Improvements Budget requests shall be considered by the Council unless submitted in accordance with this rule.

23. Confirmations and questionnaires

All appointees to be confirmed by the Council shall be required to complete a questionnaire adopted by the ~~Rules Committee~~ Confirmations Committee. Each completed questionnaire shall be filed with the Clerk and a copy shall be sent by the Clerk to all Council members. No action may be taken upon such appointee until and unless such completed questionnaires have been sent to the Clerk by 12:00 p.m. and Council members by 4:00 p.m. five days preceding any vote for confirmation.

The Mayor may withdraw for consideration any appointee submitted to the Council for confirmation and such withdrawal shall relate back to the original date of appointment the same as if such person had not been appointed; however, such withdrawal shall not act to enlarge upon the time permitted by the Mayor, under the relevant provisions of the Charter, to submit an appointee for confirmation. Unless otherwise specified, all appointments subject to election or confirmation by the Council shall be elected or confirmed by a majority of the entire membership of the Council (21 votes), except where other requirements are established by the Charter. Any

appointee failing to receive the required vote of the Council shall be deemed to have been rejected.

49. Election of public officials

Procedure for selecting a successor to fill a vacancy in any office which by law is to be filled by the Council.

1. Upon the vacancy in the office of any elected official that may lawfully be filled by the Council, each member of the Council shall be notified of said vacancy by an announcement by the Vice Mayor at the next meeting of the Council. Such announcement shall be at least four weeks preceding the meeting at which a successor is to be elected. Upon the announcement of a judicial or court clerk vacancy, the Clerk shall immediately notify the Nashville Bar Association and Napier-Looby Bar Association of such vacancy, which notification may be by facsimile or electronic transmission.
2. The Council may select a successor at any special called meeting of the Council, provided the notice under paragraph 1 is satisfied.
3. Nominations. All members of the Council as well as members of the general public, including candidates themselves, may nominate a person to fill the vacancy in office. No second shall be required to place the name in nomination. All nominations shall be in writing, signed by the person making the nomination and filed with the Clerk not later than 4:00 p.m. on the day which is one week following the date of the notice of the vacancy, at which time nominations will be closed. Within three business days following the filing of the written nomination, the person so nominated shall file with the Clerk a copy of their resume and a written questionnaire approved by the **Rules Committee Confirmations Committee** that shall include, but not be limited to:
 - a. A statement setting forth their willingness to serve if elected;
 - b. Their complete name;
 - c. Place of residence;
 - d. The length of time the person has lived in Davidson County;
 - e. Professional or occupational experience;
 - f. Educational background;
 - g. Experience in public service;
 - h. Physical and mental ability to perform the essential duties of the position with or without reasonable accommodation;
 - i. For judicial appointments, if the candidate is an attorney, a waiver of confidentiality as to disciplinary matters under the Tennessee Supreme Court Rule 9, Section 32.1.

- j. All other information that may be required by law to ensure their eligibility to serve.

Failure of a candidate to return a completed questionnaire to the Clerk within three (3) business days after the candidate's nomination is received by the Clerk's office shall result in the candidate's nomination being automatically withdrawn.

The Clerk shall forward copies of the nomination documents and responses to the questionnaire to each Council member.

4. All candidates for a position shall personally appear before the ~~Rules Committee~~ ~~Confirmations Committee~~ to be interviewed to ensure the candidate is properly qualified. The Clerk's Office will notify each candidate by electronic mail and certified mail regarding the date, time, and place of the ~~Rules Committee Confirmation Committee~~ meeting. Failure to appear before the ~~Rules Committee Confirmation Committee~~ shall result in a candidate's nomination being automatically withdrawn.
5. Judicial or Court Clerk Candidates. The Clerk shall forward the names of all persons nominated to fill a judicial or court clerk vacancy to the Nashville Bar Association and Napier-Looby Bar Association and request that a Candidate Evaluation Poll be taken from its membership. The results of the poll, including the total number of members and the members responding, shall be filed with the Clerk, who shall forward such results to the members of the Council. All candidates for a judicial or court clerk position shall personally appear before the ~~Rules Committee Confirmation Committee~~, at its meeting at least two weeks prior to the Council meeting at which time the election will be held to fill the vacancy, to be interviewed to ensure the candidate meets the required qualifications.
6. Petitions from voters residing in the county may be presented to the Council by filing them with the Clerk in support of any candidate.
7. At the meeting for the Council when the selection is to be conducted, the Council member or other person having nominated a candidate may speak for no more than five minutes and may yield the floor to the candidate or other persons who wish to speak in support of the nomination. No more than five minutes total shall be given any one candidate for their presentation and the persons speaking in support of the candidate.
8. The election shall be conducted in the same manner as provided in Rule 48(2) and (3).

50. Election to boards and commissions

In the event of a vacancy for a board or commission not otherwise addressed in these rules and for which Council is charged with selecting a successor, the following procedure shall apply:

1. The Vice Mayor shall by letter notify each member of the Council of the existence of a vacancy on said boards or commissions. At the next regularly scheduled Council meeting

following a notification by the Vice Mayor, the Vice Mayor shall call for nominations from the membership of the Council to fill the vacancy on said board or commission.

2. Those persons nominated shall be referred to the **Rules Committee Confirmations Committee** for recommendation. The Committee shall meet and determine the relative qualifications of the various candidates and report to the Council its recommendation at the next regularly scheduled Council meeting following the meeting wherein the candidates were nominated. No action may be taken upon such nominee until and unless such completed questionnaires have been sent to the Clerk by noon and Council members by 4:00 p.m. five days preceding any vote to fill the vacancy. Any nominee who does not submit their questionnaire in time to meet this deadline shall be deemed to have withdrawn their name for nomination.
3. Upon receiving the recommendation of the **Rules Committee Confirmations Committee**, the Council shall conduct an election to elect a person to the board or commission. Any person nominated who fails to appear before the **Rules Committee Confirmations Committee** shall be deemed to have withdrawn their name for nomination. The election for all seats on a board shall be held concurrently, with each Council member allowed to vote for a number of nominees equal to the total number of vacancies. Each vacancy will be filled by: (a) the top recipient of votes and/or (b) any other nominee(s) receiving 21 or more votes in order of total vote count until vacancies are filled. In the event of multiple vacancies, each person nominated and not elected on the election for the first vacant position shall be deemed nominated for such succeeding election for a vacant position being voted upon at such meeting. Vacancies will be filled first for full terms, then for partial terms, beginning with the partial term with the most time remaining and continuing through the partial term with the least time remaining. Ties shall be broken by the Vice Mayor, first to ensure the number of elected nominees equal the number of vacancies, then to determine who receives the longer of available partial terms, then to determine who receives available full terms, if necessary.

51. Recall procedures for members of boards and commissions

The following procedure shall be followed by the Council in order to recall or remove a member of a board or Commission of the Metropolitan Government as provided by the Charter:

1. A resolution shall be filed with the Clerk providing for the removal of a member or members of a board or commission, which resolution shall state the reasons or grounds for such removal. A copy of said resolution shall be forwarded by the Clerk to the member sought to be removed and such resolution shall be placed upon the regular agenda of the Council.
2. Such resolution shall be deferred for one meeting and referred to the **Rules Committee Confirmations Committee**. The person(s) sought to be removed may appear at such committee meeting, but shall not be compelled to appear before the committee. The committee shall make a recommendation to the Council but may not recommend a deferral of action on said resolution.
3. Any person sought to be removed from a board or commission, or their designated representative, may address the Council prior to a vote on the resolution removing them from the position. In the event a person sought to be removed resigns from such position, by submitting a written resignation to

the Clerk prior to a vote on the resolution, no vote shall be taken on the resolution.

4. All votes on resolutions removing any person from a board or commission of the Metropolitan Government shall be by a roll call vote and approval shall require three-fourths (3/4) of the entire membership of the Council.

53. Adoption of rules of procedure and amendments to rules

The Council shall adopt permanent Rules of Procedure within the first two months of a new Council term. The permanent Rules of Procedure shall be adopted with twenty-one (21) affirmative votes of the Council. None of the standing Rules of Procedure shall be amended or repealed except by twenty-seven (27) affirmative votes. No change in the permanent Rules of Procedure shall become effective until thirty (30) days after its passage. Before a proposed amendment to the permanent Rules of Procedure may be considered by the Council, the **Rules Committee Government Operations, Regulations, and Utilities Committee** shall have considered the proposed amendment and a written copy of the proposed amendment shall be distributed to all members of Council.

SPONSORED BY:

Courtney Johnston
Member of Council

AMENDMENT NO. ____
TO
RESOLUTION NO. RS2021-1102

Mr. President –

I hereby move to amend Resolution No. RS2021-1102 as follows:

I. By deleting the seventh recital and replacing it with the following:

WHEREAS, it is the desire of Metro Parks, the Greenways Commission, and the Metro Council along with community partners to ensure that all users of the Greenways have a safe experience on the Greenways and to take into consideration that there is an existing e-bike community in Nashville that has been riding on the Greenways ~~with no known incidents or problems~~; and

II. By deleting the ninth recital and replacing it with the following:

WHEREAS, with the understanding that e-bikes are being ridden on Greenways now ~~with no known incidents or problems~~ and that more e-bikes will be in Nashville in the future including shared use fleets of e-bikes, it would be beneficial to follow a similar framework as Nashville adapts to the emergence of new technologies like e-bikes, and time is needed to implement the steps and make thoughtful, informed decisions about how best to use our Greenways and about whether it is appropriate to limit the use of e-bikes in ~~Nashville beyond~~ Metro Parks as permitted under existing state law.

Sponsored by:

Kathleen Murphy
Jeff Syracuse
Members of Council

RESOLUTION NO. _____

A resolution accepting a Shuttered Venue Operators grant from the U.S. Small Business Administration to the Metropolitan Government, acting by and through the Municipal Auditorium, for emergency assistance for venues affected by COVID19.

WHEREAS, the U.S. Small Business Administration has awarded a grant in an amount not to exceed \$1,523,618.31 with no cash match required to the Metropolitan Government, acting by and through the Municipal Auditorium, for emergency assistance for venues affected by COVID19; and,

WHEREAS, it is to the benefit of the citizens of The Metropolitan Government of Nashville and Davidson County that this grant be accepted.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That the grant by and between the U.S. Small Business Administration, in an amount not to exceed \$1,523,618.31, and the Metropolitan Government, acting by and through the Municipal Auditorium, for emergency assistance for venues affected by COVID19, a copy of which is attached hereto and incorporated herein, is hereby approved.

Section 2. That the amount of this grant be appropriated to the Municipal Auditorium, based on revenues estimated to be received and any match to be applied.

Section 3. That this resolution shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

APPROVED AS TO AVAILABILITY OF FUNDS:

DocuSigned by:

Kevin Crumbo/mjw

Kevin Crumbo, Director
Department of Finance

INTRODUCED BY:

Kyonzte Toombs

Kyonzte Toombs

APPROVED AS TO FORM AND LEGALITY:

DocuSigned by:

Tara Ladd

Assistant Metropolitan Attorney

Member(s) of Council

GRANT SUMMARY SHEET

Grant Name: Shuttered Venue Operating 21-25

Department: MUNICIPAL AUDITORIUM

Grantor: U.S. SMALL BUSINESS ADMINISTRATION

**Pass-Through Grantor
(If applicable):**

Total Award this Action: \$1,523,618.31

Cash Match \$0.00

Department Contact: Tracey Rhodes
8626984

Status: NEW

Program Description:

The Shuttered Venue Operators Grant (SVOG) provides emergency assistance for eligible venues affected by COVID-19.

Plan for continuation of services upon grant expiration:

N/A

Grants Tracking Form

Part One

Pre-Application <input type="radio"/>		Application <input type="radio"/>		Award Acceptance <input checked="" type="radio"/>		Contract Amendment <input type="radio"/>	
Department	Dept. No.	Contact			Phone	Fax	
	61	Tracey Rhodes			8626984		
Grant Name:	Shuttered Venue Operating 21-22						
Grantor:	U.S. Small Business Administration				Other:		
Grant Period From:	08/05/21	(applications only) Anticipated Application Date:					
Grant Period To:	08/04/22	(applications only) Application Deadline:					
Funding Type:	FED DIRECT	Multi-Department Grant		<input type="checkbox"/> → If yes, list below.			
Pass-Thru:		Outside Consultant Project:		<input type="checkbox"/>			
Award Type:	OTHER	Total Award:		\$1,523,618.31			
Status:	NEW	Metro Cash Match:		\$0.00			
Metro Category:	New Initiative	Metro In-Kind Match:		\$0.00			
CFDA #	N/A	Is Council approval required?		<input type="checkbox"/>			
Project Description:	Applic. Submitted Electronically?		<input type="checkbox"/>				
The Shuttered Venue Operators Grant (SVOG) provides emergency assistance for eligible venues affected by COVID-19.							
Plan for continuation of service after expiration of grant/Budgetary Impact:							
N/A							
How is Match Determined?							
Fixed Amount of \$		or		% of Grant		Other: <input type="checkbox"/>	
Explanation for "Other" means of determining match:							
For this Metro FY, how much of the required local Metro cash match:							
Is already in department budget?				Fund		Business Unit	
Is not budgeted?				Proposed Source of Match:			
(Indicate Match Amount & Source for Remaining Grant Years in Budget Below)							
Other:							
Number of FTEs the grant will fund:		9.00		Actual number of positions added:		0.00	
Departmental Indirect Cost Rate		20.12%		Indirect Cost of Grant to Metro:		\$306,552.00	
*Indirect Costs allowed? <input type="radio"/> Yes <input checked="" type="radio"/> No		% Allow.		0.00%		Ind. Cost Requested from Grantor:	
						\$0.00 in budget	
*(If "No", please attach documentation from the grantor that indirect costs are not allowable. See Instructions)							
Draw down allowable? <input type="checkbox"/>							
Metro or Community-based Partners:							

Part Two

Grant Budget										
Budget Year	Metro Fiscal Year	Federal Grantor	State Grantor	Other Grantor	Local Match Cash	Match Source (Fund, BU)	Local Match In-Kind	Total Grant Each Year	Indirect Cost to Metro	Ind. Cost Neg. from Grantor
Yr 1	FY21	\$1,523,618.31	\$0.00	\$0.00	\$0.00		\$0.00	\$1,523,618.31	\$306,552.00	\$0.00
Yr 2	FY__									
Yr 3	FY__									
Yr 4	FY__									
Yr 5	FY__									
Total		\$0.00	\$0.00	\$0.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00
Date Awarded:		08/05/21		Tot. Awarded:		\$1,523,618.31		Contract#: SBAHQ21SV011585		
(or) Date Denied:				Reason:						
(or) Date Withdrawn:				Reason:						

Contact: trinity.weathersby@nashville.gov
vaughn.wilson@nashville.gov

Rev. 5/13/13
5239

GCP Rec'd
08/06/21

GCP
Approved
08/06/21

VW

PURPOSE: This form is used to notify grant recipients of award reporting and record keeping requirements. Grantees are required to review and sign the form and return to SBA at the address: SBDC- SBA/OSBDC, 409 Third Street, SW 6th Floor, Washington, DC 20416 All other SBA/OGM, 409 Third Street, 5th Floor, Washington, DC 20416

OMB Approval No.: 3245-0140
Expiration Date 5/31/2015



U.S. Small Business Administration

NOTICE OF AWARD

1. AUTHORIZATION <i>(Legislation/Regulation)</i>	2. Grant/Cooperative Agreement No.:
--	-------------------------------------

3. RECIPIENT: <i>(Name, Organizational Unit, Address)</i>	4. PROJECT PERIOD <i>(Mo./Day/Yr.)</i>		
	<table border="1" style="width:100%"> <tr> <td style="width:50%">From</td> <td style="width:50%">Through</td> </tr> </table>	From	Through
From	Through		

5. BUDGET PERIOD <i>(Mo./Day/Yr.)</i>	6. FEDERAL CATALOG NO.		
<table border="1" style="width:100%"> <tr> <td style="width:50%">From</td> <td style="width:50%">Through</td> </tr> </table>	From	Through	7. ADMINISTRATIVE CODES
From	Through		

8. TITLE OF PROJECT/PROGRAM <i>(limit to 53 spaces)</i>	9. AWARD AMOUNT Amount of SBA Financial Assistance
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10. DIRECTOR OF PROJECT <i>(Program or Center Director, Coordinator or Principal Investigator)</i>	11. RECOMMENDED FUTURE SUPPORT <i>(Subject to the availability of funds and satisfactory progress of the project)</i>
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NAME Last First Initial ADDRESS:	<table border="1" style="width:100%"> <tr> <th style="width:25%">BUDGET YEAR</th> <th style="width:25%">TOTAL DIRECT COST</th> <th style="width:25%">BUDGET YEAR</th> <th style="width:25%">TOTAL DIRECT COST</th> </tr> <tr> <td>a.</td> <td></td> <td>b.</td> <td></td> </tr> </table>	BUDGET YEAR	TOTAL DIRECT COST	BUDGET YEAR	TOTAL DIRECT COST	a.		b.	
BUDGET YEAR	TOTAL DIRECT COST	BUDGET YEAR	TOTAL DIRECT COST						
a.		b.							

12. Approved Budget <i>(Excludes SBA Direct Assistance)</i>	13. REMARKS <i>(Other Terms & Conditions Attached)</i> <input type="checkbox"/> Yes <input type="checkbox"/> No
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SBA Funds Only Total project costs including all other financial participation.

	Federal Share	Non-Federal Share	Non-Federal In-Kind	Non-Federal Program Inc.
a. Personal Service.....				
b. Fringe Benefits.....				
c. Consultants.....				
d. Travel.....				
e. Equipment.....				
f. Supplies.....				
g. Contractual.....				
h. Other.....				
i. TOTAL DIRECT COSTS.....				
j. Indirect cost.....				
(Rate).				
k. OTHER APPL. COSTS.....				
l. TOTAL APPROVED BUDGET				

14. THIS AWARD IS SUBJECT TO THE FOLLOWING COST PRINCIPLES AND OMB UNIFORM ADMINISTRATIVE REQUIREMENTS:

2 CFR Chapter 1, Chapter II, Part 200, et al, uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards.

Part 180 - OMB Guidelines to Agencies on government debarment and suspension (Non Procurement)

***Must meet all matching or cost participation requirements subject to adjustment in accordance with SBA policy**

15. THIS AWARD IS SUBJECT TO THE TERMS AND CONDITIONS ON THE REVERSE SIDE

16. CRS - EIN	17. COUNTY NAME	18. CONGRESSIONAL DISTRICT NO.
19a. CITY CODE	b. COUNTY CODE	c. STATE CODE
BUDGET CODE	DOCUMENT NO.	AMT. ACTION FIN. ASST.
20a.	b.	c.
		TYPE OF ORGANIZATION
		d.

21. AGENCY OFFICIAL <i>(Signature, Name and Title)</i>	22. DATE ISSUED <i>(Mo./Day/Yr.)</i>
	08/09/2021
23. RECIPIENT OFFICIAL <i>(Signature, Name and Title)</i>	24. DATE <i>(Mo./Day/Yr.)</i>

Note: The estimated burden completing this form is 80 hours per response. You will not be required to respond to any collection of information unless it displays a currently valid OMB approval number. Comments on the burden should be sent to U.S. Small Business Administration, Chief, AIB, 409, 3rd St., S.W., Washington, D.C. 20416 and Desk Office for Small Business Administration, Office of Management and Budget, New Executive Office Building, room 10202 Washington, D.C. 20503. OMB Approval (3245-0140).
PLEASE DO NOT SEND FORMS TO OMB.

FORM-1222 ADDENDUM

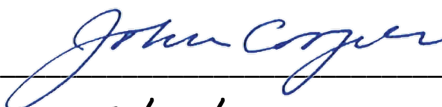
Field 13. Other Terms & Conditions Attached

You are required to initial and sign Program Assurances prior to your initial disbursement.

Additional Program Assurances - Please initial each item below and sign at the bottom.

As the applicant or duly authorized agent of the applicant, I certify that the organization:

- JC 1. Is fully operational or intends to resume operations.
- JC 2. Fully meets the eligibility criteria of the grant program.
- JC 3. Does not present live performances of a prurient sexual nature or derive revenue from sales of products or services, or the presentation of any depictions or displays, of a prurient sexual nature.
- JC 4. Accurately listed the number of employees, including full-time or part-time status.
- JC 5. Will not use funds for real estate purchases; to prepay mortgage loans; to pay interest or principal on loans received after February 29, 2020; to invest or re-lend funds; to contribute to or expend funds to or on behalf of any political party, party committee, or candidate for elected office; to purchase alcohol or pay for loans for alcohol; or to purchase or pay loans for items of prurient sexual nature.
- JC 6. Will provide a complete Final Report, including programmatic questions, by the date specified in the Grant Award Notice.
- JC 7. Will retain records regarding employment for a period of 4 years following the receipt of the grant and other records for a period of 3 years following receipt of the grant.
- JC 8. Will cooperate with audit activities conducted by SBA, SBA Office of Inspector General, and the Government Accountability Office.
- JC 9. Will repay any funds found to be misspent pursuant to the allowable uses of program funds.
- JC 10. Will not abrogate existing collective bargaining agreements for the term of the grant and 2 years after expending grant funds; and will remain neutral in any union organizing effort for the term of the grant.

Signature: 

Date: 08/09/2021

**SIGNATURE PAGE
FOR**

SBAHQ21SV011585

GRANT NO. _____

IN WITNESS WHEREOF, the parties have by their duly authorized representatives set their signatures.

METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

Don Harris
Department Name

8/6/21
Date

**APPROVED AS TO AVAILABILITY
OF FUNDS:**

DocuSigned by:
Kevin Crumbo/mfw
Kevin Crumbo, Director
Department of Finance

8/11/2021
Date

APPROVED AS TO RISK AND INSURANCE:

DocuSigned by:
Balogun Cobb
Director of Insurance

8/11/2021
Date

**APPROVED AS TO FORM AND
LEGALITY:**

DocuSigned by:
Tara Ladd
Metropolitan Attorney

8/11/2021
Date

"See Previous Page"
John Cooper
Metropolitan Mayor

Date

ATTEST:

Metropolitan Clerk

Date

Nashville Municipal Auditorium
417 Fourth Ave. North
Nashville, TN 37201



METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

August 10, 2021

TO: Hon. Jim Shulman, Vice Mayor
Metropolitan Nashville & Davidson County

FROM: Don Harris, General Manager/Operations and Taneisha Alexander-Harvey, General
Manager/Administration of Nashville Municipal Auditorium

RE: Shuttered Venue Operating Grant Award

On behalf of the Nashville Municipal Auditorium, we are requesting introduction of a late resolution approving the Shuttered Venue Operating Grant Form – 1222 Notice of Award and Addendum.

We've determined it's in the best interest of the Metropolitan Government (Metro) to accept the SVOG from the U. S. Small Business Administration.

Because the SBA has given us an acceptance grant award deadline on 8/12/21. August 17th is the earliest available date to submit legislation to Council for approval.

A copy of the resolution is attached to this memo. The Municipal Auditorium staff are available to answer any questions. We apologize for the inconvenience and ask your indulgence on this important matter.

CC: Mary Jo Wiggins, Deputy Finance Director
Tara Ladd, Legal
Vaughn Wilson, Finance - Grants

Resolution No. RS2021-___

A Resolution urging the Metropolitan Public Health Department Chief Medical Director to require masks be worn by all individuals in public indoor spaces.

WHEREAS, on July 27, 2021, the Centers for Disease Control and Prevention (CDC) updated their guidance to recommend that fully vaccinated and unvaccinated individuals to wear a mask in public indoor settings in areas of substantial or high transmission of COVID-19, in light of new evidence concerning the spread of the Delta variant of COVID-19; and

WHEREAS, Nashville and Davidson County is classified as an area of high transmission. As of August 12, 2021, there were 3,754 active cases of COVID-19, a 38% increase over the prior week; and

WHEREAS, new hospital admissions were up over 53% as of August 9, 2021, with the percentage of hospital beds used for COVID and the percentage of ICU beds used for COVID on the rise; and

WHEREAS, less than half of the people in Davidson County are fully vaccinated, putting the majority of Davidson County residents at a higher risk of contracting COVID-19, especially the highly contagious Delta variant; and

WHEREAS, while fully vaccinated people are less likely to become infected with COVID-19, and infections of COVID-19 are usually mild in those who are fully vaccinated, fully vaccinated people can still be infected with the Delta variant and can spread the virus to others; and

WHEREAS, children under the age of 12 are not currently eligible for the COVID-19 vaccine, and cases of children contracting COVID-19, along with all other age groups, are on the rise; and

WHEREAS, for these reasons, the Metropolitan Public Health Department Chief Medical Director should require masks be worn by individuals in public indoor spaces, in accordance with recent CDC guidelines.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. The Metropolitan Council hereby goes on record as urging the Metropolitan Public Health Department Chief Medical Director to require masks be worn by all individuals in public indoor settings in Nashville and Davidson County. As set forth in CDC guidance, appropriate masks:

- Have two or more layers of washable, breathable fabric
- Completely cover the nose and mouth of the wearer
- Fit snugly against the sides of the wearer's face without gaps
- Have nose wire to prevent air from leaking out of the top of the Mask
- If a gaiter is worn, two must be worn or it must be folded to make two layers.
-

Section 2. This Resolution shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

SPONSORED BY:

Joy Styles
Member of Council

ORDINANCE NO. BL2021-___

An Ordinance to require masks be worn by all individuals in public spaces, as further described herein.

WHEREAS, the World Health Organization declared COVID-19 to be a global pandemic as of March 15, 2020; and,

WHEREAS, states of emergency have been declared by the President of the United States, the Governor of Tennessee, and the Mayor of Nashville and Davidson County, and continue to exist; and,

WHEREAS, the Metropolitan Council finds that the coronavirus remains a threat in Nashville and Davidson County; and,

WHEREAS, on July 27, 2021, the Centers for Disease Control and Prevention (CDC) updated their guidance to recommend that fully vaccinated and unvaccinated individuals to wear a mask in public indoor settings in areas of substantial or high transmission of COVID-19, in light of new evidence concerning the spread of the Delta variant of COVID-19; and

WHEREAS, Nashville and Davidson County is classified as an area of high transmission. As of August 12, 2021, there were 3,754 active cases of COVID-19, a 38% increase over the prior week; and

WHEREAS, new hospital admissions were up over 53% as of August 9, 2021, with the percentage of hospital beds used for COVID and the percentage of ICU beds used for COVID on the rise; and

WHEREAS, less than half of the people in Davidson County are fully vaccinated, putting the majority of Davidson County residents at a higher risk of contracting COVID-19, especially the highly contagious Delta variant; and

WHEREAS, while fully vaccinated people are less likely to become infected with COVID-19, and infections of COVID-19 are usually mild in those who are fully vaccinated, fully vaccinated people can still be infected with the Delta variant and can spread the virus to others; and

WHEREAS, children under the age of 12 are not currently eligible for the COVID-19 vaccine, and cases of children contracting COVID-19, along with all other age groups, are on the rise; and

WHEREAS, due to the high level of transmission of COVID-19, and in order to promote the health and safety of the residents of Nashville and Davidson County, a requirement that masks be worn in all public indoor spaces should be instituted.

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

Section 1. All individuals within the jurisdiction of the Metropolitan Government of Nashville and Davidson County shall wear a mask as set forth in this ordinance.

Section 2.

(a) "Mask" is a cloth face covering, mask or other device to cover the nose and mouth of a person to impede the spread of saliva or other fluids during speaking, coughing,

sneezing or other intentional or involuntary action. Medical grade masks are not required; coverings may be fashioned from scarves, bandanas, or other suitable fabrics. The Mask must cover the mouth and nose of the wearer and must conform to the standards set forth by CDC guidance, as described in Subsection (d) of this Section.

(b) Masks shall be worn at all times by members of the public except as specifically exempted herein.

(c) Masks are not a substitute for social distancing. Even if wearing a Mask, persons should practice appropriate social distancing, stay six feet apart, clean their hands frequently, and take other everyday preventive actions.

(d) As set forth by CDC guidance, appropriate Masks:

- Have two or more layers of washable, breathable fabric
- Completely cover the nose and mouth of the wearer
- Fit snugly against the sides of the wearer's face without gaps
- Have nose wire to prevent air from leaking out of the top of the Mask
- If a gaiter is worn, two must be worn or it must be folded to make two layers

Section 3. A Mask is not required in the following settings and circumstances:

(a) Within one's own residence or another's residence;

(b) By persons younger than two years;

(c) By persons who cannot medically tolerate wearing a Mask. No person declining to wear a Mask because of a medical condition shall be required to produce verifying medical documentation;

(d) Within one's own or another's motor vehicle, provided the vehicle is not being used for public transportation or a vehicle for hire;

(e) By persons working alone in separate office spaces or in non-public workplaces that have more than adequate area for social distancing based on the size of and number of people in the space (either indoors or outdoors). Such persons must be prepared to wear a Mask when interacting with others when social distancing of more than six (6) feet cannot be consistently maintained;

(f) When wearing a Mask poses a safety risk or security risk. "Safety risk" includes, but is not limited to, where wearing a Mask may pose a risk to persons working on ladders or at height, wearing other respiratory protection, engaging in heavy physical exertion, operating heavy equipment, or operating in an environment where a Mask hinders communications. "Security risk" includes, but is not limited to, an activity or transaction where establishing the identity of the customer or employee is important. However, employers are encouraged to structure work to promote social distancing and limit close contact as much as possible within workplaces where Masks may pose such risks;

(g) When actively eating or drinking in public at a restaurant, bar, or other food or beverage establishment;

- (h) While outdoors in public spaces. Maintaining a physical distance of six feet from persons who are not members of the same household or residence is still strongly recommended; if that is not feasible, the wearing of a Mask is strongly recommended;
- (i) While engaged in outdoor work or recreation, such as swimming, walking, hiking, bicycling, or running, unless maintaining a physical distance of six feet from persons who are not members of the same household or residence is not feasible;
- (j) While in a place of worship;
- (k) While in a building or indoor space owned, managed, or leased by the State of Tennessee or federal government.

Section 4.

(a) Businesses or facilities open to the public shall post conspicuous signage at all public entrances stating to the effect:

“Dear Customers/Visitors,

Pursuant to Ordinance of the Metropolitan Council of the Metropolitan Government of Nashville and Davidson County, you are REQUIRED to wear a mask while in this business/facility. This will help PROTECT our EMPLOYEES and EACH OTHER.”

(b) Except for the circumstances specified in Section 3, all businesses, facilities, commercial venues, and critical infrastructure sectors (including first responders) as outlined at <https://www.cisa.gov/identifying-critical-infrastructure-during-covid-19> shall require:

- i. Customers and visitors to wear a Mask while inside the business, facility, or workplace, or at a worksite; and
- ii. Employees to wear a Mask when physically interacting with the public or other employees.

(c) Persons entering or walking through interior "Common Areas" of commercial buildings, residential apartment or condominium buildings, and residential cooperative buildings are required to wear Masks. "Common Areas" include lobby/reception areas, hallways, elevators, mailrooms, clubhouse/meeting rooms, and stairwells. The respective property managers/building managers shall be required to enforce this requirement.

(d) Mayor John Cooper’s Executive Order No. 21, “Requirement that Face Coverings be Worn at Metropolitan Government Buildings,” issued on August 5, 2021, shall continue to apply and is incorporated herein by reference.

Section 5. Violations of this Ordinance shall be subject to a \$50 fine.

Section 6. If any provision, sentence, clause, phrase, or word of this Ordinance or any application of it to any individual, business, or circumstance is held to be invalid by a decision of a court of competent jurisdiction, then such decision shall not affect the validity of the remaining portions or applications of this Ordinance.

Section 7. Amendments to this legislation may be approved by resolution.

Section 8. This Ordinance shall take effect from and after its passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

SPONSORED BY:

Joy Styles
Member of Council

AMENDMENT NO. __

TO

ORDINANCE NO. BL2021-841

Mr. President –

I move to amend Ordinance No. BL2021-841 as follows:

I. By amending Section 2 to state that Section 13.08.080 is “hereby amended by adding the following new Subsection H and by renumbering the existing Subsection H to Subsection I deleting Subsection H in its entirety and replacing it with the following”.

II. By further amending Section 2, proposed Section 13.08.080, by deleting subsection H.1. and replacing it with the following:

1. An LPR shall be ~~used~~ designed and intended for the sole purpose of recording and checking license plates and ~~shall not be capable of~~ photographing, recording, or producing images of the occupants of a motor vehicle.

III. By further amending Section 2, proposed Section 13.08.080, by adding subsection H.2.e. as follows:

- e. Suspects for whom probable cause exists for an arrest for a felony offense.

IV. By further amending Section 2, proposed Section 13.08.080, by deleting subsection H.4. and replacing it with the following:

4. Records of license plates read by each LPR shall not be recorded or transmitted outside the LPR system and shall be purged from the LPR system within 24 hours of their capture in such a manner that they are destroyed and are not recoverable, unless it results in a match with a vehicle falling within paragraph 2 above. Subject to this exception, and unless otherwise required by law, records of license plates that are matched by an LPR shall be purged from the LPR system within 24 hours of their capture in such a manner that they are destroyed and are not recoverable, unless the match results in an arrest, a citation, or protective custody, or identified a vehicle that was the subject of a missing or endangered person broadcast, in which case the data on the particular license plate shall be destroyed at the conclusion of either (1) an investigation that does not result in any criminal charges being filed; or (2) any criminal action undertaken in the matter involving the captured plate data. Captured license plate data obtained for the purposes described in paragraph 2 above shall not be used or shared for any other purpose.

V. By further amending Section 2, proposed Section 13.08.080, by deleting subsection H.6. and replacing it with the following:

6. To ensure compliance with the provisions of this section or to investigate complaints of misuse of an LPR or LPRs, a) the district attorney general, or a designee; b) the public defender, or a designee; or c) the chair of the Community Oversight Board, or a designee; ~~or d) two members of Council as selected by the Metropolitan Council~~ may examine and audit any LPR, any server used to store LPR data, and any records pertaining to the use

of LPRs not otherwise deemed confidential under state law. If the district attorney general, the public defender, or a majority of the Community Oversight Board believes that an LPR or LPRs have been used in violation of this section, ~~either or both~~ any or all may send a letter to the Metropolitan Council requesting suspension of the use of an LPR or LPRs for the purposes of investigation, to prevent ongoing violations, or to deter future violations. The Metropolitan Council may grant such a request by resolution.

VI. By further amending Section 2, proposed Section 13.08.080, by deleting subsection H.7. and replacing it with the following:

7. Deployment of LPRs shall be executed ~~in a manner that distributes their use equitably among MNPD precincts~~ such that their use is distributed in a generally equitable manner among MNPD precincts.

VII. By further amending Section 2, proposed Section 13.08.080, by deleting the first paragraph of subsection H.8. and replacing it with the following:

8. MNPD shall report ~~to the Metropolitan Council quarterly,~~ by posting the information on a public webpage which shall be navigable from MNPD's main departmental page on Nashville.gov and by sending a link to the report to the Metropolitan Council via email, beginning no more than three months from the date LPRs are deployed, the following information compiled since the end date of its most recent report

VIII. By further amending Section 2, proposed Section 13.08.080, by deleting subsection H.9. and replacing it with the following:

9. The Metropolitan Council shall hold a public hearing, set by resolution, regarding the use of LPRs sanctioned under Subsection 13.08.080.H by the Metropolitan government no more than six months from the date LPRs are deployed. The resolution setting the public hearing shall contain the date, time, and location of the public hearing. No more than three weeks after the public hearing, the Metropolitan Council shall vote by resolution on whether to continue use of such LPRs. The resolution to continue the use of such LPRs shall not be subject to deferral or a motion to reconsider, ~~but amendments to remove certain uses allowed by this section shall be permitted.~~ If the resolution to continue is adopted, the use of such LPRs will continue. If the resolution to continue is not adopted, the use of such LPRs will be discontinued.

IX. By further amending Section 2, proposed Section 13.08.080, by deleting subsection H.10. and replacing it with the following:

10. In the event that state legislation is enacted which requires ~~LPR~~ the data obtained by LPRs sanctioned under Subsection 13.08.080.H to be retained for longer than this section authorizes and requires such LPR data to be shared with any agency not authorized in this section, the Metropolitan Council shall vote by resolution whether to continue the use of such LPRs. The resolution to continue the use of such LPRs shall be voted on no more than five weeks following the effective date of the state legislation. The resolution shall not be subject to deferral or a motion to reconsider beyond that date. If the resolution to continue is adopted, the use of such LPRs will continue. If the resolution to continue is not adopted, the use of such LPRs will be discontinued.

INTRODUCED BY:

Burkley Allen
Member of Council

AMENDMENT NO. ____
TO
SUBSTITUTE ORDINANCE NO. BL2021-751

Mr. President –

I hereby move to amend Substitute Ordinance No. BL2021-751 by replacing the Plan with the following attached Plan.

SPONSORED BY:

Zach Young
Member of Council

Regulatory SP

Liberty Hill Specific Plan (SP)

Development Summary Site

SP Name Liberty Hill SP

SP Number 2021SP-054-001

Council District 10

Map/Parcel Map 26 Parcels 32,33,131 and 132

-

RM-4

Data Table

Site Data 55.28 Acres

Existing Zoning R10/RS10

Proposed Zoning SP

Allowable Land Uses All residential uses permitted by

Specific Plan (SP) Standards

1. Uses within this SP shall be limited to all uses permitted by the RM-4 zoning district.
2. The maximum FAR shall be 0.4.
3. The maximum ISR shall be 0.60
4. Primary access to be from People's Ct and secondary access from Liberty Lane. This is to be controlled using signage, development entry features, and traffic calming on Liberty Lane if approved by the Traffic Engineer.
5. A survey will be completed to identify and preserve historic and environmental features. The survey's findings will be provided with final site plan application and that preservation of features will be coordinated with Metro Historic staff members.
6. There shall be a minimum of ~~15% percent~~ 20% open space.
7. Existing trees are to remaining along perimeter property lines within a 20 foot easement. If townhomes or other attached homes are placed along the perimeter of Windsor Green Subdivision or homes along Liberty Lane, then ~~existing trees shall be protected within a 40 foot easement~~ an additional 20 foot setback shall be required from the 20 foot easement.
8. A traffic study will be conducted with the design of the first phase to identify and make recommendations to correct roadway width deficiencies and intersection improvements. This traffic study shall be submitted with the final site plan application.
9. Federal Compliance All development within the boundaries of this plan meets the requirements of the Americans with Disabilities Act and the Fair Housing Act. ADA: <http://www.ada.gov/> U.S. Justice Dept.
10. Building façades shall be constructed of no more than 30% vinyl siding.

AMENDMENT NO. ____
TO
ORDINANCE NO. BL2021-809

Mr. President –

I hereby move to amend Ordinance No. BL2021-809 as follows:

I. By amending Section 3 as follows:

Section 3. All other provisions of Ordinance Nos. BL2006-1303, as amended, and BL2011-73, as amended, shall remain in effect.

II. By deleting the fourth recital in its entirety and replacing it with the following:

WHEREAS, Brian Seagraves, representing AMH Development of 1657 Murfreesboro Pike, Suite A, Nashville, TN 37217, the developer of the Davenport Downs SP (the “Developer”), has agreed to make a financial contribution in the amount of \$172,000 to the Metropolitan Government in lieu of constructing the Turn Lanes to be used for future transportation/infrastructure improvements in the vicinity; and

III. By attaching the sketch page to the ordinance.

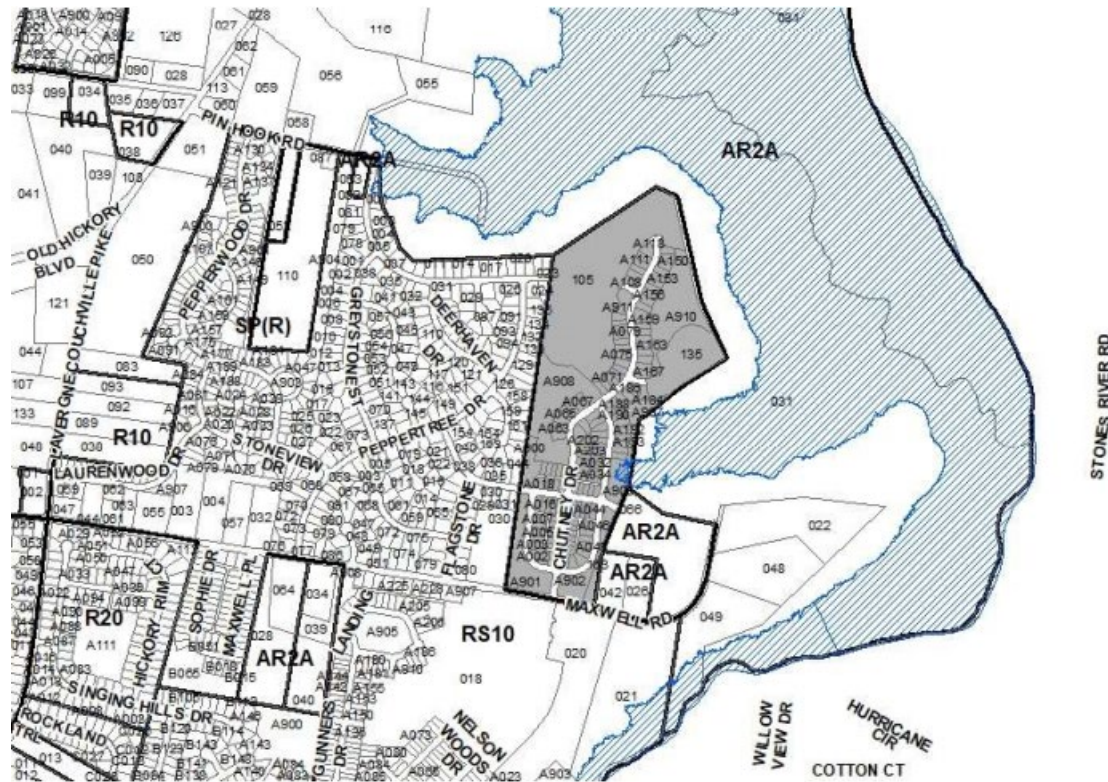
IV. By attaching the SP plans to the ordinance as Exhibit A.

INTRODUCED BY:

Antionette Lee
Member of Council

2006SP-081-008
Map 165, Parcel(s) 105, 135
Map 165-14-0-A, Parcel(s) 001-013, 018-058, 062-080, 108-113, 149-167, 184-207, 900-905, 908, 910-912
Map 176-02, Parcel(s) 163
Subarea 13, Antioch
District 33 (Lee)
Application fee paid by: Waived by CM Lee

A request to amend Ordinance No. BL2006-1303, as amended, by amending the SP zoning for various properties located north of Maxwell Road, approximately 430 feet east of Flagstone Drive (52.94 acres), to delete a condition in the SP pertaining to the construction of turn lanes at the intersection of Maxwell Road and LaVergne/Couchville Pike, and to accept a financial contribution in lieu of construction from the developer of the Davenport Downs SP, requested by Council Member Antoinette Lee, applicant; AMH TN Development, LLC, owner.



An Amendment to the Development Plan for Davenport Downs

Exhibit A

(Formerly Known as the Maxwell Road SP)
 Being Parcels 73, 104, 105, 106 & 130 on Tax Map 165
 Nashville, Davidson County, Tennessee
 MPC Case Numbers 2006SP-081-001 & 2006SP-081-002

Metro Council Ordinance BL2011-73

Original MPC Case Number 2006SP-081-001
 Original Council Ordinance BL2006-1303

PURPOSE NOTE

THE PURPOSE OF THIS AMENDMENT TO THE DAVENPORT DOWNS SPECIFIC PLAN DISTRICT IS TO PERMIT 207 SINGLE-FAMILY LOTS WHERE 281 DWELLINGS WERE PREVIOUSLY APPROVED AND TO REZONE A PORTION OF THE DISTRICT TO AR2a.

STANDARD NOTES

- 1) FOR ANY DEVELOPMENT STANDARDS, REGULATIONS AND REQUIREMENTS NOT SPECIFICALLY SHOWN ON THE DRAWINGS AND/OR INCLUDED AS A CONDITION OF COMMISSION OR COUNCIL APPROVAL, THE PROPERTY SHALL BE SUBJECT TO THE STANDARDS, REGULATIONS AND REQUIREMENTS OF THE R6 ZONING DISTRICT IN EFFECT ON THE DATE OF THE APPLICABLE REQUEST OR APPLICATION.
- 2) THE DEVELOPMENT OF THIS PROJECT SHALL COMPLY WITH THE REQUIREMENTS OF THE ADOPTED TREE ORDINANCE 2008-328 (METRO CODE, CHAPTER 17.24, ARTICLE II, TREE PROTECTION AND REPLACEMENT; AND CHAPTER 17.40, ARTICLE X, TREE PROTECTION AND REPLACEMENT PROCEDURES).
- 3) ANY EXCAVATION, FILL OR DISTURBANCE OF THE EXISTING GROUND ELEVATION MUST BE DONE IN ACCORDANCE WITH STORM WATER MANAGEMENT ORDINANCE NO. 78-840 AND APPROVED BY THE METROPOLITAN DEPARTMENT OF WATER SERVICES.
- 4) A PORTION OF HIS PROPERTY IS SHOWN WITHIN A FLOOD HAZARD AREA AS DEPICTED ON FEMA MAP 47037C0387F, DATED APRIL 20, 2001. 100 YEAR ELEVATION = 506
- 5) THIS DRAWING IS FOR ILLUSTRATION PURPOSES TO INDICATE THE BASIC PREMISE OF THE DEVELOPMENT. THE FINAL DETAILS OF THE PLAN SHALL BE GOVERNED BY THE APPROPRIATE REGULATIONS AT THE TIME OF THE FINAL APPLICATION.
- 6) ALL SIDEWALKS ARE TO BE CONSTRUCTED IN CONFORMANCE WITH METRO PUBLIC WORKS' SIDEWALK DESIGN STANDARDS.
- 7) WHEELCHAIR ACCESSIBLE CURB RAMPS, COMPLYING WITH APPLICABLE METRO PUBLIC WORKS STANDARDS, SHALL BE CONSTRUCTED AT STREET CROSSINGS.
- 8) THE REQUIRED FIRE FLOW SHALL BE DETERMINED BY THE METROPOLITAN FIRE MARSHAL'S OFFICE, PRIOR TO THE ISSUANCE OF A BUILDING PERMIT.
- 9) PER FIRE MARSHAL NO PART OF ANY BUILDING SHALL BE MORE THAN 500 FT. FROM A FIRE HYDRANT VIA AN APPROVED HARD SURFACED ROAD. METRO ORDINANCE 095-1541 SECTION 1568.020 B. FIRE MAINS SHALL BE LARGE ENOUGH TO FLOW REQUIRED FIRE FLOW. MAINS OVER 600FT. IN LENGTH SHOULD BE 10" IN DIAMETER.
- 10) ANY APPROVALS ARE SUBJECT TO PUBLIC WORKS' APPROVAL OF THE CONSTRUCTION PLANS. FINAL DESIGN AND IMPROVEMENTS MAY VARY BASED ON FIELD CONDITIONS.
- 11) METRO WATER SERVICES SHALL BE PROVIDED SUFFICIENT AND UNENCUMBERED ACCESS IN ORDER TO MAINTAIN AND REPAIR UTILITIES IN THIS SITE.
- 12) SIZE DRIVEWAY CULVERTS PER THE DESIGN CRITERIA SET FORTH BY THE METRO STORMWATER MANAGEMENT MANUAL (MINIMUM 15" CMP IN R.O.W.)
- 13) ALL DEVELOPMENT WITHIN THE BOUNDARIES OF THIS PLAN SHALL MEET THE REQUIREMENTS OF THE AMERICANS WITH DISABILITIES ACT.
- 14) THE BUFFER ALONG WATERWAYS WILL BE AN AREA WHERE THE SURFACE IS LEFT IN A NATURAL STATE AND IS NOT DISTURBED BY CONSTRUCTION ACTIVITY. THIS IS IN ACCORDANCE WITH THE STORMWATER MANAGEMENT MANUAL, VOLUME 1 REGULATIONS.
- 15) NOTE TO PROSPECTIVE OWNERS: YOU ARE STRONGLY ADVISED TO CONTACT METRO WATER SERVICES ENGINEERING TO DETERMINE ADEQUACY OF PUBLIC WATER AND SEWER FACILITIES FOR INTENDED DEVELOPMENT OF PROPERTY.
- 16) INDIVIDUAL WATER AND OR SEWER SERVICE LINES ARE REQUIRED FOR EACH PARCEL.
- 17) SOLID WASTE PICKUP TO PROVIDED VIA INDIVIDUAL ROLL-AWAY CANS. PLAN & PICKUP TO COORDINATED WITH THE METRO PUBLIC WORKS SOLID WASTE DEPARTMENT.

ORDINANCE NO. BL2011-73

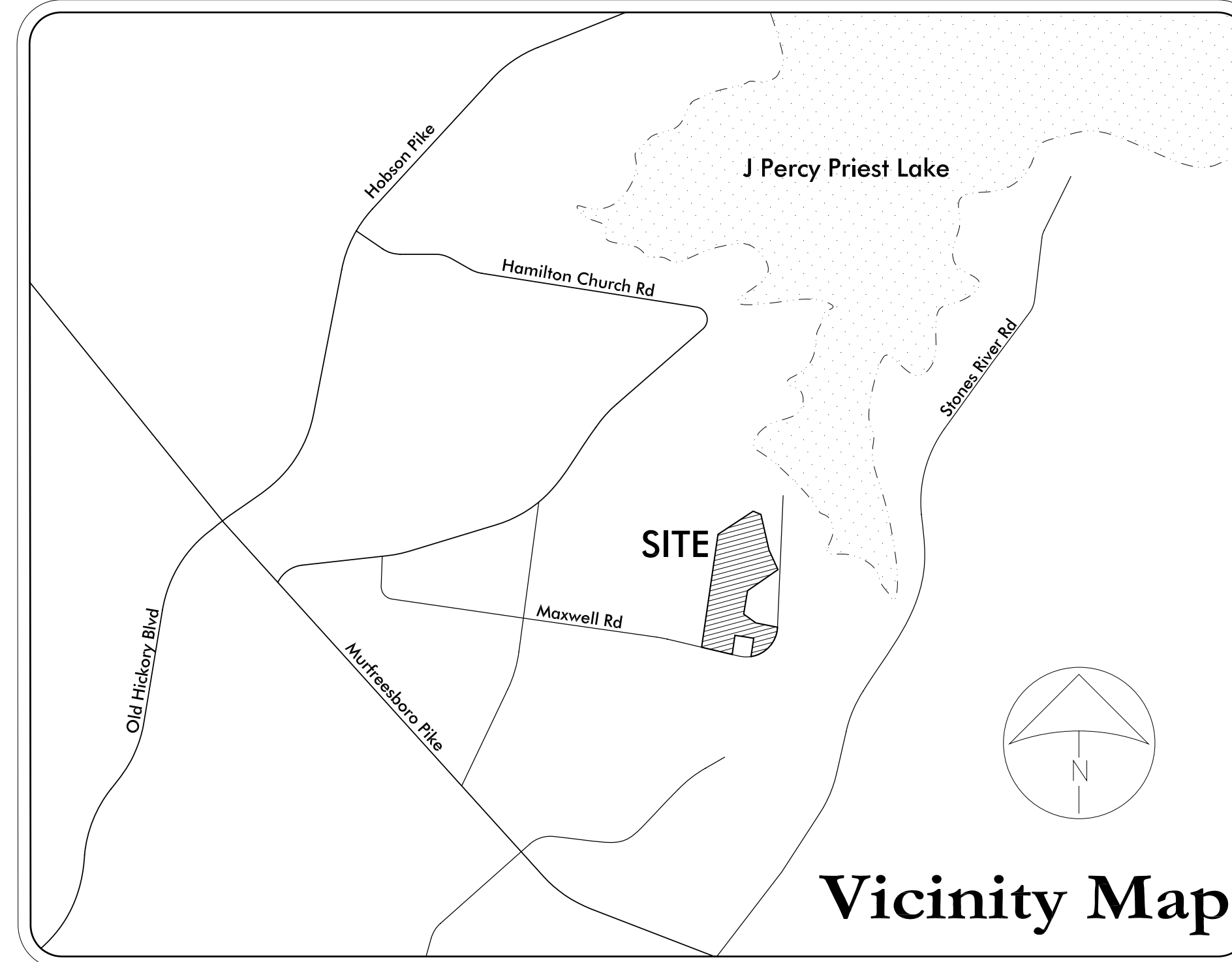
An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County by amending the Davenport Downs SP District for properties located at 4334 Maxwell Road and Maxwell Road (unnumbered), approximately 430 feet east of Flagstone Drive (65.74 acres), to permit 207 single-family residential units where 318 residential units were previously approved, all of which is described herein (Proposal No. 2006SP-081-001).
NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:
 Section 1. That Title 17 of the Code of Laws of The Metropolitan Government of Nashville and Davidson County, is hereby amended by changing the Official Zoning Map for Metropolitan Nashville and Davidson County, which is made a part of Title 17 by reference, as follows: By amending the Davenport Downs SP District for properties located at 4334 Maxwell Road and Maxwell Road (unnumbered), approximately 430 feet east of Flagstone Drive (65.74 acres), to permit 207 single-family residential units where 318 residential units were previously approved, being Property Parcel Nos. 073, 104, 105, 106, 130 as designated on Map 165-00 of the Official Property Identification Maps of The Metropolitan Government of Nashville and Davidson County, all of which is described by lines, words and figures on the attached sketch, which is attached to and made a part of this ordinance as though copied herein.
 Section 2. Be it further enacted, that the Metropolitan Clerk is hereby authorized and directed, upon the enactment and approval of this ordinance, to cause the change to be made on Map 165 of said Official Zoning Map for Metropolitan Nashville and Davidson County, as set out in Section 1 of this ordinance, and to make notation thereon of reference to the date of passage and approval of this amendatory ordinance.
 Section 3. Be it further enacted that, a final corrected copy of the amended SP plan incorporating the conditions of approval by the Planning Commission and Council shall be provided to the Planning Department prior to the filing of any additional development applications for this property, and in any event no later than 120 days after the effective date of the enacting ordinance. The corrected copy provided to the Planning Department shall include printed copy of the preliminary SP plan and a single PDF that contains the plan and all related SP documents. If a final corrected copy of the SP plan incorporating the conditions therein is not provided to the Planning Department within 120 days of the effective date of the enacting ordinance, then the final corrected copy of the SP plan shall be presented to the Metro Council as a new amendment to this SP prior to approval of any grading, clearing, grubbing, final site plan, or any other development application for the property.
 Section 4. Be it further enacted, that minor modifications to the preliminary SP plan may be approved by the Planning Commission or its designee based upon final architectural, engineering or site design and actual site conditions. All modifications shall be consistent with the principles and further the objectives of the approved plan. Modifications shall not be permitted, except through an ordinance approved by Metro Council that increase the permitted density or floor area, add uses not otherwise permitted, eliminate specific conditions or requirements contained in the plan as adopted through this enacting ordinance, or add vehicular access points not currently present or approved in the plan that is part of this ordinance.
 Section 5. Be it further enacted, that this ordinance take effect immediately after its passage and such change be published in a newspaper of general circulation, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.
 Sponsored by: Robert Duval

AMENDMENT NO. 1 TO ORDINANCE NO. BL2011-73

Madam President:
 I move to amend Ordinance No. BL2011-73 by modifying it as follows:
 By adding the following new Section 3 and renumbering the following sections of the Ordinance accordingly:
 *Section 3. Be it further enacted, that the following conditions be completed, bonded or satisfied as specifically required:
 1. Any deviation from the layout shown on the Development Plan shall be approved by the Planning Commission, and any deviation that the Planning Commission finds that changes the basic development concept shall require Council approval.
 2. The developer's final construction drawings shall comply with the design regulations established by the Department of Public Works. Final design may vary based on field conditions.
 3. The proposed development street names shall require further coordination with Public Works.
 4. As planned, Chutney and Trail Water Drive shall be extended to provide a secondary access to the proposed project site.
 5. Maxwell Road shall be improved along the property frontage to provide one-half of Metro's standard ST-252 cross section.
 6. Prior to construction plan preparation, a geotechnical report on sinkholes near roadways shall be provided.
 7. Prior to platting the 100th lot, a dedicated right turn lane shall be constructed for southbound traffic on Old Hickory Boulevard at Murfreesboro Road. This lane shall be designed with 100feet of storage and a taper per AASHTO standards.
 8. Prior to platting the 100th lot, Maxwell Road shall receive a full width pavement overlay from Lavergne/Couchville Pike to the property limits of the revised SP. The paving shall be a minimum of 2 as. 11 feet striped travel lanes with a minimum of 2 feet gravel shoulders. This work shall be coordinated with the Public Works Paving section inspector.
 9. No final plats shall be recorded until all off-site improvements have been designed, constructed and/or bonded. Further, all off-site improvements shall be constructed prior to the recording of the final plat containing the 100th lot.
 Sponsored by: Robert Duval

ORDINANCE NO. BL2011-74

An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County by changing from SP District to AR2a zoning for property located at Maxwell Road (unnumbered), approximately 1,575 feet east of Flagstone Drive (9.52 acres) and within the Floodplain Overlay District, all of which is described herein (Proposal No. 2006SP-081-002).
NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:
 Section 1. That Title 17 of the Code of Laws of The Metropolitan Government of Nashville and Davidson County, is hereby amended by changing the Official Zoning Map for Metropolitan Nashville and Davidson County, which is made a part of Title 17 by reference, as follows: By changing from SP District to AR2a zoning for property located at Maxwell Road (unnumbered), approximately 1,575 feet east of Flagstone Drive (9.52 acres) and within the Floodplain Overlay District, being Property Parcel No. 066 as designated on Map 176-00 of the Official Property Identification Maps of The Metropolitan Government of Nashville and Davidson County, all of which is described by lines, words and figures on the attached sketch, which is attached to and made a part of this ordinance as though copied herein.
 Section 2. Be it further enacted, that the Metropolitan Clerk is hereby authorized and directed, upon the enactment and approval of this ordinance, to cause the change to be made on Map 176 of said Official Zoning Map for Metropolitan Nashville and Davidson County, as set out in Section 1 of this ordinance, and to make notation thereon of reference to the date of passage and approval of this amendatory ordinance.
 Section 3. Be it further enacted, that this ordinance take effect immediately after its passage and such change be published in a newspaper of general circulation, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.
 Sponsored by: Robert Duval



Sheet Schedule

- C0.0 Cover Sheet
- C1.0 SP Comparison
- C2.0 SP Layout Plan
- C3.0 SP Utility Plan
- C4.0 SP Notes & Amenities

DEVELOPMENT SUMMARY

PROPOSED USE	SINGLE FAMILY (DETACHED) RESIDENTIAL
PROPERTY ZONING	SP SURROUNDING ZONING AR2a, RS10
MINIMUM LOT SIZE STREET LOADED	5,500 Sq Ft for Lots within Phase 1 Only / 6,000 Sq Ft for Future
MINIMUM LOT SIZE ALLEY LOADED	3,400 Sq Ft
DENSITY	3.2 Units per Acre (207 Lots on 64 Acres)
OPEN SPACE	21.5 Acres or 33% Proposed (21.4 Acres Currently Approved)
RIGHT OF WAY	12.9 Acres or 20% Proposed (15.3 Acres Currently Approved)
FRONT YARD SETBACK:	20 Ft for Street Loaded / 10 Ft for Alley Loaded
SIDE YARD	5 Ft for Interior Lots / Corner Lots vary 10'-15' (See Plans)
REAR YARD	20 Ft for Street Loaded / 5 Ft for Garage on Alley Loaded
HEIGHT STANDARDS	3 Stories Maximum

NOTE: THE DENSITY AND OPEN SPACE FIGURES /PERCENTAGES SHOWN IN THE ABOVE TABLE ARE BASED UPON ONLY THE 64.2 ACRE PROPOSED TO BE AMENDED BY THIS APPLICATION, AND DOES NOT INCLUDE THE ADDITIONAL 9.5 ACRES THAT COMPLETE THE 73.7 ACRE SP THAT IS PROPOSED TO BE REMOVED FOR THE SP AND REZONED TO AR2a.

Property Owner #1

Pinnacle Bank
 Contact: Allen Dixon
 150 3rd Avenue South
 Nashville, Tennessee 37201
 (615) 744-3700

Property Owner #2

Robert N & Doloris P Davenport
 4374 Maxwell Road
 Antioch, Tennessee 37013
 (615) 641-6472

Designer

Dale & Associates
 Contact: Michael Garrigan, PE
 516 Heather Place
 Nashville, Tennessee 37204
 (615) 297-5166

Floodnote

This property is located within a Flood Hazard Area as Depicted on FEMA Map 47037C0387F. Dated April 20, 2011. Elevation = 506

PLAN CONSISTENCY

The property in question is contained within Antioch/Priest Lake Community Plan or Subarea 13, with a specified Land Use Policy of Neighborhood General (NG).

Neighborhood General is a structure plan classification for areas that are primarily residential, ideally with lot patterns that are carefully arranged. Appropriate land uses include single family residential and public benefit activities, with multi-family residential being appropriate in certain locations within a NG District. Small open spaces such as parks, greens, squares and plazas are also appropriate. Development patterns within the NG Policy shall be carefully arranged and not random.

Davenport Downs proposes a total of 207 residential units on approximately 64 acres of land for a density of 3.2 units per acre. The lot pattern and road layout has been prepared cautiously with much thought in order to create a unique residential development with an abundance of open spaces, both active and passive. Mixtures of street and alley loaded products are proposed with centralized, formal green areas to serve as community amenities.

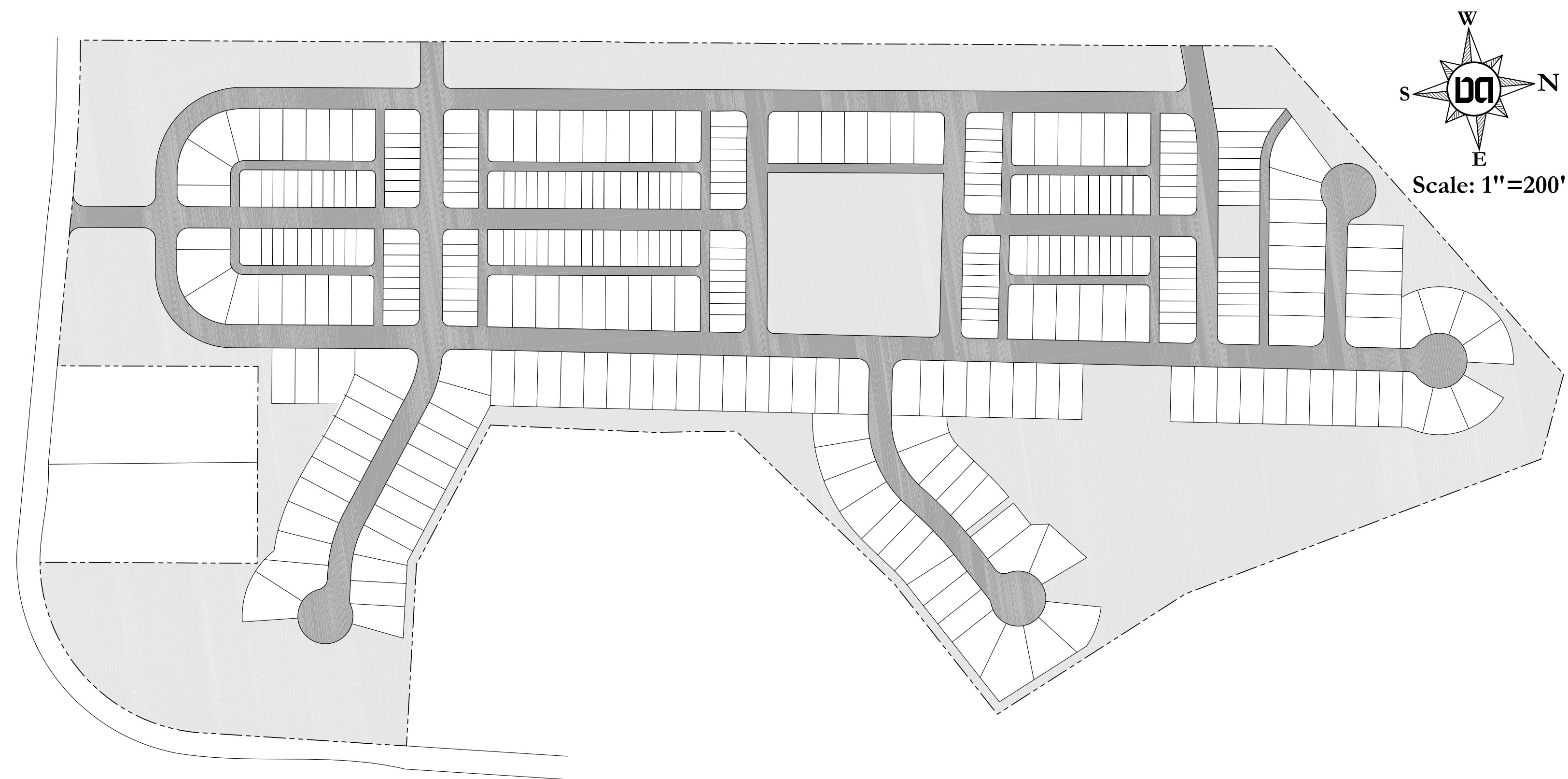


Dale & Associates
 Consulting Civil Engineering
 Land Planning & Zoning
 Surveying

Amendment to the Development Plan Davenport Downs SP D&A Project #10850

C0.0

516 Heather Place
 Nashville, Tennessee 37204
 (615) 297-5166



ORIGINAL SP SUMMARY	
OVERALL AREA	74.26 ACRES
APPROVED UNITS	318 (Single Family Detached & Townhomes)
APPROVED DENSITY	4.3 Un/Ac
UNIT TYPE SUMMARY	(162) 24 Ft Alley Loaded Townhome Lots (156) 50 Ft Single Family Lots
MIN. LOT (Street Loaded)	6,000 Sq Ft Lot / 1,800 Sq Ft Living Space
MIN. LOT (Alley Loaded)	2,040 Sq Ft Lot / 1,200 Sq Ft Living Space
AREA IN RIGHT OF WAY	15.1 Acres (20%)
OPEN SPACE	28.4 Acres (38%)
FRONT SETBACK (Street Loaded)	20' (Garage to be recessed by 20 feet)
REAR SETBACK (Street Loaded)	20'
SIDE SETBACK (Street Loaded)	5' (15' for Corner Lots)
FRONT SETBACK (Townhomes)	10'
REAR SETBACK (Townhomes)	20'
SIDE SETBACK (Townhomes)	0' (5' for End Units)
PARKING REQUIREMENT	2 Spaces/Dwelling

Currently Approved Master Plan

NOTES:

Information in the "Original SP Summary" refers to the Council Adopted Plan that included the 9.5 Acre "Davenport Tract" that is proposed to be removed from the overall development.

Although the overall "Original SP" showed 28.4 acres of Open Space, Approximately 7.0 Acres of the Open Space was within the boundaries of the "Davenport Tract". A comparison of Open Space within the 64.2 Acre "Development Tract" yields comparable results (21.4 Acres on Original Council Plan versus 21.5 Acres as Proposed).

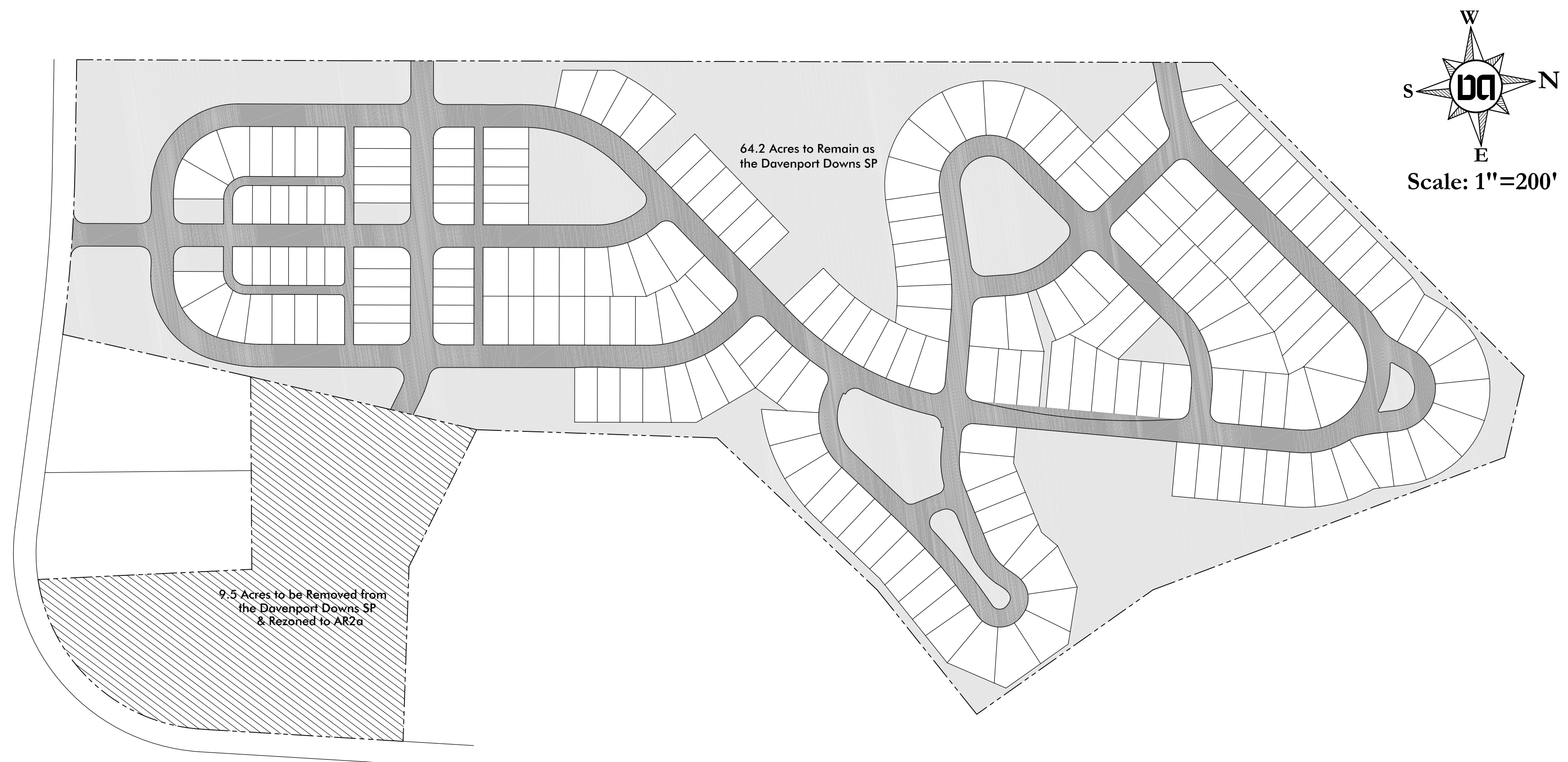
Composite Comparison of Minimum & Average Dwelling Sizes:

Minimum Living Space of Original SP (64.2 Ac "Development Tract")
130 Single Family Homes at 1,800 Sq Ft
162 Attached Townhomes at 1,200 Sq Ft
Aggregate (Average) Living Space of Original SP = 1,467 Sq Ft

Minimum Living Space of Proposed Amendment
207 Single Family Homes at 1,500 Sq Ft (Exceeds Above Aggregate)

Average Building Size of Original SP (64.2 Ac "Development Tract")
130 Single Family Homes at 2,200 Sq Ft
162 Attached Townhomes at 1,400 Sq Ft
Aggregate (Average) Living Space of Original SP = 1,756 Sq Ft

Minimum Living Space of Proposed Amendment
207 Single Family Homes at 1,750 Sq Ft (Comparable to Above Aggregate)



PROPOSED SP SUMMARY	
OVERALL AREA	64.21 ACRES
PROPOSED UNITS	207 (All Single Family Detached)
PROPOSED DENSITY	3.2 Un/Ac
UNIT TYPE SUMMARY	(36) 40 Ft Alley Loaded Single Family Lots (171) 50 Ft Street Loaded Single Family Lots
MIN. LOT (Street Loaded)	*5,500 Sq Ft Lot / 1,500 Sq Ft Living Space
MIN. LOT (Alley Loaded)	3,400 Sq Ft Lot / 1,500 Sq Ft Living Space
AREA IN RIGHT OF WAY	12.9 Acres (20%)
OPEN SPACE	21.5 Acres (33%)
FRONT SETBACK (Street Loaded)	20' (Garage to be recessed by 3 feet)
REAR SETBACK (Street Loaded)	20'
SIDE SETBACK (Street Loaded)	5' Interior / 15' Corner Lots
FRONT SETBACK (Alley Loaded)	10'
REAR SETBACK (Alley Loaded)	5' from Alley to Garage
SIDE SETBACK (Alley Loaded)	5' Interior / 10' for Corner Lots
PARKING REQUIREMENT	2 Spaces/Dwelling for Street Loaded 3 Spaces/Dwelling for Alley Loaded

*Note: 5,500 Sq Ft is the minimum Lot Size 4-6 & 203-206 which are within Phase 1 and constrained by existing conditions. All future street loaded lots outside of the above shall be a minimum of 6,000 sq ft as shown in the Lot Size Table on Sheet C2.0

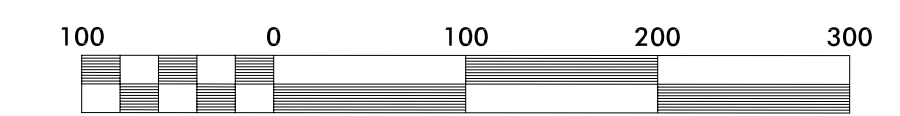
Proposed Revised Master Plan

SP Comparison

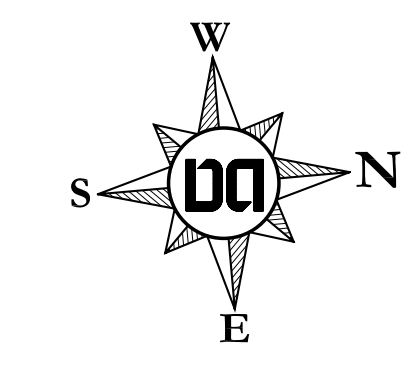
Davenport Downs
An Amendment to the Development Plan
Being Parcels 73, 104, 105, 106 & 130 on Tax Map 165
Nashville, Davidson County, Tennessee
MPC Case Numbers 2006SP-081-001 & 2006SP-081-002
Metro Council Ordinance BL2011-73

Dale & Associates
Consulting Civil Engineering
Land Planning & Zoning
Landscape Architecture
Surveying

Amendment to the
Development Plan
Davenport Downs SP
D&A Project #11050
C1.0
2 of 5

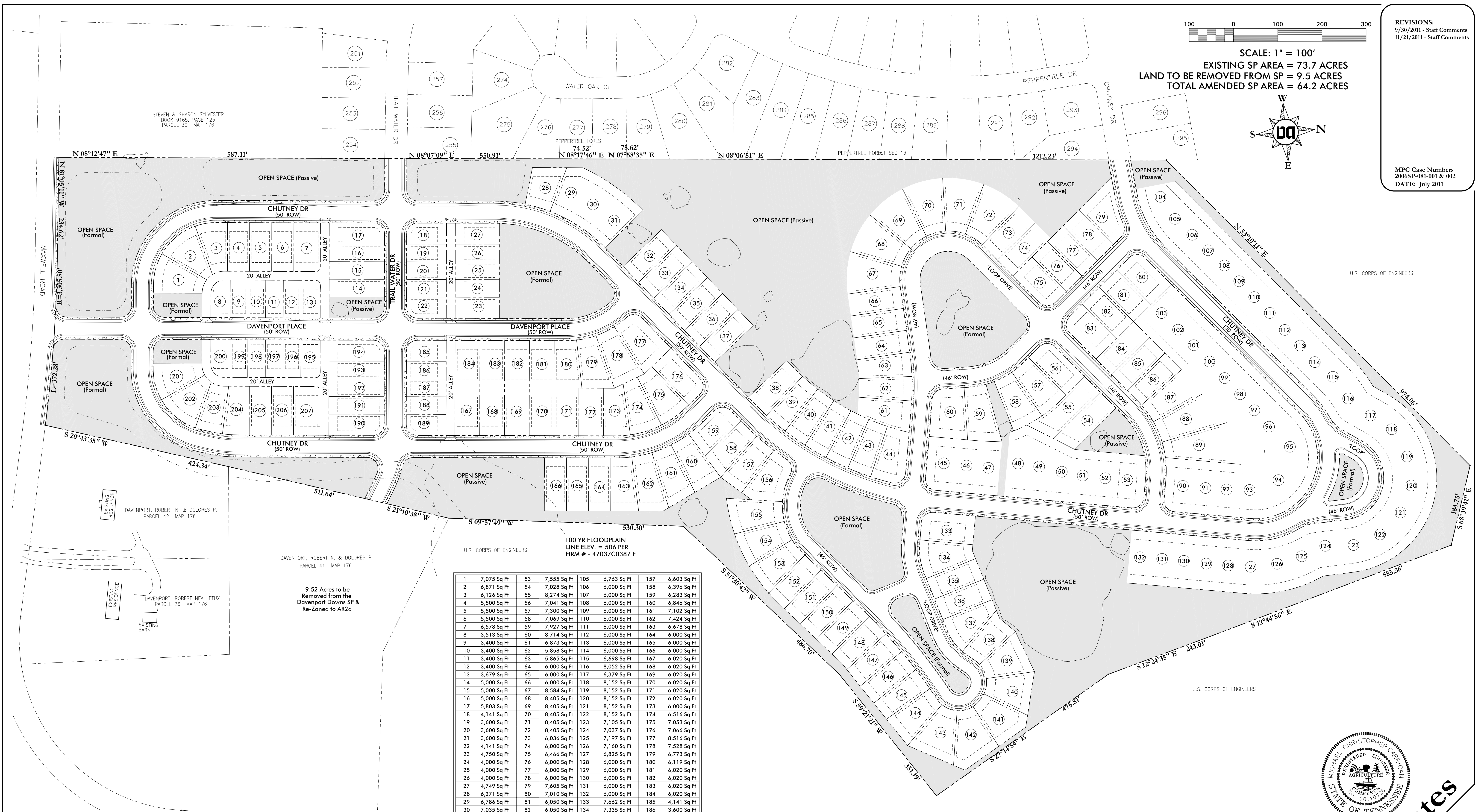


SCALE: 1" = 100'
 EXISTING SP AREA = 73.7 ACRES
 LAND TO BE REMOVED FROM SP = 9.5 ACRES
 TOTAL AMENDED SP AREA = 64.2 ACRES



REVISIONS:
 9/30/2011 - Staff Comments
 11/21/2011 - Staff Comments

MPC Case Numbers
 2006SP-081-001 & 002
 DATE: July 2011



1	7,075 Sq Ft	53	7,555 Sq Ft	105	6,763 Sq Ft	157	6,603 Sq Ft
2	6,871 Sq Ft	54	7,028 Sq Ft	106	6,000 Sq Ft	158	6,396 Sq Ft
3	6,126 Sq Ft	55	8,274 Sq Ft	107	6,000 Sq Ft	159	6,283 Sq Ft
4	5,500 Sq Ft	56	7,041 Sq Ft	108	6,000 Sq Ft	160	6,846 Sq Ft
5	5,500 Sq Ft	57	7,300 Sq Ft	109	6,000 Sq Ft	161	7,102 Sq Ft
6	5,500 Sq Ft	58	7,069 Sq Ft	110	6,000 Sq Ft	162	7,424 Sq Ft
7	6,578 Sq Ft	59	7,927 Sq Ft	111	6,000 Sq Ft	163	6,678 Sq Ft
8	3,513 Sq Ft	60	8,714 Sq Ft	112	6,000 Sq Ft	164	6,000 Sq Ft
9	3,400 Sq Ft	61	6,873 Sq Ft	113	6,000 Sq Ft	165	6,000 Sq Ft
10	3,400 Sq Ft	62	5,858 Sq Ft	114	6,000 Sq Ft	166	6,000 Sq Ft
11	3,400 Sq Ft	63	5,865 Sq Ft	115	6,698 Sq Ft	167	6,020 Sq Ft
12	3,400 Sq Ft	64	6,000 Sq Ft	116	8,052 Sq Ft	168	6,020 Sq Ft
13	3,679 Sq Ft	65	6,000 Sq Ft	117	6,379 Sq Ft	169	6,020 Sq Ft
14	5,000 Sq Ft	66	6,000 Sq Ft	118	8,152 Sq Ft	170	6,020 Sq Ft
15	5,000 Sq Ft	67	8,584 Sq Ft	119	8,152 Sq Ft	171	6,020 Sq Ft
16	5,000 Sq Ft	68	8,405 Sq Ft	120	8,152 Sq Ft	172	6,020 Sq Ft
17	5,803 Sq Ft	69	8,405 Sq Ft	121	8,152 Sq Ft	173	6,000 Sq Ft
18	4,141 Sq Ft	70	8,405 Sq Ft	122	8,152 Sq Ft	174	6,516 Sq Ft
19	3,600 Sq Ft	71	8,405 Sq Ft	123	7,105 Sq Ft	175	7,053 Sq Ft
20	3,600 Sq Ft	72	8,405 Sq Ft	124	7,037 Sq Ft	176	7,066 Sq Ft
21	3,600 Sq Ft	73	6,036 Sq Ft	125	7,197 Sq Ft	177	8,516 Sq Ft
22	4,141 Sq Ft	74	6,000 Sq Ft	126	7,160 Sq Ft	178	7,528 Sq Ft
23	4,750 Sq Ft	75	6,466 Sq Ft	127	6,825 Sq Ft	179	6,773 Sq Ft
24	4,000 Sq Ft	76	6,000 Sq Ft	128	6,000 Sq Ft	180	6,119 Sq Ft
25	4,000 Sq Ft	77	6,000 Sq Ft	129	6,000 Sq Ft	181	6,020 Sq Ft
26	4,000 Sq Ft	78	6,000 Sq Ft	130	6,000 Sq Ft	182	6,020 Sq Ft
27	4,749 Sq Ft	79	7,605 Sq Ft	131	6,000 Sq Ft	183	6,020 Sq Ft
28	6,271 Sq Ft	80	7,010 Sq Ft	132	6,000 Sq Ft	184	6,020 Sq Ft
29	6,786 Sq Ft	81	6,050 Sq Ft	133	7,662 Sq Ft	185	4,141 Sq Ft
30	7,035 Sq Ft	82	6,050 Sq Ft	134	7,335 Sq Ft	186	3,600 Sq Ft
31	7,035 Sq Ft	83	7,022 Sq Ft	135	6,000 Sq Ft	187	3,600 Sq Ft
32	6,000 Sq Ft	84	6,000 Sq Ft	136	6,000 Sq Ft	188	3,600 Sq Ft
33	6,000 Sq Ft	85	6,000 Sq Ft	137	6,717 Sq Ft	189	4,141 Sq Ft
34	6,000 Sq Ft	86	5,947 Sq Ft	138	6,237 Sq Ft	190	5,803 Sq Ft
35	6,000 Sq Ft	87	7,254 Sq Ft	139	7,070 Sq Ft	191	5,000 Sq Ft
36	6,000 Sq Ft	88	9,032 Sq Ft	140	7,046 Sq Ft	192	5,000 Sq Ft
37	6,000 Sq Ft	89	10,454 Sq Ft	141	7,644 Sq Ft	193	5,000 Sq Ft
38	6,509 Sq Ft	90	7,753 Sq Ft	142	9,074 Sq Ft	194	5,803 Sq Ft
39	6,000 Sq Ft	91	6,000 Sq Ft	143	8,638 Sq Ft	195	3,690 Sq Ft
40	6,000 Sq Ft	92	6,000 Sq Ft	144	7,179 Sq Ft	196	3,400 Sq Ft
41	6,000 Sq Ft	93	7,773 Sq Ft	145	6,044 Sq Ft	197	3,400 Sq Ft
42	6,000 Sq Ft	94	10,263 Sq Ft	146	6,147 Sq Ft	198	3,400 Sq Ft
43	6,000 Sq Ft	95	10,223 Sq Ft	147	6,146 Sq Ft	199	3,400 Sq Ft
44	7,640 Sq Ft	96	8,238 Sq Ft	148	6,057 Sq Ft	200	3,518 Sq Ft
45	7,665 Sq Ft	97	7,217 Sq Ft	149	6,062 Sq Ft	201	6,174 Sq Ft
46	6,000 Sq Ft	98	6,504 Sq Ft	150	6,000 Sq Ft	202	6,883 Sq Ft
47	6,063 Sq Ft	99	6,313 Sq Ft	151	6,000 Sq Ft	203	5,542 Sq Ft
48	7,848 Sq Ft	100	6,122 Sq Ft	152	6,000 Sq Ft	204	5,892 Sq Ft
49	7,506 Sq Ft	101	6,001 Sq Ft	153	6,946 Sq Ft	205	5,500 Sq Ft
50	6,502 Sq Ft	102	6,240 Sq Ft	154	7,138 Sq Ft	206	5,502 Sq Ft
51	6,000 Sq Ft	103	6,967 Sq Ft	155	7,675 Sq Ft	207	6,582 Sq Ft
52	6,000 Sq Ft	104	5,927 Sq Ft	156	7,694 Sq Ft		

DAVENPORT, ROBERT N. & DOLORES P.
 PARCEL 41 MAP 176

9.52 Acres to be
 Removed from the
 Davenport Downs SP &
 Re-Zoned to AR2a

100 YR FLOODPLAIN
 LINE ELEV. = 506 PER
 FIRM # - 47037C0387 F

LOT STANDARDS

ALLEY LOADED UNITS	36 Total Units Proposed	STREET LOADED UNITS	171 Units Proposed
	40' x 85' or 3,040 Sq Ft Min. Size (Restricted by Previously Approved Attached in Phase 1)		50' x 110' or 5,550 Sq Ft Min. Size (Restricted by Previously Approved Lots in Phase 1)
	Street Setback: 10 Ft		Street Setback: 20 Ft (Recess Garage to 23 Ft)
	Side Setback: 5 Ft (10 Ft for Corner Lots)		Side Setback: 5 Ft (15 Ft for Corner Lots)
	Rear Setback: 5 Ft for Detached Garage		Rear Setback: 20 Ft
	Min. Living Space 1,500 Sq Ft		Min. Living Space 1,500 Sq Ft
	Average Structure 1,750 Sq Ft		Average Structure 1,750 Sq Ft

SP Layout Plan

Davenport Downs
 An Amendment to the Development Plan
 Being Parcels 73, 104, 105, 106 & 130 on Tax Map 165
 Nashville, Davidson County, Tennessee
 MPC Case Numbers 2006SP-081-001 & 2006SP-081-002
 Metro Council Ordinance BL2011-73

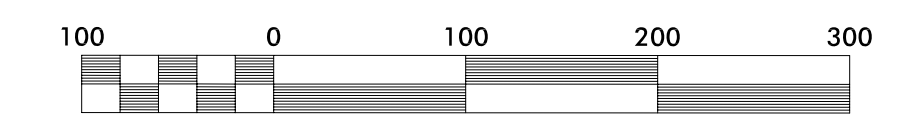
Dale & Associates
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 Land Planning & Zoning
 Surveying

Amendment to the
 Development Plan
 Davenport Downs SP
 D&A Project #11050

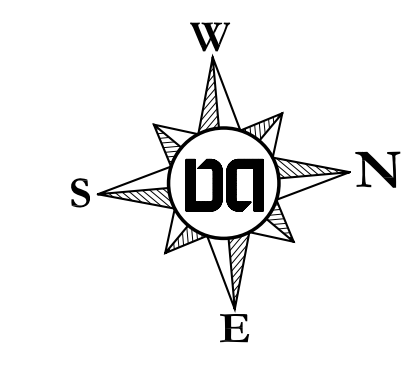
C2.0

516 Heather Place
 Nashville, Tennessee 37204
 (615) 297-5166

3 of 5



SCALE: 1" = 100'
 EXISTING SP AREA = 73.7 ACRES
 LAND TO BE REMOVED FROM SP = 9.5 ACRES
 TOTAL AMENDED SP AREA = 64.2 ACRES



REVISIONS:
 9/30/2011 - Staff Comments
 11/21/2011 - Staff Comments

MPC Case Numbers
 2006SP-081-001 & 002
 DATE: July 2011



LEGEND:	
— 8" — SA —	SANITARY SEWER
— 8" — W —	DOMESTIC WATER
— 6" — FM —	SANITARY FORCEMAIN
	STORMWATER FEATURE
	EXISTING SINKHOLE

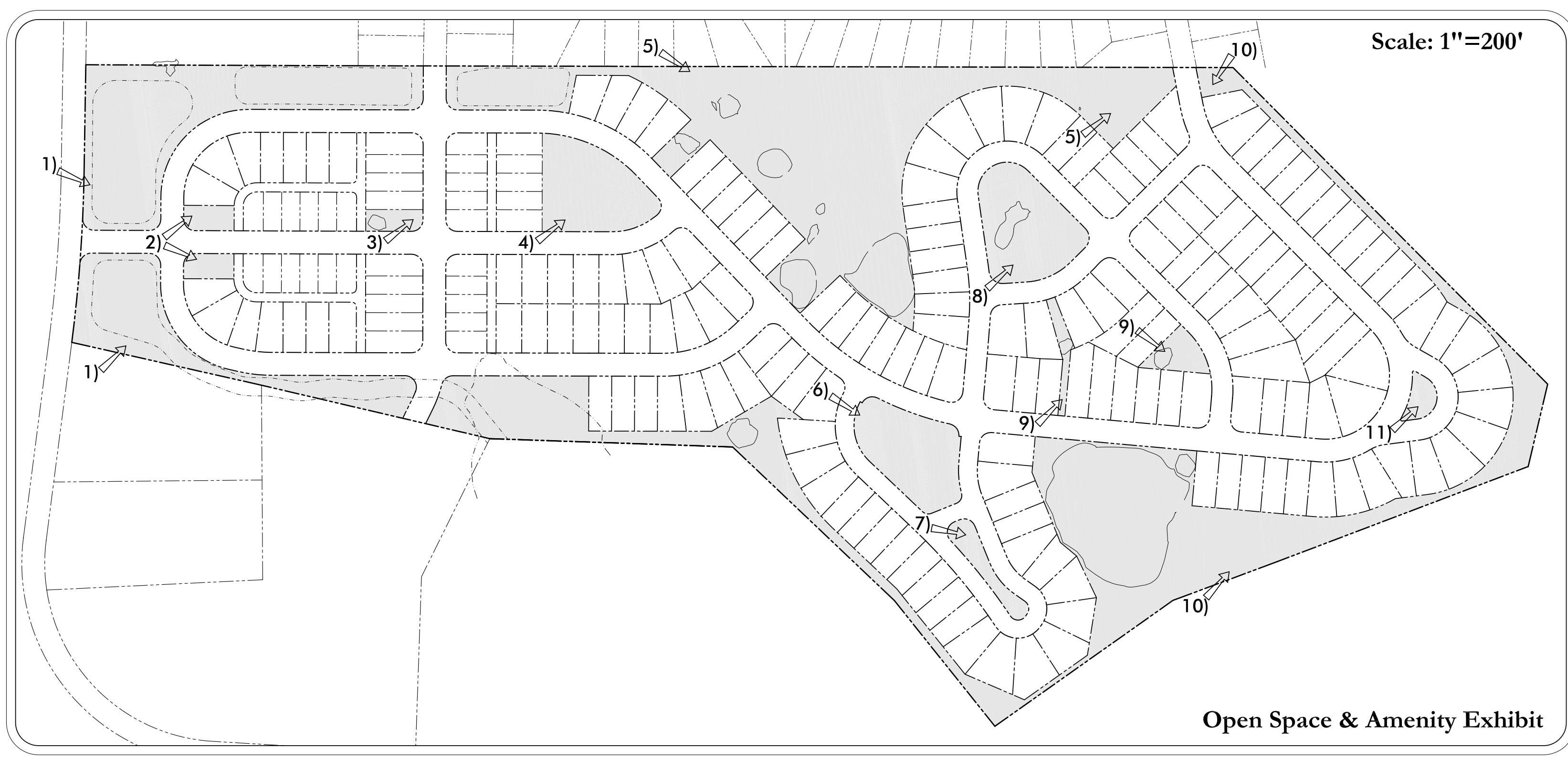
- Metro Public Works Notes**
- The developer's final construction drawings shall comply with the design regulations established by the Department of Public Works. Final design may vary based upon field conditions.
 - The proposed development street names will require further coordination with Public Works.
 - As planned, extend Chutney and Trail Water Drive to provide a secondary access to the proposed project site.
 - Maxwell Road shall be improved along the property frontage to provide one-half of Metro's standard ST-252 cross section.
 - Prior to construction plan preparation, provide geotechnical report on sinkholes near roadways.
 - Prior to platting the 100th lot, a dedicated right turn lane shall be constructed for southbound traffic on Old Hickory Boulevard at Murfreesboro Road. This lane shall be designed with 100ft of storage and a taper per AASHTO standards.
 - Prior to platting the 100th lot, Maxwell Road is to receive a full width pavement overlay from Lavergne/Couchville Pike to the property limits of the revised SP. The paving is to be a minimum of 2 ea. 11 feet striped travel lanes with a minimum of 2 feet gravel shoulders. This work is to be coordinated with the Public Works Paving section inspector.
 - No final plats are to be recorded until all off-site improvements have been designed, constructed and/or bonded. Further, all off-site improvements shall be constructed prior to the recording of the final plat containing the 100th lot.

SP Layout Plan

Davenport Downs
 An Amendment to the Development Plan
 Being Parcels 73, 104, 105, 106 & 130 on Tax Map 165
 Nashville, Davidson County, Tennessee
 MPC Case Numbers 2006SP-081-001 & 2006SP-081-002
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Amendment to the
 Development Plan
 Davenport Downs SP
 D&A Project #11050
C3.0
 4 of 5

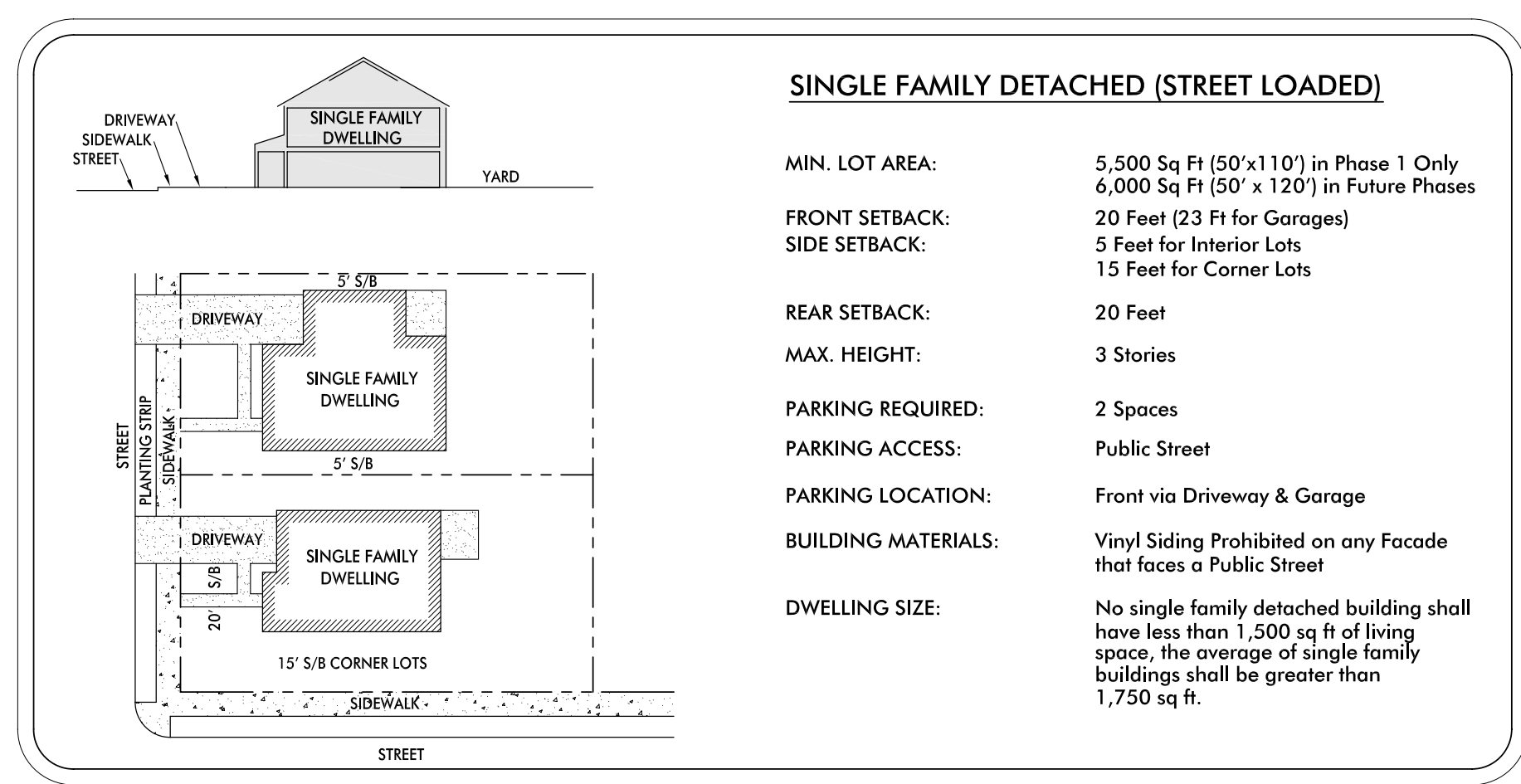
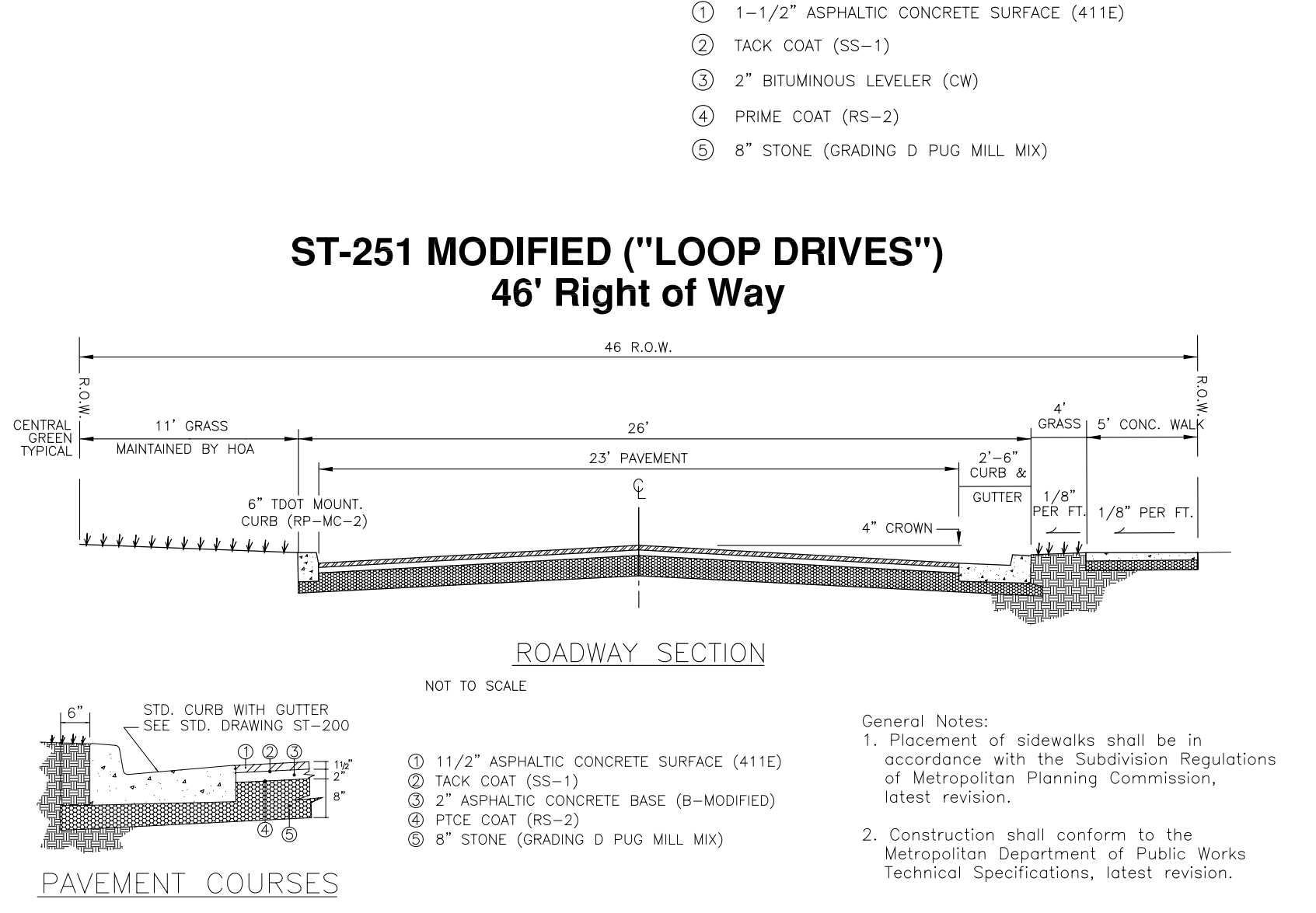
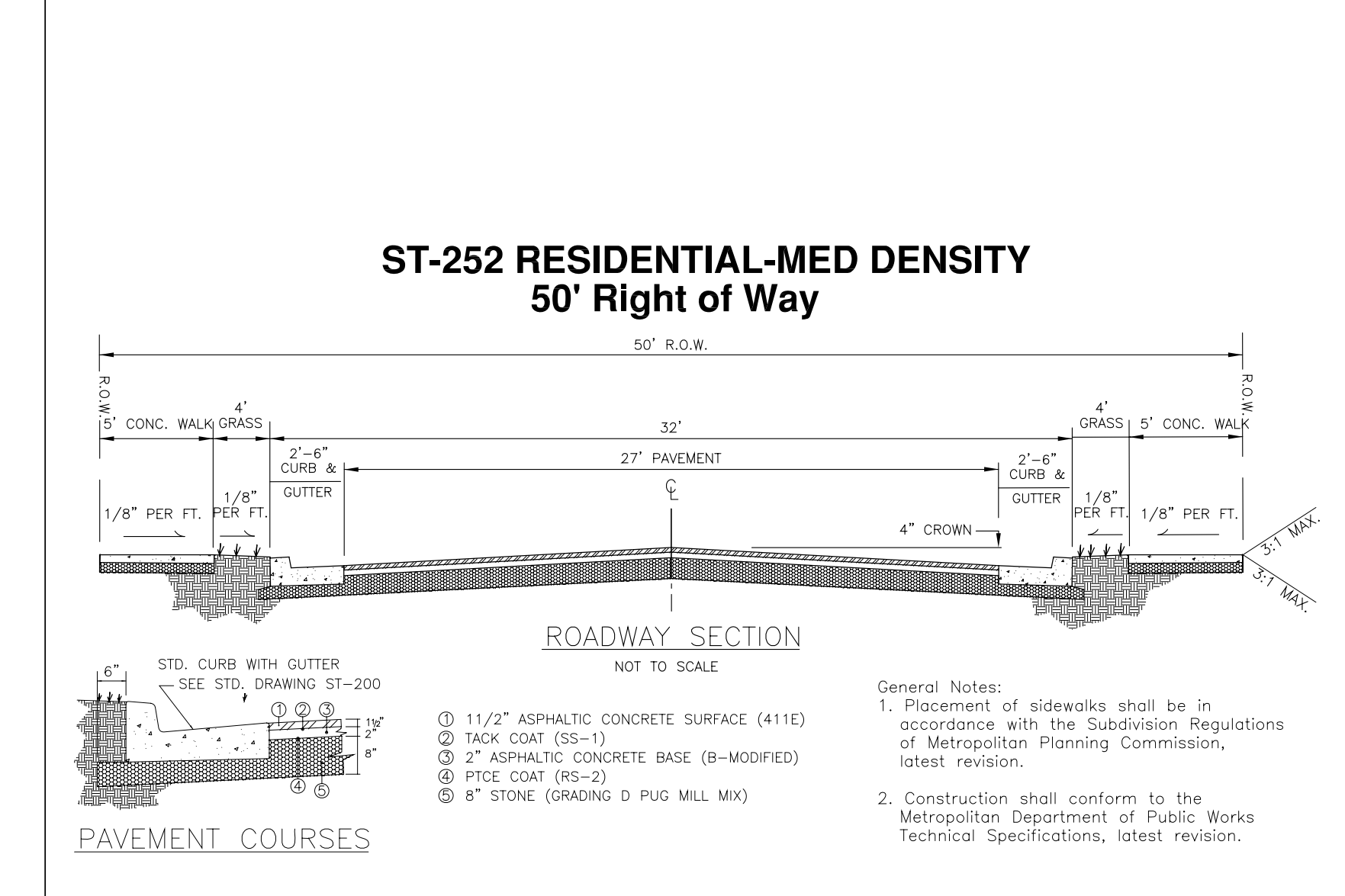
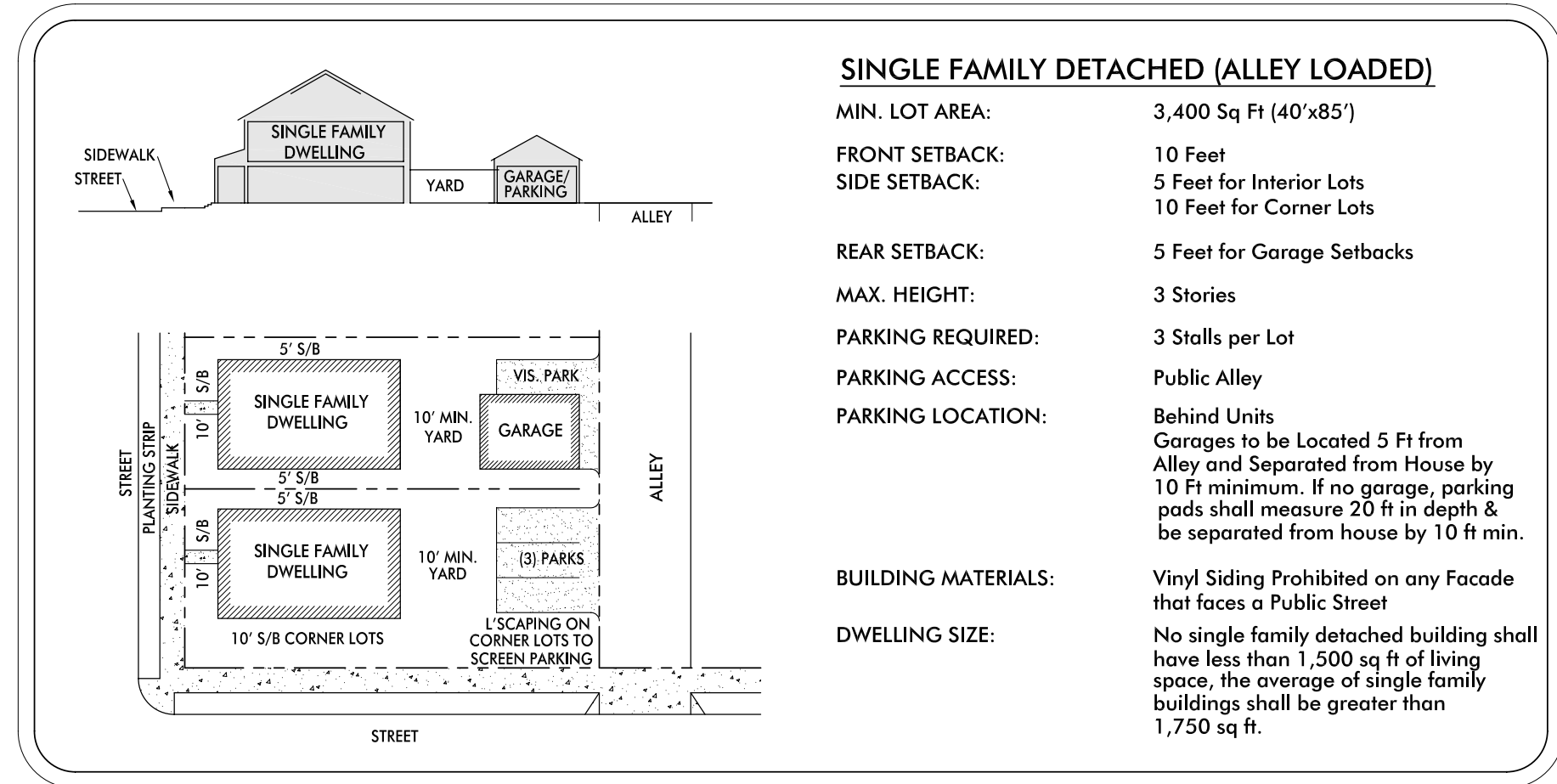
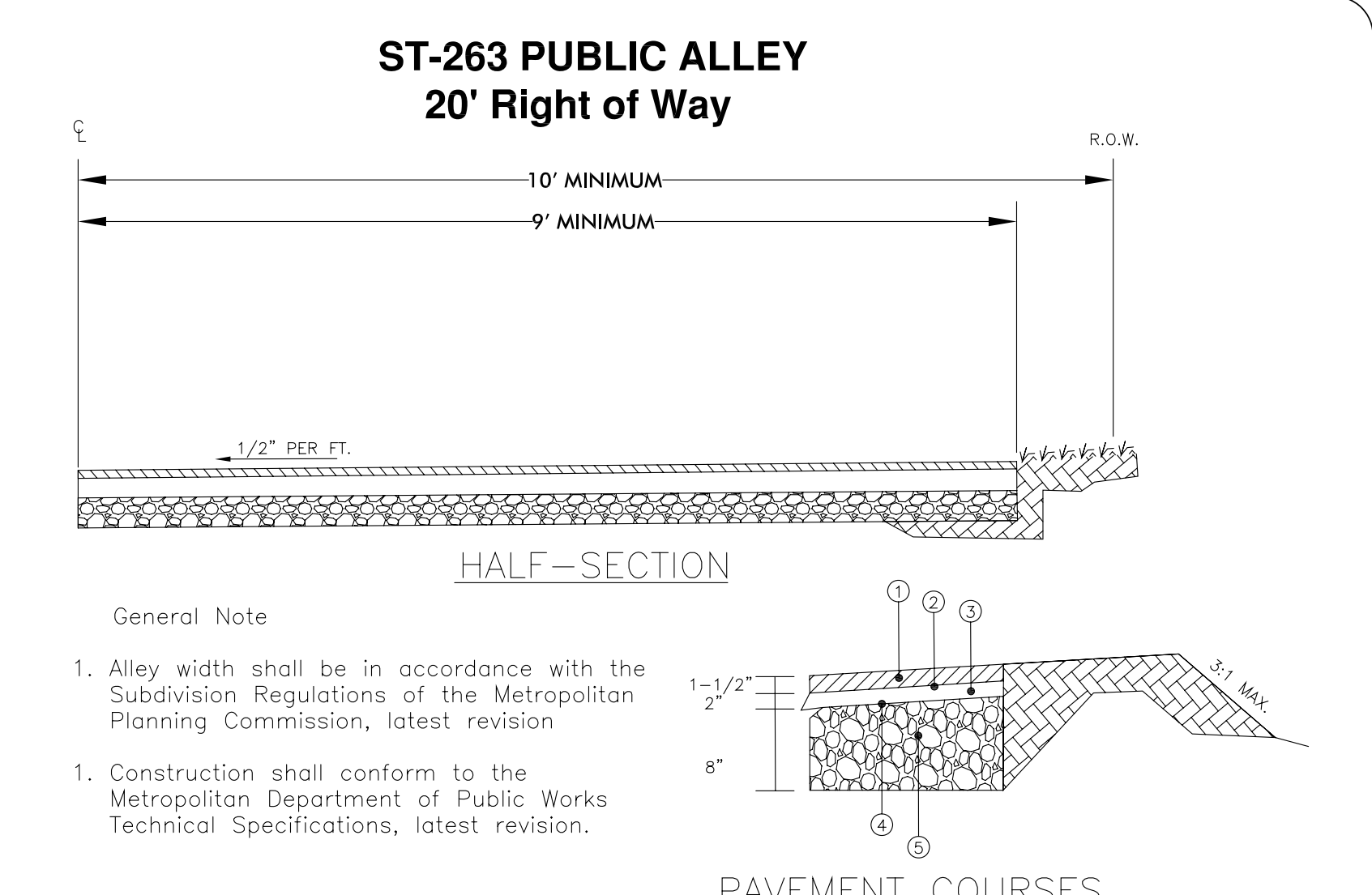
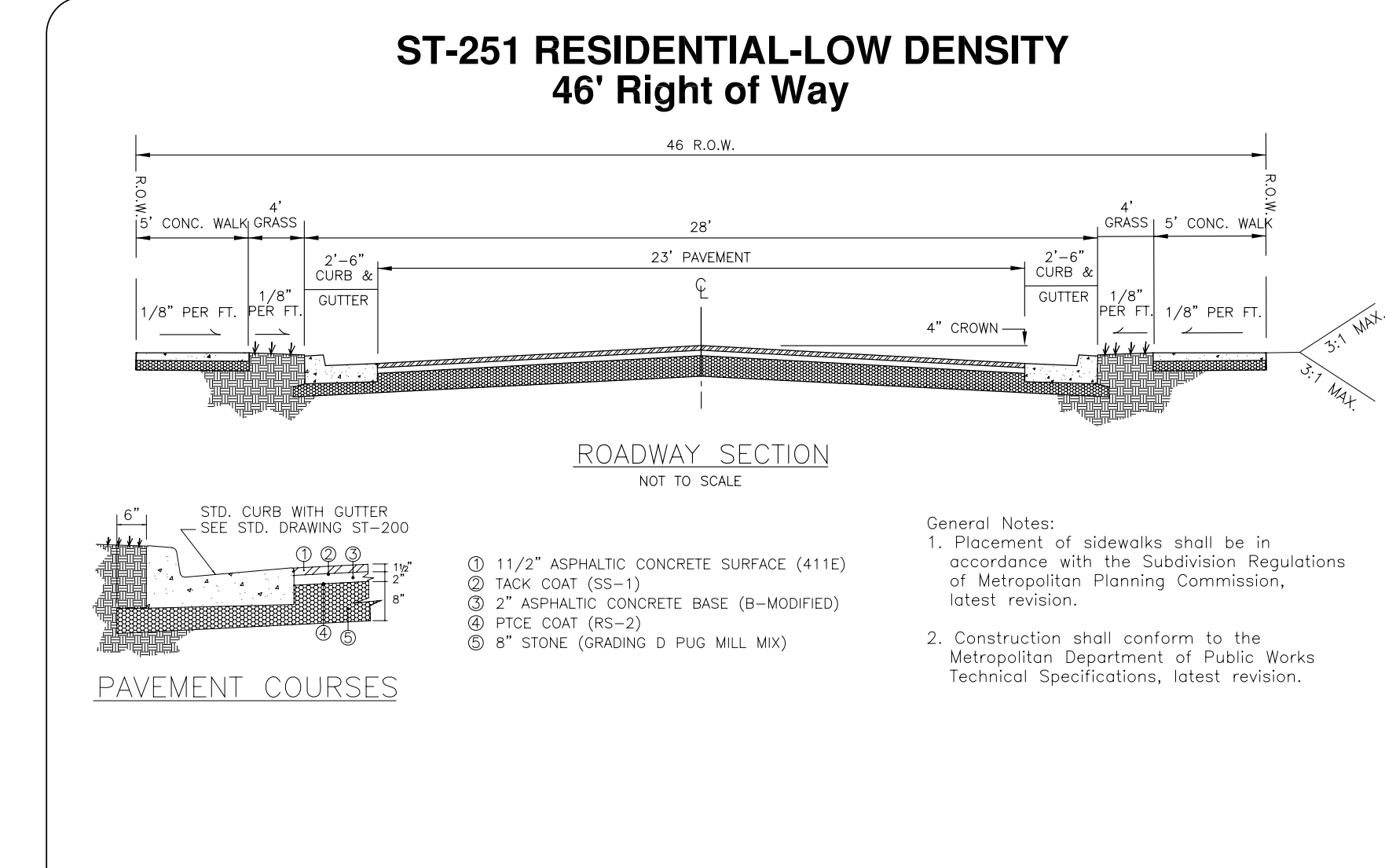


Open Space & Amenity Summary

- 1) Open Area adjacent to Maxwell Road to consist of two large wet lakes accessible by public sidewalk and landscaped with native species and grasses, including water plants such as Cattails, Water Iris, and Harly Lily. Lakes shall serve as an example of storm water management features designed and operating as amenities.
- 2) Formal Open Space including entry signage or stone columns with landscape planter beds. A small, formal sitting area accessible by public sidewalk consisting of a park bench and trellis is also appropriate.
- 3) Informal Open Space, preserving an existing sink hole and the trees adjacent to it. Disturbance of the sink hole for any construction activities, including grading, shall be prohibited.
- 4) Formal Open Area shall be designated as Community Green. Primarily open landscaped space available for free /open play and performance/gathering area. Trailways along with a small Arbor or Gazebo are also appropriate.
- 5) Large contiguous area considered informal open space with conserved sink holes. The design of this open space shall preserve the existing tree canopy with the exception of area shown as proposed for storm water management feature and other minor grading activities. Mulched trailways are also appropriate.
- 6) Formal Open Space shall be developed as a plaza or park consisting of a landscaped rain garden and a community playground. The rain garden shall have an access trail leading around its perimeter from the public sidewalk and shall also incorporate sitting areas, decorative lighting (along trail), and a trash receptacle. The playground shall incorporate preschool age equipment and shall be equipped with park benches, lighting, bike loops and a trash receptacle.
- 7) The open area shall be considered Community Green, primarily consisting of open landscaped space. A small trellis with sitting space and small garden would also be considered appropriate.
- 8) Formal park area to include a low impact storm water feature, such as a rain garden, and a playground with grade school age equipment, such as a climbing rock. Amenity features described for the rain garden and play areas in Item 6) are also appropriate and shall be incorporated into this area as well.
- 9) Passive or informal open space to consist of preserved trees and sink hole.
- 10) Perimeter open space shall be considered passive and will contain preserved sink holes, an existing sanitary sewer pump station, existing tree canopy along the boundary lines, and storm water features as conceptually shown.
- 11) Formal Pocket Park designed and developed to include park benches, lighting, a trellis (or a small gazebo or arbor) with paver walkways providing pedestrian access. Green space shall be landscaped with flowering trees and planter beds.

REVISIONS:
 9/30/2011 - Staff Comments
 11/21/2011 - Staff Comments

MPC Case Numbers
 2006SP-081-001 & 002
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SP Notes & Amenities

Davenport Downs
 An Amendment to the Development Plan
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Dale & Associates
 Consulting Civil Engineering
 Land Planning & Zoning
 Surveying

MICHAEL CHRISTOPHER CARRION
 REGISTERED ENGINEER
 AGRICULTURE
 STATE OF TENNESSEE

Amendment to the
 Development Plan
 Davenport Downs SP
 D&A Project #11050
C4.0

516 Heather Place
 Nashville, Tennessee 37204
 (615) 297-5166

5 of 5

AMENDMENT NO. ____
TO
ORDINANCE NO. BL2021-813

Mr. President –

I hereby move to amend Ordinance No. BL2021-813 as follows:

I. By adding a new Section 4 as follows and renumbering subsequent sections:

Section 4. Be it further enacted, that the following conditions shall be completed, bonded or satisfied as specifically required:

1. The developer shall work with the Nashville Department of Transportation and Multimodal Infrastructure (NDOT) to identify and install traffic calming initiatives along Old Buena Vista Road at the developer's expense.
2. With the submittal of the final site plan, coordinate with Public Works and Planning on the alignment of the new north/south public road with a planned public road on the south side of W Trinity Lane.
3. All public roadways shall meet local standards or Major and Collector Street Plan standards depending on classification.
4. Comply with all conditions and requirements of Metro reviewing agencies.
5. The development shall provide adequate access that meets the requirements of the Fire Marshal's Office and Department of Public Works.

INTRODUCED BY:

Kyonzte Toombs
Member of Council

AMENDMENT NO. ____
TO
ORDINANCE NO. BL2021-815

Mr. President –

I hereby move to amend Ordinance No. BL2021-815 as follows:

I. By amending Section 4 to delete condition 11 and substitute it with the following condition:

11. The site plan for the SP shall be updated to include a bike lane along Chestnut Street from ~~1st Avenue S~~ Lafayette St to 8th Avenue S that will be built and funded by the developer prior to issuance of any Use & Occupancy Permits.

II. By further amending Section 4 to add a new condition 18.

18. If the Merritt Mansion is damaged during relocation, it will be restored and preserved to standards agreed upon with the Metro Historic Zoning Commission. If the Merritt Mansion cannot be moved, the mansion will be preserved and restored to standards agreed upon with the Metro Historic Zoning Commission. Under no circumstances will a demolition permit be issued for the Merritt Mansion.

INTRODUCED BY:

Colby Sledge
Member of Council

AMENDMENT NO. ____
TO
ORDINANCE NO. BL2021-817

Mr. President –

I hereby move to amend Ordinance No. BL2021-817 as follows:

I. By adding the following condition to Section 4:

3. The developer shall work with the Nashville Department of Transportation and Multimodal Infrastructure (NDOT) to identify and install traffic calming initiatives along Stokers Lane at the developer's expense.

4. Additional analysis will be conducted prior to the Final SP approval for the intersection of Buena Vista Pike at Stokers Lane. The analysis will consist of a full signal warrant, crash, and pedestrian crossing analysis. Conclusion of the analysis may result in the installation of a traffic signal or other enhanced pedestrian crossing at the developer's expense.

INTRODUCED BY:

Kyonzte Toombs
Member of Council