



Metro Council

G. Resolutions on Public Hearing

1. [RS2022-1805](#)

A resolution exempting 808 Vibe Place, 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 808 Vibe Place 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: Parker

2. [RS2022-1806](#)

A resolution exempting Jane's Hideaway, located at 407 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 Hobson House located at 407 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

H. Consent Resolutions and Resolutions

3. [RS2022-1689](#)

A resolution exempting 11 Music Square E #104, 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 11 Music Square E #104 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: OConnell and Hancock

4. [RS2022-1807](#)

A resolution accepting a Detection and Mitigation of COVID-19 in Confinement Facilities grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Davidson County Sheriff's Office, to enhance and improve the practices of confinement facilities to mitigate the spread of COVID-19 and reduce the risk of virus transmission and exposure to environmental health hazards.

Analysis

This resolution accepts a Detection and Mitigation of COVID-19 in Confinement Facilities grant from the Tennessee Department of Health to the Davidson County Sheriff's Office in an amount not to exceed \$750,000 with no local cash match required. This grant will be used to enhance and improve the practices of confinement facilities to mitigate the spread of COVID-19 and reduce the risk of virus transmission and exposure to environmental health hazards. The term of this grant begins August 1, 2021 and extends for a period of 23 months.

Sponsors: Rhoten, Syracuse, Welsch, Bradford, Suara and Styles

5. [RS2022-1808](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle Seth Taylor's claim against Sgt. James LeMaster of the Davidson County Sheriff's Office in the amount of \$50,000.00 to be paid out of the Employee Professional Liability Fund.

Analysis

On August 25, 2016, Seth Taylor was in the custody of the Davidson County Sheriff's Office ("DCSO"). A mental health professional informed a DCSO officer that Mr. Taylor's mother called and was concerned that Mr. Taylor may be suicidal. The mental health professional wanted to speak to Mr. Taylor but Mr. Taylor refused. The mental health professional reiterated the request to the DCSO officer, who relayed the request to Mr. Taylor. Mr. Taylor again refused to speak with the mental health professional. The mental health professional informed the DCSO officer that Mr. Taylor would need to be taken to a "safe room" for observation.

The DCSO officer returned to Mr. Taylor's bunk two more times and informed Mr. Taylor that he would have to be transferred to a safe room if he refused to speak to the mental health professional. Mr. Taylor again refused to see the mental health professional and consented to be taken to the safe room. When the DCSO officer returned to transfer Mr. Taylor to the safe room, Mr. Taylor refused. The DCSO officer returned to Mr. Taylor's bunk once more, this time with another officer, in order to transfer Mr. Taylor to the safe room. Mr. Taylor again refused.

The DCSO officer notified his supervisor of the situation. The supervisor composed an extraction team and a plan for transporting Mr. Taylor to the safe room. The plan included a calculated use of force if necessary. The extraction team consisted of five individuals, including the DCSO officer and the supervisor. The supervisor instructed the officers that Mr. Taylor would be directed to get up and come out of his cell and, if he did not comply, he would be sprayed with chemical spray and removed from the cell. Per DCSO policy, the extraction was video recorded.

Mr. Taylor did not cooperate with officers when told to get up in order to be transferred to the safe room. After ignoring multiple instructions to get up, a DCSO officer deployed chemical spray. Mr. Taylor resisted the officers' attempts to place handcuffs on him. One officer placed Mr. Taylor in a neck restraint in order to gain head control of Mr. Taylor. At the time, this was an approved technique. The officer ended up with Mr. Taylor on top of him on the bunk. Mr. Taylor alleges that the officer threatened to break his neck and alleges that he lost consciousness. Neither allegation has been substantiated. The officers were eventually able to place wrist and leg restraints on Mr. Taylor. Mr. Taylor was then carried to a holding cell where he was treated for chemical spray exposure by medical staff. Mr. Taylor was then transferred to a safe room.

Mr. Taylor alleges that he sustained injuries to his back, hand, and wrist as a result of the officers' use of force. A court has dismissed all of Mr. Taylor's excessive force claims related to (1) the deployment of chemical spray and (2) the method in which the officers carried him from his cell. The only claim not dismissed as Mr. Taylor's excessive force claim related to the DCSO officer's use of a neck restraint.

While permissible at the time of the incident, the use of a neck restraint is no longer an approved method of restraint for DCSO officers. To continue with the litigation, Metro would be in a position of defending an outdated restraint method. The Department of Law recommends settlement of Mr. Taylor's use of force claim for \$50,000.

Fiscal Note: This \$50,000 settlement would be the 1st payment from the Police (Employee) Professional Liability Claims Fund in FY23 for a cumulative total of \$50,000. The fund balance would be \$1,683,276 after these payments.

Sponsors: Rhoten

6. [RS2022-1809](#)

A resolution accepting a donation from LOCAL Nashville Hayes, LLC to The Metropolitan Government of Nashville and Davidson County, acting by and through the Housing Trust Fund Commission to bring more affordable housing to Nashville.

Analysis

This resolution accepts a donation from LOCAL Nashville Hayes LLC to the Housing Trust Fund Commission. LOCAL Nashville Hayes, LLC desires to donate \$100,000 for the benefit of the Barnes Fund for Affordable Housing. LOCAL Nashville Hayes, LLC is a single purpose entity that owns and operates the property located at 1904 Hayes Street. LOCAL Nashville Hayes, LLC is a subsidiary of Subtext, a real estate development company.

The Council is authorized to approve donations by resolution pursuant to Metropolitan Code of Laws Section 5.04.120.B.

Sponsors: Hausser, Rhoten, Welsch and Suara

7. [RS2022-1810](#)

A resolution approving an Intergovernmental License Agreement by and between the State of Tennessee, Department of Transportation, and the Metropolitan Government of Nashville and Davidson County, for the sharing of fiber optic cable assets for network communications.

Analysis

This resolution approves an intergovernmental license agreement between the Tennessee Department of Transportation ("TDOT") and the Metropolitan Government for the sharing of fiber optic cable assets for network communications. TDOT is working to improve the network reliability of the State Fiber Optic Network which is used to monitor and manage transportation on state motorways. The Metropolitan Government is seeking to improve network reliability in Metro's Fiber Optic Network which is used to provide operational support for Metro's departmental and agency purposes.

Pursuant to this agreement TDOT will gain access to Metro's Fiber Optic Network and Metro will gain access to the State Fiber Optic Network. TDOT will grant a no cost license to Metro for the use of the State Fiber Optic Network. Metro will grant a no cost license to TDOT for the use

of Metro's Fiber Optic Network.

Sponsors: Rhoten and Parker

8. [**RS2022-1811**](#)

A resolution accepting the Healthy Start Initiative - Eliminating Racial/Ethnic Disparities Grant and approving amendment one to the 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 a variety of services in reducing infant mortality for pregnant and parenting women.

Analysis

This resolution accepts a Healthy Start Initiative - Eliminating Racial/Ethnic Disparities Grant and approves amendment one to the grant. This grant is from the U.S. Department of Health and Human Services to the Metropolitan Board of Health. The initial amount is not to exceed \$441,974 with no local cash match required. Amendment one increases the grant amount by \$702,147 for a new grant total of \$1,144,121, with no local cash match required. This grant is used to provide a variety of services in reducing infant mortality for pregnant and parenting women. This grant funds Year 4 of a five-year project. The grant period begins April 1, 2022 and ends March 31, 2023.

Sponsors: Rhoten, Syracuse, Welsch and Suara

9. [**RS2022-1812**](#)

A resolution approving a Continuum of Care Program Grant Agreement between the U.S. Department of Housing and Urban Development (HUD) and the Metropolitan Social Services Department, to contribute to the national effort to end homelessness.

Analysis

This resolution approves a Continuum of Care Program Grant Agreement between the U.S. Department of Housing and Urban Development ("HUD") and the Metropolitan Social Services Department in an amount not to exceed \$141,508 with no local cash match required. This grant will be used to maintain two staff positions to fulfill the HUD-required function for the Homeless Management Information System to contribute to the national effort to end homelessness. The grant term is 12 months, from November 1, 2022 to October 31, 2023.

Sponsors: Rhoten, Welsch, Hausser and Suara

10. [**RS2022-1813**](#)

A resolution approving a Continuum of Care Program Grant Agreement between the U.S. Department of Housing and Urban Development (HUD) and the Metropolitan Social Services Department, to fund support services and administrative costs in contributing to the national effort to end homelessness.

Analysis

This resolution approves a Continuum of Care Program Grant Agreement between the U.S. Department of Housing and Urban Development ("HUD") and the Metropolitan Social Services

Department in an amount not to exceed \$128,000 with no local cash match required. This grant will be used to pay for the Coordinated Entry Special Projects Coordinator and the continuing evaluation of Nashville's Coordinated Entry process to ensure high effectiveness and equitable housing. The grant term is 12 months, from October 1, 2022 to September 30, 2023.

Sponsors: Rhoten, Welsch, Hausser and Suara

11. [RS2022-1814](#)

A resolution accepting a grant from the Tennessee Department of Safety and Homeland Security to the Metropolitan Government, acting by and through the Metropolitan Nashville Police Department, to continue the enhanced DUI enforcement initiative and target distracted driving and seatbelt enforcement.

Analysis

This resolution accepts a grant from the Tennessee Department of Safety and Homeland Security to the Metropolitan Nashville Police Department in an amount not to exceed \$577,635.98 with no local cash match required. This grant will be used to continue the enhanced DUI enforcement initiative and target distracted driving and seatbelt enforcement. The term of this grant begins October 1, 2022 and extends for a period of 12 months.

Sponsors: Rhoten and Syracuse

12. [RS2022-1815](#)

A resolution accepting an Antiterrorism and Emergency Assistance Program (AEAP) grant from the Tennessee Department of Finance and Administration to the Metropolitan Government, acting by and through the Office of Emergency Management, to support victims of mass violence and terrorism.

Analysis

This resolution accepts an Antiterrorism and Emergency Assistance Program grant from the Tennessee Department of Finance and Administration to the Office of Emergency Management in an amount not to exceed \$44,341 with no local cash match required. This grant is to support victims of mass violence and terrorism and will be used to reimburse the Nashville Fire Department and Office of Emergency Management for qualified expenses incurred during the 2020 Christmas Bombing. This grant is effective December 25, 2020 and extends for a period of 27 months.

Sponsors: Rhoten, Syracuse and Welsch

13. [RS2022-1816](#)

A resolution approving a Proposal by and between the State of Tennessee, Department of Transportation ("TDOT"), and The Metropolitan Government of Nashville and Davidson County, acting by and through the Nashville Department of Transportation ("NDOT"), for the acceptance of a construction easement and the maintenance of traffic control devices in connection with construction of a bridge replacement on State Route 1 (U.S. 70/70S/Broadway) over 11th Avenue South and CSX Railroad L.M. 17.29, State Project No. 19019-0223-04, PIN 124238.00 (Proposal No. 2022M-018AG-001).

Analysis

This resolution approves a Proposal between the Tennessee Department of Transportation (“TDOT”) and the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) for the acceptance of a construction easement and the maintenance of traffic control devices in connection with construction of a bridge replacement on State Route 1 (US Routes 70/70S/431; Broadway) over 11th Avenue South and CSX Railroad.

State law authorizes the Metropolitan Government to approve intergovernmental agreements by resolution.

Sponsors: Rhoten, Withers, Pulley and OConnell

14. [RS2022-1817](#)

A resolution accepting a Safer Streets Nashville - Pedestrian and Bicycle Safety Awareness grant from the Tennessee Highway Safety Office to the Metropolitan Government, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure, to educate the public on pedestrian and bicycle safety awareness.

Analysis

This resolution accepts a Safer Streets Nashville - Pedestrian and Bicycle Safety Awareness Grant from the Tennessee Highway Safety Office to the Nashville Department of Transportation and Multimodal Infrastructure in an amount not to exceed \$60,000 with no local cash match required. This grant will be used to create PSAs regarding behavioral changes that can be used for education and marketing of bicycle and pedestrian safety. The term of the grant begins October 1, 2022 and extends for a period of 12 months.

Sponsors: Rhoten, Pulley and Withers

15. [RS2022-1818](#)

A resolution approving an application for a Bridge Investment Program grant from the Tennessee Department of Transportation to the Metropolitan Government, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure (NDOT), to replace two bridges over CSX active rail lines within their right-of-way in the Madison and East Nashville neighborhoods.

Analysis

This resolution approves an application for a Bridge Investment Program grant from the Tennessee Department of Transportation (“TDOT”) to the Nashville Department of Transportation and Multimodal Infrastructure to replace two bridges over CSX active rail lines within their right-of-way in the Madison and East Nashville neighborhoods. If the grant is awarded, the grant award would be an amount not to exceed \$14,773,620 with a required local cash match of \$3,693,405.

The bridge in Madison is located on Due West Avenue and was rated in poor and structurally deficient condition by TDOT in April 2021. The bridge in East Nashville is located on Eastland

Avenue and was rated in fair condition in May 2021.

Sponsors: Rhoten, Pulley, Withers and VanReece

16. [RS2022-1819](#)

A resolution approving an application for a Safe Streets for All grant from the U.S. Department of Transportation to the Metropolitan Government, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure (NDOT), to construct safety improvements for those walking, bicycling, or using transit along Nolensville Pike between McCall Street and Haywood Lane.

Analysis

This resolution approves an application for a Safe Streets for All grant from the U.S. Department of Transportation to the Nashville Department of Transportation and Multimodal Infrastructure to construct safety improvements for those walking, bicycling, or using transit along Nolensville Pike between McCall Street and Haywood Lane, a total of 2.5 miles. If approved, the grant award would be \$26,032,000 with a required local cash match of \$6,508,000.

Sponsors: Rhoten, Pulley, Welsch and Suara

J. [Bills on Second Reading](#)

44. [BL2022-1381](#)

An ordinance amending Chapter 5.04 of the Metropolitan Code of Laws requiring payments in lieu of taxes made by the Convention Center Authority be dedicated to affordable housing initiatives.

Analysis

This ordinance amends the Metropolitan Code of Laws to require any payments in lieu of taxes made by the Convention Center Authority (“CCA”) to be utilized for affordable housing initiatives. In November 2019, the Metropolitan Government and the CCA entered into a memorandum of understanding whereby CCA agrees to make annual payments to the Metropolitan Government from the CCA’s surplus revenue fund that equal the ad valorem property taxes that would be paid on privately-owned property similar to that of the Music City Center. The payments are to continue for so long as the CCA receives the pledged funds and is able to otherwise by its operating expenses and contractual obligations.

The ordinance under consideration creates a new section of the Metropolitan Code of Laws which would require that any such payment will be deposited into a separate fund and, subject to annual appropriations, would be used solely for the funding of affordable housing initiatives within the boundaries of the Metropolitan Government. This would include funding of the Barnes Fund for Affordable Housing. In addition, this ordinance requires that the Department of Finance review the amount of anticipated payment in lieu of ad valorem taxes for the Music City Center against the affordable housing needs in Nashville and Davidson County every five years. If the payment exceeds the needs for affordable housing initiatives, the Finance and

Planning Departments would be required to notify and make recommendations to the Council regarding the expenditure of these funds.

The ordinance under consideration creates a new section of the Metropolitan Code of Laws which would require that any such payment would be used for the funding of affordable housing initiatives within the boundaries of the Metropolitan Government. This would include funding of the Barnes Fund for Affordable Housing.

In addition, this ordinance requires that the Department of Finance review the amount of anticipated payment in lieu of ad valorem taxes for the Music City Center against the affordable housing needs in Nashville and Davidson County every five years. If, after this review, the payment exceeds the needs for affordable housing initiatives, departments would be required to notify and make recommendations to the Council regarding the expenditure of these funds.

Sponsors: Parker, Allen, VanReece, Welsch and Suara

45. [BL2022-1384](#)

An ordinance amending Section 12.12.190 of the Metropolitan Code of Laws relative to traffic calming projects.

Analysis

This ordinance, as substituted and amended, codifies the existing traffic calming program maintained by the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) and creates additional requirements.

NDOT currently maintains a traffic calming program that allows neighborhood organizations to submit applications to identify streets where traffic calming projects may be appropriate. NDOT staff reviews applications, gathers data, and prioritizes where traffic calming projects would be appropriate.

The ordinance under consideration codifies this existing program. In addition, the ordinance requires that, over any two-year period, NDOT must select a project every Council district where a traffic calming program application has been submitted. In addition, the ordinance provides that NDOT may authorize private construction of a traffic calming projects provided that:

- Private funding for the traffic calming project has been secured;
- A letter of intent is sent to NDOT;
- The street where the traffic calming project is proposed is under Metro’s jurisdiction, is a local street, is not an arterial or collector street, as designated by the major and collector street plan, and the infrastructure will not negatively impact parallel streets;
- The applicant produces a traffic study, a local map, a design plan, a preliminary support petition, the applicant contacts affected homeowners, and certain information related to the installment of the infrastructure is submitted to NDOT.

After this information is provided, NDOT will conduct an online ballot process, requiring at least

66% of responding homeowners on the affected street to vote in favor of the project. After the installment of the traffic calming project, NDOT will assume maintenance and replacement responsibilities one the infrastructure passes inspection.

This ordinance also requires an annual report from NDOT to the Council regarding the traffic calming project applications received.

Sponsors: Rosenberg, Evans and Bradford

46. [BL2022-1405](#)

An ordinance to amend Section 13.32.165 of the Metropolitan Code of Laws to permanently extend the provisions for county-wide sidewalk cafes.

Analysis

In September 2020, the Council enacted Second Substitute Ordinance No. BL2020-403 which, in part, temporarily allowed sidewalk café dining facilities within the public right-of-way throughout the jurisdiction of the Metropolitan Government. The purpose of the ordinance was to provide some relief to restaurants impacted by COVID-19 and the resulting social distancing/seating capacity requirements.

The portion of the bill that expanded sidewalk café dining facilities throughout the jurisdiction of the Metropolitan Government was originally set to expire on February 5, 2021, but was extended through February 15, 2022 pursuant to RS2021-734. This was extended until November 15, 2022 in January 2022 pursuant to RS2022-1306.

The ordinance under consideration makes changes to the existing Section 13.32.165 of the Metropolitan Code of Laws to remove the sunset date related to permitting sidewalk café dining facilities county-wide.

Sponsors: Parker, Allen, Henderson and Porterfield

47. [BL2022-1410](#)

An ordinance amending Chapters 6.04 and 13.08 of the Metropolitan Code to authorize the installation of interactive wayfinding kiosks within the public right-of-way, and authorizing the Metropolitan Planning Department and the Metropolitan Purchasing Agent to issue a request for proposals for wayfinding kiosks.

Analysis

This ordinance authorizes the creation of an interactive wayfinding kiosk program.

The ordinance amends the Metropolitan Code to allow for the placement of interactive wayfinding kiosks within the right-of-way or on Metropolitan Government property. It also creates an interactive wayfinding kiosk program (“Kiosk Program”) that would allow for the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) to issue permits and regulate the placement of kiosks within the right of way. Before any permits may be issued, the Council would first approve a resolution approving an operating agreement with

an operator of wayfinding kiosks. The NDOT director would then be able to issue permits for the Kiosks Program. NDOT would approve the placement of the kiosks to ensure that the kiosks do not impede the flow of traffic or the use of the street or alley and subject to public safety concerns normally considered in connection with similar permits issued by NDOT. NDOT and the Metropolitan Department of Law would determine appropriate insurance and indemnification requirements for the Kiosk Program. The NDOT director would also be authorized to establish fees associated with the program and promulgate additional rules and regulations for the program. If any kiosk is removed, the permit holder would be required to restore the location to match the immediately surrounding sidewalk or other public way in both condition and materials.

The ordinance further authorizes the Purchasing Agent, working in consultation with the Metropolitan Planning Department and/or NDOT, to prepare and issue a request for proposals ("RFP") to select a Kiosk Program operator. The ordinance states that it's the Council's intent that the RFP be issued within 60 days of the effective date of the ordinance. The Kiosk Program operator would be solely responsible for constructing, installing, operating, maintaining, repairing, replacing, upgrading, and removing the kiosks subject to the Kiosk Program. Any contract resulting from an RFP award would include provisions enabling the Metropolitan Government to cause the removal or relocation of kiosks that are part of the Kiosk Program in the event a particular portion of right-of-way is needed for governmental purposes.

Sponsors: OConnell, Johnston, Young, VanReece and Porterfield

48. [BL2022-1450](#)

An ordinance amending Chapter 2.222 of the Metropolitan Code of Laws relative to expense reimbursement and legal representation in ethics matters before the Board of Ethical Conduct.

Analysis

This ordinance adds a new section to Chapter 2.222 of the Metropolitan Code of Laws, which governs the standards of conduct for Metropolitan Government employees, including elected and appointed officials and members of boards and commissions. The ordinance creates a new section related to complaints filed with the board of ethical conduct against an elected official or members of a Metropolitan board or commission.

Pursuant to the ordinance, parties to a complaint are given a right to represent themselves and to have the assistance of legal counsel at the party's own expense. If the board of ethical conduct determines that no alleged ethics violation has occurred, the Council could, by resolution and upon the request of the elected official or members of a board or commission, reimburse the individual for their legal and other related expenses, not exceeding \$15,000, incurred in defending the complaint.

Sponsors: Allen and VanReece

49. [BL2022-1470](#)

An ordinance amending Section 13.08.080 of the Metropolitan Code of Law to authorize the use of data collection and video technologies solely for the purpose of traffic monitoring and

management by the Metropolitan Department of Information Technology Services and the Nashville Department of Transportation and Multimodal Infrastructure.

Analysis

This ordinance adds a new subsection to Metropolitan Code of Laws Section 13.08.080, which governs the deployment of surveillance or electronic data gathering devices, to allow for the Department of Information Technology Services (“ITS”) and/or the Nashville Department of Transportation and Multimodal Infrastructure to use data collection and video technologies solely for the purpose of traffic monitoring and management.

The ordinance provides that this technology would be used for non-law enforcement purposes only. The technology could not save or store data that could be associated with any specific individual or group, could not have video that is paused or rewound and is instead viewed in real-time only, and could not be monitored, used, or acquired by law enforcement personnel for law enforcement purposes, except for real-time emergency response to support public safety. The technology must be reviewed by ITS for data and network concerns prior to implementation.

Sponsors: Pulley

50. [BL2022-1474](#)

An ordinance approving a contract between the Metropolitan Government of Nashville and Davidson County and Granicus, LLC to provide service, maintenance and licensing related to various platforms, including but not limited to, Granicus government meetings, short-term rentals monitoring, communication cloud and web streaming services for Metro-wide internal and external usage.

Analysis

This ordinance approves a sole source agreement between the Metropolitan Government and Granicus, LLC to provide service, maintenance, and licensing related to various platforms, including Granicus government meetings, short-term rentals monitoring, communication cloud and web-streaming services for Metro-wide internal and external usage.

Section 4.12.060 of the Metropolitan Code of Laws authorizes the Metropolitan Purchasing Agent to enter into sole source contracts when the Purchasing Agent determines in writing according to standards adopted by the Procurement Standards Board that there is only one source for the supply or services required. The initial contract term ends 60 months from the date of filing with the Metropolitan Clerk’s Office, but may be extended by letter signed by the Metropolitan Purchasing Agent for an additional 60 months. In no event may the contract term exceed 120 months from the date of filing with the Metropolitan Clerk’s Office.

The estimated value of the contract is \$7,000,000. The pricing details are available in Exhibit A to the contract. This contract covers services such as Legistar, VoteCast, Bang the Table, Boards and Commissions, as well as a 24/7 hotline, compliance monitoring, webstreaming and

more.

According to the Sole Source Justification Form provided by the Department of Information Technology Services (“ITS”), this contract would allow for the combination of various critical government services and communication solutions into one consolidated, 10-year contract. The Metropolitan Government has used some of the services under this contract for over 10 years and are embedded into internal and external communications. Replacing the system would be cost prohibitive. Therefore, ITS is intending to consolidate these Granicus services into one sole source contract for a 10-year term.

Fiscal Note: The total value of over the life of this contract is \$7,000,000 and would be paid from various Business Units. The contract term ends on October 22, 2027, for various platform service, maintenance and licensing including but not limited to Granicus government meetings, short term rentals monitoring, communication cloud and web streaming services for Metro-wide internal and external usage.

Sponsors: Rhoten, Benedict and Gamble

51. [BL2022-1475](#)

An ordinance approving an agreement by and between the Metropolitan Government and LAZ Parking Georgia, LLC relating to the operation and management of the on-street metered parking program within the public rights-of-way of the Metropolitan area, and approving a lease agreement to lease Metropolitan Government property to LAZ Parking Georgia, LLC, to use as office space in performing these functions (2022M-041AG-001).

Analysis

This ordinance approves two related agreements: (1) an agreement between the Metropolitan Government and LAZ Parking Georgia, LLC (“LAZ”) relating to the operation and management of the on-street metered parking program within the public right-of-way of the Metropolitan area (the “Parking Agreement”), and (2) approves a lease agreement to lease Metropolitan Government property to LAZ for use as an office space in performance of these functions (the “Lease Agreement”).

Section 11.907 of the Metropolitan Charter authorizes the Traffic and Parking Commission to enter into lease agreements with private operators to operate parking facilities such as on-street metered parking within the rights-of-way of Metro. Metro accordingly issued RFQ # 98182 (the “RFQ”) with the objective of soliciting respondent qualifications and detailed feedback from parking management experts regarding improvements to Metro’s Metered Parking System. On December 30, 2021, Metro awarded the RFQ to LAZ and conducted final contract negotiations which have resulted in an agreement between Metro and LAZ. This contract was approved by the Traffic and Parking Commission at its September 12, 2022, meeting.

Pursuant to the terms of the Parking Agreement, LAZ will operate and maintain a metered parking program for on-street parking spaces or curb areas. LAZ will pay to Metro \$2,000,000

annually in guaranteed revenue in monthly installments. If, at the end of each year, Metro has not received the full \$2,000,000, LAZ will pay Metro the difference. LAZ will be paid a monthly management fee which escalates over the five-year contract term. LAZ will be paid a \$60,000 management fee in Year 1, a \$75,000 management fee in Year 2, a \$90,000 management fee in Year 3, a \$105,000 management fee in Year 4, and a \$120,000 management fee in Year 5. In addition, if certain performance indicators are met, Metro will pay to LAZ an additional \$30,000 each year. These “Key Performance Indicators” are available in Schedule 13 of the agreement.

LAZ will pay all operating expenses under the agreement, including but not limited to, staff salary and benefits, employee training, license and permit fees, supplies, advertising and promotion, credit card fees, and cost of remote monitoring. Upon the execution of the agreement, Metro will give to LAZ an amount equal to three months of estimated operating expenses (the “Operating Advance”), based upon the Business Plan Operating Expenses. The Business Plan is the subject of Schedule 11 and will be provided by LAZ within 30 days of the effective date of the agreement. So, upon execution of the Parking Agreement, the actual cost of the Operating Advance will be unknown. The funds provided by Metro will be used by LAZ to pay the monthly operating expenses of the program. If the gross revenue for any month is insufficient to pay LAZ’s operating expenses, Metro will provide LAZ with an amount equal to the deficit. While the Parking Agreement does not explicitly direct that the Operating Advance will be an annual payment, it is implied in that the Operating Advance amount will be adjusted on, at least, an annual basis.

LAZ will be responsible for the continuous operation of the metered parking system, at the direction and supervision of Metro. LAZ will, except as specifically provided otherwise, pay or cause to be paid all costs and expenses relating to the metered parking system operations. LAZ is authorized to enter upon Metro property to make necessary repairs and perform any necessary actions related to the metered parking system. LAZ will install all capital improvements related to the metered parking system on behalf of Metro. Metro will be responsible for all costs of removing old metered devices, poles, and related infrastructure, and for repairing any damage caused by such removal for the installation of new metered devices.

The Parking Enforcement Patrol, to the extent authorized by state law and the Metropolitan Charter, may utilize LAZ to perform responsibilities such as the assistance in investigation of potential parking violations and Parking Enforcement Patrol may rely on evidence presented by LAZ to issue or cause the issuance of citations when warranted. However, any citation must be based on a Parking Enforcement officer’s determination that there is probably cause to believe a violation of the parking enforcement provisions of the Metropolitan Code has been committed. LAZ may be used to deliver notice of such citations.

LAZ is authorized to collect metered parking fees as Metro’s agent and deposit these fees into an account maintained by Metro for all project revenue. Metro has the sole authority, through the Traffic and Parking Commission, to establish the metered parking fee.

Currently, the parking fees in the Central Business District (the “CBD”) are \$2.25 per hour with

a two-hour limit Monday through Saturday, 8am to 6pm. Sunday is currently free. Outside of the CBD, the parking fee is \$1.75 per hour with a 2-hour limit Monday through Saturday, 8am to 6pm. Sunday is currently free. LAZ is authorized to request a change to the parking fees in the future, subject to the approval of the Traffic and Parking Commission.

Metro may, at all reasonable times and upon 10 business days prior notice, cause a representative to carry out an audit and review of information required to be maintained by LAZ under this agreement in connection with the performance of the metered parking system operations. Metro may also carry out an audit and review of LAZ's annual reports or accounts related to this agreement. Metro and LAZ will also have quarterly and annual meetings regarding the performance of this agreement.

The term of this agreement begins upon approval of all parties and filing with the Metropolitan Clerk's Office and extends for a term of 60 months. The agreement may be terminated at Metro's convenience upon notice to LAZ.

The Lease Agreement between Metro and LAZ provides for the lease of approximately 2,450 square feet of space at 740 South 5th Street. This property will be used as the local office premises for LAZ to run metered parking operations. The term of the lease will commence upon its execution and end conterminously with the contract for metered parking. LAZ will pay to Metro \$1 annually for the use of this space.

The Council Office anticipates an amendment to the legislation to include a signed version of the Lease Agreement as Exhibit B.

Fiscal Note: LAZ Parking Georgia, LLC will pay \$2 million in annual guaranteed revenue to Metro. Metro will pay the management fees to LAZ Parking Georgia, LLC \$720,000 for Year 1, \$900,000 for Year 2, \$1,080,000 for Year 3, \$1,1260,000 for Year 4 and \$1,440,000 for Year 5. Metro will pay an additional performance fee up to \$30,000 for each management year to LAZ Parking Georgia, LLC at the end of the year based on performance measures as established in Schedule 13. LAZ Parking Georgia, LLC will pay all operating expenses. Metro will deposit an operating advance, equal to three months of the estimated operating expenses based on the Business Plan Operating Budget, to be used by LAZ Parking Georgia, LLC to pay monthly operating expenses. The operating advance will be adjusted not less frequently than annually, as agreed by the parties, to cover increases in operating expenses. If the gross revenues for any month are insufficient to cover the operating expenses, Metro will pay the deficit amount. LAZ Parking Georgia, LLC will remove and install all metered parking system equipment and Metro will pay for the cost.

Sponsors: Henderson, Pulley, Withers, Rhoten, Gamble and Styles

52. [BL2022-1476](#)

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 May 18, 2022.

Analysis

This ordinance is a routine readoption of the Metro Code to include all ordinances enacted on or before May 18, 2022.

Sponsors: Murphy

53. [BL2022-1477](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a public fire hydrant assembly, for property located at 3887 Central Pike, (MWS Project No. 22-WL-59 and Proposal No. 2022M-127ES-001).

Analysis

This ordinance accepts one fire hydrant assembly for property located at 3887 Central Pike.

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

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

Sponsors: Evans, Withers and Pulley

54. [BL2022-1478](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a public fire hydrant assembly, for property located at 245 B Hermitage Avenue, (MWS Project No. 22-WL-13 and Proposal No. 2022M-125ES-001).

Analysis

This ordinance accepts one fire hydrant assembly for property located at 245 B Hermitage Avenue.

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

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

Sponsors: OConnell, Withers and Pulley

K. Bills on Third Reading**57. [BL2022-1346](#)**

An Ordinance amending Chapters 17.04 and 17.12 of the Metropolitan Code to add a

definition for “trade permit”, amend regulations on accessory structures, and to amend regulations on the allowed building height of single and two family dwellings in the Urban Zoning Overlay District (Proposal No. 2022Z-012TX-001).

Analysis

This ordinance, as substituted, amends Chapters 17.04 and 17.12 of the Metropolitan Code of Laws to add a definition for “trade permit”, amend regulations on accessory structures and to amend regulations on the allowed building height of single and two family dwellings in the Urban Zoning Overlay District.

The ordinance under consideration creates a new definition in Subsection 17.04.060.B for “trade permit” that includes any permit issued by the Codes Dept. to perform electrical, plumbing, gas, low voltage electrical, or HVAC work.

Regarding the regulation of accessory structures, the ordinance amends the definition of “Accessory or ancillary structure” (now called “Accessory or ancillary building”) in Subsection 17.04.060.B, Subsection 17.12.040.E.1, and Subsection 17.12.060.B to add additional language to specify that accessory buildings are not intended to be used as residential units or commercial activity, unless authorized by zoning, overlay, appropriate use permit. Additionally, the ordinance requires accessory structures larger than 700 square feet to meet all required setbacks and height controls of the zoning district. Currently, the definition does not address what can or cannot be done within an accessory structure and there are no defined restrictions on what components can be within an accessory structure. These restrictions on accessory structures have been requested by the Zoning Administrator to prevent the conversion of accessory structures into illegal detached accessory dwelling units.

The ordinance under consideration also amends Subsection 17.12.060.C.1, C.2, and C.3 to change how the height is measured for single- and two-family structures in the Urban Zoning Overlay District. Currently, the code requires height to be measured from natural grade, which is the grade of the property prior to any grading or construction on the site. The ordinance changes this height to be measured from finished grade, which is the final ground elevation. This change brings the Code into alignment with how the Codes Department and Zoning Administrator have been measuring the height of these structures.

The Planning Commission has recommended disapproval of the substitute ordinance and approval of a second substitute. The second substitute was added at the October 4, 2022 Council meeting.

Sponsors: Murphy

58. [BL2022-1383](#)

An Ordinance to amend Title 10 of the Metropolitan Code of Laws to prohibit smoking and the use of vapor products in certain age-restricted venues.

Analysis

This ordinance, as amended, prohibits smoking and the use of vapor products in certain age-restricted venues in Nashville and Davidson County. On July 1, 2022, Public Chapter No. 1110 went into effect. This state law authorizes municipalities, counties, and counties having a metropolitan form of government to regulate, including prohibiting, by passing a resolution or ordinance, smoking and the use of vapor products in certain age-restricted venues.

The ordinance under consideration provides that smoking and the use of vapor products is prohibited in age-restricted venues. This prohibition does not apply to retail tobacco stores, retail vapor stores, and cigar bars. As amended, this ordinance also exempts hookah bars and vapor bars from this prohibition. An “age-restricted venue” is defined as establishments that restrict access to persons 21 years of age or older. A person found in violation of this prohibition would be subject to a fine not to exceed \$50.

Tennessee Code Annotated § 39-17-1551 preempts the field of regulation of tobacco products, smokeless nicotine products, and vapor products. However, this state law explicitly provides the Metropolitan Government with the authority to prohibit smoking and the use of vapor products in certain areas, including within buildings owned or leased by the local government, within 50 feet of the entrance to a hospital, an outdoor amphitheater with a seating capacity of at least six thousand owned or operated by such local government, and on the grounds of a public playground. The Metropolitan Government prohibits smoking in these locations pursuant to Chapter 10.18 of the Metropolitan Code.

This ordinance would take effect on March 1, 2023.

Sponsors: Syracuse, Evans, Allen, Welsch, Styles, OConnell, Porterfield, Hausser, Hancock, Henderson and Suara

70. [BL2022-1451](#)

An ordinance approving a license agreement between the Metropolitan Government of Nashville and Davidson County and Vanderbilt University for use office space and parking spots located at 5244 Hickory Hollow Parkway, Nashville, TN (Parcel No.16300022100) (Proposal No.2022M-033AG-001).

Analysis

This ordinance, as substituted, approves a license agreement between the Metropolitan Government and Vanderbilt University for use of office space and parking spots located at 5244 Hickory Hollow Parkway, also known as Global Mall.

Vanderbilt University is conducting a large traffic experiment on Interstate 24 in collaboration with the Tennessee Department of Transportation, Nissan, Toyota, General Motors, the United States Department of Energy, and the National Science Foundation. The Metropolitan Government agrees to make available approximately 150 parking spots and 17,000 square feet of office space. The term of the agreement begins October 22, 2022 and ends November 22, 2022. Vanderbilt University agrees to pay \$19,000 to the Metropolitan Government for this

license.

A substitute added at the October 4, 2022 meeting corrected the address.

This has been approved by the Planning Commission. Future amendments to this lease agreement may be approved by a resolution receiving at least 21 affirmative votes.

Fiscal Note: The Metropolitan Government will receive \$19,000 from Vanderbilt University pursuant to this license agreement.

Sponsors: Styles, Rhoten and Withers

71. [BL2022-1452](#)

An ordinance approving a license agreement between the Metropolitan Government of Nashville and Davidson County by and through the Department of General Services and the Salvation Army for use of storage space located at 5244 Hickory Hollow Parkway, Nashville, TN (Parcel No. 16300022100) (Proposal No. 2022M-034AG-001).

Analysis

This ordinance, as substituted, approves a license agreement between the Metropolitan Government and the Salvation Army for use of storage space located at 5244 Hickory Hollow Parkway, also known as Global Mall.

Salvation Army desires to operate an Angel Tree Warehouse on the first floor of the Bridgestone Building. Pursuant to the agreement, the Metropolitan Government would provide this space to Salvation Army at no charge. The term of this agreement begins November 1, 2022 and ends January 15, 2023.

A substitute added at the October 4, 2022 meeting corrected the address.

This has been approved by the Planning Commission. Future amendments to this lease agreement may be approved by a resolution receiving at least 21 affirmative votes.

Sponsors: Styles, Rhoten and Withers

72. [BL2022-1453](#)

An ordinance authorizing the granting of a permanent easement to Piedmont Natural Gas Co. on certain property owned by the Metropolitan Government located at 4601 Murphy Road (Parcel No. 10307007500) (Proposal No. 2022M-111ES-001).

Analysis

This ordinance authorizes the granting of a permanent easement to Piedmont Natural Gas Co. ("Piedmont") on property owned by the Metropolitan Government located at 4601 Murphy Road. This easement is for the purposes of constructing, installing, maintaining, operating, repairing, altering, replacing, removing, relocating, inspecting, upgrading, and protecting one or more pipelines at this location. Piedmont agrees to pay Metro a total of \$39,000 for this

permanent easement, representing half of the fair-market value of the easement area.

This has been approved by the Planning Commission.

Fiscal Note: Piedmont Natural Gas Co. has agreed to pay a total of \$39,000 to the Metropolitan Government for the permanent easement.

Sponsors: Murphy, Rhoten, Withers and Pulley

73. [BL2022-1454](#)

An ordinance authorizing the granting of two permanent easements to Harpeth Valley Utilities District of Davidson and Williamson Counties, Tennessee, on certain property owned by the Metropolitan Government of Nashville and Davidson County (Parcel No. 10100000100) (Proposal No. 2022M-029AG-001.).

Analysis

This ordinance authorizes the granting of easements to the Harpeth Valley Utilities District of Davidson and Williamson Counties, Tennessee (“Harpeth Valley”) on property owned by the Metropolitan Government located at 4107 Old Hickory Boulevard, also known as Bells Bend Park. Harpeth Valley has requested one permanent utility easement and two temporary construction easements for the construction and maintenance of two new sewer pipelines that will parallel existing sewer infrastructure across the Bells Bend property. The temporary construction easements will terminate after the completion of construction. Harpeth Valley has agreed to pay \$3,825 for the permanent easement and \$1,050 for the temporary construction easements.

This has been approved by the Board of Parks and Recreation and the Planning Commission.

Fiscal Note: Harpeth Valley Utilities District has agreed to pay a total of \$4,875 to the Metropolitan Government for the permanent and temporary construction easements.

Sponsors: Rhoten, Withers, Hurt and Pulley

74. [BL2022-1455](#)

An ordinance to amend the Geographic Information Systems Street and Alley Centerline Layer for the Metropolitan Government of Nashville and Davidson County by abandoning a portion of Whitsett Road right-of-way fronting Map 11910003800 and 11910024500, (Proposal Number 2022M-004AB-001).

Analysis

This ordinance abandons a portion of Whitsett Road right-of-way from Duncan Street eastward to unimproved Meredith Avenue right-of-way. This has been requested by Steven Emery, applicant.

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

Sponsors: Welsch, Withers and Pulley

75. [BL2022-1456](#)

An ordinance to amend the Geographic Information Systems Street and Alley Centerline Layer for the Metropolitan Government of Nashville and Davidson County by abandoning a portion of Alley Number 456 right-of-way from Alley Number 442 southwestward to dead end, (Proposal Number 2022M-005AB-001).

Analysis

This ordinance abandons a portion of Alley Number 456 right-of-way from Alley Number 442 southwestward to dead end. This has been requested by Gilda's Club of Middle Tennessee, applicant.

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

Sponsors: OConnell, Withers and Pulley

76. [BL2022-1457](#)

An ordinance authorizing the abandonment and conveyance of the Metropolitan Government's interest in Alley 68 in downtown Nashville and approving an easement and agreement providing for the Metropolitan Government's use of certain space in improvements to be constructed in the former alley. (Proposal No. 2022M-032AG-001).

Analysis

This ordinance authorizes the abandonment and conveyance of the Metropolitan Government's interested in Alley 68 in downtown Nashville. Further, this ordinance approves an easement and agreement providing for the Metropolitan Government's use of certain space in improvements to be constructed in the former alley for a proposed special operations center to be used by the Metropolitan Nashville Police Department and the Nashville Department of Transportation.

Alley 68 is no longer useful for vehicle or pedestrian traffic. Alley 68 is abutted by 411 Broadway on the east and 417 Broadway on the west. The owner of 411 Broadway, known as 411 LLC, has an interest in Alley 68 and has requested the Metropolitan Government abandon Alley 68 and convey any interest the Metropolitan Government has in Alley 68 to 411 LLC. In exchange, 411 LLC proposes to grant the Metropolitan Government a permanent easement and right to use the improvements that 411 LLC plans to construct in Alley 68. 411 LLC plans to expand its building into the Alley 68 property and will give

This ordinance approves a quitclaim deed whereby the Metropolitan Government will transfer and convey any interest it has in the Alley 68 property to 411 LLC. The ordinance also approves an access easement agreement whereby 411 LLC will grant the Metropolitan Government a nonexclusive easement across the Alley 68 property in perpetuity. If the access easement is ever terminated, 411 LLC will pay an amount equal to the value of the unimproved Alley 68 property, as determined based upon tax appraisal for the land, to the Metropolitan

Government.

The ordinance further approves a facility use agreement that gives the Metropolitan Government the right to use approximately 1,700 square feet of space in the basement, 140 square feet of square feet in the first floor, and approximately 680 square feet of space in the second floor for safety, security, medical, office, storage, and administrative purposes. Metro agrees to pay for the utilities in this pace and 411 LLC will pay the cost of all real estate taxes and insurance and will also carry general liability insurance.

Sponsors: OConnell, Rhoten, Withers, Syracuse and Pulley

77. [BL2022-1458](#)

An ordinance authorizing 915 Division Manager, LLC to install, construct and maintain underground encroachments in the right of way located 915 Division Street. (Proposal No. 2022M-016EN-001)

Analysis

This ordinance authorizes 915 Division Manager, LLC to install and maintain underground encroachments in the right of way located at 915 Division Street. The applicant must indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the signs, and is required to post a certificate of public liability insurance in the amount of \$2,000,000 with the Metropolitan Clerk naming the Metropolitan Government as an insured party.

This ordinance has been approved by the Planning Commission.

Sponsors: OConnell, Withers and Pulley

78. [BL2022-1459](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon easement rights, for property located at 630 Division Street, formerly a portion of Alley No. 200 (Proposal No. 2022M-123ES-001).

Analysis

This ordinance abandons easement rights that were retained by Council Bill No. O76-188 for any existing utilities for property located at 630 Division Street, formerly a portion of Alley No. 200. This abandonment has been requested by the owner of the property. The Metropolitan Government has determined there is no future need for these easements.

This ordinance has been approved by the Planning Commission.

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

Sponsors: OConnell, Withers and Pulley

79. [BL2022-1460](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon easement rights, for property at 1000 Church Street, formerly a portion of Alley No. 121 (Proposal No. 2022M-025ES-001).

Analysis

This ordinance abandons easement rights that were retained by Council Bill No. BL66-57 for any existing utilities for property located at 1000 Church Street, formerly a portion of Alley No. 121 extending between YMCA Way (former McLemore Street) and Alley No. 122. This abandonment has been requested by Barge Design Solutions on behalf of the owner. The Metropolitan Government has determined there is no future need for these easements.

This ordinance has been approved by the Planning Commission.

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

Sponsors: OConnell, Withers and Pulley

80. [BL2022-1461](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon an existing public utility easement, for property located at 1000 Hawkins Street (Proposal No. 2022M-126ES-001).

Analysis

This ordinance abandons a portion of an existing 20-foot public utility easement in the northeastern corner of the property recorded on the plat of Edgehill Estates Subdivision, Section 117, Book 5210, Page 245 R.O.D.C., TN, for property located at 1000 Hawkins Street. This abandonment has been requested by the owner, MP Hawkins Nashville, LLC. The Metropolitan Government has determined there is no future need for this easement.

This ordinance has been approved by the Planning Commission.

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

Sponsors: OConnell, Withers and Pulley

81. [BL2022-1462](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing water main and easement, and to accept new water and sanitary sewer mains, fire hydrant assemblies, check valve assembly, sanitary sewer manholes and easements, for property located at 3720 Clarksville Pike, (MWS Project Nos. 22-WL-19 and 22-SL-38 and Proposal No.2022M-121ES-001).

Analysis

This ordinance abandons approximately 300 linear feet of existing 1.25-inch water main and

easement and accepts approximately 1,569 linear feet of new eight-inch water main (DIP), approximately 75 linear feet of new eight-inch sanitary sewer main (DIP), approximately 1,143 linear feet of new eight-inch sanitary sewer main (PVC), four fire hydrant assemblies, one check valve assembly, 11 sanitary sewer manholes and easements for property located at 3720 Clarksville Pike.

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

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

Sponsors: Toombs, Withers and Pulley

82. [BL2022-1463](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer main, sanitary sewer manhole and easement, for property located at 451 Murfreesboro Pike, also known as the ALTO Apartments (MWS Project No. 22-SL-150 and Proposal No. 2022M-122ES-001).

Analysis

This ordinance abandons approximately 128 linear feet of existing eight-inch sanitary sewer main, one sanitary sewer manhole and easement for property located at 451 Murfreesboro Pike, also known as the ALTO Apartments.

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

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

Sponsors: Sledge, Withers and Pulley

83. [BL2022-1464](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept public fire hydrant assembly and public sanitary sewer manhole, for three properties located at 2000, 2004, and 2006 South Hamilton Road, also known as South Hamilton Townhomes (MWS Project Nos. 22-WL-77 and 22-SL-104 and Proposal No. 2022M-119ES-001).

Analysis

This ordinance accepts one public fire hydrant assembly and one public sanitary sewer manhole for three properties located at 2000, 2004, and 2006 South Hamilton Road, also known as South Hamilton Townhomes.

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

approved by the Planning Commission.

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

Sponsors: Toombs, Withers and Pulley

84. [BL2022-1465](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new fire hydrant assembly and public sanitary sewer manholes, for property located at 1414 4th Avenue South (MWS Project Nos. 22-WL-61 and 22-SL-99 and Proposal No. 2022M-128ES-001).

Analysis

This ordinance accepts one new fire hydrant assembly and two sanitary sewer manholes for property located at 1414 4th Avenue South.

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

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

Sponsors: Sledge, Withers and Pulley

85. [BL2022-1466](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing water main and easement, to relocate fire hydrant assemblies, and to accept new public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at Ashland City Highway (unnumbered), also known as Eaton Creek Commons Phase 1 (MWS Project Nos. 21-WL-121 and 21-SL-286 and Proposal No. 2022M-124ES-001).

Analysis

This ordinance abandons approximately 660 linear feet of existing eight-inch water main and easement, relocates two fire hydrant assemblies, and accepts approximately 2,173 linear feet of new eight-inch water main (DIP), approximately 1,590 linear feet of new eight-inch sanitary sewer main (PVC), four fire hydrant assemblies, 10 sanitary sewer manholes and easements for property located at Ashland City Highway (unnumbered), also known as Eaton Creek Commons Phase 1.

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

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

Sponsors: Withers and Pulley

86. [BL2022-1467](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, sanitary sewer manholes and easements, for property located at 3021 Charlotte Avenue, also known as Haven at Charlotte (MWS Project No. 22-SL-135 and Proposal No. 2022M-118ES-001).

Analysis

This ordinance accepts approximately 178 linear feet of new eight-inch sanitary sewer main (PVC), approximately 133 linear feet of new eight-inch sanitary sewer main (DIP), four sanitary sewer manholes and easements for property located at 3021 Charlotte Avenue, also known as Haven at Charlotte.

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

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

Sponsors: Taylor, Withers and Pulley