

AMENDMENT NO. \_\_\_\_  
TO  
ORDINANCE NO. BL2023-137

Madam President –

I hereby move to amend Section 1 of Ordinance No. BL2023-137 as follows:

Section 1. That Title 13 of the Metropolitan Code of Laws is hereby amended by adding the following new chapter immediately following Chapter 13.20:

Chapter 13.21 Nashville Department of Transportation Participation Agreements ~~with Developers.~~

Section 13.21.010 – Definitions

The following definitions shall apply to this chapter:

“Developer” means any person or legal entity which undertakes development of real estate.

“Participation agreement” means an agreement whereby a developer agrees to undertake or fund, in whole or in part, the installation, operation, or maintenance of infrastructure projects and structures within the public right-of-way.

Section 13.21.040~~20~~- Participation Agreements with Developers.

Participation agreements between the Nashville Department of Transportation and Multimodal Infrastructure and developers may be approved by the metropolitan council by resolution.

~~The metropolitan council may approve participation agreements for the installation, operation, and maintenance of infrastructure projects and public right-of-way structures, between the Nashville Department of Transportation and Multimodal Infrastructure (NDOT) and developers, by resolution.~~

~~This would facilitate both agreements where a developer agrees to be partially reimbursed by NDOT in exchange for taking on a larger project in the public right-of-way than the developer otherwise would for its own purposes, in order to add elements to that project NDOT believes would serve the public interest, and agreements where a developer agrees to partially fund the cost of a public capital project that will also benefit the developer’s development, and would also allow NDOT to accept such funding contributions.~~

Sponsored by:

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Quin Evans Segall  
Sean Parker  
Members of Council