



# **Metropolitan Council**

**PROPOSED AMENDMENTS PACKET  
FOR THE COUNCIL MEETING OF  
TUESDAY, JUNE 6, 2023**

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AMENDMENT NO. \_\_\_\_  
TO  
ORDINANCE NO. BL2023-1867

Mr. President – I hereby move to amend Ordinance No. BL2023-1867 by adding the following language after the last paragraph of Article I of the ordinance:

The Fund Balance Reserve Policies of the Metropolitan Government of Nashville and Davidson County, Tennessee, adopted on January 17, 2023, pursuant to Resolution No. RS2022-1901, is hereby amended as follows:

1. by deleting the phrase “for any of the following **One-Time** purposes:” and replacing it with “for any **One-Time** purpose, including without limitation:”
2. by deleting item 3(c) in the section entitled "Application of Surpluses for the Replenishment of Fund Balance Reserves" and replacing it as follows:
  - c. The establishment of other reserves, or funding other accounts for self-insured liability, contingency funds, judgements and losses, or other similar operating budget accounts, to enhance the Metropolitan Government's financial position/wherewithal.

SPONSORED BY:

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Bob Mendes  
Member of Council

RESOLUTION NO. RS2023-\_\_\_\_\_

A resolution recognizing and celebrating the 50<sup>th</sup> Anniversary of CMA Fest in Nashville, Tennessee.

WHEREAS, CMA Fest, the longest-running country music festival in the world will celebrate its milestone 50<sup>th</sup> anniversary June 8 through 11, 2023 in Nashville, Tennessee; and

WHEREAS, the Country Music Association established Fan Fair, now known as CMA Fest, in 1972, drawing 5,000 country music fans to Nashville's Municipal Auditorium; and

WHEREAS, artists participating in the first Fan Fair included Dolly Parton, Bill Anderson, Loretta Lynn, Ernest Tubb, Barbara Mandrell, and Roy Acuff; and

WHEREAS, the event was often noted as a "lovefest" between country music artists and their fans; and

WHEREAS, in response to the growing festival, Fan Fair moved to the Tennessee State Fairgrounds in 1982; and

WHEREAS, during the 25<sup>th</sup> anniversary of CMA's Fan Fair in 1996, Garth Brooks made an unexpected appearance and signed autographs for more than 23 consecutive hours; and

WHEREAS, in 2001 Fan Fair returned to downtown Nashville and was held in four different venues with nightly concerts at Nissan Stadium, then known as Adelphia Coliseum; and

WHEREAS, in 2004 Fan Fair was renamed to CMA Music Festival and for the first time ever, the event was filmed for a two-hour network television special. Many world-famous country music artists were featured in the television special including Trace Adkins, Dierks Bentley, Martina McBride, Willie Nelson, Keith Urban, and Rascal Flatts; and

WHEREAS, in 2018, the festival officially changed its name to CMA Fest and drew the largest engagement by country music fans in the event's history with visitors from all 50 states and 37 international countries; and

WHEREAS, even though the in-person festival was postponed two years in a row due to the COVID-19 pandemic, CMA was still able to bring a new and unique two-night concert series experience to fans called CMA Summer Jam. The series was filmed for a three-hour primetime special featuring individual performances and collaborations from more than 20 of the biggest stars in country music; and

WHEREAS, this year CMA Fest will celebrate its 50<sup>th</sup> anniversary with music at nine different stages across downtown Nashville including Ascend Amphitheater and the four-night concert series at Nissan Stadium featuring country music's biggest stars such as Luke Combs, HARDY, Jason Aldean, Dierks Bentley, Miranda Lambert, and Little Big Town; and

WHEREAS, on this occasion of the CMA Fest's milestone anniversary, the Metropolitan Council is delighted to celebrate County Music's roots in our beloved Music City.

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

Section 1. That the Metropolitan Council hereby goes on record as recognizing and celebrating the 50<sup>th</sup> Anniversary of CMA Fest in Nashville, Tennessee.

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.

INTRODUCED BY:

---

Freddie O'Connell  
Member of Council

AMENDMENT NO. 1  
TO  
ORDINANCE NO. BL2023-1857

Mr. President –

I hereby move to amend Ordinance No. BL2023-1857 as follows:

I. By adding the following recitals:

WHEREAS, the use and sale of fireworks is currently prohibited within Davidson County;  
and

WHEREAS, the prohibition on the sale of fireworks is enforceable and should continue;  
and

WHEREAS, the use of fireworks is prevalent throughout the county on July 4 despite the existing prohibition; and

WHEREAS, the prohibition on the use of fireworks makes it illegal to enjoy even handheld sparklers; and

WHEREAS, the Emergency Communications Center is flooded with calls complaining about the use of fireworks on July 4; and

WHEREAS, because this use is illegal, these calls are communicated to the Metro Nashville Police Department for response; and

WHEREAS, neither the Metro Nashville Police Department nor the Nashville Fire Department has capacity to respond to these calls; and

WHEREAS, police and fire resources are best directed elsewhere; and

WHEREAS, specific regulation on the use of fireworks could reduce these calls and encourage fireworks users to operate within a set of guidelines; and

WHEREAS, the use of fireworks can be stressful for some combat veterans as well as pets; and

WHEREAS, as a result of the status of fireworks as a stressor, these guidelines should include only narrow exceptions to the existing prohibition on the use of fireworks.

II. By amending Section 1, proposed Section 10.68.020.B.2 as follows:

2. The fireworks are used or exploded on July ~~3, 4, or 5~~ 3, 4, or 5 between the hours of noon and ~~11~~ 10:30 p.m.

SPONSORED BY:

\_\_\_\_\_  
Dave Rosenberg  
Member of Council

AMENDMENT NO. 2  
TO  
ORDINANCE NO. BL2023-1857

Mr. President –

I hereby move to amend Ordinance No. BL2023-1857 by amending Section 1, proposed Section 10.68.020.B by adding the following as a new subsection B.4:

4. The provisions of this subsection B shall expire and be null and void on June 30, 2024 unless extended by resolution of the metropolitan council.

SPONSORED BY:

\_\_\_\_\_  
Dave Rosenberg  
Member of Council

AMENDMENT NO.   3    
TO  
ORDINANCE NO. BL2023-1857

Mr. President –

I hereby move to amend Ordinance No. BL2023-1857 by amending proposed Section 10.68.020 by amending Subsection B.3 as follows:

3. All persons using the fireworks as provided in this subsection shall:
- a. not use, explode, ignite, or discharge fireworks on public roadways, streets, sidewalks, or any other public owned property; within six hundred feet (600') of any place of worship, hospital, public school, or park; or within two hundred feet (200') of gas station; or throw any fireworks from a motor vehicle or into a motor vehicle or near any person or group of persons;
  - b. have attained the minimum age of sixteen (16) years unless they are accompanied by a person who has attained the minimum age of eighteen (18) years;
  - c. ~~make every reasonable effort to contain the use and explosion of the fireworks and the debris on the users' property;~~
  - d. make every reasonable effort to contain the debris on the user's property;
  - ~~e.~~ collect and properly dispose of debris from the fireworks immediately upon termination of the use, explosion, igniting, or discharge; and
  - ~~f.~~ if the person using, exploding, igniting, or discharging the fireworks as provided in this section does not own the property upon which the person is using or igniting the fireworks, have obtained the owner's permission for the use, explosion, igniting, or discharge of fireworks and ensure the owner is present during the entire time of use, explosion, igniting, or discharge.

SPONSORED BY:

\_\_\_\_\_  
Russ Pulley  
Dave Rosenberg  
Members of Council

AMENDMENT NO. 1  
TO  
ORDINANCE NO. BL2023-1869

Mr. President –

I hereby move to amend Ordinance No. BL2023-1869 by amending proposed Section 6.77.030 by adding a new subsection C, as follows:

- C. Any findings which reduce the number of entertainment transportation vehicle service providers and vehicles as required by the public convenience and necessity must be approved by resolution of the metropolitan council prior to being implemented by the MTLC.

INTRODUCED BY:

\_\_\_\_\_  
Russ Pulley  
Member of Council

AMENDMENT NO.   2    
TO  
ORDINANCE NO. BL2023-1869

Mr. President –

I hereby move to amend Ordinance No. BL2023-1869 as follows:

I. By amending Section 1, proposed Metropolitan Code of Laws Section 6.77.030, Subsection B, as follows:

B. In making the above findings, the MTLC shall, at a minimum, take into consideration the number of entertainment transportation vehicles already in operation, whether existing service is adequate to meet the public need, or so great as to be exceeding the public need and unnecessarily adding to traffic congestion; the character, experience, financial condition and responsibility of the applicant, and such criteria as may be adopted by the MTLC in its rules. However, the MTLC shall not take into consideration an entertainment transportation vehicle already in operation if the vehicle has forward-facing seating for all passengers, requires passengers to be seated while the vehicle is moving, travels a fixed route, and does not permit passengers to consume beer, ale, wine, or other alcoholic beverages.

II. By amending Section 2, proposed Metropolitan Code of Laws Section 6.77.060, Subsection C, as follows:

C. If the MTLC has made a finding that the number of entertainment transportation vehicles already in operation immediately prior to the annual meeting, is so great as to be exceeding the public need and adding to traffic congestion, the MTLC shall determine what lower number would meet the public need. All renewing and new applicants, except those meeting the provisions of subsection E, shall be placed on notice that at the annual meeting they must show cause why their application for a new certificate, a renewal, or for the addition of vehicles to their fleet should be among the new number determined to be adequate to meet, and not exceed, the public need. It, accordingly, may not be possible to renew every certificate and/or vehicle that was permitted in the preceding year. In the event the number of permits is reduced and any existing permits are not renewed at the annual meeting, such non-renewed permitted vehicles may continue operating for 100 days from the date of the non-renewal. In determining which applications will be granted, the MTLC may take into consideration the following non-exclusive factors, among any other criteria they see fit to adopt in their regulations. Whether the applicant for a new or renewed certificate has:

1. Violated any of the provisions of this chapter or failed to comply with any rule or regulation established by the MTLC;
2. Violated any provision of this code or other ordinances of the metropolitan government or laws of the United States or the State of Tennessee, the violation of which reflects unfavorably on the fitness of the holder to offer transportation services,

including but not limited to, violations for excessive noise or alcoholic beverage open containers;

3. Failed to pay assessments or taxes due to the metropolitan government; or

4. Made a misrepresentation or false statement when obtaining or renewing a certificate or additional permits, or transferring a certificate.

II. By amending Section 2, proposed Metropolitan Code of Laws Section 6.77.060 by adding a new Subsection E as follows:

E. Any entertainment transportation vehicle already in operation which has forward-facing seating for all passengers, requires passengers to be seated while the vehicle is moving, travels a fixed route, and does not permit passengers to consume beer, ale, wine, or other alcoholic beverages and is otherwise operating in compliance with all applicable regulations shall not be subject to the reduction described in Subsection C.

SPONSORED BY:

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Russ Pulley  
Member of Council

AMENDMENT NO. \_\_  
TO  
ORDINANCE NO. BL2023-1836

Mr. President –

I move to amend Ordinance No. BL2023-1836 as follows:

I. By substituting the current SP plans associated with this bill for those contained in Exhibit A.

INTRODUCED BY:

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Dave Rosenberg  
Member of Council

# Preliminary SP

# 6010 Pasquo

## Map 169 Parcels 62

## Nashville, Davidson Co., Tennessee

### Case No. 2022SP-087-001

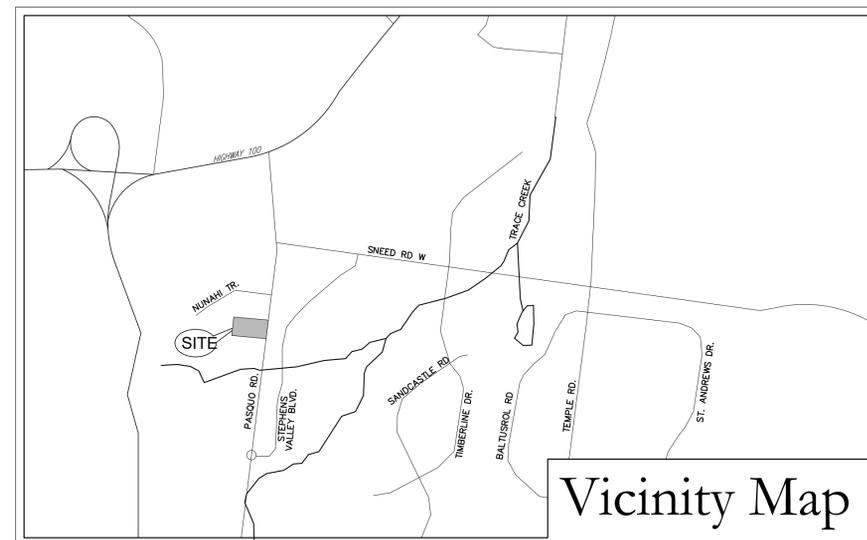
#### Standard SP Notes

- The purpose of these plans is to receive approval to rezone this property to SP. The development as shown will allow for a maximum 20 detached Multi-family residential units.
- For any development standards, regulations and requirements not specifically shown on the SP plan and/or included as a condition of commission or council approval, the property shall be subject to the standards, regulations and requirements of the 35th zoning district as of the date of the applicable request or application.
- Any excavation, fill or disturbance of the existing ground elevation must be done in accordance with Storm Water Management Ordinance No. 78-840 & Approved by the Metropolitan Department of Water Services.
- This Property does Not Lie Within a Flood Hazard Area as Depicted on the Current Flood Insurance Rate Maps (FIRM) Numbers 47037CO388H dated 4/5/2017.
- All public sidewalks are to be constructed in conformance with NDOT sidewalk design standards.
- Wheel chair accessible curb ramps, complying with applicable metro public works standards, shall be constructed at street crossings.
- The required fire flow shall be determined by the metropolitan fire marshal's office, prior to the issuance of a building permit.
- Size driveway culverts per the design criteria set forth by the Metro Stormwater Manual (minimum driveway culvert in Metro ROW 15' RCP).
- Metro Water Services shall be provided sufficient & unencumbered ingress & egress at all times in order to maintain, repair, replace & inspect any stormwater facilities within the property.
- Individual water and/or sanitary sewer service lines are required for each lot.
- 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).
- 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.
- The final unit count and details of the plan shall be governed by the appropriate regulations at the time of final application.
- The final SP shall depict required public sidewalks, any required grass strip or frontage zone and the location of all existing and proposed vertical obstructions within the required sidewalk and grass strip or frontage zone. Prior to issuance of use and occupancy permits, existing vertical obstructions shall be located outside of the required sidewalk and grass strip or frontage zone. Prior to the issuance of use and occupancy permits, existing vertical obstructions shall be relocated outside of the required sidewalk. Vertical obstructions are only permitted within the required grass strip or frontage zone.
- Landscape and tree density requirements shall be met, per Metro Zoning Code.

#### Architectural Notes

Building elevations for all street facades shall be provided with the final site plan. The following standards shall be met:

- Building facades fronting a street and courtyard shall provide a minimum of one principal entrance (doorway) and a minimum of 25% glazing.
- EIFS, vinyl siding, and untreated wood shall be prohibited.
- A raised foundation of 18"-36" is required for all residential structures.
- Any porches utilized shall provide a minimum of six feet of depth.



### SHEET SCHEDULE

- C0.0 Project Notes and Standards
- C1.0 Layout, Utility and Grading Plan

Development Summary	
<b>Property Information</b> Map 169 Parcel 62 Tritschler, Nancy A. 6010 Pasquo Rd. Nashville TN, 37211 Zoned AR2A	<b>Electric Service</b> Nashville Electric Service (NES) 1214 Church Street Nashville, Tennessee 37246 615.747.6807
Total Site Area - 5.3 Ac. +/- Council District #35 - Dave Rosenberg	<b>Gas Service</b> Nashville Gas (Piedmont) 615.734.0734
<b>Developer</b> R F Real Estate Investments, LLC Dan Ruda, Manager 245 S. Wildwood Dr. Branson, MO 65616 druda@tablerockgroup.com 417.348.1055	<b>Water and Sewer Service</b> Harpeth Valley Utilities District 5838 River Rd. Nashville, TN 37209 615.352.7076
<b>Civil Engineer</b> Dale & Associates (Adam Seger, PE) 516 Heather Place Nashville, Tennessee 37204 615.297.5166	<b>Utility Location</b> Tennessee One-Call 800.351.1111
<b>Floodnote</b> This property does not lie within a flood Hazard Area as depicted on the Current Flood Insurance Rate Maps (FIRM) Numbers 47037CO388H (not printed) dated 4/5/2017 and 47187CO064G dated 12/12/2016.	

Specific Plan Development Summary	
<b>Use</b>	This SP allows for the following : Max. of 20 Residential Units Detached Multi-Family
<b>Land Use Policy Area</b>	T3 NE
<b>Property zoning: AR2A, OV-AIR</b>	Surrounding Zoning: AR2A
<b>Minimum lot size</b>	N/A
<b>Number of Residential Units/Density</b>	20 units /3.77 units per acre
<b>FAR</b>	Req: 0.9 max
<b>ISR</b>	Req: 0.6 max
<b>Setbacks</b>	
Front (along Pasquo Rd.)	60'
Side	10'
Rear	20'
<b>Min. Distance between buildings (Multi-Family)</b>	10'
<b>Height standards</b>	3 stories in 35' max
<b>Parking and Access</b>	
Ramp Location and Number	(1 - Pasquo Rd.)
Distance to nearest existing ramp (Min. 30')	140' North to Stephens Fall Church
Distance to intersection	361' South to Jackson Falls Dr.
Required Parking	20 stalls
Provided Parking	20 stalls (covered) 5 stalls (surface)

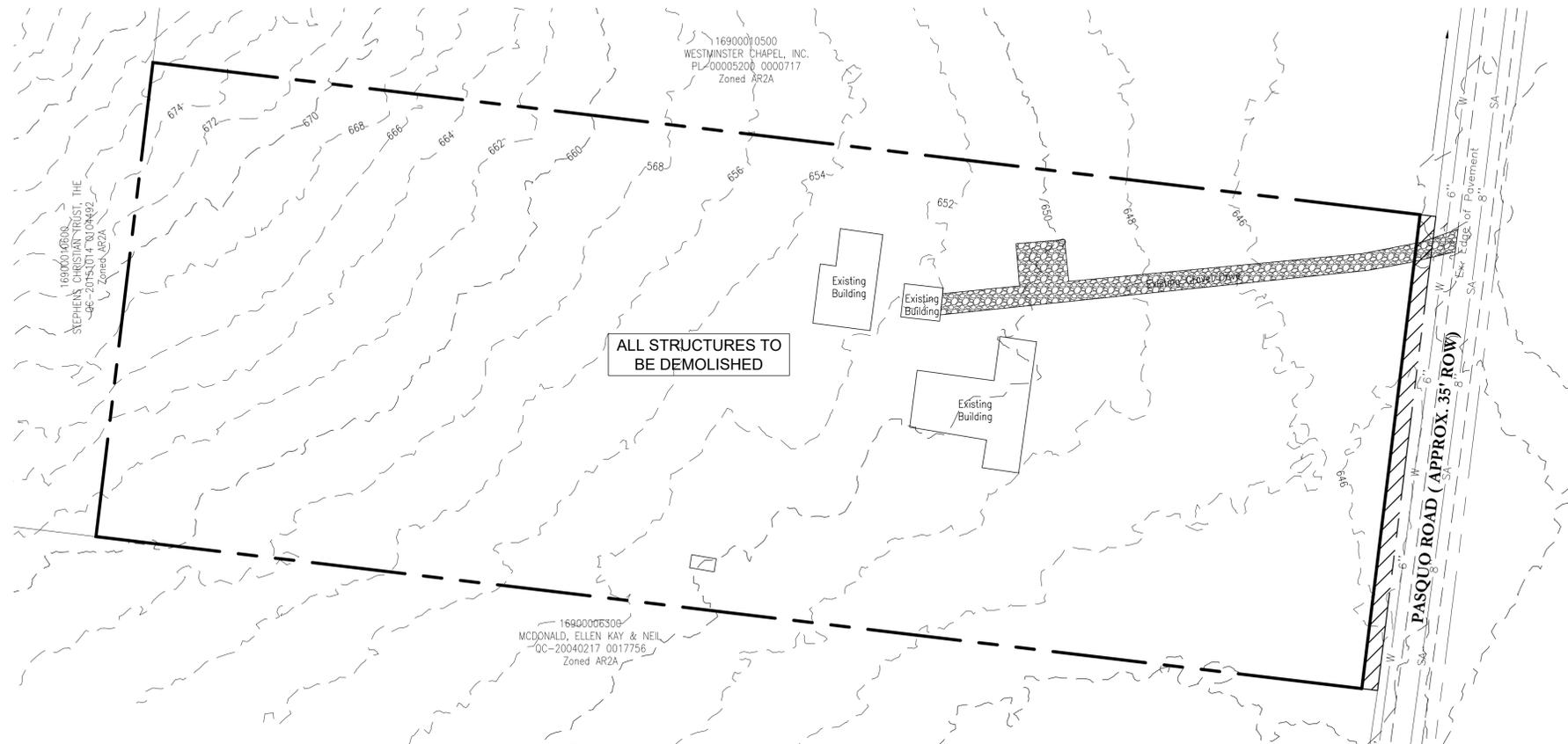
Submission Date: January 17, 2023



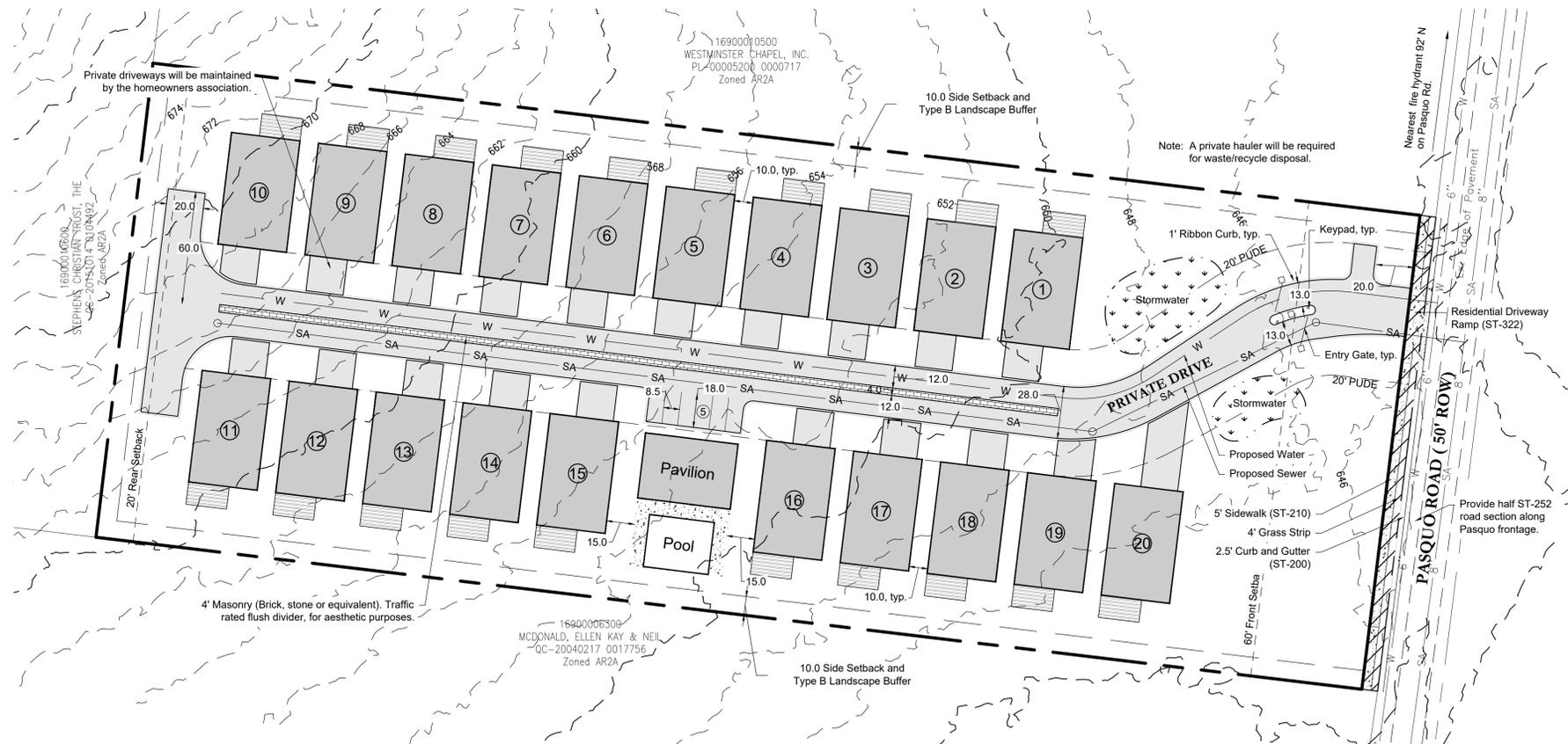
CASE # 2022SP-087-001

**Dale & Associates**  
Civil Engineering  
Land Planning & Zoning  
Surveying  
516 Heather Place  
Nashville, TN 37204  
(615) 297-5166

D&A Project #22124  
6010 Pasquo  
**C0.0**



Existing Conditions



Layout, Utility and Grading Plan

**Development Summary**

**Property Information**  
 Map 169 Parcel 62  
 Tritschler, Nancy A.  
 6010 Pasquo Rd.  
 Nashville TN, 37211  
 Zoned AR2A

Total Site Area - 5.3 Ac. +/-  
 Council District #35 - Dave Rosenberg

**Developer**  
 R F Real Estate Investments, LLC  
 Dan Ruda, Manager  
 245 S. Wildwood Dr.  
 Branson, MO 65616  
 druda@tablerockgroup.com  
 417.348.1055

**Civil Engineer**  
 Dale & Associates (Adam Seger, PE)  
 516 Heather Place  
 Nashville, Tennessee 37204  
 615.297.5166

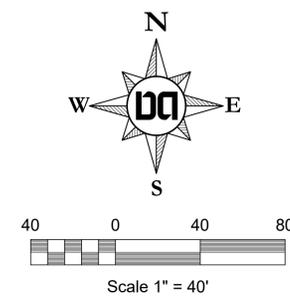
**Floodnote**  
 This property does not lie within a flood Hazard Area as depicted on the Current Flood Insurance Rate Maps (FIRM) Numbers 47037C0338H (not printed) dated 4/5/2017 and 47187C0064G dated 12/12/2016.

**Datum**  
 This plan is reflecting GIS data from Metro public domain. This is NOT a field run survey. All lot lines, contours and items shown should be considered approximate.

**Drawing Date:**  
 January 17, 2023

**Revisions**

PRELIMINARY SP  
**6010 Pasquo**  
 Map 169 Parcel 62  
 Nashville, Davidson County, Tennessee



**Layout, Utility and Grading Plan**



CASE # 2022SP-087-001

**Dale & Associates**  
 Civil Engineering  
 Land Planning & Zoning  
 Surveying  
 516 Heather Place  
 Nashville, TN 37204  
 (615) 297-5166

D&A Project #22124  
 6010 Pasquo  
**C1.0**

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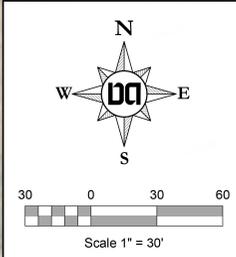
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PASQUO ROAD (EX. 50' ROW)

013

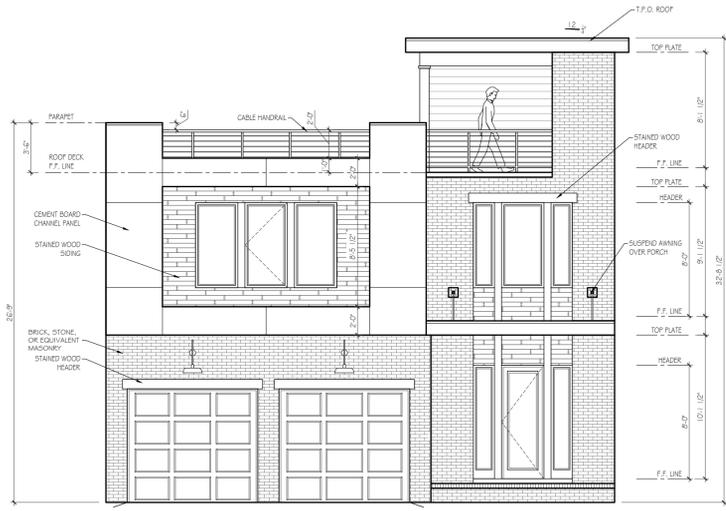


# 6010 Pasquo Road

## Preliminary Layout

Dale and Associates  
Job #22124  
Total Area - 5.3 Acres  
Zoning - SP  
Number of Units - 20 Units

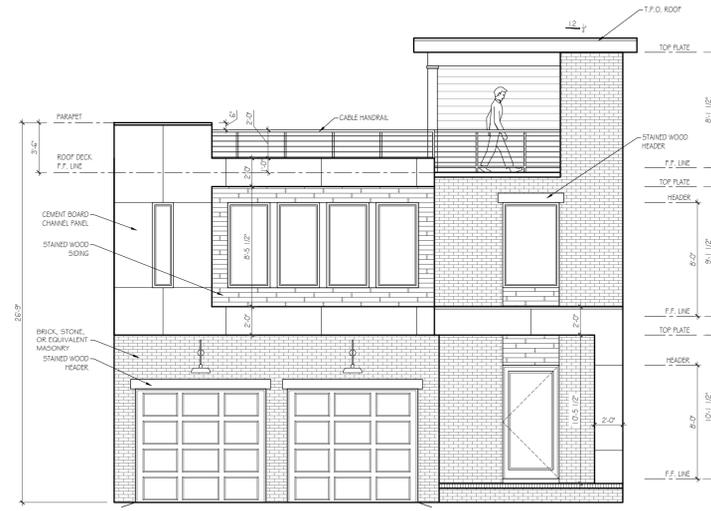




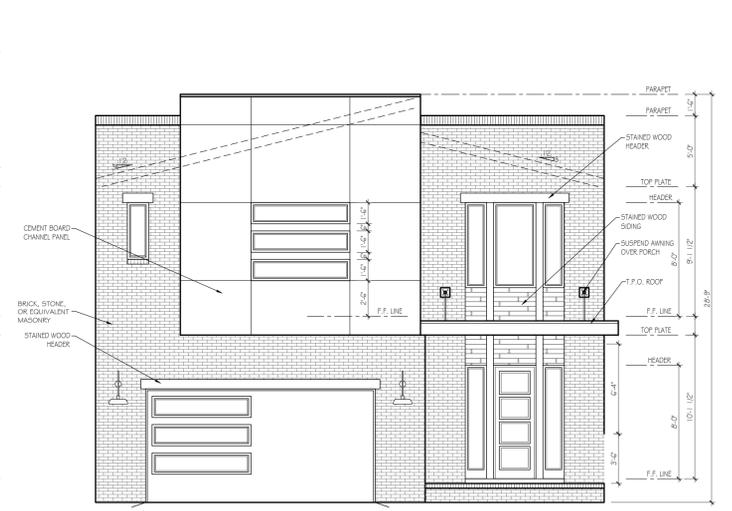
**MD RT A**



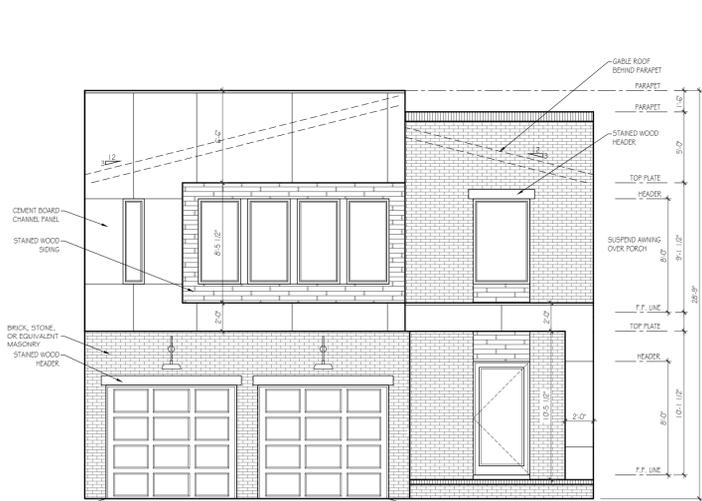
**MU A**



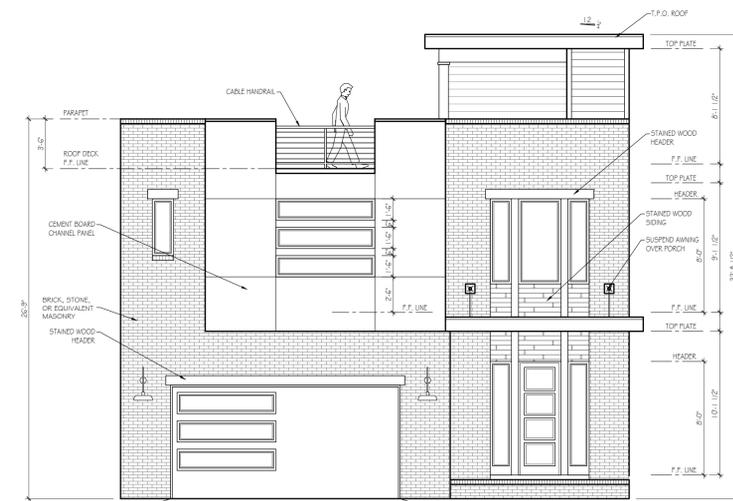
**MD RT B**



**MU B**



**MD B**



**MU RT A**



**MD A**



**MU RT B**

**6010 PASQUO RD.  
NASHVILLE, TN**

**Lynn  
& associates**

6965 Sunnywood Dr.  
Nashville, TN 37211  
p 615.308.5330  
marklynn1@hotmail.com  
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