

Metropolitan Council

PROPOSED AMENDMENTS PACKET FOR THE COUNCIL MEETING OF TUESDAY, FEBRUARY 6, 2024

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RESOLUTION NO. RS2024-158

Madam President -

I hereby move to amend Resolution No. RS2024-158 as follows:

I. By adding the following after the fourth recital clause:

WHEREAS, prior to seeking an extension to the community safety video integration services provided by Fusus, Inc. beyond the end date of this contract, the Metropolitan Nashville Police Department will develop and publicly post a policy for the acquisition and use of video through this program; and

WHEREAS, Section 13.08.080 of the Metropolitan Code requires that the Metropolitan Council adopt a resolution subsequent to a public hearing prior to the Metropolitan government entering into an agreement to acquire, share, or otherwise use surveillance technology; and

II. By adding the following new Section 2 and renumbering the existing Section 3 as Section 4.

Section 2. This resolution provides authorization under Section 13.08.080 of the Metropolitan Code for the use of surveillance technology related to the registration of cameras and integration of video feeds and video from cameras owned by the Metropolitan Government and private entities for use by the Metropolitan Nashville Police Department, including the use and storage of collected video. No additional surveillance technology, including artificial intelligence capabilities related to this contract, is approved by this resolution.

INTRODUCED BY:

Erin Evans Member of Council

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ORDINANCE NO. BL2024-185

Madam President -

I hereby move to amend Ordinance No. BL2024-185 as follows:

I. By Amending Exhibit A by deleting the proposed Subsection H of 17.16.030 in its entirety and replacing it with the following:

- H. Residential Scale Multi-Family. The residential scale multi-family use shall be permitted provided that the following conditions are met:
 - 1. Location. Residential scale multi-family uses shall only be permitted on lots within the Urban Services District (USD), excluding the area bounded by Thompson Lane from Interstate 65 to the CSX railroad right-of-way, the CSX railroad right-of-way from Thompson Lane to Veritas Street, Veritas Street from CSX railroad right-of-way to Trousdale Dr, Trousdale Drive from Veritas Street to Allied Drive, Allied Dr from Trousdale Dr to Nolensville Pike, Nolensville Pike from Allied Dr to Brewer Dr, Brewer Dr from Nolensville Pike to Edmondson Pike, Edmondson Pike from Brewer Drive to Old Hickory Boulevard, Old Hickory Boulevard from Edmondson Pike to Valley View Road, Valley View Road from Old Hickory Boulevard to Cloverland Drive, Cloverland Drive from Valley View Road to Church Street East, Church Street East from Cloverland Drive to the county boundary, the county boundary from Church Street East to Interstate 65, and Interstate 65 from the county boundary to Thompson Lane.
 - 2. Design Standards.
 - a. Roof. All dwelling units within a residential scale multi-family structure shall be under a single roof structure. The roof structure must have a minimum pitch of not less than thirty (30) degrees; provided, however, that the roof structure may have a minimum pitch of less than thirty (30) degrees if three or more structures on the same block face that are oriented to the same street have roof structures with minimum pitches of less than thirty (30) degrees.
 - b. Entrances. Residential scale multi-family structures shall have one or two main entrances on the front façade, oriented towards the street frontage. There may be secondary entrances on the side and rear façades.
 - c. Building Layout. Dwelling units within a residential scale multi-family structure shall share common walls and may be situated either wholly or partially over or under other dwelling units.
 - 3. Access, Driveways, and Parking.
 - a. Where existing, access shall be from an improved alley. Where no improved alley exists, a driveway within the street setback may be permitted.
 - b. For a corner lot, the driveway shall be located within thirty feet of the rear property line.
 - c. Driveways are limited to one driveway ramp per public street frontage.
 - d. Parking, driveways, and all other impervious surfaces in the required street setback shall not exceed twelve feet in width.

INTRODUCED BY:

Courtney Johnston Member of Council

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ORDINANCE NO. BL2024-186

Madam President -

I hereby move to amend Ordinance No. BL2024-186 as follows:

I. By Amending Exhibit A by deleting the proposed modification to Subsection D of 17.16.030 in its entirety and replacing it with the following:

- D. Two-Family Dwellings Structures.
 - 1. In RS and RS-A zoning districts, the two-family use shall only be permitted within the Urban Services District (USD), excluding the area bounded by Thompson Lane from Interstate 65 to the CSX railroad right-of-way, the CSX railroad right-of-way from Thompson Lane to Veritas Street, Veritas Street from CSX railroad right-of-way to Trousdale Dr, Trousdale Drive from Veritas Street to Allied Drive, Allied Dr from Trousdale Dr to Nolensville Pike, Nolensville Pike from Allied Dr to Brewer Dr, Brewer Dr from Nolensville Pike to Edmondson Pike, Edmondson Pike from Brewer Drive to Old Hickory Boulevard, Old Hickory Boulevard from Edmondson Pike to Valley View Road, Valley View Road from Old Hickory Boulevard to Cloverland Drive, Cloverland Drive from Valley View Road to Church Street East, Church Street East from Cloverland Drive to the county boundary, the county boundary from Church Street East to Interstate 65, and Interstate 65 from the county boundary to Thompson Lane.
 - 2. In the AG, AR2a, RS, RS-A, R, and R-A districts, two-family dwellings may be permitted on any lot provided two-family structures shall have a roof structure with a minimum pitch of not less than thirty (30) degrees; provided, however, that the roof structure may have a minimum pitch of less than thirty (30) degrees if three or more structures on the same block face that are oriented to the same street have roof structures with minimum pitches of less than thirty (30) degrees.
 - 1. The lot is legally created and is of record in the office of the county register prior to August 1, 1984;
 - 2. The lot is created by the subdivision of a parcel of land in existence prior to August 1, 1984 into no more than three lots; or
 - 3. The lot is part of a subdivision having preliminary approval by the metropolitan planning commission on or before August 15, 1984, and having commenced any substantial site development or infrastructure improvements, such as utilities and streets, and a portion of such subdivision is recorded in the office of the county register prior to April 1, 1985; or
 - 4. The following:
 - a. The lot is part of a subdivision,
 - b. The subdivision has been approved by the metropolitan planning commission, and
 - c. The total number of lots permitting two-family dwellings within the subdivision shall be limited to not more than twenty-five percent of the total number of lots within the subdivision, and

- d. The total number of lots within the subdivision permitting two-family dwellings shall be computed by disregarding and eliminating any and all fractions of a permitted two-family dwelling which results from the application of the twenty-five percent limitation to the total number of lots within the subdivision, and
- e. The lots permitting two-family dwellings are identified on the final plat and the locations of the two-family dwellings have been approved by the metropolitan planning commission so as to minimize the impact on any existing single family development, and
- f. The final subdivision plat has been recorded in the office of the county register; or
- 5. The lot is part of a planned unit development authorizing two-family structures as enacted by the metropolitan council.

INTRODUCED BY:

Courtney Johnston Member of Council

ORDINANCE NO. BL2024-____

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 R40 to RS40 zoning for various properties along Cloverland Drive, west of Cloverland Park Drive (112.76 acres), all of which is described herein (Proposal No. 2024Z-015PR-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 changing one from R40 to RS40 zoning for various properties along Cloverland Drive, west of Cloverland Park Drive (112.76 acres), being various Property Parcels Nos.as designated on Map 105 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 plan that was duly considered by the Metropolitan Planning Commission, and which is on file with the Metropolitan Planning Department and Metropolitan Clerk's Department 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 171 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. The Metropolitan Clerk is directed to publish a notice announcing such change in a newspaper of general circulation within five days following final passage.

Section 4. This Ordinance shall take effect upon publication of above said notice announcing such change in a newspaper of general circulation, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

INTRODUCED BY:

Mike Cortese Member of Council

February 2, 2024

To: Vice Mayor Angie Henderson and Members of Council

Re: Request Approval of Late Filing of Legislation Planning Department Case 2024Z-015PR-001

On behalf of the Metropolitan Nashville Planning Department, I am writing to request that the Metro Council accept a late-filed introduction of the following legislation on first reading at the February 6th, 2024 meeting:

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 R40 to RS40 zoning for various properties along Cloverland Drive, west of Cloverland Park Drive (112.76 acres), all of which is described herein (Proposal No. 2024Z-015PR-001).

This legislation was requested by District 4 Councilmember Mike Cortese. Due to a staff error within the Planning Department we did not send the legislation to the Council Office by the deadline for a timely filing on first reading at the February 6th, 2024 meeting. We regret this oversight and request that the Metro Council support this request for a late-filed introduction so that the public hearings for this proposal can proceed as scheduled by Councilmember Cortese.

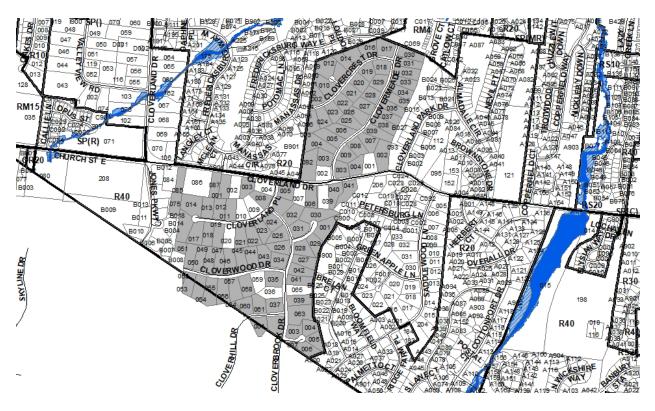
Thank you for your consideration of this request. If you have any questions about this matter, please contact Lisa Milligan at Lisa.Milligan@nashville.gov or 615-862-7203.

Sincerely,

Britt a. Withers

Brett A. Withers Planner 2 – Council Liaison Metro Planning Department cc: *Metro Clerk* 2024Z-015PR-001 Subarea District Application fee paid by: Fee waived by Council

A request to rezone from R40 to RS40 zoning for various properties along Cloverland Drive, west of Cloverland Park Drive (112.76 acres), requested by Councilmember Mike Cortese, applicant; various owners.



Parcel	Deeded Acreage	Owner
17104000700		Owner MCDONALD, BRIAN ANTHONY & KIMBERLY
17104000800		LEWIS, WILL A.
17108000400		MCDANIEL, DAVID J. ET UX
17104000900		DURHAM, JOHN H. ET UX
17104001700		DEROCHER, DAVID P. & AMANDA S.
17104001600		EASTLAND, DONNY W. ET UX
17104003000		LANKFORD, WESLEY B
17104003100		DELOACH, DAVID & TINA
17104001800	0.98	GRIGGS, JEREMIAH & MOLLY
17104001900	0.93	HUFFER, DENNIS W. & LYUDMILA G.
17104001300		COWART, NORMA JEAN
17104003200		FAY, MICHAEL J. ET UX
17104001000		QUACH, VAN B. & LY TRAN
17104002000		MOSER, MARSHALL W. JR. ET UX
17104002900		MCINTIRE, RUSSELL M., JR. ET UX
17104003300		ORTH, JOSEPH H.
17103000200		
17104002100 17104003400		GAINER, PHILIP G. ET UX JOHNSON, BRIAN & KATHERINE
17104002800		BAMIGBOYE, BABAJIDE A. ET UX
17104003500		LANCE, CHRITOPHER G. & LINDA T.
17104002200		ZACHRY, MCCOY C. ET UX
17104002700		SEBASTIAN, LYNDA D. & DEMAIR, ANITA B., TRUSTEES
17104003600		FAEDER, DUSTIN & AMY
17104002300	0.94	HEAD FAMILY TRUST
17104002600	0.92	WAGGONER, DON J. REVOCABLE TRUST
17104002400	0.96	MARTIN, JOE A. ET UX
17104003700		KINEY, JOSEPH L. ET UX
17103000300		CHERRY, SANDRA D. & JOSHUA Q.
17104002500		SEMENOV, ALEXEY V. & RUBANOVA, YEVGENIYA
17104003800		JAMES, JAMES R. ET UX
17104003900		MATSEN, PAUL D. & PATRICIA A.
17104000600		EMMANUEL, JUSTIN A. & KASSI
17104000500 17104000400		WALDEN, VESTER RAY, JR. DAVIS, CHRISTOPHER BLAKE JR. & CALEA MARIE BAKKE
17104000400		WAKEFIELD, TROY, JR. ET UX
17100008700		ABBASS, ENAAM
17107000100		TRAN, MELANIE
17107000300		MURRELL, WILLIAM S. JR. & MURELL, RACHEL
17108004100		WILLIAMS, SHIRLEY
17107000500	1.07	GREER, AMY MICHELE BROWN & JASON LEE
17108004000	1.13	COMBS, JAMES E. & ANGELA JO
17107000600		STEPHENSON, ZACHARY EVAN
17107000800		SIR, MARIAN R. & MICHAEL
17107003300		
17107001300		HANSCOM, ANDREW & GRIFFIN, ABBEY
17107001200		PARENTE, CHRISTINE MARIA LIVING TRUST FRAZIER, PHILLIP A. & ROSANNA M.
17107001100 17104000200		CABALLO JOINT REVOCABLE TRUST
17104000200		DOBBINS, DONALD LEE ETUX
17107003200		FUTCH, CECIL B. ET UX
17107002400		GRAVETTE, TRAVIS KEITH & MARY
17108000100		GILFILEN, TIMOTHY A. & DIANA C.
17107002300		MESA VERDE ASSETS, LLC
17107003100		ETTER, JONATHAN & MCCORMACK, ALLISON
17107001800		JOSEPH, DAYNISE & BARDELL
17107002200		DUERKSEN, DARREN & MELISSA LIVING TRUST
17107001900		HARROD, CHRISTINA N. & CHARLES W.
17107002100		PRICE, RICHARD B.
17107002500		DOWDY, GARY R. REVOCABLE TRUST
17107002900	1.03	FINKS, ROBERT M. JR. & ANADEL H. REVOCABLE TRUST
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112 GLOVENDROUOR CI BRENTWOOD IN 3/02/ /12 GLOVERBROOK CI BRENTWOOD	712 CLOVERBROOOK CT	BRENTWOOD	TN	37027	712 CLOVERBROOK CT	BRENTWOOD

Property State	Property 7in	LU Description
TN	37027	SINGLE FAMILY
TN TN	37027	SINGLE FAMILY SINGLE FAMILY
TN	37027 37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY

17107002800	0.98 SCOBEY, J. DAVID, JR. ET UX
17107002600	1.03 LARSON, EARL D. & MARY
17107004300	1.12 CHEEK, JIMMY V.
17107004900	1.03 HAMADANI, ALEY
17107004400	1.12 THOMPSON, WANDA & MICHAEL V.
17107004800	1.05 DINWIDDIE, JOSEPH MADISON
17107004700	1.05 ELKINS, ROBERT & TAMMY
17107004500	1.1 BALL, MARTIN A. & BALL, LAURIE GUINN REVOCABLE TRUST
17107004600	1.07 BARNES, MATTHEW D. & MELISSA I.
17107003400	1.03 DUREKSEN, DARREN & MELISSA LIVING TRUST
17107002700	1.03 SCENSNY, PAUL ET UX
17107004200	1.05 HATFIELD, WILMA JEAN LIVING TRUST, THE
17107003500	1.1 KOZAIN, TIMOTHY DANIEL & HEATHER MICHELLE
17107005800	1.14 MCDONALD, W. LUCRETIA
17107004100	1.01 HAM, JERRY W. & DEBORAH C.
17107005700	1.12 HAYNES, JAMES H. ET UX
17107005600	1.14 MCCORMICK, CAROLE ANN
17108000300	1.01 MAYNARD, KENNETH E. ET UX
17107006100	1.24 STUBBLEFIELD, JERRY E. ET UX
17107003900	1.03 SANFORD, ROBERT & CONNIE
17107006000	1.01 TAYLOR, JESSE LYLE ET UX
17107003700	1.03 BOWLDS, ANN MARIE & SHERMAN C.
17107006400	0.25 ROBERTSON, STEVEN E.
17107006300	1.7 WILEY, RONALD G. & VIRGINIA F.
17111000200	1.3 LADD, LARRY G. ETUX
17111000300	0.86 MOORE, ZACHARY L & MEAGAN MCERLEAN
17111000400	0.87 HOSSEINI, ROBERT & ZANDI, MANDANA
17111000500	0.95 REEVES, JAMES DAVID & MELANIE D.
17111000600	1.03 SPRINGER, JONATHAN CHARLES
17111000700	0.17 WINTERS, JOSHUA A. & HEATHER K.
17100007500	1 WHITFIELD LAND TRUST
17100008500	0.83 JEFFERY FAMILY TRUST
17107001400	1.69 HARMON, NADINE DENISE REVOCABLE TRUST, THE
17107001500	1.56 WIGANT, TODD A. & SWAFFORD, CATHERINE K.
17107001700	1.22 ROBINSON, JULIAN PAUL JR. ETUX
17107005000	1.04 INGRAM, JULIET R.
17107005100	0.48 INGRAM, JULIET R.
17107005400	1.09 ALLAIN, ELIZABETH A.
17107005500	1.47 HARTLEY, NICHOLAS RYAN & LISA C.
17111000100	1.06 OSBORNE, PAUL J. & COLETTE
17107005200	0.08 WILLIAMS, EUGENE R.
17107005300	0.74 ROUNTREE, BRAEDEN & RACHELLE
17104001500	0.91 MILLEN, RYAN ALAN & SHANNON RAE GREGORY
17104001400	0.93 SMITH, SARAH E & DANIEL J
17104001200	1.38 HUTSELL, CHARLES D. ET UX
17100009200	2.13 HATCH, ROBERT H. JR. & SHANNAN T.

Total Acres:

<u>112.76</u>

6412 CLOVERBROOK DR	BRENTWOOD	ты	37027	716 CLOVERBROOK CT	BRENTWOOD
6409 CLOVERBROOK DR	BRENTWOOD		37027	6409 CLOVERBROOK DR	
			37027	• • • • • • • • • • • • • • • • • • • •	
5705 CLOVERWOOD DR	BRENTWOOD			5705 CLOVERWOOD DR	BRENTWOOD
5729 CLOVERWOOD DR	BRENTWOOD		37027	5729 CLOVERWOOD DR	BRENTWOOD
5709 CLOVERWOOD DR	BRENTWOOD		37027	5709 CLOVERWOOD DR	BRENTWOOD
5725 CLOVERWOOD DR	BRENTWOOD		37027	5725 CLOVERWOOD DR	BRENTWOOD
5721 CLOVERWOOD DR	BRENTWOOD		37027	5721 CLOVERWOOD DR	BRENTWOOD
5713 CLOVERWOOD DR	BRENTWOOD		37027	5713 CLOVERWOOD DR	BRENTWOOD
5717 CLOVERWOOD DR	BRENTWOOD	TN	37027	5717 CLOVERWOOD DR	BRENTWOOD
2705 VIRGINIA DR	LOVELAND	CO	80538	6413 CLOVERBROOK DR	BRENTWOOD
6416 CLOVERBROOK DR	BRENTWOOD	TN	37027	6416 CLOVERBROOK DR	BRENTWOOD
6420 CLOVERBROOK DR	BRENTWOOD	TN	37027	6420 CLOVERBROOK DR	BRENTWOOD
6417 CLOVERBROOK DR	BRENTWOOD	TN	37027	6417 CLOVERBROOK DR	BRENTWOOD
5708 CLOVERWOOD DR	BRENTWOOD	TN	37027	5708 CLOVERWOOD DR	BRENTWOOD
6424 CLOVERBROOK DR	BRENTWOOD	TN	37027	6424 CLOVERBROOK DR	BRENTWOOD
5712 CLOVERWOOD DR	BRENTWOOD	TN	37027	5712 CLOVERWOOD DR	BRENTWOOD
5716 CLOVERWOOD DR	BRENTWOOD	TN	37027	5716 CLOVERWOOD DR	BRENTWOOD
5600 CLOVERMEADE DRIVE	BRENTWOOD		37027	5600 CLOVERMEADE DR	
5711 CLOVERHILL DR	BRENTWOOD		37027	5711 CLOVERHILL DR	BRENTWOOD
6432 CLOVERBROOK DR	BRENTWOOD		37027	6432 CLOVERBROOK DR	
5715 CLOVERHILL DR	BRENTWOOD		37027	5715 CLOVERHILL DR	BRENTWOOD
6425 CLOVERBROOK DR	BRENTWOOD		37027	6425 CLOVERBROOK DR	
2140 DEARBORN DR	NASHVILLE	TN	37214	0 CLOVERHILL DR	BRENTWOOD
6436 CLOVERBROOK DR	BRENTWOOD		37027	6436 CLOVERBROOK DR	
6501 CLOVERBROOK DR	BRENTWOOD		37027	6501 CLOVERBROOK DR	
800 CLOVERFIELD CT	BRENTWOOD		37027	800 CLOVERFIELD CT	BRENTWOOD
808 CLOVERFIELD CT	BRENTWOOD		37027	808 CLOVERFIELD CT	BRENTWOOD
809 CLOVERFIELD CT	BRENTWOOD		37027	809 CLOVERFIELD CT	BRENTWOOD
805 CLOVERFIELD CT	BRENTWOOD		37027	805 CLOVERFIELD CT	BRENTWOOD
			37027		
6520 CLOVERBROOK DR	BRENTWOOD			801 CLOVERFIELD CT	BRENTWOOD
P O BOX 1686	BRENTWOOD		37024	2105 ELDERTON CT	BRENTWOOD
180 E PEARSON ST #6101	CHICAGO		60611	5719 CLOVERLAND DR	BRENTWOOD
5729 CLOVERLAND PL	BRENTWOOD		37027	5729 CLOVERLAND PL	BRENTWOOD
5740 CLOVERLAND PL	BRENTWOOD		37027	5740 CLOVERLAND PL	BRENTWOOD
5736 CLOVERLAND PLACE	BRENTWOOD		37027	5736 CLOVERLAND PL	BRENTWOOD
5733 CLOVERWOOD DR	BRENTWOOD		37027	5733 CLOVERWOOD DR	BRENTWOOD
5733 CLOVERWOOD DR	BRENTWOOD		37027	0 CLOVERWOOD DR	BRENTWOOD
5724 CLOVERWOOD DR	BRENTWOOD		37027	5724 CLOVERWOOD DR	BRENTWOOD
5720 CLOVERWOOD DR	BRENTWOOD		37027	5720 CLOVERWOOD DR	BRENTWOOD
5710 CLOVERHILL DR	BRENTWOOD	TN	37027	5710 CLOVERHILL DR	BRENTWOOD
P O BOX 901	BRENTWOOD	TN	37027	0 CLOVERWOOD DR	BRENTWOOD
5728 CLOVERLAND DR	BRENTWOOD	TN	37027	5728 CLOVERWOOD DR	BRENTWOOD
5508 CLOVERCREST DR	BRENTWOOD		37027	5508 CLOVERCREST DR	BRENTWOOD
5512 CLOVERCREST DR	BRENTWOOD	TN	37027	5512 CLOVERCREST DR	BRENTWOOD
104 CLOVERCREST CT	BRENTWOOD	TN	37027	104 CLOVERCREST CT	BRENTWOOD
5810 CLOVERLAND DR	BRENTWOOD	TN	37027	5810 CLOVERLAND DR	BRENTWOOD

TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
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TN	37027	SINGLE FAMILY
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TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	VACANT RESIDENTIAL LAND
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	VACANT RESIDENTIAL LAND
TN	37027	SINGLE FAMILY
TN	37027	VACANT RESIDENTIAL LAND
TN	37027	SINGLE FAMILY
TN	37027	RESIDENTIAL COMBO/MISC
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY
TN	37027	VACANT RESIDENTIAL LAND
TN	37027	SINGLE FAMILY
TN	37027	SINGLE FAMILY

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ORDINANCE NO. BL2024-161

Madam President -

I hereby move to amend Ordinance No. BL2024-161 by adding Exhibits A and B, as attached to this amendment, to the current exhibit.

SPONSORED BY:

Jacob Kupin Member of Council

Exhibit A

LICENSE AGREEMENT FOR PRIVATE ENCROACHMENTS INTO THE PUBLIC RIGHT OF WAY

SOBRO I APARTMENTS LLC I/We, , in consideration of the Resolution No. _____, to (owner) construct, maintain, install and/or operate an encroachment into, onto, over, or under the public right of way located at in Nashville, Davidson County, Tennessee, do hereby, for myself, my agents, customers, and assigns, waive and release and hold harmless The Metropolitan Government of Nashville and Davidson County, its agents, employees, and assigns from any and all claims, rights, or demands for damages that may arise from my/our use, construction and/or maintenance of the encroachment, to wit: (SEE ATTACHED DESCRIPTION OF ENCROACHMENT). I/We hereby certify to the Metropolitan Government of Nashville and Davidson County that I/We have executed a bond or liability insurance policy in such amount as agreed upon by the Director of Public Works and the Metropolitan Attorney, and in the form approved by the Metropolitan Attorney (per Metropolitan Code Section 38-1-1), which operates to indemnify and save The Metropolitan Government of Nashville and Davidson County harmless from all claims or demands that may result to persons or property by reason of the construction, operations or maintenance of the encroachment. I/We further agree that my/our obligations hereunder may not be assigned except upon approval of the Director of Public Works and the Metropolitan Attorney. I/We further acknowledge that any action that results in a failure to maintain said bond or liability insurance for the protection of The Metropolitan Government of Nashville and Davidson County shall operate to the granting of a lien to The Metropolitan Government of Nashville and Davidson County in the amount of the last effective bond/insurance policy. Said insurance or bond may not be cancelable or expirable except on 30 days notice to the Director of Public Works.

I/We further recognize that the license granted hereby is revocable by The Metropolitan Government upon recommendation of the Director of Public Works and approval by resolution of the Metropolitan County Council if it is determined to be necessary to the public welfare and convenience. In the event the Metropolitan Government revokes this license as contemplated by this paragraph, licensee will not be entitled to any compensation of any kind. This license shall also be strictly subject to the right of way easement owned by The Metropolitan Government. I/We agree to maintain, construct and use the encroachment in such a way as will not interfere with the rights and duties of the Metropolitan Government as owner of the right of way. Said interference shall be additional grounds for revocation of the license for encroachment. I/We agree to pay the cost of construction, maintenance, use, as well as relocations cost of said encroachment. Licensee's failure to complete construction of the contemplated encroachment within 36 months of the date of approval by the Metropolitan Council will cause this license to terminate automatically. In the event the encroachment contemplated by this license is substantially destroyed, this license shall terminate unless fully restored by licensee within 36 months from the date of such destruction. In the event this license is revoked or terminated for any reason, licensee shall restore all public property to the condition obtaining at the time the license became effective at licensee's sole cost and expense.

DATE:	12/27/2023	10:13	AM CST	Jim Buckner, Jr.	Agent of SOBRO I APARTMENTS, LLC
				(Owner of Prop	erty)
				825 6th Avenue Se	outh

(Address of Property)

Nashville, TN (City and State)

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

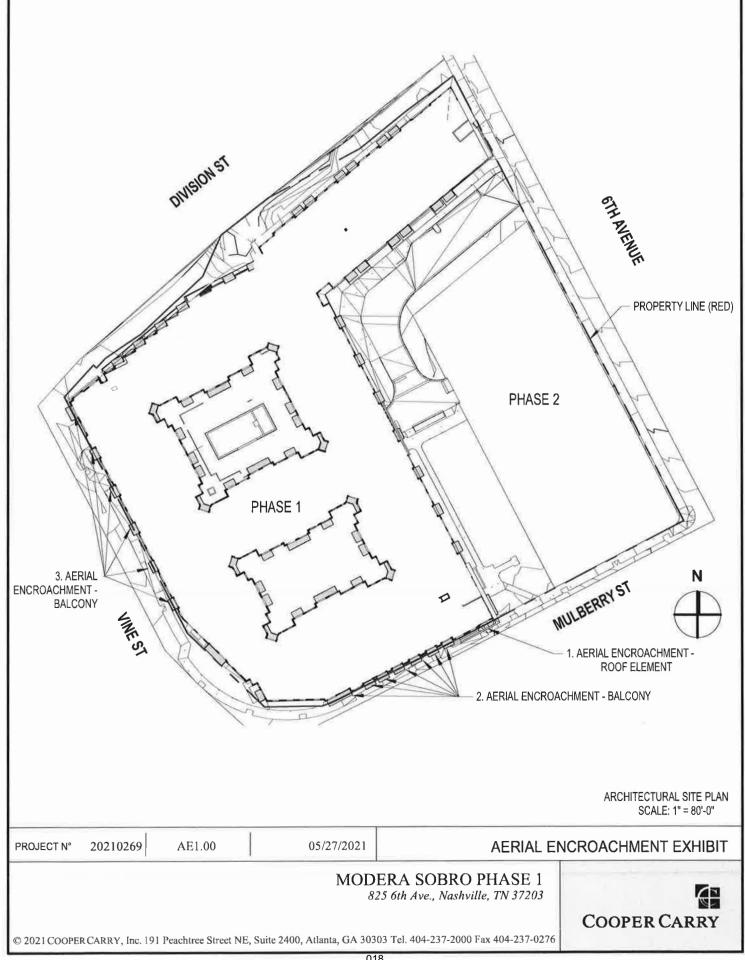
Sworn to and subscribed before

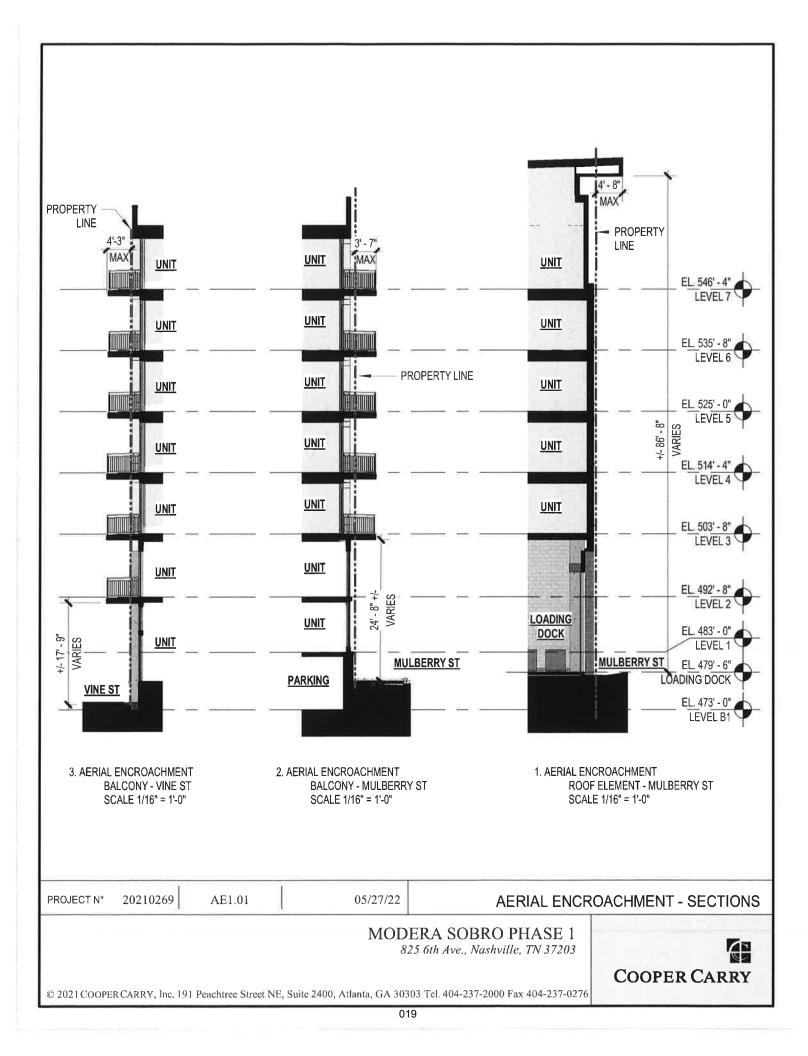
Me this 27 200 day of. an (NOTARY PUBLIC)

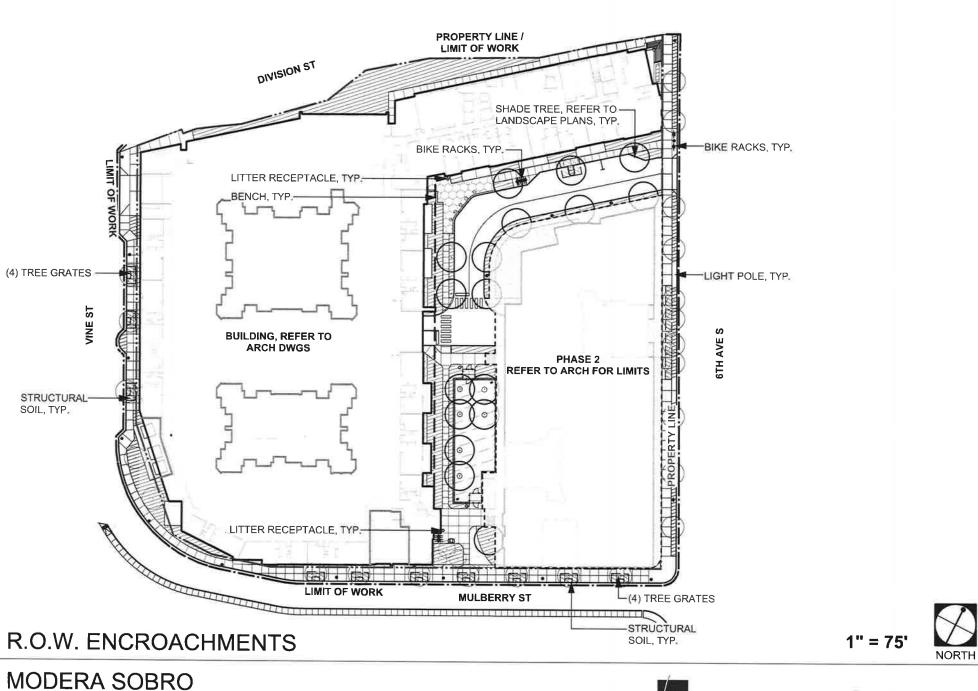
My Commission Expires: May 09, 2026



Exhibit B

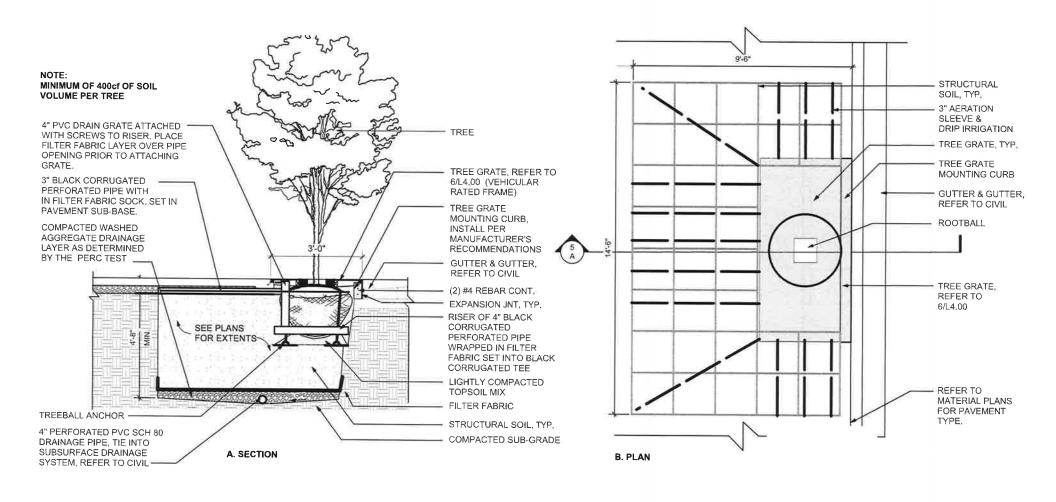






09/19/22

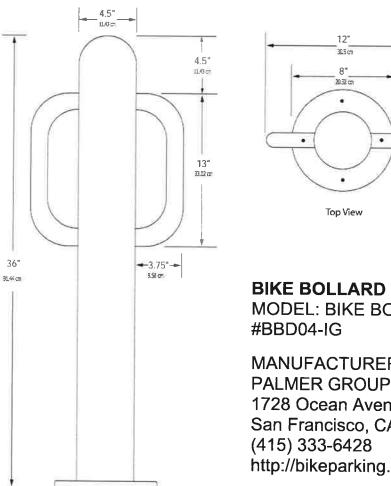




DETAILS - STREET TREE

MODERA SOBRO 09/19/22





MODEL: BIKE BOLLARD

MANUFACTURER: PALMER GROUP, LLC 1728 Ocean Avenue #132 San Francisco, CA 94112 http://bikeparking.com/

MATERIAL: CAST STEEL FINISH: BLACK POWDERCOAT SURFACE MOUNTED

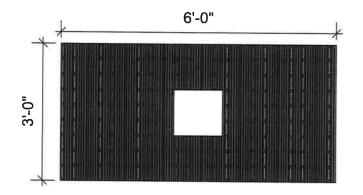
Bike Bollard Surface	ce Flange Dome Top		
Model : BBD04-SF	Weight : 46 Lbs 20.72 Kg		
Mat	erials		
Main Upright 4.5" O.D. 11.43 cm	x 0.237" WallSchedule 40 Pipe6.0 mm(Regular Steel)		
Arm Loops 1.62" O.D. > 4.12 cm	(0.140" Wall Schedule 40 Pipe 3.5 mm (Regular Steel)		
Surface Mount Flange	Anchors (Not Provided)		
8" Dia 3/8" Thick Plate 20.32 cm 10 mm	(2) 1/2" x 2.75" 1.27 cm x 6.9 cm Rawl Spike		
(4) 9/16" Holes 14 mm	(2) 1/2" x 3.75" 1.27 cm x 9.5 cm Wedge Anchor Bolt		

DETAILS - BIKE RACK

MODERA SOBRO 09/19/22



TREE GRATE MANUFACTURER: URBAN ACCESSORIES, www.urbanaccessories.com STYLE: JAMISON MATERIAL: DUCTILE IRON FINISH: RUST CONDITIONER SIZE: 6' X 3' NOTE: VEHICULAR RATED ALL GRATES TO MEET ADA REQUIREMENTS.





REPRESENTATIVE PHOTO

DETAILS - TREE GRATE

MODERA SOBRO 09/19/22



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ORDINANCE NO. BL2023-105

Madam President -

I hereby move to amend Ordinance No. BL2023-105 by amending Section 4 to add the following conditions:

- 7. There shall be articulation in the in facades facing 10th Avenue N. and Cheatham Place so as not to produce an extended single plane on either facade. Such articulation should be a minimum of 18 inches deep. Porches are appropriate, including a porch at the corner of 10th Avenue N. and Cheatham Place within the front/side setbacks.
- 8. Architectural Note "C" in the preliminary SP plans shall be deleted in its entirety and replaced with the following: Building facades facing 10th Avenue N. and Cheatham Place shall be constructed of brick, brick veneers, stone, glass, and cast stone, or materials substantially similar in form and function for 80% of the façade walls. The remaining 20% of facades facing 10th Avenue N. and Cheatham Place as well as the other non-street facing facades shall be constructed of brick, brick veneer, stone, cast stone, cementitious siding, and glass, or materials substantially similar in form and function.
- <u>9. Unit 7, adjacent to the neighboring property, shall reflect massing and height that transitions between the Cheatham row houses and the neighboring 2-story single family residential structure.</u>

SPONSORED BY:

Jacob Kupin Member of Council

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ORDINANCE NO. BL2023-106

Madam President -

I hereby move to amend Ordinance No. BL2023-106 by amending Section 1 to delete the existing material restrictions and replace them with the following:

 <u>Building facades facing 10th Avenue N. and Cheatham Place shall be constructed of brick,</u> brick veneers, stone, glass, and cast stone, or materials substantially similar in form and function for 80% of the façade walls. The remaining 20% of facades facing 10th Avenue N. and Cheatham Place as well as the other non-street facing facades shall be constructed of brick, brick veneer, stone, cast stone, cementitious siding, and glass, or materials substantially similar in form and function.

SPONSORED BY:

Jacob Kupin Member of Council