



Metropolitan Council

**PROPOSED AMENDMENTS PACKET
FOR THE COUNCIL MEETING OF
TUESDAY, AUGUST 16, 2022**

Table of Contents

001	Amendment to BL2022-1344
002	Amendment to BL2022-1382
003	Amendment to BL2022-1383
004	Amendment to BL2022-1270

AMENDMENT NO. ____
TO
ORDINANCE NO. BL2022-1344

Mr. President –

I hereby move to amend Ordinance No. BL2022-1344 as follows:

- I. By amending Section 1, proposed Metropolitan Code of Laws Section 5.34.020, subsection C, as follows:

C. 1. For the exercise of the privilege described herein, the following tax is imposed on new development within the area of the Metropolitan Government:

- (a) One dollar (\$1.00) per gross square foot of residential development; and
- (b) Two dollars (\$2.00) per gross square foot of non-residential development.

2. Within one year of the effective date set forth in Section 5.34.060, a study shall be conducted to determine whether the rate of the tax set forth in Subsection C.1 of the section is appropriate to cover the impact of the development in Nashville and Davidson County.

- II. By amending Section 1, proposed Metropolitan Code of Laws Section 5.34.060 as follows:

5.34.060 Effective date.

The provisions of this chapter shall only become effective upon the enactment of enabling legislation by the Tennessee General Assembly authorizing the Metropolitan Government to levy the privilege tax set forth in this chapter, and shall remain in effect for so long the state enabling legislation remains in effect unless otherwise amended by ordinance.

SPONSORED BY:

Burkley Allen
Member of Council

AMENDMENT NO. __
TO
ORDINANCE NO. BL2022-1382

Mr. President –

I hereby move to amend Ordinance No. BL2022-1382 by deleting Section 2 and replacing it with the following:

Section 2. That new subsections shall be added to section 5.20.100 of the Metropolitan Code as follows:

(). The cumulative maximum value of restorations of all structures damaged by the December 25, 2020, bombing on 2nd Avenue for which historic property tax abatements may apply pursuant to this Section shall be no greater than forty million dollars.

(). The historic zoning commission shall submit an annual report to the metropolitan council on or before November 30. Such annual report shall contain the following information for each qualified project:

- a. Location of property, including the map and parcel number
- b. The pre-renovation investment value of the property
- c. The post-renovation value of the property
- d. The amount of the tax abatement
- e. The amount of the tax liability

SPONSORED BY:

Jeff Syracuse
Member of Council

AMENDMENT NO. ____
TO
ORDINANCE NO. BL2022-1383

Mr. President –

I hereby move to amend Ordinance No. BL2022-1383 as follows:

I. By amending Section 1, proposed Metropolitan Code of Laws Section 10.19.030, by adding the following as a new subsection F.:

F. The department of health shall have the authority and responsibility for enforcing the provisions of this chapter. Notwithstanding the foregoing, nothing in the provisions of this chapter shall be construed to limit the authority of any other departments, boards, commissions, agencies, officers, and employees of the Metropolitan Government of Nashville and Davidson County to enforce the provisions of this chapter.

II. By amending Section 2 as follows:

Section 2. This Ordinance shall take effect ~~from and after its enactment on March 1, 2023,~~ the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

SPONSORED BY:

Jeff Syracuse
Member of Council

AMENDMENT NO. ____
TO
ORDINANCE NO. BL2022-1270

Mr. President –

I hereby move to amend Ordinance No. BL2022-1270 as follows:

I. By amending Section 1, by modifying proposed Metropolitan Code of Laws Section 17.12.030.C.3 as follows:

3. In residential areas with an established development pattern the following standards shall apply:
 - a. ~~¶~~The minimum required street setbacks for the R, RS and MHP districts shall be the average setback of the four nearest single-family or two-family houses on the same block face that are oriented to the same street and that follow the established development pattern.
 - b. When there are less fewer than four single-family or two-family houses on the same block face that are oriented to the same street and that follow the established development pattern, then the minimum required street setback shall be the average setback of all single-family or two-family houses on the same block face that are oriented to the same street and that follow the established development pattern.
 - c. The existence of an established development pattern shall be determined by the zoning administrator who has the discretion to exclude any property that has a setback disproportionate to the other houses on the block face.
 - d. When there are no other single-family or two-family houses on the same block face, oriented to the same street and that follow the established development pattern, then the value provided in Table 17.12.030A shall determine the setback.
 - e. In the MUN and MUL districts, the average street setback of existing structures along the same block face may be applied to new construction on that block, if determined appropriate by the zoning administrator to maintain or reinforce an established form of character of development.

II. By amending Section 3 as follows:

Section 3. This Ordinance shall take effect on October 1, 2022 after ~~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:

Russ Pulley
Member of Council