



Metro Council

G. Consent Resolutions and Resolutions

1. [RS2021-1204](#)

A resolution appropriating \$1,933,000.00 in American Recovery Plan Act funds from Fund #30216 to Metro Parks to be used for managing homeless encampments, and the renovation and repair of Brookmeade Park.

Analysis

This resolution appropriates \$1,933,000 in American Recovery Plan Act funds to Metro Parks to be used for managing homeless encampments and the renovation and repair of Brookmeade Park.

The resolution accepts the COVID-19 Financial Oversight Committee's recommendation to use American Rescue Plan (ARP) funds in recognition of the additional burdens the COVID-19 pandemic has placed on the Metro Parks Department to fulfill its mission to provide safe and enjoyable parks and greenway space, primarily due to an increase in the number of urban camps and the increase of homeless individuals living in Metro parks. Parks has identified vehicles and equipment necessary to enhance safety and maintain Metro parks, including Eye in the Sky cameras and renovations and repairs to Brookmeade Park. Exhibit A to the resolution shows the use of the \$1,933,000 in funding, including equipment to clean up and transport debris, sanitization of pavilions, shelters, and playgrounds, and portable lighting trailers to light parks for safety as needed. Eye in the Sky cameras would be purchased for parks listed on the exhibit, including Ascend Amphitheater, Brookmeade Park, Centennial Park, Public Square Park, and others. Further, renovations would be made to Brookmeade Park including trailhead signage and maps, improvements to the parking lot and trails, demolition and replacement of the bridge, new decking, railing on the overlook, and installation of electronic gates at the parking lot. The equipment and cameras would be \$1,083,000 and the Brookmeade Park Renovation would be \$850,000, for a total of \$1,933,000.

Fiscal Note: This appropriation, along with the appropriations per Resolution No. RS2021-1203, Resolution No. RS2021-1205, Resolution No. RS2021-1206 and Resolution No. RS2021-1207 would be the 5th, 6th, 7th, 8th, and 9th resolutions appropriating from the American Recovery Plan Act (ARP) Fund for a cumulative total of \$19,427,996. The total grant award is \$259,810,600 and the first half of this amount was received in July 2021.

Sponsors: Gamble, Johnston, Allen, Bradford and Hausser

2. [RS2021-1221](#)

A resolution approving an application for a Multimodal Access 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 complete improvements along Charlotte Avenue from 28th Avenue North to 39th Avenue North to address existing pedestrian and bicycle facility gaps and other safety concerns.

Analysis

This resolution approves an application for a Multimodal Access Grant from the Tennessee Department of Transportation to the Nashville Department of Transportation and Multimodal Infrastructure. If the grant application is awarded, the grant award would be \$950,000 with a required local cash match of \$2,722,000. The grant proceeds would be used to complete improvements along Charlotte Avenue from 28th Avenue North to 39th Avenue North to address existing pedestrian and bicycle facility gaps and other safety concerns. The term of the grant would be January 31, 2022 to January 31, 2025.

Sponsors: Taylor, Murphy, Allen and Young

3. [RS2021-1232](#)

A resolution to approve the Third Amendment to a grant contract for constructing affordable housing approved by RS2017-965 between The Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Housing Trust Fund Commission, and Affordable Housing Resources.

Analysis

This resolution approves a third amendment to a grant contract between Metro, acting by and through the Metro Housing Trust Fund, and Affordable Housing Resources for the construction of affordable housing. The original grant contract approved by RS2017-965 granted \$410,000 from the Barnes Fund for Affordable Housing to Affordable Housing Resources for a 24 month term. The grant was extended for 12 months pursuant to RS2019-1655 and extended again pursuant to RS2021-760 for a second 12 month extension. This resolution approves a third 12 month extension for a total term of 60 months. There is no increase in the amount of the grant.

Sponsors: Parker, Allen, Welsch, Hausser and Styles

4. [RS2021-1233](#)

A resolution accepting a Coronavirus Emergency Supplemental Funding (CESF) grant from the Tennessee Department of Finance and Administration to the Metropolitan Government, acting by and through the Davidson County Juvenile Court, to continue to enhance the Court's COVID-19 preparedness plan to purchase personal protective equipment to minimize exposure to hazards in the workplace.

Analysis

This resolution accepts a Coronavirus Emergency Supplemental Funding Grant from the

Tennessee Department of Finance and Administration to the Davidson County Juvenile Court. The grant award is not to exceed \$50,205 with no required local cash match. The grant proceeds will be used to enhance the Court's COVID-19 preparedness plan to purchase personal protective equipment to minimize exposure to hazards in the workplace. The term of the grant would be November 15, 2021 to June 30, 2022.

Sponsors: Allen, Evans, Suara, Welsch and Styles

5. [**RS2021-1234**](#)

This resolution is to amend the lease entered into by and between the Metropolitan Government of Nashville and Davidson County by and through the Metropolitan Board of Public Education ("MBPE" or "MNPS") and Nashville Classical Charter School ("Contractor").

Analysis

This resolution approves the first amendment to a lease agreement for the Nashville Classical Charter School for the property at 2000 Greenwood Avenue, commonly known as East Nashville Magnet Middle Prep. This amendment increases the rented square feet by 6,337 for a total of 59,561 square feet. The rent amount would also be updated to reflect the change in square footage.

Fiscal Note: Nashville Classical Charter School square footage increased from 53,224 square feet to 59,561 square feet. The rent for 2021-2022 will be \$8.75 per square feet or \$521,158.75/year or \$43,429.90/month and for 2022-23 will increase to \$9.00 per square feet or \$536,049/year or \$44,670.75/month.

Sponsors: Withers, Allen and Lee

6. [**RS2021-1235**](#)

A resolution authorizing the Metropolitan Government to join the State of Tennessee and other local governments as participants in the Tennessee State-Subdivision Opioid Abatement Agreement and approving the related settlement agreements.

Analysis

This resolution authorizes the Metropolitan Government to join the State of Tennessee and other local governments as participants in the Tennessee State-Subdivision Opioid Abatement Agreement and approving related settlement agreements. This settlement resolves years of complex litigation related to the opioid epidemic.

The Metropolitan Government filed suit in 2017 in *Metropolitan Gov't v. Purdue Pharma, L.P., et al.*, in the Middle District of Tennessee. That lawsuit became part of the nationwide multi-district litigation that resulted in the settlement at issue in this resolution. This resolution seeks to authorize Metro's participation in that settlement as well as the agreement that allocates settlement funds between the State of Tennessee and its subdivisions.

This is a settlement with the three largest pharmaceutical distributors AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation ("Distributors"), and

manufacturer Janssen Pharmaceuticals, Inc., and its parent company Johnson & Johnson (“J&J”). This litigation alleged various claims arising out of the manufacture and distribution of opioids. Metro is a named plaintiff in this litigation.

If the settlements are adopted nationwide, the Distributors will pay a maximum of \$21 billion over 18 years and J&J will pay a maximum of \$5 billion over nine years. A substantial majority of state have already joined the settlements, but for the agreements to become effective, a critical mass of subdivisions must sign onto the settlements by January 2, 2022.

Tennessee will be eligible to receive more than \$613 million over 18 years, dependent on all settlement incentives being reached. The vast majority of funds will be dedicated to future opioid abatement and remediation programs benefiting all regions of the state. Additionally, up to \$92 million will be paid directly to Tennessee counties and cities. Funds will begin as soon as April 2022.

The settlements also subject the companies to court orders requiring them to make changes in how prescription opioids are distributed and sold, with more accountability and oversight in this process.

The settlement also sets aside separate funds for attorneys’ fees and litigation expenses, including \$1.6 billion for subdivisions represented by private lawyers. Outside counsel for subdivisions will seek compensation from this fund through an application procedure overseen by court-appointed arbiters.

The Tennessee General Assembly passed legislation earlier this year to create an Opioid Abatement Fund and an independent Tennessee Opioid Abatement Council. This legislation addresses the allocation of funds for these settlements and allows for maximizing settlement payments to Tennessee through a process that would release state and subdivision claims against these companies. Additionally, a Tennessee-specific state-subdivision agreement has been reached with representatives of the state’s subdivisions that furth addresses the allocation provisions in the settlements and sets out a structure for the distribution of abatement funds from pending bankruptcy plans.

Pursuant to the agreements and statutory provisions, and assuming maximum payments, approximately \$613 million in abatement funds paid to Tennessee and its subdivisions will be allocated as follows:

- Subdivision Fund: 15% of the funds will be paid directly to counties and certain municipalities the participate in the settlement. It is anticipated that these funds will be used for opioid abatement-related purposes.
- Abatement Fund: 70% of the funds will be paid into a new, statutorily created Opioid Abatement Fund. By law, these funds are placed in a trust and must be spent on future opioid abatement and remediation programs and expenditures. Funds are controlled by the independent Tennessee Opioid Abatement Council. 35% of funds, however, must be directed to counties participating in the settlements, and each county will determine how to spend its share of these funds on approved abatement programs in their

communities.

- State Fund: 15% of the funds will be paid directly to the State. It is anticipated that these funds will be used for opioid abatement-related purposes.

The Metropolitan Department of Law recommends the Metropolitan Council approve this resolution, which would authorize the Metropolitan Government to participate in the State-Subdivision Opioid Abatement Agreement.

Sponsors: Allen and Evans

8. [RS2021-1237](#)

A resolution approving an intergovernmental agreement between the State of Tennessee, Department of Transportation, and the Metropolitan Government of Nashville and Davidson County for right of way acquisition. (State Project No.19LPLM-S2-190) (Proposal No. 2021M-033AG-001).

Analysis

This resolution approves an intergovernmental agreement between the Tennessee Department of Transportation (TDOT) and the Metropolitan Government for right of way acquisition related to a north-south arterial roadway project east of the Cumberland River between Spring Street and Woodland Street.

The expected completion date of this project is January 15, 2024. Metro is responsible for 50% of the estimated cost.

Sponsors: Parker, Withers, Allen and Young

9. [RS2021-1238](#)

A resolution approving the First Amendment to an agreement between The Metropolitan Government of Nashville and Davidson County and Mythics, Inc. to provide Oracle software support and maintenance.

Analysis

This resolution approves the first amendment to an agreement between the Metropolitan Government of Nashville and Davidson County and Mythics, Inc. The agreement, previously approved by RS2018-1418, was to provide Oracle software support and maintenance. The amendment replaces the previous Exhibit A - License Services Agreement with an updated Exhibit.

Sponsors: Allen

10. [RS2021-1239](#)

A Resolution authorizing the Metropolitan Development and Housing Agency to negotiate and enter into a PILOT Agreement and accept payments in lieu of ad valorem taxes with respect to a multi-family housing project located at 101 Factory Street, known as Chestnut Hill.

Analysis

This resolution authorizes the Metropolitan Development and Housing Agency (MDHA) to enter into an agreement to accept payments in lieu of taxes (PILOT) for a multi-family housing project located at 101 Factory Street, known as Chestnut Hill. In 2016, Ordinance Nos. BL2015-1281, BL2016-334 and BL2016-435 authorized MDHA to negotiate and accept PILOT payments from operators of low income housing tax credit (LIHTC) properties, capped at \$2,500,000 annually. If approved, this PILOT, would be the thirtieth such PILOT program overall, and the eighth for MDHA in 2021. Before this project, the amount of annual funding available for LIHTC projects is \$563,611, accounting for the Poplar Bend project in RS2021-910, Riverwood Tower project in RS2021-911, Chippington Towers project in RS2021-1041, Shelby House project in RS2021-1117, 900 Dickerson project in RS2021-1173, Fairground Site C project in RS2021-1174, and Richland Hills project in RS2021-1188.

PILOT agreements essentially provide tax abatements for real and/or personal property taxes that would otherwise be owed to the Metropolitan Government. PILOTs were historically used by Metro to provide incentives through the Industrial Development Board (IDB) to large employers to create job opportunities. But Tenn. Code Ann. § 13-20-104 was amended several years ago to give MDHA the authority to enter PILOTs to create affordable rental housing subject to Council approval.

MDHA developed their PILOT program to provide additional financial incentives to developers considering construction or rehabilitation of affordable housing units through a federally funded LIHTC program. Subsidized LIHTC developments serve those at or below 60% of the average median income (AMI) for the Nashville area, which translates to an income cap of \$35,460 for individuals and \$50,580 for families of four in 2021. Once negotiated by MDHA, each PILOT agreement must be approved by the Council by resolution.

The maximum term for the PILOT payments under this program is 10 years. The PILOT agreement would only be available for additional tax liability over and above the pre-development assessed value of the property. The program is available for both existing and new developments, based on financial need. The PILOT lease is to be terminated if the property sits vacant for two years.

MDHA is required by state law to file an annual report with the Council, Assessor of Property, and State Board of Equalization identifying the values of the properties subject to PILOTs, the date and term for each PILOT, the amount of PILOT payments made, and a calculation of the taxes that would otherwise be owed.

The owner of the property, ECG Chestnut Hill, LP, plans to construct approximately 204 units to be restricted to individuals and families earning at or below 60% AMI. The amount of the PILOT payment to Metro in its first year will be \$18,000. The owner will be required to pay a monitoring and reporting fee to MDHA not to exceed 5% of the in lieu of tax payment. The estimated project valuation is \$25,924,326.

Fiscal Note: This PILOT request would require the developer to make a first-year payment of \$18,000 in lieu of property taxes, with a 3% annual increase through the remainder of the 10-year period.

In addition to the PILOT payments, the developer would be required to pay a monitoring and reporting fee to MDHA. This fee would be set by MDHA not to exceed five percent (5%) of the amount of the PILOT payment due each year.

The final assessed value of this project will not be known until completion. However, the value of the project when completed is estimated to be \$25,924,326. For purposes of this analysis, this number will be used as a reasonable estimate of the final project value.

Over the 10-year life of this PILOT agreement, a total of \$3,203,217 would be abated, although Metro would still receive \$206,350 in property taxes from this project, as depicted in the following table:

Real Property Tax (New)

Year	Total Value	Standard Tax	Still Pay	Abatement	Abatement %
1	\$25,924,326	\$340,957	\$18,000	\$322,957	94.7%
2	\$25,924,326	\$340,957	\$18,540	\$322,417	94.6%
3	\$25,924,326	\$340,957	\$19,096	\$321,861	94.4%
4	\$25,924,326	\$340,957	\$19,669	\$321,288	94.2%
5	\$25,924,326	\$340,957	\$20,259	\$320,698	94.1%
6	\$25,924,326	\$340,957	\$20,867	\$320,090	93.9%
7	\$25,924,326	\$340,957	\$21,493	\$319,464	93.7%
8	\$25,924,326	\$340,957	\$22,138	\$318,819	93.5%
9	\$25,924,326	\$340,957	\$22,802	\$318,155	93.3%
10	\$25,924,326	\$340,957	\$23,486	\$317,471	93.1%
Totals		\$3,409,567	\$206,350	\$3,203,217	93.9%

After the property tax abatement from this project, \$240,654 would still be available within MDHA's annual cap of \$2.5 million for other PILOT projects in 2021.

Sponsors: Sledge, Parker, Allen and Welsch

11. [RS2021-1240](#)

A resolution approving a grant from the U.S. Department of the Treasury to the Metropolitan Government, acting by and through the Metropolitan Action Commission, to be used for emergency rental assistance in accordance with the purposes set forth in Section 3201(a) of the American Rescue Plan Act of 2021.

Analysis

This resolution accepts a grant from the U.S. Department of Treasury to the Metropolitan Action Commission. The grant award is not to exceed \$13,827,236.76 with no required local cash match. The grant proceeds will be used for emergency rental assistance in accordance with the purposes set forth in Section 3201(a) of the American Rescue Plan Act of 2021. The term of the grant would be March 11, 2021 to September 30, 2025.

Sponsors: Allen, Welsch, Suara and Gamble

12. [RS2021-1241](#)

A resolution accepting an in-kind grant from Americans for the Arts (AFTA) to the Metropolitan Government, acting by and through the Metropolitan Nashville Arts Commission, to implement a Diversity in Arts Leadership Internship Program (DIAL) to provide technical assistance to help establish a summer internship program.

Analysis

This resolution accepts an in-kind grant from Americans for the Arts to the Metropolitan Nashville Arts Commission. This grant has an estimated value of \$12,000 with a required cash match of \$24,000 to implement a Diversity in Arts Leadership Internship Program (DIAL) to provide technical assistance to help establish a summer internship program.

Sponsors: Allen, Bradford, Suara and Styles

13. [**RS2021-1242**](#)

A resolution approving an Agreement to Detail for the Public Health Associate Program (PHAP) between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and the Centers for Disease Control and Prevention (CDC) to provide an Associate to assist public health agencies in developing, implementing, and evaluating public health programs.

Analysis

This resolution approves an agreement from the Center for Disease Control and Prevention to the Metropolitan Board of Health for the Public Health Associate Program (PHAP). Under this program, Public Health Associates are assigned to public health agencies and work alongside other professionals to provide assistance in the Strategic Planning, Performance, and Evaluation program at MPHD. There is no cost for this agreement, however a contract will be required upon placement of an Associate. The term of the agreement is October 12, 2021 to October 13, 2023.

Sponsors: Evans and Welsch

14. [**RS2021-1243**](#)

A resolution accepting a grant from A Step Ahead Foundation of Middle Tennessee, Inc. to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide reimbursement for certain costs associated with providing long-acting reversible contraception.

Analysis

This resolution accepts a grant from A Step Ahead Foundation of Middle Tennessee to the Metropolitan Board of Health. The grant award is not to exceed \$48,000 with no required local cash match. The grant proceeds will be used to provide reimbursement for certain costs associated with providing long-acting reversible contraception.

Sponsors: Allen, Evans and Welsch

15. [**RS2021-1244**](#)

A resolution accepting a Nashville Health Accelerator Plan grant from the Centers for Disease Control and Prevention to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to address social determinants of health to improve chronic disease outcomes among persons experiencing health disparities and inequities.

Analysis

This resolution accepts a Nashville Health Accelerator Plan grant from the Center for Disease Control and Prevention to the Metropolitan Board of Health. The grant award will not exceed \$125,000 with no required local cash match. The grant proceeds will be used to address social determinants of health to improve chronic disease outcomes among persons experiencing health disparities and inequities. The term of the grant would be September 30, 2021 to September 29, 2022.

Sponsors: Allen, Evans, Suara, Welsch, Styles and Gamble

16. [**RS2021-1245**](#)

A resolution approving amendments one and two to the Healthy Start Initiative - Eliminating Racial/Ethnic Disparities 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 approves the first and second amendments to the Healthy Start Initiative - Eliminating Racial/Ethnic Disparities grant from the U.S. Department of Health and Human Services, to the Metropolitan Board of Health. The grant, previously approved by RS2021-941, was to provide a variety of services in reducing infant mortality for pregnant and parenting women. The first amendment increases the amount of the grant by \$125,000 to support the Health Start Supplement: Community-Based Doula program for a new grant total of \$1,111,796. The second amendment changes the program director in accordance with a prior approval request. The term of the grant remains April 1, 2021 and ends March 31, 2022.

Sponsors: Allen, Evans, Suara, Welsch and Gamble

17. [**RS2021-1246**](#)

A resolution approving amendments two and three to a 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 enhance access to a comprehensive continuum of high quality, community-based care for low-income individuals and families with HIV disease.

Analysis

This resolution approves the second and third amendments to a grant from the U.S. Department of Health and Human Services, to the Metropolitan Board of Health. The grant, previously approved by RS2020-376, was to enhance access to a comprehensive continuum of high quality, community-based care for low-income individuals and families with HIV disease. The second amendment allows the grantee to submit a revised form SF 424A Budget Narrative Justification and Service Category Plan Table for the total award of \$4,374,504.00. The third amendment de-obligates \$426,692 from the previous grant award of \$4,374,504 for a new total of \$3,947,812. The term of the grant remains March 1, 2020 and ends February 28, 2021.

Sponsors: Allen, Evans, Welsch and Bradford

18. [**RS2021-1247**](#)

A resolution approving amendment two to a 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 for the prevention, surveillance, diagnosis, and treatment of HIV/AIDS and administer a Minority AIDS Initiative program.

Analysis

This resolution approves the second amendment to a grant from the U.S. Department of Health and Human Services to the Metropolitan Board of Health. The grant, previously approved by RS2021-914, was to provide for the prevention, surveillance, diagnosis, and treatment of HIV/AIDS and administer a Minority AIDS Initiative program. The amendment increases the amount of the grant from \$4,415,214 to \$4,841,906 by carrying over an unobligated balance in the amount of \$426,692. The term of the grant remains March 1, 2021 and ends February 28, 2022.

Sponsors: Allen, Evans, Welsch and Bradford

19. [RS2021-1248](#)

A resolution accepting a grant from the Friends of Metro Animal Care & Control to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide funding for emergency medical care for shelter animals.

Analysis

This resolution accepts a grant from the Friends of Metro Animal Care & Control to the Metropolitan Board of Health. The grant award is not to exceed \$5,000 with no required local cash match. The grant proceeds will be used to provide funding for emergency medical care for shelter animals. The term of the grant would be July 1, 2021 to June 30, 2022.

Sponsors: Allen, Evans, Bradford, Styles and Gamble

20. [RS2021-1249](#)

A resolution accepting a grant from the Marjorie A. Neuhoff Private Foundation, Inc. to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide funding for the care of shelter animals at Metro Animal Care and Control.

Analysis

This resolution accepts a grant from the Marjorie A. Neuhoff Private Foundation, Inc. to the Metropolitan Board of Health. The grant award is not to exceed \$7,500 with no required local cash match. The grant proceeds will be used to provide funding for the care of shelter animals at Metro Animal Care and Control. The term of the grant would be July 1, 2021 to June 30, 2022.

Sponsors: Allen, Evans, Bradford and Styles

21. [RS2021-1250](#)

A resolution approving an agreement between the United States Department of the Army and the Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services, for the K.R. Harrington Water Treatment Plant Streambank Stabilization Project in Davidson County, Tennessee. (MWS Project No.

21-WC-0103)

Analysis

This resolution approves a project partnership agreement between the U.S. Department of the Army (Army) and Metro Water Services (MWS) for the K.R. Harrington Water Treatment Plant Streambank Stabilization Project. This project consists of the stabilization of approximately 1,600 feet along the south bank of the Cumberland River along the K.R. Harrington Water Treatment Plant through the reinforcement method of riprap placement to the top of the bank to halt erosion.

The agreement provides that MWS and the Army will jointly fund the cost of the project. Pursuant to the agreement, the Army will undertake the design and construction of the project using funds appropriated by Congress and funds provided by MWS. MWS would contribute a minimum of 35%, up to a maximum of 50%, of construction costs. Metro will also provide the real property interests, placement area improvements, and relocations required for construction, operation, and maintenance of the project. The construction costs are estimated to be \$3,917,000, with MWS's portion estimated to be \$1,370,950 and the Army's portion estimated to be \$2,546,050.

Fiscal Note: Metro will pay a minimum of 35% up to 50% of the construction costs. Metro's portion of the cost will be 5% of construction costs, and 45% will be for real property interests, placement area improvements, and relocations required for construction. Metro will be responsible for the operation and maintenance of the project. The Federal Participation Limit is \$5 million for the planning, design, and construction of the project.

Sponsors: Syracuse, Allen and Young

22. [RS2021-1251](#)

A resolution to repeal Resolution No. RS2018-1171 related to the vehicle inspection program.

Analysis

This resolution would repeal Resolution No. RS2018-1171, which authorized the continuation of the Metropolitan Government's vehicle inspection and maintenance program, also called the emissions testing program.

In April 2018, the Tennessee General Assembly adopted legislation amending Tenn. Code Ann. § 68-201-119 to eliminate vehicle emissions testing programs in Tennessee upon the approval of the Environmental Protection Agency (EPA). The state law also allowed the continuation of Metro's vehicle emissions testing program if a resolution authorizing the continuation was adopted by the Council and submitted to the state Air Pollution Control Board. On May 15, 2018, the Metropolitan Council adopted RS2018-1171 to comply with the state law allowing for continuation of the program.

In August 2017, the EPA approved a revision to the state's air quality plan that would allow for the elimination of vehicle emissions testing programs in five of the six counties with a program,

consistent with TCA § 68-201-119. The vehicle emissions testing programs in Hamilton, Rutherford, Sumner, Williamson, and Wilson County will end on January 14, 2022.

The resolution under consideration would allow for the elimination of the vehicle emissions testing program in Nashville and Davidson County. The Metropolitan Department of Public Health would be directed to take any and all actions required to end this program.

Sponsors: Rhoten, OConnell, Rosenberg, Roberts, Hagar, Evans, Bradford, Porterfield, Druffel, Parker, Hurt, Styles, Glover, Swope, Nash, Rutherford, Johnston, Welsch, Henderson, Pulley, Young, Taylor and Toombs

I. Bills on Second Reading

41. [BL2021-970](#)

An ordinance to amend Section 2.24.250 of the Metropolitan Code of Laws to require the proceeds of the sale of delinquent tax sale properties to be deposited into the Barnes Fund for Affordable Housing.

Analysis

This ordinance amends Section 2.24.250 of the Metropolitan Code of Laws to require the proceeds of the sale of delinquent tax sale properties to be deposited into the Barnes Fund for Affordable Housing. The Metropolitan Government acquires properties through the delinquent tax-sale process established under state law. Prior to the sale of Metro property, Metro departments are given the opportunity to use the property. Pursuant to state law, delinquent tax sales properties are also eligible to be conveyed to nonprofit organizations for the purpose of building affordable housing. If these parcels cannot be used by other metro departments or by nonprofit organizations for the purpose of affordable housing, they can be sold.

The ordinance under consideration requires that funds acquired from the sale of a delinquent tax-sale property be deposited into the Barnes Fund for Affordable Housing.

Sponsors: Allen, Welsch, Hausser, Suara, Sledge, Toombs, Porterfield and Styles

42. [BL2021-971](#)

An ordinance to amend Title 2 of the Metropolitan Code of Laws to create an Office of Housing and Homelessness.

Analysis

This ordinance creates an office of housing and homelessness in the Metropolitan Government. This office would consist of a director and any other officers and employees as may be necessary. The director would be appointed by the mayor and would be an unclassified service employee.

The duties of this office would be:

- (1) the promotion of affordable housing in Nashville and Davidson County;
- (2) providing expertise and coordinate a community response to homelessness;

- (3) providing resources regarding affordable housing and homelessness throughout Nashville and Davidson County;
- (4) providing staff and resources for the Metropolitan Homelessness Commission and the Nashville Davidson County Continuum of Care Homelessness Planning Council; and
- (5) assisting with the administration of the Metropolitan Housing Trust Fund Commission and the Barnes Fund for Affordable Housing.

This ordinance would also transfer the homeless impact division from metro social services to the office of housing and homelessness. The affordable housing program manager and director of housing programs would also be transferred to this office.

Sponsors: OConnell, Evans, Suara, Sepulveda, Sledge, Welsch, Roberts, Allen, Porterfield, Rosenberg, Johnston, Parker, Druffel, Bradford, Benedict, Taylor and Styles

43. [BL2021-972](#)

An ordinance amending Title 5 of the Metropolitan Code of Laws relative to providing funds for restoring and maintaining Nashville and Davidson County's tree canopy.

Analysis

This ordinance creates a mechanism for providing funds for restoring and maintaining the tree canopy in Nashville and Davidson County. An allocation from the general fund equivalent to one percent of the annual revenues for building permits, the annual revenues for grading permits, and the five-year average of net proceeds of general obligation bonds issues to fund construction projects. These allocations would be deposited, set aside, and made available to fund tree canopy restoration and maintenance. The funds would be used by the Stormwater Division of Metro Water Services for the purposes of planting, replacement, irrigation, maintenance, betterment, or improvement of trees, tree planting projects, or tree canopy improvement projects.

There would be an annual funding cap of \$2,500,000 per fiscal year. If the funding generated from the sources identified above exceeds this cap, the surplus funds would be restored to the general fund.

The Stormwater Division of Metro Water Services would be directed to adopt tree canopy restoration guidelines, procure tree planting and maintenance services, landscape design services, and other services required for maintenance and restoration of the tree canopy, and allocate funding from the sources identified above for tree canopy maintenance and restoration. Stormwater would also be authorized to promulgate rules and regulations to facilitate the implementation of these responsibilities. The rules and regulations would be subject to approval by resolution of the Metro Council.

This program would sunset on June 30, 2023, unless extended by a resolution of the Metro Council.

Sponsors: Allen, Henderson, Young, Bradford, Toombs, Welsch, OConnell, Sledge, Hancock, Porterfield and Styles

44. [BL2021-973](#)

An ordinance to amend Title 8 of the Metropolitan Code of Laws related to animals.

Analysis

This ordinance amends Title 8 related to vicious dogs. The ordinance would create a new definition for “vicious dog”. It would also amend the requirements for impoundment to authorize fees covering the costs of impoundment to be paid by the owner of a dog found to be vicious.

Further, the ordinance would require investigations into vicious dogs be completed within 72 hours of a complaint, or that an update be provided to a complainant. Each complaint would be subject to the review of the Director of Metro Animal Services or an animal control officer prior to initiating any action against the dog’s owner. If probable cause exists, supported by affidavits of two or more witnesses, to believe that a dog is vicious, proceedings may be initiated in general sessions court against the owner of the dog in question.

Finally, this ordinance would provide that a defendant should be served in person whenever practicable, but allows service by mail after three unsuccessful attempts to serve a defendant in person.

Fiscal Note: The estimated cost to expand the facility space at MACC and staffing needs for this legislation is \$6,108,217 according to Metro Health Department.

Sponsors: Styles and Porterfield

45. [BL2021-976](#)

An ordinance approving a lease agreement between the Metropolitan Government of Nashville and Davidson County and The United Way of Greater Nashville for office space at 217 South 10th Street, Nashville, Tennessee (Parcel No. 08313000300) (Proposal No. 2021M-030AG-001).

Analysis

This ordinance approves a lease agreement between the Metropolitan Government and The United Way of Greater Nashville (United Way). United Way would lease from Metro approximately 4,300 square feet of office space located at 217 South 10th Street. Metro would receive \$6,47 per square foot, which totals \$2,318.41. The term of the lease agreement is five years. Either party could terminate the agreement upon 180 days written notice.

Future amendments to this lease agreement could be approved by the Metro Council by a resolution receiving at least 21 affirmative votes.

Fiscal Note: United Way of Greater Nashville will pay rent to Metro in the amount of \$2,318.41 per month for approximately 4,300 square feet of office space on 217 S. 10th Street, Nashville,

TN 37206 during the term of this agreement.

Sponsors: Withers and Allen

46. [BL2021-977](#)

An ordinance to provide for the designation of public property within specified areas of downtown Nashville as a temporary "Special Event Zone" during the time period beginning at nine o'clock (9:00) p.m. on December 30, 2021, and ending at 6 o'clock (6:00) a.m. on January 1, 2022, relative to the use of these areas in conjunction with the 2021 New Year's Eve Celebration and related activities and events.

Analysis

This ordinance approves a temporary "Special Event Zone" for the downtown area, in conjunction with the 2021 New Year's Eve Celebration and related activities and events from December 30, 2021 to January 1, 2022. A map of the Special Event Zone areas established under this ordinance is attached to the ordinance. Activity restrictions within the Special Event Zone would begin at 9:00 p.m. on Thursday, December 30, 2021, and end at 6:00 a.m. on Saturday, January 1, 2022. Activities on public property or in the public right-of-way within the Special Event Zone are regulated as follows:

The sale of any food, beverages, goods, or merchandise would be prohibited, unless street vendors obtain a "Special Event Zone" permit from the Nashville Convention and Visitors Corporation (CVC) in order to sell within the geographic area listed above.

- Alcoholic beverages provided, served, or sold from any temporary outdoor would be prohibited, except as authorized.
- The sale or distribution of merchandise pertaining to the New Year's Eve Celebration, where it is apparent on its face that the merchandise is not licensed by CVC, would be prohibited.
- No tents or membrane structures of any kind would be permitted, except as authorized by CVC or Metro for public safety purposes.
- The construction, placement, occupation, or use of any temporary structure would be prohibited except those sanctioned and authorized by the CVC.
- The distribution, promotional give-away activity, or provision of free products, services, or coupons by persons or entities that are not event sponsors officially sanctioned and authorized by CVC would be prohibited, except within any Public Participation Area.
- Vehicles would be allowed only as directed by Metropolitan Nashville Police.
- No shared urban mobility devices, as defined by Metropolitan Code of Laws Section 12.62.010, would be permitted within the Special Event Zone.
- No handguns, rifles, or firearms would be permitted. (Tennessee Code Annotated § 39-17-1359)
- No knives, swords, or other fighting devices would be permitted.
- No fireworks, firecrackers, or explosive devices of any type would be permitted, except exhibitions permitted by CVC.
- The Special Event Zone would be a "no fly zone."

This ordinance requires at least one Public Participation Area within the Special Event Zone while the zone is in effect. This Area would allow for the reasonable expression by the public in a manner that is not disruptive to the New Year's Eve Celebration, activities, and events.

Fiscal Note: This ordinance places restrictions on the activities that would be allowed to take place within the special event zone during the New Year's Eve Celebration. However, no additional Metro personnel or overtime would be required just for the enforcement of these restrictions.

Sponsors: OConnell

47. [BL2021-978](#)

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 June 16, 2021.

Analysis

This ordinance is a routine re-adoption of the Metro Code to include all ordinances enacted on or before June 16, 2021.

Sponsors: Vercher

48. [BL2021-979](#)

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 1883 right-of-way east of Foster Avenue, (Proposal Number 2021M-015AB-001).

Analysis

This ordinance abandons a portion of Alley Number 1883 right-of-way east of Foster Avenue. The easements would be retained by Metro. This has been requested by The Comfort Group.

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. In the opinion of the Transportation and Multi-modal Infrastructure department, abandoned right-of-way has no market value when the Department has agreed that the abandoning of said right-of-way is considered acceptable. Additionally, the abandonment of rights-of-way that are unimproved, unmaintained, and serve no current or future purpose for Metro allows the abandoned area to be assessed for property tax purposes.

Sponsors: Welsch, Withers and Young

49. [BL2021-980](#)

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 1090 right-of-way northeastward from Haynie Avenue to dead end, (Proposal Number 2021M-016AB-001).

Analysis

This ordinance abandons a portion of Alley Number 1090 right-of-way northeast from Haynie Avenue to dead end. The easements would be retained by Metro. This has been requested by Crunk Engineering, LLC.

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. In the opinion of the Transportation and Multi-modal Infrastructure department, abandoned right-of-way has no market value when the Department has agreed that the abandoning of said right-of-way is considered acceptable. Additionally, the abandonment of rights-of-way that are unimproved, unmaintained, and serve no current or future purpose for Metro allows the abandoned area to be assessed for property tax purposes.

Sponsors: Toombs, Withers and Young

50. [BL2021-981](#)

An ordinance authorizing Silo Capital, LLC to install, construct and maintain underground encroachments in the right of way located at 6100 Robertson Avenue (Proposal No. 2021M-011EN-001).

Analysis

This resolution authorizes Silo Capital, LLC to install and maintain underground encroachments at 6100 Robertson Avenue. Silo Capital, LLC plans to install a 97 foot patio, stairs and ramp encroaching approximately three feet into the public right-of-way. 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: Roberts, Withers and Young

51. [BL2021-982](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a fire hydrant assembly for a property located at 1700 Pearl Street (MWS Project No. 19-WL-118 and Proposal No. 2021M-080ES-001).

Analysis

This ordinance authorizes the Metropolitan Government to accept one fire hydrant assembly for property located at 1700 Pearl Street. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: OConnell, Withers and Young

J. Bills on Third Reading

53. [BL2021-784](#)

An ordinance amending Sections 17.36.680 and 17.36.690 of the Metropolitan Code, Zoning Regulations to expand the allowable locations of a Detached Accessory Dwelling Unit (DADU) Overlay District (Proposal No. 2021Z-008TX-001).

Analysis

The ordinance, as substituted, amends Section 17.36.690 of the Metro Code to allow for the Highland Heights neighborhood (as defined by the adopted Highland Heights Study Area) to be eligible for the recently adopted DADU Overlay. The DADU Overlay was passed by the Council on May 18, 2021 through Ordinance No. BL2021-620 and enables the DADU use on RS zoned lots located within the overlay area. Currently, the eligible area for a DADU overlay is restricted to the Urban Zoning Overlay (UZO).

The prior version of this ordinance included additional provisions related to the definition of "Accessory dwelling, detached" and also required this use to have one parking space. These provisions were removed by the substituted adopted by the Council on August 3, 2021.

The ordinance has been disapproved by the planning commission.

Sponsors: Parker

55. [BL2021-797](#)

An ordinance amending Section 17.12.070 of the Metropolitan Code to amend the requirements of the residential floor area ratio bonus in mixed use (Proposal No. 2021Z-011TX-001).

Analysis

This ordinance, as substituted, amends Sections 17.12.070 of the Metropolitan Code of Laws to change the requirements to obtain a Floor Area Ratio (FAR) bonus for residential development in MUN, MUN-NS, MUN-A, MUN-A-NS, MUL, MUL-NS, MUL-A, and MUL-A-NS zoning districts within the Urban Zoning Overlay (UZO).

Currently, the residential FAR bonus cannot be given because it requires that 25% of the total, less 10, residential units created be restricted for use as affordable housing for a period of at least 7 years, which violates Tennessee Code Annotated Section 66-35-102. T.C.A. Section 66-35-102 prohibits the conditioning of development entitlements on the allocation of existing or newly constructed private residential or commercial rental units to be sold or rented at below market rates.

This ordinance replaces the affordable housing requirement for the residential FAR bonus with a prohibition on short term rental property - owner occupied and short term rental property - not owner occupied within any development that utilizes the residential FAR bonus.

Sponsors: Withers

56. [BL2021-842](#)

An ordinance amending Chapter 16.28 and Section 17.40.430 of the Metropolitan Code to amend the regulations of the demolition of potentially historic structures and sites (Proposal No. 2021Z-015TX-001).

Analysis

This ordinance, as substituted, amends Section 16.28.190 and creates a new Section 16.28.195 to separate out historic demolition permits from other building permits and to require any contractor or subcontractor involved in the demolition or partial demolition of a historic structure as defined within the ordinance to submit an affidavit stating that they understand the building or demolition permit to be approved, as well as the limits of the demolition work to be done.

This ordinance, as substituted, would also amend Section 17.40.430, which currently sets a 90-day moratorium period on the granting of permits for demolition, relocation, new construction, exterior alterations, additions to structures or improvements on land recommended for designation as an historic landmark district. The moratorium begins with the filing of an ordinance to designate a historic landmark district. This ordinance would expand the moratorium to cover all pending historic overlay, as well as extend the time period of the moratorium to end once the ordinance establishing the overlay district has been approved, rejected, withdrawn, deferred for a total amount of time equaling 90 days, or indefinitely deferred by the Metro Council.

This is scheduled for the October 28 meeting of the Planning Commission.

Sponsors: Cash, Porterfield, Murphy, Styles, Bradford, Syracuse and Hancock

57. [BL2021-843](#)

An ordinance to amend Sections 17.36.110, 17.36.120, and 17.40.550 of the Metropolitan Code of Laws relative to historic signage (Proposal No. 2021Z-017TX-001).

Analysis

This ordinance, as substituted, amends the Metropolitan Code of Laws to create an Historic

Landmark Signage district. This would require a sign to qualify as a historic landmark sign. Criteria in determining whether a sign qualifies as a historic landmark sign include the materials, technology, and design of the sign, the historical integrity of the sign, and the sign's location. An historic landmark sign must be constructed more than 50 years before the date of application.

Fifty percent of the square footage of the landmark sign would count toward the total allowable sign area and count against the number of signs allowed for the premises. Sign calculations would be determined and confirmed by the Codes Department.

This has been approved by the Planning Commission.

Sponsors: Roberts, Porterfield, Styles and Bradford

64. [BL2021-923](#)

An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of the Metropolitan Government of Nashville and Davidson County, to update the Gulch South Subdistrict Standards within Chapter 17.37, Downtown Code, all of which is described herein (Proposal No. 2021Z-014TX-001)

Analysis

The ordinance amends Chapter 17.37 to update the Downtown Code (DTC) to increase the height maximum for areas located within 150 feet of the intersections of 11th Ave N. and Broadway, 11th Ave N. and Church Street, and 11th Ave N. and Dr. Martin Luther King Jr. Blvd (Charlotte Ave) to 20 stories. The ordinance also amends the DTC to increase the Bonus Height Program (BHP) multiplier available to developments that utilize the Publicly-Accessible Open Space bonus, and the Historic Building Preservation bonus. Developments that provide these public benefits in the Mid-Gulch area, as described within the BHP section of the DTC, may earn unlimited bonus height. However, the Bonus Height Maximums within the Gulch South subdistrict remain unchanged.

The DTC is intended for a broad range of residential and non-residential activities associated with an economically healthy, socially vibrant, and sustainable downtown. The DTC district seeks the efficient use of land capitalizing on a high level of services, reduced automobile dependence with enhanced usage of mass transit, and the creation of a vibrant and safe pedestrian streetscape.

This has been approved by the Planning Commission.

Sponsors: OConnell

90. [BL2021-962](#)

An ordinance approving and authorizing the Director of Public Property Administration to accept a donation of 14 square feet of real property located at the property line between 914 East Trinity Lane and 936 East Trinity Lane (Parcel No. 07205005900 and 07205006000) (Proposal No. 2021M-015PR-001).

Analysis

This ordinance accepts the donation of 14 square feet of real property at the property line between 914 East Trinity Lane and 936 East Trinity Lane. Joseph Sauve owns the parcel at 914 East Trinity Lane and the Metropolitan Government owns the parcel at 936 East Trinity Lane. The purpose of this donation is to remedy a property line discrepancy discovered after a survey.

Fiscal Note: The donation is only for 14 square feet and the value is minimal.

Sponsors: Parker, Allen and Withers

91. [BL2021-963](#)

An ordinance accepting a greenway conservation easement and approving a greenway participation agreement and declaration, both in connection with improvements to the Bicentennial Mall Greenway Connector. (Proposal No. 2021M-028AG-001).

Analysis

This ordinance, as amended, accepts a greenway conservation easement and approves a greenway participation agreement and declaration for improvements to the Bicentennial Mall Greenway Connector.

The ordinance further authorizes the Mayor to execute the easement and participation agreement. Amendments to the easement agreement and participation agreement may be approved by resolution.

Pursuant to the easement agreement, Metro will use the easement area for a pathway for pedestrian or bicycle travel, nature trail, and/or natural area. Metro will design, construct, maintain any pathway or physical structure to best preserve the open and natural condition of the property. The easement area will be available for use by all members of the public. Certain activities would be prohibited, such as consuming or possessing alcoholic beverages, horseback riding, vending or concessions without a permit, and littering or dumping.

There is also a participation agreement between Metro and PR Germantown, LLC (referred to in the agreement as "Portman"). Portman would agree to construct and maintain certain improvements within a portion of the greenway. Those improvements are shown on an attachment to the agreement.

Sponsors: OConnell, Allen, Withers, Bradford, Young, Welsch, Hancock and Styles

92. [BL2021-964](#)

An ordinance declaring certain planned roads on the Nashville Fairgrounds campus to be public rights of way. (Proposal No. 2021M-019PR-001).

Analysis

This ordinance declares certain planned roads in the Nashville Fairgrounds campus to be public rights of way. These roads are an extension of Benton Avenue, an extension of Wedgewood Avenue, and a proposed alley between the proposed "Lease Tract 8C" and the existing speedway. These roads will serve the Nashville Fairgrounds campus as well as the improvements related to the mixed-use development related to the Major League Soccer stadium. This ordinance clarifies that these roads on Metro property are public rights of way intended for use as public roads.

Sponsors: Sledge, Withers, Young, Welsch and Bradford

93. [BL2021-965](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer main, sanitary sewer manhole and easements, and to accept new sanitary sewer and water mains, sanitary sewer manholes, fire hydrant assembly and easements, for three properties located at 1104 and 1106 Baptist World Center Drive and 1407 Napoleon Street (MWS Project Nos. 20-SL-316 and 20-WL-162 and Proposal No. 2021M-075ES-001).

Analysis

This ordinance abandons approximately 222 linear feet of existing eight inch sanitary sewer main (VCP), one sanitary sewer manhole and easements, and accepts approximately 450 linear feet of new 10 inch sanitary sewer main (PVC), approximately 312 linear feet of new eight inch water main (DIP), five sanitary sewer manholes, one fire hydrant assembly and easements, for three properties located at 1104 and 1106 Baptist World Center Drive and 1407 Napoleon Street. Future amendments to this ordinance 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 Young

94. [BL2021-966](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a new public water and sanitary sewer mains, fire hydrant assembly, sanitary sewer manhole and easements, for property located at 7211 Carothers Road, also known as Carothers Crossing Ph 10 Sec 1A (MWS Project Nos. 21-WL-50 and 21-SL-129 and Proposal No. 2021M-078ES-001).

Analysis

This ordinance accepts approximately 316 linear feet of new eight inch water main (DIP), approximately 275 linear feet of new eight inch sanitary sewer main (PVC), one fire hydrant assembly, one sanitary sewer manhole and easements, for property located at 7211 Carothers

Road, also known as Carothers Crossing Ph 10 Sec 1A. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Withers, Young and Lee

95. [BL2021-967](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at 7211 Carothers Road, also known as Carothers Crossing Ph 10 Sec 1B (MWS Project Nos. 21-WL-53 and 21-SL-130 and Proposal No. 2021M-079ES-001).

Analysis

This ordinance accepts approximately 2,037 linear feet of new eight inch water main (DIP), approximately 1,730 linear feet of new eight inch sanitary sewer main (PVC), four fire hydrant assemblies, 13 sanitary sewer manholes and easements, for property located at 7211 Carothers Road, also known as Carothers Crossing Ph 10 Sec 1B. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Lee, Withers and Young

96. [BL2021-968](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer main and sanitary sewer manhole, for property located at 101 Factory Street (MWS Project No. 21-SL-68 and Proposal No. 2021M-076ES-001).

Analysis

This ordinance accepts approximately 86 linear feet of new eight inch sanitary sewer main (PVC) and one sanitary sewer manhole, for property located at 101 Factory Street. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Sledge, Withers and Young

97. [**BL2021-969**](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer main, sewer manhole and a portion of easement rights for property located at 405 South 4th Street, formerly Alley #305, also known as the Shelby House Apartments (MWS Project No. 21-SL-202 and Proposal No. 2021M-081ES-001).

Analysis

This ordinance abandons approximately 194 linear feet of existing eight inch sanitary sewer main, one sanitary sewer manhole and easement rights that were retained by Council Bill No. O90-1130 for any existing utilities in former Alley #305, for property located at 405 South 4th Street, also known as the Shelby House Apartments. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Withers