



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** BL2022-1535      **Name:**

**Type:** Bill (Ordinance)      **Status:** Passed

**File created:** 10/21/2022      **In control:** Planning Commission

**On agenda:** 12/6/2022      **Final action:** 12/6/2022

**Title:** An ordinance authorizing the Director of Public Property, or his designee, to transfer to the State of Tennessee, via the attached quitclaim deed, any remaining fee interest the Metropolitan Government of Nashville and Davidson County may have in a portion of the right of way of Broadway Avenue (Highway 70) in front of Union Station. (Proposal No. 2022M-044AG-001)

**Sponsors:** Kevin Rhoten, Brett Withers, Russ Pulley

**Indexes:**

**Code sections:**

**Attachments:** 1. Quitclaim Deed Exhibit, 2. Amendment No. 1 to BL2022-1535, 3. Amendment No. 1 to BL2022-1535 - Deed

Date	Ver.	Action By	Action	Result
12/8/2022	1	Mayor	approved	
12/6/2022	1	Metropolitan Council	passed on third reading	
11/15/2022	1	Metropolitan Council	passed on second reading as amended	
11/15/2022	1	Transportation and Infrastructure Committee	approved with an amendment	
11/14/2022	1	Planning and Zoning Committee	approved with an amendment	
11/14/2022	1	Budget and Finance Committee	approved with an amendment	
11/2/2022	1	Planning Commission	approved	
11/1/2022	1	Metropolitan Council	passed on first reading	
10/25/2022	1	Metropolitan Council	filed	

An ordinance authorizing the Director of Public Property, or his designee, to transfer to the State of Tennessee, via the attached quitclaim deed, any remaining fee interest the Metropolitan Government of Nashville and Davidson County may have in a portion of the right of way of Broadway Avenue (Highway 70) in front of Union Station. (Proposal No. 2022M-044AG-001)

WHEREAS, the State of Tennessee has requested that Metro execute a quitclaim deed for the purpose of clarifying ownership, in fee, of a portion of the right of way of Broadway Avenue (Highway 70), in front of Union Station, as described and depicted in Exhibits A-1 and A-2 to the attached quitclaim deed, and quitclaim any fee interest Metro may have in the same; and,

WHEREAS, since Broadway is state right of way, and Metro shall retain an easement for right of way thereupon, there is no need, for Metropolitan Government purposes, to keep any fee interest Metro may currently have in the property described and depicted in Exhibits A-1 and A-2 to the attached quitclaim deed.

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

Section 1. That the Director of Public Property, or his designee, is authorized to transfer, via the

quitclaim deed attached hereto as Exhibit A, any remaining interest the Metropolitan Government of Nashville and Davidson County may have, in fee, of a portion of the right of way of Broadway Avenue (Highway 70), in front of Union Station, as described and depicted in Exhibits A-1 and A-2 to Exhibit A hereto, all of which are attached hereto and incorporated herein, excluding any easement for right-of-way.

Section 2. That amendments to this legislation be approved by resolution.

Section 3. This ordinance shall take effect from and after its final passage, the welfare of the Metropolitan Government of Nashville and Davidson County, Tennessee, requiring it.

#### Analysis

This ordinance, as amended, authorizes the Director of Public Property to transfer to the State of Tennessee via quitclaim deed any remaining fee interest the Metropolitan Government may have in a portion of right-of-way of Broadway Avenue (Highway 70) in front of Union Station.

Broadway is a state right-of-way and the Metropolitan Government will retain an easement for right-of-way. There is no need to keep any fee interest in the property for Metropolitan Government purposes. Future amendments to this legislation may be approved by resolution.

An amendment added at the November 15 Council meeting provides that the easements will be retained by the Metropolitan Governments and any construction above or under existing utilities would require the approval of the Director of the Metropolitan Department of Water and Sewerage Services, together with approval of any other pertinent departments or governmental agencies. The amendment further replaced the quitclaim deed attachment.