



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** BL2024-351

**Type:** Bill **Status:** Passed

**File created:** 4/25/2024 **In control:** Metropolitan Council

**On agenda:** 6/4/2024 **Final action:** 6/4/2024

**Title:** An ordinance authorizing the abandonment of a portion of Alley #1519 right-of-way, from Midland Avenue then west to the dead end. (Proposal Number 2024M-002AB-001).

**Sponsors:** Rollin Horton, Jennifer Gamble, Sean Parker

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit

Date	Ver.	Action By	Action	Result
6/7/2024	1	Mayor	approved	
6/4/2024	1	Metropolitan Council	passed on third reading	
5/21/2024	1	Metropolitan Council	passed on second reading	
5/20/2024	1	Transportation and Infrastructure Committee	approved	
5/20/2024	1	Planning and Zoning Committee	approved	
5/7/2024	1	Metropolitan Council	passed on first reading	
4/30/2024	1	Metropolitan Council	filed	
2/29/2024	1	Planning Commission	approved	

An ordinance authorizing the abandonment of a portion of Alley #1519 right-of-way, from Midland Avenue then west to the dead end. (Proposal Number 2024M-002AB-001).

WHEREAS, Thomas Neely, Donald Neely, and Connie McMahon have requested that a portion of Alley #1519 between Obrien Avenue and the Briley Parkway ramp be abandoned; and,

WHEREAS, all the abutting property owners have consented to the abandonment; and,

WHEREAS, the portion of the alley proposed for abandonment is of no further use for Metropolitan Government of Nashville and Davidson County purposes.

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

Section 1. That abandonment of a portion of Alley #1519 right-of-way, from Midland Avenue then west to the dead end, as depicted on the maps attached to this ordinance, is hereby approved.

Section 2. That utility easements are herein retained by the Metropolitan Government of Nashville and Davidson County, its agents, servants, and/or contractors and utility companies operating under franchise(s) from the Metropolitan Government for the right to enter, construct, operate, maintain, repair, rebuild, enlarge, and patrol its now existing or future utilities, including drainage facilities, together with their appurtenances, and to do any and all things necessary and incidental thereto.

Section 3. In the event there is proposed any construction over, above, or under said existing utilities, that said construction shall have the approval of the Director of Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) and/or the Director of Water and Sewerage Services, together with the approval of any other pertinent departments of the Metropolitan Government or other governmental agency, including the Nashville Electric Service.

Section 4. That the Director of NDOT be and hereby is authorized and directed, upon the enactment and approval of this ordinance, to cause said change to be made on the Geographic Information Systems (GIS) Street and Alley Centerline Layer for the Metropolitan Government of Nashville and Davidson County, and to make notation thereon of reference to the date of passage and approval of this amendatory ordinance.

Section 5. Amendments to this legislation may be approved by resolution.

Section 6. This ordinance shall take effect from and after its passage, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

### Analysis

This ordinance abandons a portion of Alley Number 1519 right-of-way northeast from Midland Avenue to the dead end. Utility easements would be retained by the Metropolitan Government. The abandonment was requested by Thomas Neely, Donald Neely, and Connie McMahon.

Future amendments to this legislation may be approved by resolution. This ordinance has been approved by the Planning Commission.