



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: BL2023-133 **Name:**

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

File created: 11/27/2023 **In control:** Planning and Zoning Committee

On agenda: 2/20/2024 **Final action:** 2/20/2024

Title: 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 CS and AR2A to SP zoning for property located at 3332 Murfreesboro Pike, north of the intersection of Murfreesboro Pike and Mt. View Road. (4.86 acres), and located within the Murfreesboro Pike Urban Design Overlay, all of which is described herein (Proposal No. 2024Z-004PR-001).

Sponsors: Deonte Harrell

Indexes:

Code sections:

Attachments: 1. Sketch-2024Z-004-001, 2. Substitute BL2023-133, 3. Amendment No. 1 to BL2023-133

Date	Ver.	Action By	Action	Result
3/1/2024	2	Metropolitan Council	effective	
2/21/2024	2	Mayor	approved	
2/20/2024	2	Metropolitan Council	passed on third reading as amended	
2/20/2024	2	Metropolitan Council	amended	
2/20/2024	2	Planning and Zoning Committee	approved with an amendment	
2/6/2024	2	Metropolitan Council	passed on second reading	
2/6/2024	2	Metropolitan Council	public hearing	
1/12/2024	2	Metropolitan Council	advertised	
1/11/2024	1	Planning Commission	approved with conditions, disapproved without	
12/19/2023	2	Metropolitan Council	passed on first reading	
12/19/2023	1	Metropolitan Council	substituted	
12/5/2023	1	Metropolitan Council	deferred	
11/28/2023	1	Metropolitan Council	filed	

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 CS and AR2A to SP zoning for property located at 3332 Murfreesboro Pike, north of the intersection of Murfreesboro Pike and Mt. View Road. (4.86 acres), and located within the Murfreesboro Pike Urban Design Overlay, all of which is described herein (Proposal No. 2024Z-004PR-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 from CS and AR2A to ~~MUL~~ SP zoning for property located at 3332 Murfreesboro Pike, north of the intersection of Murfreesboro Pike and Mt. View Road. (4.86 acres), and located within the Murfreesboro Pike Urban Design Overlay, being Property Parcel No. 045 as designated on Map 164 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 attached sketch, which is attached to 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 164 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. Be it further enacted, that the uses of this SP shall be limited to those permitted by the CS zoning district.

Section 4. Be it further enacted, that the following conditions shall be completed, bonded or satisfied as specifically required:

1. The requirements of the Metro Fire Marshal's Office for emergency vehicle access and adequate water supply for fire protection must be met prior to the issuance of any building permits.
2. All requirements of the Murfreesboro Pike Urban Design Overlay shall be met.
3. The developer shall complete a level 2 multi-modal transportation analysis as outlined in Section 17.20.140 of the Metropolitan Code as part of the Final SP approval process and implement all recommendations of the analysis.

Section 5. Be it further enacted, a corrected copy of the preliminary SP plan incorporating the conditions of approval by Metro Council shall be provided to the Planning Department prior to or with final site plan application.

Section 6. Be it further enacted, minor modifications to the preliminary SP plan may be approved by the Planning Commission or its designee based upon final architectural, engineering or site design and actual site conditions. All modifications shall be consistent with the principles and further the objectives of the approved plan. Modifications shall not be permitted, except through an ordinance approved by Metro Council that increase the permitted density or floor area, add uses not otherwise permitted, eliminate specific conditions or requirements contained in the plan as adopted through this enacting ordinance, or add vehicular access points not currently present or approved.

Section 7. Be it further enacted, if a development standard, not including permitted uses, is absent from the SP plan and/or Council approval, the property shall be subject to the standards, regulations and requirements of the CS zoning district and the Murfreesboro Pike Urban Design Overlay as of the date of the applicable request or application. Uses are limited as described in the Council ordinance.

Section 38. 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 49. 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.