



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: BL2022-1255 **Name:**

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

File created: 5/4/2022 **In control:** Public Facilities, Arts, and Culture Committee

On agenda: 7/5/2022 **Final action:** 7/5/2022

Title: An ordinance approving an agreement for a greenway conservation easement by and between PRII/SH Peabody Union Apartments Owner, LLC and the Metropolitan Government. (Proposal No. 2022M-023AG-001).

Sponsors: Freddie OConnell, Burkley Allen, Brett Withers, Russ Bradford

Indexes:

Code sections:

Attachments: 1. Agreement Exhibit, 2. Amendment No. 1 to BL2022-1255, 3. Amendment no. 2 to BL2022-1255

Date	Ver.	Action By	Action	Result
7/7/2022	1	Mayor	approved	
7/5/2022	1	Metropolitan Council	passed on third reading	
6/21/2022	1	Metropolitan Council	passed on second reading as amended	
6/21/2022	1	Metropolitan Council	amended	
6/21/2022	1	Public Facilities, Arts, and Culture Committee	approved with an amendment	
6/21/2022	1	Planning and Zoning Committee	approved with an amendment	
6/21/2022	1	Budget and Finance Committee	approved with an amendment	
6/15/2022	1	Planning Commission	approved	
6/7/2022	1	Metropolitan Council	deferred	
6/7/2022	1	Metropolitan Council	amended	
5/17/2022	1	Metropolitan Council	passed on first reading	
5/10/2022	1	Metropolitan Council	filed	

An ordinance approving an agreement for a greenway conservation easement by and between PRII/SH Peabody Union Apartments Owner, LLC and the Metropolitan Government. (Proposal No. 2022M-023AG-001).

WHEREAS, pursuant to Tenn. Code Ann. § 66-9-305 and Metropolitan Charter § 2.01, the Metropolitan Government may accept donations of property interests for the purpose of establishing greenways and providing the public with recreational opportunities in natural areas; and,

WHEREAS, pursuant to the agreement (the "Agreement") attached as Exhibit A and incorporated into this ordinance by reference, PRII/SH Peabody Union Apartments Owner, LLC proposes to donate and the Metropolitan Government proposes to accept a conservation greenway easement; and,

WHEREAS, acceptance of the proposed easement in accordance with the terms and conditions of the Agreement will help to enhance transportation and recreational opportunities for Nashville's citizens.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF

NASHVILLE AND DAVIDSON COUNTY:

Section 1. The Agreement is approved, and the Director of the Department of Parks and Recreation or her designee is authorized to accept and record it.

Section 2. The Metropolitan Mayor or his designee is further authorized to execute such documents as are customary and necessary to carry out the intent of this ordinance.

Section 3. Amendments to the Agreement may be approved by resolution of the Metropolitan Council.

Section 4. 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, as amended, approves an agreement for a greenway conservation easement between the PRII/SH Peabody Union Apartments Owner, LLC (“Grantor”) and the Metropolitan Government.

Pursuant to Tenn. Code Ann. § 66-9-305 and Metropolitan Charter § 2.01, the Metropolitan Government may accept donations of property interests for the purpose of establishing greenways and providing the public with recreational opportunities in natural areas.

The Grantor proposes to donate a conservation greenway easement for use as a pathway for pedestrian or bicycle travel and nature trail. The Metropolitan Government would make this pathway available for all members of the general public, adopt rules and regulations governing the use of the easement area.