



Metropolitan Nashville and Davidson County, TN

Legislation Text

File #: BL2024-192, **Version:** 2

An ordinance authorizing the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, to enter into a license agreement with Cumberland River Compact, for the installation and maintenance of the Bandalong Bandit Litter Trap in North Fork Ewing Creek at 3426 Brick Church Pike.

WHEREAS, the Metropolitan Department of Water and Sewerage Services (“Metro”) and Cumberland River Compact (“CRC”) desire to enter into a license agreement for the installation and maintenance of the Bandalong Bandit Litter Trap (“Trash Trap”) in North Forth Ewing Creek at 3426 Brick Church Pike (“Property”); and,

WHEREAS, North Fork Ewing Creek runs through the Property; and,

WHEREAS, Metro obtained the Property through a home buyout, and the Property is vacant; and,

WHEREAS, Metro has agreed to permit CRC to anchor, install and maintain the Trash Trap on the Property, by either tethering the device to two existing, large trees using steel cable or tethering the device into the bank using metal stakes; and,

WHEREAS, the Trash Trap is made of lightweight alloy that allows it to float and skim lightweight litter from the surface of the stream; and,

WHEREAS, Metro and CRC desire to enter into this License Agreement to allow CRC to use the Property, as shown in Exhibit 1 hereto attached; and,

WHEREAS, the Project is deemed to benefit both parties and the general community.

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

Section 1. The license agreement (Exhibit 1) between the Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services, and the Cumberland River Compact, is hereby approved, and the Director of the Metropolitan Department of Water and Sewerage Services is authorized to execute the same.

Section 2. Amendments to this legislation shall 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 requiring it.

Analysis

This ordinance authorizes the Metropolitan Department of Water and Sewerage Services to enter into a license agreement with Cumberland River Compact (“CRC”) for the installation and maintenance of the Bandalong Bandit Litter Trap in North Fork Ewing Creek at 3426 Brick Church Pike.

Under the license agreement, CRC would install a Bandalong Bandit Litter Trap in North Fork Ewing Creek at

3426 Brick Church Pike. CRC would anchor, install, and maintain the trap on the property and the trap would skim lightweight litter from the surface of the stream. The license would allow CRC to access the property in order to access the trap. CRC could not alter, improve, or place any permanent structures on the property without the written consent of Metro.

The term of the license would be two years but could be extended by letter agreement. The license agreement would be effective upon approval of the Council and filing with the Metropolitan Clerk.

Future amendments to this legislation may be approved by resolution.