



# Metropolitan Nashville and Davidson County, TN

## Legislation Text

---

**File #:** RS2022-1777, **Version:** 1

---

A resolution approving a project modification to an agreement between the Metropolitan Government of Nashville and Davidson County and the United States Department of Army, to replace four parcels related to the acquisition and removal of flood-prone properties in the Mill Creek, Sorghum Branch, and Whittemore Branch watersheds. (MWS Project No. 18-SWC-136 and Proposal Number 2018M-019PR-003)

WHEREAS, Resolution RS2017-976 approved an agreement between the Metropolitan Department of Water and Sewerage Services (“Water”) and the United States Department of Army (“Army”) for Mill Creek Flood Risk Management Project in Davidson County, TN (“Agreement”); and,

WHEREAS, RS2018-1445 specified the 44 flood-prone properties in the Mill Creek, Sorghum Branch, and Whittemore Branch watersheds that would be acquired pursuant to the Agreement; and,

WHEREAS, RS2021-1226 approved the acquisition and removal of two replacement flood-prone properties; and,

WHEREAS, Army has modified the project and provided a design documentation report replacing four of the previously approved properties, a copy of which is attached hereto as Exhibits 1 and 2, and which includes details on the specific parcels; and,

WHEREAS, the Department of Water and Sewerage Services has provided the budgeted property costs for the specific parcels to be replaced; and,

WHEREAS, The Metropolitan Planning Commission approved mandatory referral No. 2018M-19PR-003 on July 12, 2022, for the replacement of four previously approved properties; and,

WHEREAS, it is to the benefit of the citizens of The Metropolitan Government of Nashville and Davidson County that that the Department of Water and Sewerage Services be authorized to acquire and demolish the specific replacement properties included in the design documentation report.

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

Section 1. That, notwithstanding the provisions of Section 2.24.250.F of the Metropolitan Code to the contrary, Department of Water and Sewerage Services is hereby authorized to acquire interests in the real property identified by the United States Department of the Army, attached hereto and incorporated herein, and to execute all other necessary actions pursuant to the Mill Creek Flood Risk Management Project.

Section 2. That this resolution shall take effect from and after its adoption, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

### Analysis

This resolution modifies a project to remove and replace four flood prone properties related to the acquisition and removal of flood prone properties in the Mill Creek, Sorghum Branch, and Whittemore Branch watersheds, previously approved by Resolution No. RS2017-976. RS2017-976 approved an agreement between the Metropolitan Department of Water and Sewerage Services (“MWS”) and the U.S. Department of Army for the

Mill Creek Flood Risk Management project. RS2018-1445 identified 44 flood-prone properties to be acquired pursuant to the agreement. RS2021-1226 removed and replaced two flood-prone properties to be acquired.

The resolution under consideration removes and replaces four properties on the lists of flood-prone properties to be acquired. Exhibits 1 and 2 to the agreement would be amended to reflect this change. The parcels to be removed are in Council Districts 16, 30, and 31. The parcels to be added are in Council District 16. The four parcels to be removed are on Cedarvalley Drive, East Thompson Lane, and Packard Drive. The four parcels to be added are all on Wimpole Drive.

MWS has provided the budgeted property costs for these additional parcels. The Planning Commission approved this acquisition on July 12, 2022.

*Fiscal Note: The total budgeted property costs for the four parcels to be removed is \$1,136,670. The total budgeted property costs for the four parcels to be added is \$2,030,700.*