



# Metropolitan Nashville and Davidson County, TN

## Legislation Text

**File #:** BL2023-1680, **Version:** 1

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 R6 to SP zoning for properties located at 4612 Nolensville Pike and Nolensville Pike (unnumbered) and a portion of property located at 4608 Nolensville Pike, approximately 235 feet east of Taylor Road, (7.15 acres), and located within a Corridor Design Overlay District, to permit 180 multi-family residential units, all of which is described herein (Proposal No. 2022SP-088-001).

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 R6 to SP zoning for properties located at 4612 Nolensville Pike and Nolensville Pike (unnumbered) and a portion of property located at 4608 Nolensville Pike, approximately 235 feet east of Taylor Road, (7.15 acres), and located within a Corridor Design Overlay District, to permit 180 multi-family residential units, being Property Parcel Nos. 067, 082 and Part of Property Parcel No. 001 as designated on Map 147-12 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 plan that was duly considered by the Metropolitan Planning Commission, and which is on file with the Metropolitan Planning Department and Metropolitan Clerk's Department 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 147-12 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 a maximum of 180 multi-family units. Short term rental property, owner occupied and short term rental property, not owner occupied shall be prohibited.

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

1. On the final site plan, retaining walls should be removed from proposed landscape buffers.
2. On the final site plan, the multi-family structure fronting Taylor Road shall have sidewalk from street to building.
3. Enhanced landscaping may be required adjacent to Taylor Road to screen surface parking from the right-of-way.
4. The proposed multi-family structure fronting Taylor Road may require additional architectural features including a sidewalk connection to Taylor Road to provide a relationship between the structure and the sidewalk along Taylor Road.
5. On the corrected plan set, update the purpose note on the coversheet to include prohibited uses.
6. On the corrected plan set, on page C2.00, remove "bicycle parking per Code."

7. With the submittal of the final site plan, submit elevations similar to the elevations provided with the preliminary SP.
8. Comply with all conditions and requirements of Metro reviewing agencies.
9. The final site plan shall depict any required public sidewalks, any required grass strip or frontage zone and the location of all existing and proposed vertical obstructions within the required sidewalk and grass strip or frontage zone. Prior to the issuance of use and occupancy permits, existing vertical obstructions shall be relocated outside of the required sidewalk. Vertical obstructions are only permitted within the required grass strip or frontage zone.
10. The Preliminary SP plan is the site plan and associated documents. If applicable, remove all notes and references that indicate that the site plan is illustrative, conceptual, etc.
11. 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.

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 RM40 zoning district as of the date of the applicable request or application. Uses are limited as described in the Council ordinance.

Section 8. 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 9. 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.