



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** BL2020-424

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

**File created:** 9/10/2020      **In control:** Metropolitan Council

**On agenda:** 11/5/2020      **Final action:** 11/5/2020

**Title:** An ordinance amending Chapter 15.64 of the Metropolitan Code to require additional public notice regarding applications for Stormwater Management Committee variances.

**Sponsors:** Kathleen Murphy, Colby Sledge, Freddie OConnell, Bob Nash, Burkley Allen

**Indexes:**

**Code sections:**

**Attachments:** 1. BL2020-424, 2. BL2020-424 Amdt 1

Date	Ver.	Action By	Action	Result
11/6/2020	1	Mayor	approved	
11/5/2020	1	Metropolitan Council	adopted	Pass
10/20/2020	1	Public Works Committee	approved with an amendment	
10/20/2020	1	Metropolitan Council	amended	Pass
10/20/2020	1	Metropolitan Council	passed on second reading as amended	Pass
10/6/2020	1	Metropolitan Council	deferred	Pass
9/15/2020	1	Metropolitan Council	deferred	
9/1/2020	1	Metropolitan Council	passed on first reading	

An ordinance amending Chapter 15.64 of the Metropolitan Code to require additional public notice regarding applications for Stormwater Management Committee variances.

BE IT ENACTED BY THE METROPOLITAN COUNCIL OF NASHVILLE & DAVIDSON COUNTY:

Section 1. That Chapter 15.64 of the Metropolitan Code is hereby amended by adding the following new Section 15.64.105: 15.64.105 Public notice requirements.

A. No action shall be taken by the stormwater management committee on any variance requests unless, at least twenty-one days prior to consideration of the variance by the committee, the applicant for the variance provides written notice by U.S. Mail of the date, time, and place of the committee meeting to all property owners within one thousand feet of the subject property. The applicant shall be responsible for the costs associated with the preparation and mailing of such written notices.

B. In addition to the written notice required in subsection A. of this section, public notice signs shall be posted in accordance with the following provisions on any property subject to stormwater management committee consideration of a variance: 1. Public notice signs shall be installed by the applicant seeking the variance.

2. Public notice signs shall be installed on the property that is the subject of the variance no less than twenty-one days prior to the meeting at which the stormwater management committee is to consider the variance.

3. One sign shall be posted along each three hundred feet of public street frontage. Whenever practical, signs shall be located within ten feet of a public street right-of-way and positioned in a manner to best inform the motoring public without creating a safety hazard.

4. All public notice signs shall be of adequate size and design to be clearly visible and legible to the motoring public. At a minimum, a public notice sign shall specify the time, date, and location of the scheduled public stormwater management committee meeting, the general nature of the variance request, and a phone number for additional information.

Section 2. This ordinance shall take effect from and after its enactment, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

This ordinance requires public notice regarding applications for Stormwater Management Committee (SWMC) variances. The application would be required to give 10 days' notice to property owners within one thousand feet of the subject property before the SWMC could take an action on the variance request. The application would be responsible for the costs associated with preparation and mailing of the notice. The application would also be required to post public notice signs on the subject property no less than 10 days prior to the SWMC meeting. The signs would be posted along each 300 feet of public street frontage.

This provision would become effective January 1, 2021.