



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: BL2020-569 **Name:**

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

File created: 11/19/2020 **In control:** Metropolitan Council

On agenda: 2/16/2021 **Final action:** 2/16/2021

Title: 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 IR to SP zoning for property located at 1414 3rd Avenue North, approximately 100 feet north of Taylor Street (0.95 acres), to permit a mixed use development, all of which is described herein (Proposal No. 2020SP-037-001).

Sponsors: Freddie OConnell

Indexes:

Code sections:

Attachments: 1. BL2020-569 plans, 2. BL2020-569 sketch, 3. BL2020-569 Amendment

Date	Ver.	Action By	Action	Result
2/19/2021	1	Metropolitan Council	effective	
2/17/2021	2	Mayor	approved	
2/16/2021	1	Metropolitan Council	passed on third reading as amended	
2/2/2021	1	Metropolitan Council	deferred	
1/19/2021	1	Metropolitan Council	deferred	
1/19/2021	1	Planning and Zoning Committee	approved	
1/5/2021	1	Metropolitan Council	passed on second reading	
1/5/2021	1	Metropolitan Council	public hearing	
12/11/2020	1	Metropolitan Council	advertised	
12/1/2020	1	Metropolitan Council	passed on first reading	
11/24/2020	1	Metropolitan Council	filed	
10/22/2020	1	Planning Commission	approved with conditions, disapproved without	Pass

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 IR to SP zoning for property located at 1414 3rd Avenue North, approximately 100 feet north of Taylor Street (0.95 acres), to permit a mixed use development, all of which is described herein (Proposal No. 2020SP-037-001).

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 IR to SP zoning for property located at 1414 3rd Avenue North, approximately 100 feet north of Taylor Street (0.95 acres), to permit a mixed use development, being Property Parcel No. 125 as designated

on Map 082-09 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 082 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 103 multi-family residential unit and a maximum of 10,000 square feet of non-residential use as permitted by the MUG-A zoning district Short term rental properties - owner occupied and short term rental properties - not owner occupied are prohibited.

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

1. 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.
2. 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.
3. Comply with all conditions and requirements of Metro reviewing agencies.
4. Prior to Final SP application, the applicant shall provide the Metro Planning Department with an updated SP document including a supporting architectural concept exhibit as presented to Germantown Historic Neighborhood Association on February 1, 2021, as shown in Exhibit A.

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

Section 8. Be it further enacted, that this ordinance take effect immediately after its passage and such change be published in a newspaper of general circulation, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

Map & Parcel no. /Owner: Map 082-09, Parcel(s) 125/FFN1414 LLC
Requested by: Smith Gee Studio LLC