



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** BL2021-691      **Name:**

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

**File created:** 3/23/2021      **In control:** Metropolitan Council

**On agenda:** 5/4/2021      **Final action:** 5/4/2021

**Title:** An ordinance authorizing the acquisition of certain right-of-way easements, drainage easements, temporary construction easements and property rights by negotiation or condemnation for use in public projects of the Metropolitan Government, acting by and through the Metropolitan Department of Public Works, for Implementation of Complete Streets SR 1(US-41/Murfreesboro Pike), from I-24 Ramps to Foothill Road, Federal Project No. STP-M-NH-1(372) State Project No. 19PLM-F1-149, PIN 125309.00 (Proposal No. 2021M-012AG-001) and upon acquisition, the conveyances of said easements to the State of Tennessee.

**Sponsors:** Ginny Welsch, Kyonzte Toombs, Kathleen Murphy, Bob Nash

**Indexes:**

**Code sections:**

**Attachments:** 1. BL2021-691 Exhibit

Date	Ver.	Action By	Action	Result
5/5/2021	1	Mayor	approved	
5/4/2021	1	Metropolitan Council	passed on third reading	
4/20/2021	1	Metropolitan Council	passed on second reading	
4/20/2021	1	Public Works Committee	approved	
4/19/2021	1	Planning and Zoning Committee	approved	
4/19/2021	1	Budget and Finance Committee	approved	
4/7/2021	1	Planning Commission	approved	
4/6/2021	1	Metropolitan Council	passed on first reading	

An ordinance authorizing the acquisition of certain right-of-way easements, drainage easements, temporary construction easements and property rights by negotiation or condemnation for use in public projects of the Metropolitan Government, acting by and through the Metropolitan Department of Public Works, for Implementation of Complete Streets SR 1(US-41/Murfreesboro Pike), from I-24 Ramps to Foothill Road, Federal Project No. STP-M-NH-1(372) State Project No. 19PLM-F1-149, PIN 125309.00 (Proposal No. 2021M-012AG-001) and upon acquisition, the conveyances of said easements to the State of Tennessee.

WHEREAS, it is in the public interest that right-of-way easements, drainage easements, temporary construction easements, and property rights (hereto referred to as “easements and property rights”) be acquired by the Metropolitan Government, for use in public projects of the Metropolitan Government, initially for the purposes of PIN 125309.00, Proposal No. 2021M-012AG-001, Implementation of Complete Streets SR 1 (US-41/Murfreesboro Pike); and,

WHEREAS, that said easements and property rights are located on the properties described in Exhibit 1 hereto; and,

WHEREAS, the easements and property rights are further described in the Metropolitan Public Works Department’s plans on file for PIN 125309.00, Proposal No. 2021M-012AG-001, Implementation of Complete

Streets SR 1 (US-41/Murfreesboro Pike); and,

WHEREAS, upon acquisition, Metro will convey to the State of Tennessee, Tennessee Department of Transportation (TDOT), said easements and property rights acquired for PIN 125309.00.

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

Section 1. The Metropolitan Government of Nashville and Davidson County, by and through the Director of Public Property Administration, is hereby authorized to acquire by negotiation or condemnation the following described easements and property rights for use in public projects of the Metropolitan Government, initially for purposes of PIN 125309.00, Proposal No. 2021M-012AG-001, Implementation of Complete Streets SR 1 (US-41/Murfreesboro Pike), the same being for a public purpose and the public convenience requiring it.

Section 2. The easements and property rights to be acquired are described in the Metropolitan Public Works Department's plans on file for PIN 125309.00, Proposal No. 2021M-012AG-001, Implementation of Complete Streets SR 1 (US-41/Murfreesboro Pike), and located on the property described in Exhibit 1 hereto, which plans and Exhibit are incorporated herein.

Section 3. The Director of Public Property Administration or his/her designee, upon acquisition of said easements and property rights, is authorized to convey such interest as the Metropolitan Government may have in said easements acquired for PIN 125309.00, to the State of Tennessee.

Section 4. The Director of Public Property Administration or his/her designee, when it is deemed necessary to acquire easements on a state route by eminent domain, is hereby authorized to request that the State Attorney General's Office initiate condemnation proceedings.

Section 5. All necessary and incidental costs of the easements and property rights herein authorized to be acquired shall be paid from funds authorized from Fund No. 40017 and Business Unit No. 42408017.

Section 6. This ordinance shall take effect from and after its final passage, the welfare of the Metropolitan Government of Nashville and Davidson County, Tennessee, requiring it.

#### Analysis

This ordinance authorizes the acquisition of easements for properties located along Murfreesboro Pike from the I-24 exit ramps to Foothills Drive. These easements are needed for the construction of a sidewalk project. The estimated cost for the right-of-way easements is \$450,000, 80% of which (\$360,000) will be paid by the federal government and 20% (\$90,000) by Metro. Upon acquisition, the easements will be transferred to the State of Tennessee.

This ordinance has been approved by the planning commission.