



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: BL2021-773 **Name:**

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

File created: 5/20/2021 **In control:** Metropolitan Council

On agenda: 7/20/2021 **Final action:** 7/20/2021

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 MUL-A to SP zoning for properties located at 943, 945, and 947 Woodland Street, to permit a mixed use development, all of which is described herein (Proposal No. 2021SP-035-001).

Sponsors: Brett Withers

Indexes:

Code sections:

Attachments: 1. Substitute BL2021-773, 2. BL2021-773 Plans, 3. BL2021-773 Sketch, 4. Sub BL2021-773 Amendment

| Date | Ver. | Action By | Action | Result |
|-----------|------|-------------------------------|---|--------|
| 7/23/2021 | 3 | Metropolitan Council | effective | |
| 7/21/2021 | 3 | Mayor | approved | |
| 7/20/2021 | 2 | Metropolitan Council | passed on third reading as amended | |
| 7/20/2021 | 3 | Metropolitan Council | amended | |
| 7/19/2021 | 1 | Planning and Zoning Committee | approved with an amendment | |
| 7/6/2021 | 1 | Metropolitan Council | passed on second reading | |
| 7/6/2021 | 2 | Metropolitan Council | substituted | |
| 7/6/2021 | 1 | Metropolitan Council | public hearing | |
| 6/4/2021 | 1 | Metropolitan Council | advertised | |
| 6/1/2021 | 1 | Metropolitan Council | passed on first reading | |
| 5/27/2021 | 1 | Planning Commission | approved with conditions, disapproved without | |
| 5/25/2021 | 1 | Metropolitan Council | filed | |

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 MUL-A to SP zoning for properties located at 943, 945, and 947 Woodland Street, to permit a mixed use development, all of which is described herein (Proposal No. 2021SP-035-001).

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 MUL-A to SP zoning for properties located at 943, 945, and 947 Woodland Street, to permit

a mixed use development, being Property Parcel Nos. 352, 353, 354 as designated on Map 082-12 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 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:

Residential Uses:

- multi-family residential

Non-Residential Uses:

- personal instruction
- general office
- financial institution
- medical office
- ATM
- personal care & services
- restaurant, take-out
- retail
- multi-media production
- artisan manufacturing

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

1. 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.
2. Comply with all conditions and requirements of Metro reviewing agencies.
3. All non-residential uses, excluding accessory uses to the multi-family use, shall be restricted to the ground floor.
4. The 4th floor shall be stepped back a minimum of 15 feet from the Woodland Street frontage.
5. This property shall not be eligible for short-term rental property (STRP) permits under Section 6.28.030 of the Metropolitan Code of Laws. Short Term Rental Property (STRP) - Owner Occupied and Short Term Rental Property (STRP) - Not Owner Occupied uses shall be prohibited.

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 MUL-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.