



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** BL2021-947

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

**File created:** 9/24/2021 **In control:** Metropolitan Council

**On agenda:** 12/7/2021 **Final action:** 12/7/2021

**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 amending the Brinkley Property Specific Plan for property located at 9287 Barco Drive, at the southwest corner of Lacebark Drive and Barco Drive, zoned SP (0.16 acres), to convert an open space lot to a single family residential lot for a total of 104 single family residential lots, all of which is described herein (Proposal No. 2015SP-068-004).

**Sponsors:** John Rutherford

**Indexes:**

**Code sections:**

**Attachments:** 1. BL2021-947 Plans, 2. BL2021-947 Sketch

Date	Ver.	Action By	Action	Result
12/17/2021	1	Metropolitan Council	effective	
12/8/2021	1	Mayor	approved	
12/7/2021	1	Metropolitan Council	passed on third reading	
11/16/2021	1	Metropolitan Council	passed on second reading	
11/15/2021	1	Planning and Zoning Committee	approved	
11/2/2021	1	Metropolitan Council	public hearing	
11/2/2021	1	Metropolitan Council	deferred	
10/8/2021	1	Metropolitan Council	advertised	
10/5/2021	1	Metropolitan Council	passed on first reading	
9/28/2021	1	Metropolitan Council	filed	
8/26/2021	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 amending the Brinkley Property Specific Plan for property located at 9287 Barco Drive, at the southwest corner of Lacebark Drive and Barco Drive, zoned SP (0.16 acres), to convert an open space lot to a single family residential lot for a total of 104 single family residential lots, all of which is described herein (Proposal No. 2015SP-068-004).

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 amending the Brinkley Property Specific Plan for property located at 9287 Barco Drive, at the southwest corner of Lacebark Drive and Barco Drive, zoned SP (0.16 acres), to convert an open space lot to a single family residential lot for a total of 104 single family residential lots, being Property Parcel No. 900 as designated on Map 181-07 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 181 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 1 single-family residential unit for a total of 104 single-family units within the entirety of this SP.

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

1. The conditions of BL2017-848 apply unless specifically modified through this application
2. Corner lots on local streets shall not take vehicular access from the street which the home primarily fronts, but shall be from the side of house unless site conditions make side access impractical. If planning staff finds that side access is not practical, then vehicular access may be permitted from street which the home fronts.
3. Any garage facing a primary street frontage shall be recessed at least five feet from the front façade.
4. Street trees are required. The location shall be determined with the final site plan.
5. 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.
6. 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.
7. Comply with all conditions and requirements of Metro reviewing agencies.

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 RS5 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.

