



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: BL2021-1054 **Name:**

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

File created: 12/14/2021 **In control:** Metropolitan Council

On agenda: 1/18/2022 **Final action:** 1/18/2022

Title: An ordinance approving an Agreement by and between the Metropolitan Government, CSX Transportation, Inc., and Nashville Phase II Property Holder LLC for the construction of roadway and Quiet Zone improvements at the Chestnut Street and 4th Avenue South railroad crossings.

Sponsors: Colby Sledge, Freddie OConnell

Indexes:

Code sections:

Attachments: 1. Agreement

Date	Ver.	Action By	Action	Result
1/24/2022	1	Mayor	approved	
1/18/2022	1	Metropolitan Council	passed on third reading	
1/4/2022	1	Metropolitan Council	passed on second reading	
1/4/2022	1	Transportation and Infrastructure Committee	approved	
12/21/2021	1	Metropolitan Council	passed on first reading	
12/14/2021	1	Metropolitan Council	filed	

An ordinance approving an Agreement by and between the Metropolitan Government, CSX Transportation, Inc., and Nashville Phase II Property Holder LLC for the construction of roadway and Quiet Zone improvements at the Chestnut Street and 4th Avenue South railroad crossings.

WHEREAS, Nashville Phase II Property Holder LLC (“Developer”) proposes, at its sole expense, to construct proposed Quiet Zone and roadway improvements at Chestnut Street and 4th Avenue South, MP 00J-1.29, 00J -1.83, DOT# 340948F, 340949M, Nashville Zone, Nashville Terminal Subdivision (the “Project”); and

WHEREAS, CSX Transportation, Inc. (CSXT) is willing to cooperate with Developer and the Metropolitan Government of Nashville and Davidson County, by and through the Nashville Department of Transportation (“Metro”), regarding the construction of the Project as described in the agreement attached hereto as Exhibit A and incorporated herein by reference (the “Agreement”); and

WHEREAS, pursuant to the terms of the Agreement, all of the permanent aspects of the Project will be dedicated to Metro upon completion and Metro’s satisfactory inspection of the Project; and

WHEREAS, it is in the best interest of Metro that the Project be completed.

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

Section 1. That the Agreement with CSXT and the Developer for the construction of the Project is hereby approved, and that the Metropolitan Mayor is authorized to execute the same.

Section 2. That any amendments, renewals, or extension of the terms of the Agreement may be approved by resolution of the Metropolitan Council.

Section 3. That this ordinance shall take effect from and after its passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

Analysis

This ordinance approves an agreement between the Metropolitan Government, CSXS Transportation, Inc. (CSXT), and Nashville Phase II Property Holder LLC (Developer) for the construction of roadway and Quiet Zone improvements at the Chestnut Street and 4th Avenue South railroad crossings.

Pursuant to the agreement, the Developer would construct proposed quiet zone and roadway improvements at Chestnut Street and 4th Avenue. The Developer would perform work related to roadway improvements. CSXT would perform work related to signal warning system upgrades, construction monitoring, inspection, review, and flagging, and other services identified in the agreement. After completion and inspection of the project, Metro would accept the project within Metro's right of way and be responsible for maintenance. All work would be completed by December 31, 2025.