



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** BL2022-1417      **Name:**

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

**File created:** 8/16/2022      **In control:** Transportation and Infrastructure Committee

**On agenda:** 10/4/2022      **Final action:** 10/4/2022

**Title:** An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing stormwater drainage easement rights, for property located at 30 Peabody Street (Proposal No. 2022M-105ES-001).

**Sponsors:** Freddie OConnell, Brett Withers, Russ Pulley

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit

Date	Ver.	Action By	Action	Result
10/5/2022	1	Mayor	approved	
10/4/2022	1	Metropolitan Council	passed on third reading	
9/20/2022	1	Metropolitan Council	passed on second reading	
9/20/2022	1	Transportation and Infrastructure Committee	approved	
9/19/2022	1	Planning and Zoning Committee	approved	
9/6/2022	1	Metropolitan Council	passed on first reading	
8/30/2022	1	Metropolitan Council	filed	
7/29/2022	1	Planning Commission	approved	

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing stormwater drainage easement rights, for property located at 30 Peabody Street (Proposal No. 2022M-105ES-001).

WHEREAS, easement rights in three specific areas for an existing stormwater drainage easement as designated under the Declaration of Restrictions and Conditions For Stormwater Facilities and Systems LTMP (inst. 20120529-0045849, Davidson County Register of Deeds), for property located at 30 Peabody Street, are no longer needed; and,

WHEREAS, the abandonment has been requested by PR II/SH Peabody Union Apartment Owners, LLC, owner; and,

WHEREAS, the Metropolitan Planning Commission approved mandatory referral No. 2022M-105ES-001, on July 29, 2022, for the abandonment of said stormwater drainage easement rights in only the three areas shown on Exhibit 1.

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 is authorized to abandon easement rights in three specific areas for an existing stormwater drainage easement as designated under the

Declaration of Restrictions and Conditions For Stormwater Facilities and Systems LTMP (inst. 20120529-0045849, Davidson County Register of Deeds), as shown below and on Exhibit 1, which is attached hereto and incorporated by reference.

Map & Parcel:

Address:

09311025600

30 Peabody Street

Section 2. The Directors of Water and Sewerage Services and Public Property Administration are authorized to execute such documents as may be necessary and appropriate to carry out the abandonment authorized by this ordinance.

Section 3. Amendments to this legislation shall be approved by resolution.

Section 4. This ordinance shall take effect from and after its final passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

### Analysis

This ordinance abandons easement rights in three specific areas for an existing stormwater drainage easement as designated under the Declaration of Restrictions and Conditions For Stormwater Facilities and Systems LTMP for property located at 30 Peabody Street.

This has been approved by the Planning Commission. Future amendments to this legislation may be approved by resolution.

*Fiscal Note: This ordinance has no cost to Metro. Abandoned easements have no market value according to the Department of Metro Water Services.*