

Government of Nashville and Davidson County.

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

Section 1. Execution and recording of the Notice of Land Use Restrictions (Exhibit 1) is hereby approved.

Section 2. Execution of the Property Assessment and Warranty (Exhibit 2) is hereby approved.

Section 3. The Metropolitan Mayor or designee is authorized to execute such additional reasonable and customary documents as necessary to carry out the intent of this resolution.

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

Analysis

This resolution approves the execution of certain documents in connection with a streambank restoration project for a portion of Shelby Park.

The Metropolitan Government has undertaken certain process improvement projects on the site of the Omohundro Water Treatment Plant intended to increase the capacity of the plant to produce potable water. This project will adversely affect a stream on the Omohundro site, which will be offset with a stream improvement in Shelby Park.

The resolution under consideration approves the execution and recording of a Notice of Land Use Restrictions. This document outlines the land use restrictions for activities within the protected mitigation area in Shelby Park.

In addition, the resolution approves the execution of a property assessment and warranty. This document provides a summary and explanation of each recorded or unrecorded lien or encumbrance on, or interest in, the property to be protected in Shelby Park for the benefit of the U.S. Army Corps of Engineers.

The resolution further authorizes the Mayor, or a designee, to execute any additional documents that would be necessary to carry out the intent of the resolution.

Fiscal Note: The Department of Water and Sewerage Services will pay the preliminary construction cost estimate of \$376,835 for the mitigation of the Shelby Park streambank restoration project and will be responsible for the operation, upkeep, and maintenance of the mitigation area.