



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** RS2024-767

**Type:** Resolution      **Status:** Passed

**File created:** 9/19/2024      **In control:** Metropolitan Council

**On agenda:** 10/1/2024      **Final action:** 10/1/2024

**Title:** A resolution to amend Ordinance No. BL2023-1801, as amended, to authorize The Metropolitan Government of Nashville and Davidson County to abandon additional linear feet of public sanitary sewer main and public sewer manhole, to modify the linear feet of sanitary sewer main to be lowered, and to accept additional linear feet of new public sanitary sewer main and new public sanitary sewer manholes, for two properties located at 30 and 90 Peabody Street, also known as Peabody Union Sewer (MWS Project No. 21-SL-221 and Proposal No. 2023M-208ES-004).

**Sponsors:** Jacob Kupin, Jennifer Gamble, Sean Parker

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit

Date	Ver.	Action By	Action	Result
10/2/2024	1	Mayor	approved	
10/1/2024	1	Metropolitan Council	adopted	
9/30/2024	1	Transportation and Infrastructure Committee	approved	
9/30/2024	1	Planning and Zoning Committee	approved	
9/24/2024	1	Metropolitan Council	filed	
8/20/2024	1	Planning Commission	approved	

A resolution to amend Ordinance No. BL2023-1801, as amended, to authorize The Metropolitan Government of Nashville and Davidson County to abandon additional linear feet of public sanitary sewer main and public sewer manhole, to modify the linear feet of sanitary sewer main to be lowered, and to accept additional linear feet of new public sanitary sewer main and new public sanitary sewer manholes, for two properties located at 30 and 90 Peabody Street, also known as Peabody Union Sewer (MWS Project No. 21-SL-221 and Proposal No. 2023M-208ES-004).

WHEREAS, Ordinance No. BL2023-1801, approved May 8, 2023, and amended by Resolution No. RS2024-317, approved March 20, 2024, and Resolution RS2024-432, approved May 13, 2024, authorized the abandonment of approximately 222 linear feet of existing eight-inch sanitary sewer main, the lowering of approximately 116 linear feet of existing eight-inch sanitary sewer main, and the acceptance of approximately 709 linear feet of new 12-inch sanitary sewer main, six sanitary sewer manholes and the lining of two existing sanitary sewer manholes, for two properties located at 30 and 90 Peabody Street, also known as Peabody Union Sewer; and ,

WHEREAS, the abandonment of approximately an additional 151 linear feet of existing eight-inch sanitary sewer mains and one sanitary sewer manhole and the acceptance approximately an additional 115 linear feet of new eight-inch sanitary sewer mains and two new sanitary sewer manholes, are needed to construct Project No. 21-SL-221; and,

WHEREAS, the lowering of approximately 101 linear feet of existing eight-inch sanitary sewer main, are no

longer needed to construct Project No.21-SL-221; and,

WHEREAS, the Metropolitan Planning Commission approved mandatory referral No. 2023M-208ES-004 on August 20, 2024, for revisions to the previous mandatory referrals; and,

WHEREAS, Ordinance No. BL2023-1801 provides that amendments to the legislation shall be approved by resolution.

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

Section 1. That Ordinance No. BL2023-1801 is hereby amended by deleting Section 1 in its entirety and replacing it with the following:

The Metropolitan Government of Nashville and Davidson County is authorized to abandon approximately 373 linear feet of existing eight-inch sanitary sewer main and one sanitary sewer manhole, to lower approximately 15 linear feet of existing eight-inch sanitary sewer main, and to accept approximately 115 linear feet of new eight-inch sanitary sewer mains (PVC), approximately 709 linear feet of new 12-inch sanitary sewer mains (PVC), eight new sanitary sewer manholes and two rehabilitated sanitary sewer manholes, for two properties located at 30 and 90 Peabody

Street, also known as Peabody Union Sewer, as shown below and on Exhibit 1, which is attached hereto and incorporated by reference:

Map & Parcel:	Address:
09311025600	30 Peabody Street
09311002700	90 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 and acceptance authorized by this resolution.

Section 3. This resolution shall take effect upon passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

### Analysis

Ordinance No. BL2023-1801 was approved by the Metropolitan Council on May 2, 2023, and amended by Resolution No. RS2024-317 on March 19, 2024, and Resolution No. RS2024-432 on May 7, 2024. The legislation authorized the acceptance of approximately 756 linear feet of existing eight-inch sanitary sewer mains and one sanitary sewer main, the lowering of approximately 116 linear feet of existing eight-inch sanitary sewer main, and the acceptance of approximately 738 linear feet of new 12-inch sanitary sewer main, four sanitary sewer manholes and lining of four existing sanitary sewer manholes for two properties located at 30 and 90 Peabody Street, also known as Peabody Union Sewer. BL2023-1801 provided that amendments to the ordinance may be approved by resolution.

Resolution No. RS2024-317 approved the abandonment of an existing sanitary sewer manhole and accepted approximately 260 linear feet of new 12-inch sanitary sewer main, lowering of approximately 116 linear feet of existing eight-inch sanitary sewer main, two additional sanitary sewer manholes and lining of four existing sanitary sewer manholes. The resolution further provided that the previously approved abandonment of

approximately 100 linear feet of existing eight-inch sanitary sewer mains and easements, and acceptance of approximately 116 linear feet of new eight-inch sanitary sewer main (PVC) and approximately 262 linear feet of new 15-inch sanitary sewer main (DIP) were no longer needed to complete the project and would be removed from the ordinance.

Resolution No. RS2024-432 approved the acceptance of two additional new public sanitary sewer manholes and provided that the previously approved abandonment of approximately 534 linear feet of existing eight-inch sanitary sewer main, an existing sanitary sewer manhole, the lining of two existing sanitary sewer manholes, and acceptance of approximately 29 linear feet of new 12-inch sanitary sewer main were no longer needed to complete the project and would be removed from the ordinance.

For the resolution under consideration, the Metropolitan Government has determined that the additional abandonment of approximately 151 linear feet of existing eight-inch sanitary sewer mains and one sanitary sewer manhole and the acceptance approximately an additional 115 linear feet of new eight-inch sanitary sewer mains and two new sanitary sewer manholes, are needed to construct this project. In addition, the lowering of approximately 101 linear feet of existing eight-inch sanitary sewer main, are no longer needed to complete the project and would be removed from the ordinance.

This request has been approved by the Planning Commission.