



# Metropolitan Nashville and Davidson County, TN

## Legislation Text

---

**File #:** RS2021-775, **Version:** 1

---

A resolution authorizing the acquisition and removal of an additional 11 flood-prone properties and revising estimated property acquisition costs to the previously approved 45 flood-prone properties in the Sevenmile Creek watersheds. (MWS Project No. 19-SWC-214 and Proposal Number 2019M-014PR-002)

WHEREAS, The Metropolitan Council previously enacted Resolution RS2020-626 which approved the Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services, to enter into amendment one to an agreement with the United States Department of the Army for the Sevenmile Creek Flood Risk Management Project in Davidson County, Tennessee; and,

WHEREAS, Resolution RS2020-626 specified the additional 11 flood-prone properties in the Sevenmile Creek watershed, would be identified in separate legislation; and,

WHEREAS, Resolution RS2020-626 revised the estimated property acquisition costs to the previously approved 45 flood-prone properties in the Sevenmile Creek watersheds; and,

WHEREAS, Resolution RS2020-626 provides that the United States Department of the Army and the Metropolitan Government of Nashville and Davidson County will jointly fund the cost of the project; and,

WHEREAS, United States Department of the Army has identified and provided to the Department of Water and Sewerage Services the specific parcels to be acquired, a copy of which including details on the specific parcels, is attached hereto (Exhibits 1 and 2); and,

WHEREAS, the Department of Water and Sewerage Services has provided the budgeted property costs for each acquisition and will acquire properties in stages within the estimates approved by RS2020-626; and,

WHEREAS, The Metropolitan Planning Commission approved mandatory referral No. 2019M-014PR-002 on December 4, 2020, for acquisition of the property; and,

WHEREAS, it is to the benefit of the citizens of The Metropolitan Government of Nashville and Davidson County that that the Department of Water and Sewerage Services be authorized to acquire and demolish the specific properties included in the agreement.

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

Section 1. That, notwithstanding the provisions of Section 2.24.250.F of the Metropolitan Code to the contrary, Department of Water and Sewerage Services is hereby authorized to acquire interests in the real property identified by the United States Department of the Army, attached hereto and incorporated herein, and to execute all other necessary actions pursuant to the Sevenmile Creek Flood Risk Management Project.

Section 2. That 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 authorizes the acquisition and removal of an additional 11 flood-prone properties and revises estimated property acquisition costs to the previously approved 45 flood-prone properties in the Sevenmile Creek watershed.

The Metropolitan Council approved Resolution No. RS2020-626 to approve amendment one to an agreement with the U.S. Department of the Army for the Sevenmile Creek Flood Risk Management Project in Davidson County. That resolution noted that 11 additional flood-prone properties in the Sevenmile Creek watershed would be identified in separate legislation.

These 11 additional properties are all in Council District 26, with one property on Cathy Jo Drive, eight properties on Elysian Fields Road, and two properties on West Durrett Drive.

This has been approved by the planning commission.

*Fiscal Note: The total cost to acquire the 11 additional properties is \$3,441,145. The cost includes the survey, appraisal, acquisition costs, closing attorney fees, environmental assessment, abatement, termination of water and sewer, demolition and restoration.*