



# Metropolitan Nashville and Davidson County, TN

## Legislation Text

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**File #:** BL2024-519, **Version:** 1

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An ordinance approving an amended and restated agreement for a grant of a greenway conservation easement between the Metropolitan Government of Nashville and Davidson County, through the Metropolitan Board of Parks and Recreation, and Byline Property Owner, LLC for greenway improvements between 2<sup>nd</sup> Avenue North and 1<sup>st</sup> Avenue North, north of Van Buren Street and particularly on Parcels 08205013400, 08205013900, 08205014000, and 08205013300 (Proposal No. 2024M-106ES-001).

WHEREAS, Byline Nashville, LLC ("Owner") owns property located at 0 2<sup>nd</sup> Avenue North (Parcel No. 08205013400), 0 1<sup>st</sup> Avenue North (Parcel No. 08205013900), 100 Van Buren Street (Parcel No. 08205014000), and 1500 2<sup>nd</sup> Avenue North (Parcel No. 08205013300); and,

WHEREAS, pursuant to the amended and restated greenway conservation easement agreement attached hereto as Exhibit A, Owner proposes to donate and the Metropolitan Government proposes to accept a conservation greenway easement; and,

WHEREAS, pursuant to Tenn. Code Ann. § 66-9-305 and Metropolitan Charter § 2.01, the Metropolitan Government may accept donations of property interests for the purpose of establishing greenways and providing the public with recreational opportunities in natural areas; and,

WHEREAS, the acceptance of the amended and restated greenway conservation easement agreement hinges on compliance with the specific plan approvals and Parks approval of the design and construction of the project; and,

WHEREAS, it is in the best interest of The Metropolitan Government of Nashville and Davidson County that this amended and restated greenway conservation easement agreement be approved.

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

Section 1. That the agreement attached hereto as Exhibit A and incorporated herein is hereby approved, and the Director of Public Property is authorized to execute the same.

Section 2. The Director of Public Property, or his designee, is authorized to accept and record the greenway conservation easement agreement and to take such reasonable actions as may be necessary to carry out the intent of this ordinance.

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

### Analysis

This ordinance approves an amended and restated agreement for the grant of a greenway conservation easement between the Metropolitan Board of Parks and Recreation and Byline Property Owner, LLC ("Byline") for greenway improvements between 2<sup>nd</sup> Avenue North and 1<sup>st</sup> Avenue North, north of Van Buren Street.

Byline owns property at 0 2<sup>nd</sup> Avenue North, 0 1<sup>st</sup> Avenue North, 100 Van Buren Street, and 1500 2<sup>nd</sup> Avenue North. Byline proposes to donate a greenway conservation easement across these properties to the

Metropolitan Board of Parks and Recreation.

A greenway conservation easement was previously granted in 2007. That easement agreement would be superseded by this easement agreement.

Pursuant to Tennessee Code Annotated section 66-9-305 and Metropolitan Charter section 2.01, the Metropolitan Government may accept donations of property interests for the purpose of establishing greenways and providing the public with recreational opportunities in natural areas.

This ordinance has been approved by the Planning Commission.