

ORDINANCE NO. _____

An ordinance authorizing the abandonment of a portion of Newsom Station Road right-of-way between Newsom Station Road and Interstate I-40. (Proposal Number 2026M-001AB-001).

WHEREAS, Branstetter Legacy Partners LLC (“Applicant”) has requested that an old section of Newsom Station Road between Newsom Station Road and Interstate I-40 be abandoned;

WHEREAS, upon abandonment of said right-of-way, applicant, who is the owner of both sides of the right-of-way, has committed to maintain a perpetual access easement to the existing cemetery; and,

WHEREAS, the right-of-way proposed for abandonment is of no further use for Metropolitan Government of Nashville and Davidson County purposes.

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

Section 1. That abandonment of approximately 0.22 miles of Newsom Station Road right-of-way between Newsom Station Road and I-40, as depicted on the maps attached hereto and incorporated by reference, is hereby approved.

Section 2. That utility easements are herein retained by the Metropolitan Government of Nashville and Davidson County, its agents, servants, and/or contractors and utility companies operating under franchise(s) from the Metropolitan Government for the right to enter, construct, operate, maintain, repair, rebuild, enlarge, and patrol its now existing or future utilities, including drainage facilities, together with their appurtenances, and to do any and all things necessary and incidental thereto.


Section 3. In the event there is proposed any construction over, above, or under said existing utilities, that said construction shall have the approval of the Director of Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) and/or the Director of Water and Sewerage Services, together with the approval of any other pertinent departments of the Metropolitan Government or other governmental agency, including the Nashville Electric Service.

Section 4. That the Director of NDOT be and hereby is authorized and directed, upon the enactment and approval of this ordinance, to cause said change to be made on the Geographic Information Systems (GIS) Street and Alley Centerline Layer for the Metropolitan Government of Nashville and Davidson County, and to make notation thereon of reference to the date of passage and approval of this amendatory ordinance.

Section 5. Amendments to this legislation may be approved by resolution.

Section 6. This ordinance shall take effect from and after its passage, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

RECOMMENDED BY:

DocuSigned by:

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Phillip Jones, Interim Director
Nashville Department of Transportation
and Multimodal Infrastructure

INTRODUCED BY:

APPROVED AS TO FORM AND LEGALITY:

DocuSigned by:

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Assistant Metropolitan Attorney

Member(s) of Council

Nashville Department of Transportation & Multimodal Infrastructure
750 South 5th Street ♦ Nashville, TN 37206 ♦ (615) 862-8750 ♦ www.nashville.gov/pw

Mandatory Referral Application: PERMANENT *Street / Alley Closure*

*** Before filing this application, please review checklist on the back of this application. ***

Mandatory Referral Project No. _____ Date Submitted: _____
(Metro Planning staff assigns project #)

Closure Type:

- Street
 Alley

Easements:

- Retain utilities
 Abandon utilities & relocate at applicant's expense

STREET / ALLEY LOCATION: Street Name(s) / Alley Number(s) A remnant section of the old Newsom Station Road right-of-way that has since been relocated

Street / Alley Located Between? Newsom Station Road and Interstate I-40

Reason for Closure:

This portion of Newsom Station Road was re-routed as part of the development of the Boone Trace subdivision and the old road is no longer being maintained by the city. This section of right-of-way has become a place to dump trash, old cars, couches, and construction debris.
Branstetter Legacy Partners LLC, who owns both sides of this right-of-way, has committed to maintain a perpetual access easement to the existing cemetery.

Applicant: All correspondence will be mailed to the applicant.

- Architect Engineer Property Owner Other:




Name: <u>Branstetter Legacy Partners LLC</u>		Filing Fee (All application fees are non-refundable)	
Business: <u>SRVH Law, Attn: Dewey Branstetter</u>		Street / Alley Closure \$300.00	
Address: <u>1600 West End Avenue, Suite 1750</u>		Amount paid: \$ 300	
City: <u>Nashville</u>	State: <u>TN</u>	Zip: <u>37203</u>	Accepted by: <u>S CAIN</u>
Phone: <u>(615) 300-4061</u>		Date: <u>12-9-2025</u>	
Fax: <u>(615) 251-7016</u>			
E-mail: <u>DBranstetter@srvhlaw.com</u>			

Applicant's Signature: 
MEMBER - BRANSTETTER LEGACY PARTNERS, LLC

SIGNATURE(S)

(copy this sheet if needed for additional signatures)

As the owner(s) of property, I/we agree to the submission of this mandatory referral application to the Nashville Department of Transportation for a street and/or alley closure. We live adjacent to this street/alley and/or we consider ourselves an affected property owner.

<u>Printed Name & Signature (required)</u>	<u>Address</u>	<u>Phone #</u>	<u>Map</u>	<u>Parcel</u>
Branstetter Legacy Partners LLC 153 Cheek Road Nashville, Tennessee 37205 Attn: Dewey Branstetter Email: dbranstetter@srvhlaw.com 	0 Newsom Station Road	(615) 300-4061	140-000	005.00
Branstetter Legacy Partners LLC 153 Cheek Road Nashville, Tennessee 37205 Attn: Dewey Branstetter Email: dbranstetter@srvhlaw.com 	9005 Newsom Station Rd	(615) 300-4061	126-000	069.00
Branstetter Legacy Partners LLC 153 Cheek Road Nashville, Tennessee 37205 Attn: Dewey Branstetter Email: dbranstetter@srvhlaw.com 	0 Newsom Station Road	(615) 300-4061	140-000	006.00
CEMETERY <div style="border: 1px solid red; padding: 2px; color: red; font-weight: bold;">NO SIGNATURE PER CM SPAIN</div>	OLD CEMETERY		140	044.00

AFFIDAVIT OF C. DEWEY BRANSTETTER, JR.

I, C. Dewey Branstetter, Jr. hereby attest that I have the authority to sign on behalf of the entity below and as much am authorized to sign on its behalf regarding authorization of the abandonment of a remnant section of the old Newsom Station Road right-of-way that has since been relocated between Newsom Station Road and Interstate I-40.


Legal Name of Business Entity: Branstetter Legacy Partners, LLC

Business Entity Registered in: Davidson County, Tennessee

Printed Name of Person Authorized to Sign: C. Dewey Branstetter, Jr.

OATH

I, C. Dewey Branstetter, Jr., make oath that the foregoing information and allegations are true and correct to the best of my knowledge, information and belief and that I am entitled to the relief requested and that the same is not filed out of levity or for any illegal or unjust purpose.



C. Dewey Branstetter, Jr.
Member of Branstetter Legacy Partners, LLC

Sworn to and subscribed before me on this 9th day of December, 2025.


Notary Public

My Commission Expires: October 4, 2027



