



**Metropolitan Council**

**PROPOSED AMENDMENT TO  
RESOLUTION, AMENDMENTS  
TO ORDINANCES, AND  
SUBSTITUTE ORDINANCES TO  
BE FILED WITH THE METRO  
CLERK**

**FOR THE COUNCIL MEETING OF  
TUESDAY, DECEMBER 18, 2018**

AMENDMENT NO. \_\_\_\_  
TO  
RESOLUTION NO. RS2018-1455

Mr. President –

I move to amend Resolution No. RS2018-1455 by deleting the Exhibit A in its entirety and replacing it with the attached Exhibit A.

INTRODUCED BY:

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Jonathan Hall  
Member of Council

**Exhibit A**

Not to Exceed Amount

- Projects in Council District 1
  - ~~Nashville Community Care & Rehabilitation Center at Bordeaux~~
  - ~~Bordeaux Redevelopment District~~
  - ~~Joelton Stormwater infrastructure and projects~~
  - ~~Road projects and maintenance~~
  - ~~Other necessary public infrastructure improvements~~
  - Stormwater – Capital Construction/Remedial Maintenance (09WS0025)
  - Pavement on Buena Vista Pike (19DS0028)
  - Bus Shelter on Kings Lane (19DS0084)
  - Infrastructure for Bordeaux Workforce Housing (18HA0003)
  - Total** **\$15,000,000**
  
- Projects in Council Districts containing R/ECAPs
  - Sidewalk projects \$~~2,000,000~~ 2,100,000
    - Sidewalk Project - Formosa St (18HA0005)
    - Sidewalks On 9th Avenue from John Early Middle School to Kellow Street (19DS0042)
    - Sidewalks on N 12th St from Seymour to Terminus (19DS0054)
    - Sidewalks on Seymour Ave - From N 12th St to N 14th St (19DS0055)
  - Road projects \$~~3,000,000~~ 2,900,000
    - Moormans Arm Road and Whites Creek Pike Turn Lane Improvements (19DS0053)
    - Lebanon Pike/Old Lebanon Pike Intersection (19DS0061)
    - Blackman Road at Edmondson Pike Intersection (19DS0011)
  - Stormwater projects \$5,000,000
    - Stormwater – Capital Construction/Remedial Maintenance (09WS0025)
  - Other necessary public infrastructure improvements
  - Total** **\$10,000,000**
  
- Total** **\$25,000,000**

AMENDMENT NO. \_\_\_\_

TO

ORDINANCE NO. BL2018-1363

Mr. President:

I move to amend Ordinance No. BL2018-1363 by deleting Section 4, condition number 2, in its entirety and substituting in lieu thereof the following condition:

"2. Sidewalks 6 feet in width and a planting strip 6 feet in width shall be installed along site frontage on Currey Road and continuing along Currey Road to McGavock Pike. Sidewalks 6 feet in width and a planting strip 6 feet in width shall be installed along McGavock Pike from Currey Road to Tara Ann Court. Sidewalk improvements consistent with local standards shall be installed along the new proposed public road."

INTRODUCED BY:

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Holly Huevo  
Member of Council

AMENDMENT NO. \_\_\_\_\_  
TO  
ORDINANCE NO. BL2018-1406

Mr. President –

I move to amend Ordinance No. BL2018-1406 as follows:

I. By amending Section 1 by deleting it in its entirety and substituting therefore the following:

Section 1. That Metropolitan Code Section 10.20.110(A) - Container requirements, ownership and use; scavenging -- is hereby amended by deleting ~~from the last sentence of the section the following language: "so as to not be visible from a public street."~~ it in its entirety and substituting therefore the following:

A. At all times, it shall be the duty of the owner of every premises where garbage is created or accumulated to keep or cause to be kept a sufficient number of containers approved by the director for the deposit of Garbage generated on the premises. Lids or covers must be provided for all such containers and they shall be kept tightly closed at all times other than when garbage is being deposited therein or removed therefrom. Containers may be placed for collection along public alleys, streets and sidewalks only between the hours of 7:00 ~~a.m.~~ p.m. on the day prior to the scheduled collection day and 7:00 p.m. on the scheduled collection day. At all other times, containers must be stored at a location at the rear or side of the premises or at a location approved by the Director so as to not be ~~visible from~~ on a public street.

Section 2. This Ordinance shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

INTRODUCED BY:

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Freddie O'Connell

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Burkley Allen  
Members of Council

AMENDMENT NO. \_\_\_\_\_  
TO  
ORDINANCE NO. BL2018-1419

Mr. President –

I move to amend Ordinance No. BL2018-1419 as follows:

I. By amending Section 1 by deleting proposed subsection 4.46.030.G in its entirety and substituting therefore the following:

G. Evaluation of Compliance: Pursuant to Section 4.46.080, prior to issuing a notice of award, the BAO shall review a Bid when the Purchasing Agent has reached an intent to award. No notice of award of contract shall be issued by the Purchasing Agent unless and until the BAO has reviewed the corresponding Bid.

INTRODUCED BY:

\_\_\_\_\_  
Sharon Hurt  
Member of Council

**SUBSTITUTE ORDINANCE NO. BL2018-1420**

**An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to acquire temporary and permanent easements through negotiation, condemnation and acceptance, for the Clean Water Nashville Hurricane Creek Pipe Improvement Project for 18 properties located along Murfreesboro Road, Hurricane Creek Boulevard, J P Hennessy Drive, Heil Quaker Boulevard, Bridgestone Parkway and Firestone Parkway in Davidson County and 10 properties located along Waldron Road, Old Waldron Road, International Boulevard, and Bridgestone Parkway in Rutherford County (Project No. 11-SC-0116 and Proposal No. 2017M-068ES-001).**

WHEREAS, the negotiation, condemnation and acceptance of temporary and permanent easements for 18 properties located along Murfreesboro Road, Hurricane Creek Boulevard, J P Hennessy Drive, Heil Quaker Boulevard, Bridgestone Parkway and Firestone Parkway in Davidson County and 10 properties located along Waldron Road, Old Waldron Road, International Boulevard, and Bridgestone Parkway in Rutherford County are needed to construct MWS Project No. 11-SC-0116; and,

WHEREAS, the Metropolitan Planning Commission approved mandatory referral No. 2017M-068ES-001 on October 12, 2017, for the negotiation, condemnation and acceptance of temporary and permanent easements.

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

Section 1. The Metropolitan Government of Nashville and Davidson County is authorized to negotiate, condemn and accept temporary and permanent easements for 18 properties located along Murfreesboro Road, Hurricane Creek Boulevard, J P Hennessy Drive, Heil Quaker Boulevard, Bridgestone Parkway, and Firestone Parkway in Davidson County and 10 properties located along Waldron Road, Old Waldron Road, International Boulevard, and Bridgestone Parkway in Rutherford County, as shown on Exhibits 1 and 2, which are attached hereto and incorporated by reference.

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 negotiations, condemnation and acceptance authorized by this ordinance.

Section 3. Amendments to this legislation shall be approved by resolution.

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

RECOMMENDED BY:

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Scott A. Potter, Director  
Water and Sewerage Services

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Steve Berry, Director  
Public Property Administration

APPROVED AS TO THE  
AVAILABILITY OF FUNDS:

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Talia Lomax-O'dneal, Director  
Department of Finance

APPROVED AS TO FORM  
AND LEGALITY:

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Assistant Metropolitan Attorney

INTRODUCED BY:

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Antoinette Lee

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Fabian Bedne

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Freddie O'Connell  
Members of Council

**SUBSTITUTE ORDINANCE NO. BL2018-1399 (as amended)**

**An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from AR2a to ~~CS~~ SP zoning on property located at 1488 and 1492 Bell Road, approximately 820 feet East of Brook View Estate Drive (6.72 acres), all of which is described herein. (Proposal No. 2018Z-092PR-001).**

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

Section 1. That Title 17 of the Code of Laws of The Metropolitan Government of Nashville and Davidson County, is hereby amended by changing the Official Zoning Map for Metropolitan Nashville and Davidson County, which is made a part of Title 17 by reference, as follows:

By changing from AR2a to ~~CS~~ SP zoning on property located at 1488 and 1492 Bell Road, approximately 820 feet East of Brook View Estate Drive, (6.72 acres), being Property Parcel No. 113.01 and 152 as designated on Map 162-00 of the Official Property Identification Maps of The Metropolitan Government of Nashville and Davidson County, all of which is described by lines, words and figures on the attached sketch, which is attached to and made a part of this ordinance as though copied herein.

Section 2. Be it further enacted, that the Metropolitan Clerk is hereby authorized and directed, upon the enactment and approval of this ordinance, to cause the change to be made on Map 162 of said Official Zoning Map for Metropolitan Nashville and Davidson County, as set out in Section 1 of this ordinance, and to make notation thereon of reference to the date of passage and approval of this amendatory ordinance.

Section 3. Be it further enacted, that the uses of this SP shall be limited to uses permitted by CS zoning district except Alternative Financial Services; Automobile Repair; Automobile Sales, New; Automobile Sales, Used; and Automobile Service.

Section 4. Be it further enacted, that the following conditions shall be completed, bonded, or satisfied as specifically required:

1. Uses within this SP shall be limited to All Uses permitted by CS zoning districts with the following excluded uses: Alternative Financial Services, Automobile Repair; Automobile Sales, New; Automobile Sales, Used; and Automobile Service.
2. The requirements for parking established in Section 17.20.030 of the Metro Zoning Ordinance shall be met for all uses with the Final SP.
3. The requirements of the Metro Fire Marshal's Office for emergency vehicle access and adequate water supply for fire protection must be met prior to the issuance of any building permits.
4. Public water and sewer construction plans, if required, must be submitted and approved prior to Final SP approval. A water and sewer availability request shall be made prior to Final SP submittal with required capacity fees paid prior to Final Site Plan/SP approval.
5. Any development on the site will comply to the standards and regulations of Metro Stormwater and the Tennessee Department of the Environment and Conservation with specific emphasis on stormwater control and water quality, and the required operating permits.
6. The Specific Plan process is a multi-step process. If the Preliminary SP is approved, there are additional steps required prior to issuance of a building permit. These steps include: final site plan and building permit review. The final site plan is submitted through the normal Planning Commission review process. For building permit review, when applying for a building permit you must submit 3 copies of the building permit set and \$250 directly to the Planning front counter for processing.

Section 5. Be it further enacted, that a corrected copy of the preliminary SP plan incorporating the conditions of approval by the Planning Commission and Council shall be provided to the Planning Department prior to or with final site plan application.

Section 6. Be it further enacted, minor modifications to the preliminary SP plan may be approved by the Planning Commission or its designee based upon final architectural, engineering, or site design and actual site conditions. All modifications shall be consistent with the principles and further the objectives of the approved plan. Modifications shall not be permitted, except through an ordinance approved by Metro Council that increase the permitted density or floor area, add uses not otherwise permitted, eliminate specific conditions or requirements contained in the plan as adopted through this enacting ordinance, or add vehicular access points not currently present or approved.

Section 7. Be it further enacted, that for any development standards, regulations and requirements not specifically shown on the SP plan and/or included as a condition of Commission or Council approval, the property shall be subject to the standards, regulations and requirements of the CS zoning district as of the date of the applicable request or application. Uses are limited as described in the Council ordinance.

Section ~~3~~-8. Be it further enacted, that this ordinance take effect immediately after its passage and such change be published in a newspaper of general circulation, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

INTRODUCED BY:

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Fabian Bedne  
Member of Council