DAVID BRILEY
MAYOR

METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

DEPARTMENT OF WATER AND SEWERAGE SERVICES
Development Services
800 Second Avenue South
P.O. Box 196300
Nashville, Tennessee 37219-6300

Minutes
of the
Stormwater Management Committee (SWMC)
November 1, 2018
* * * * * * * * * * * *
8:15 AM
800 Second Avenue South
Metro Office Building, Development Services Conference Center

STORMWATER MANAGEMENT COMMITTEE
(Quorum Required: Four Members)
Committee Members Present:
Ms. Debra Grimes
Mr. Slade Sevier, P.E. – Chairman
Ms. Ronette Adams-Taylor
Ms. Carrie Stokes, P.E.
Ms. Anna Maddox, P.E.

Committee Members Absent:
Mr. Dodd Galbreath – Vice Chairman
Mr. Roy Dale, P. E.

I. CALL TO ORDER

Meeting was called to order at 8:30 a.m.

II. APPROVAL OF OCTOBER 4, 2018 MEETING MINUTES & DECISION LETTERS

Mr. Slade Sevier (chair) called meeting to order at 8:22 a.m.

The first item of business was the approval of the meeting minutes and decision letter from October 4, 2018. A request for corrections by Ms. Ronette Adams-Taylor to October 4, 2018 minutes in two locations of the first paragraph which should read, "The Stormwater Management Members".

Ms. Anna Maddox noted the omission of statement to decision letter on case # 201800022; 1547 & 1549 Battlefield Drive which should state the Stormwater Regulations in which the variance request does not comply, which should read:

> Said construction does not comply with Section 6.9 of the Metropolitan Stormwater Management Manual (Volume 1- Regulations dated February 2016) prohibiting disturbance of the stream buffer.

Mr. Slade Sevier made the motion to approve minutes and decision letters with the condition of the modifications that were stated, Ms. Debra Grimes seconded the motion. The motion carried.

Ms. Carrie Stokes abstained from the vote.

III. STORMWATER MANAGEMENT COMMITTEE AGENDA

Comments were solicited from the Planning and Codes Departments for the following Agenda items.

1. **201800027**

Accent Metro Center	**Final Stormwater Management Plans**
521 Great Circle Road	APN 07011000100
545 Great Circle Road	APN 07015004000
Inspector: (Denice Johns)	CD-2 (DeCosta Hasting)

Case was granted preliminary SWM Plan Approval Only on January 5, 2017 under case # 201600039 to allow: 1) Buffer disturbance to eliminate a 0.14 acre wetland and its associated wetland buffer that TDEC labeled as low quality. 2) Request to allow water quality BMP's (bioretention areas) to be located in the Zone 2 stream buffers. 3) Continuous maintenance of the portion of the Zone 2 buffer included in the bioretention area. 4) Buffer disturbance for installation of trees in the pond buffer as part of mitigation. Disturbance will be limited to installation of the trees with existing vegetation to remain.

Case # 201600039 preliminary plan was approved based on the evidence the appellant provided, along with the letter from TDEC, correspondence from the Corps, other documentation requested regarding the landfill, and all the other evidentiary material requested to be provided for the record upon returning to the Committee with the final submittal, and including the recommendations of Staff.

APPLICANT'S REQUEST: Is to allow the following:

1. Buffer disturbance to eliminate a 0.14 acre wetland area that TDEC labeled as low quality.
2. Request to allow water quality BMPs (bioretention areas) to be located in the Zone 2 stream buffers.
3. Request to allow continual maintenance of the portion of the Zone 2 buffer included in the bioretention area.

4. Buffer disturbance for installation of trees in the pond buffer as part of mitigation and headwalls for stormwater discharge. Disturbance will be limited to installation of the trees, storm line and headwalls. Existing vegetation to remain.

APPELLANT: Melissa Cason (Ebon-Falcon, LLC)
REPRESENTATIVE: Phillip Piercy (Catalyst Design Group)
COMMENTS:
SW STAFF: No comment provided.
CODES: No comment provided.
PLANNING: Site is zoned R10, defer to Stormwater for review.
GREENWAYS: Greenways defers to the comments of the SWMC.

Mr. Phillip Piercy (Catalyst Design Group) spoke on behalf of the request for the final variance at the location of 521 & 545 Great Circle Road where the project involves the construction of two buildings on two existing parcels that will be combined. Mr. Piercy stated that the project was submitted for a preliminary review at the January 2017 Stormwater Variance Committee meeting and that the proposed plans submitted at this time were almost identical to those submitted in 2017. The proposed disturbances and mitigation are the same as proposed at the previous time as well.

Mr. Piercy provided evidence along with the letter from TDEC, correspondence from the Corps, other documentation requested regarding the landfill, and all other evidentiary material requested to be provided for the record including the recommendations of Staff upon his return to the committee requesting his final approval.

After discussion during the Executive Session of the Committee on November 1, 2018 and review of the information presented a motion to approve with the following standard Conditions # 1-2 were approved and seconded. The motion carried.

1. The Appellant shall have the landscaper who installs the required mitigation plantings to certify to MWS Stormwater – NPES Office, in writing (referencing Variance #201800027), once plantings are installed per approved variance plans and again once plantings have been found to meet a two full growing season requirement. The owner shall maintain a minimum of 75 percent survivability of plantings through two full growing seasons.
2. This variance will expire on November 1, 2019. However, if a Grading Permit, Stormwater Single Family Permit, or Building Permit is issued within that period, the variance expiration date will run concurrent with that permit expiration date. The Variance is valid only so long as the plan presented to the Stormwater Management Committee does not change.

2. 201800028
6719 Charlotte Pike #6
6719 Charlotte Pike #6 — APN 102110C00900CO
Inspector: (Leigh Nelson) — CD-23 (Mina Johnson)

APPLICANT'S REQUEST: Is to allow the following:

1. Disturbance to the Zone 2 buffer including
   - 1,194 square feet (sf) of impervious area
   - 735 sf of pervious pavers
   - 1,190 sf for bioretention areas
   - 645 sf of grading and the slopes

APPELLANT: Kamel Daouk (Magnolia Properties)
REPRESENTATIVE: Michael Garrigan (Dale & Associates)
COMMENTS:
SW STAFF: Staff does not think this project has a hardship. If the variance is approved, staff requests that they vary their tree species so that no one species makes up more than 20% of the total and that fescue is not used in the buffer.
CODES: No comment provided.
PLANNING: The trees shown on the landscape plan for the variance should be a minimum of 2 inches in size.
GREENWAYS: Greenways defers to decision of Storm Water Management Committee.

Mr. Michael Garrigan (Dale & Associates) spoke on behalf of request at the location at 6719 B Charlotte Pike. Mr. Garrigan stated that an alternative plan was not included in his submitting due to the buffers encompassing 27% of the site. Stating, there is not an adequate portion of land to develop.

Questions were asked by Storm Water Management Committee Members on eliminating building 9 of the plans that were presented. Mr. Garrigan stated it had been considered however, it would cause for a redesign of the project adjusting other units and it was not what the community wanted.

Legal advised committee that financial hardship was not a hardship that the committee could consider.

A motion was made by Ms. Debra Grimes and seconded by Ms. Carrie Stokes to decline case # 201800028.The motion carried and a request was made by the appellant for a deferral. The motion to decline was withdrawn.

After discussion during the Executive Session of the Committee on November 1, 2018 and review of the information presented a motion to defer Variance Request No. 201800028 for 30 days was made and seconded. The motion carried.

IV. ITEMS OF BUSINESS

Storm Water Staff gave an update on changes to the variance checklist. It was stated by Mr. Steve Mishu that within the next meeting or two, it could be presented to the Storm Water Management Committee Members for review.

V. ADJOURNMENT

The meeting adjourned at 9:05 a.m.

Metropolitan Stormwater Management Committee
Approved:

By: _____
Secretary

Date: 12-6-2018