MEGAN BARRY
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)
April 5, 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. Ronette Adams-Taylor
Mr. Dodd Galbreath – Vice Chairman
Ms. Debra Grimes
Ms. Anna Maddox, P.E.
Mr. Slade Sevier, P.E. - Chairman
Ms. Carrie Stokes, P.E.
Mr. Roy Dale, P.E.

I. CALL TO ORDER

Meeting was called to order at 8:15 a.m.

II. APPROVAL OF MARCH 1, 2018 MEETING MINUTES & DECISION LETTERS

Dodd Galbreath (vice-chair) called meeting to order.

The first item of business; vote on minutes and decision letters from previous month meeting. Ms. Anna Maddox made an amendment to the minutes of page 8 "item of business". Statement should read; "It was proposed by the committee that The Mansion at Fontanel 1) continue to work with staff, 2) define the location of the buffer for current and future, 3) define what is meant by frequency of events should be, 4) define the definition of events, and 5) have BMP measures in place".

Mr. Dodd Galbreath discussed the flow of the minutes as it related to the business that was taken care of by the committee members in the previous month meeting. Mr. Galbreath noted that these changes needed to reflect they were taking place from the February 1, 2018 SWMC - Committee Meeting and moving forward.

Mr. Galbreath discussed with counsel what would be the best manner to vote on the March 1, 2018 minutes making sure all the correct information from the previous meeting is noted. It was the request of the committee that the secretary review tape from previous meeting before the minutes of March 1, 2018 are voted into record.

Ms. Ronette Adams-Taylor made a motion to defer the vote of March 1, 2018 minutes for corrections and additional review by the committee. It was seconded by Mr. Slade Sevier. The motion carried.

A discussion on the omission of a decision letter for the Non-Compliance case of The Mansion at Fontanel was confirmed that since the committee did not vote, only made suggestion, the letter was not required.

Ms. Anna Maddox made a motion to approve the decision letters. It was seconded by Ms. Debra Grimes, the motion carried.

Mr. Slade Sevier resumed duties as chairperson.

III. STORMWATER MANAGEMENT COMMITTEE AGENDA

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

1. **201700034**
   2317 Pennington Bend Road
   2317 Pennington Bend Road — APN 06209006100
   Inspector: (Logan Bowman) — CD-15 (Jeff Syracuse)

Case previously deferred on January 4, 2018. The request was to allow the following: 1) Disturbance of the 75' floodway buffer (50' Zone 1 & 25' Zone 2) of the Cumberland River to construct 3 single-family houses on 3 separate parcels, 2) To allow continuous mowing & maintenance of buffer area, 3) Construction & encroachment of minimally disruptive hardscape to provide future dock access, 4) Placement of stream buffer signage in alternate location, and 5) Placement of Stormwater BMP's in the buffer.

APPLICANT'S REQUEST: Request is to allow the following:
1) Disturbance of the 75' floodway buffer (50' Zone 1 & 25' Zone 2) of the Cumberland River to construct 2 single-family houses on 3 separate parcels.
2) To allow continuous mowing & maintenance of buffer area.
3) Construction & encroachment of minimally disruptive hardscape to provide future dock access.
4) Placement of stream buffer signage in alternate location.
5) Placement of Stormwater BMP's in the buffer.

APPELLANT: Carol G. Anderson
REPRESENTATIVE: Tripp Smith (S + H Group)

COMMENTS:
SW STAFF: No comments provided.
CODES: No comment provided.
PLANNING: Site is zoned R15, defer to Stormwater for review.
GREENWAYS: Greenways maintains original comment from January 4, 2018: requests the applicant provide a Greenways Conservation Easement paralleling the Cumberland River.

Mr. Tripp Smith (S + H Group), Mr. Adam Epstein, and Carol Anderson (owner) spoke on behalf of the location of 2317 Pennington Bend. Revision of plans was presented with a change in the disturbance requesting to construct 2 single-family homes instead of the previously 3 single-family homes.

There were several present speaking in opposition to the location and names were read into record of individuals in opposition.

After discussion during the Executive Session of the Committee on April 5, 2018 and review of the information presented, a motion to approve was defeated based on adequate plans not being presented for the location. The motion carried.

NOW THEREFORE, it is the decision of the Committee that the request in Variance Request No. 201700034 as set out above and further described in the case record, be and is hereby **DENIED."**

The Appellant is reminded that this decision of the Committee is contingent upon approval of the meeting minutes for the above referenced Executive Session.

2. **201800007**
   BNA Employee Parking Lot
   1616 Murfreesboro Pike — APN 12100010700
   Inspector: (Donald Erves) — CD-01 (Holly Huezo)

Previously granted preliminary approval Variance #201700029 on December 7, 2017 to allow the following: 1) Removal of wetlands (1.20 acres) & associated buffer, 2) Disturbance of stream buffer for McCrory Creek, and 3) Allow grading & removal of existing impervious area in Zone 1 (50' buffer).

APPLICANT'S REQUEST: Request to allow the following:
1. Removal of 1.20 acres of wetlands and associated buffer.
2. Stream Buffer Disturbance for grading and removing impervious area.

APPELLANT: Metropolitan Airport Authority
REPRESENTATIVE: Zachary Dufour (Kimberly-Horn & Associates)
COMMENTS:
SW STAFF:
1. The mitigation proposed has decreased since the Preliminary.

2. The 80% WQ unit is required for water quality treatment of the existing parking lot and cannot be counted as mitigation.
3. Recommend that the applicant work with staff on enhanced landscaping as part of the Mitigation Plan.

CODES: No comment provided.
PLANNING: Metro Nashville Airport project, defer to Stormwater for review.
GREENWAYS: Defer to decision of Storm Water Management Committee.

Mr. Zachary Dufour (Kimley-Horn) spoke in regards to Metropolitan Nashville Airport on the final variance request of an additional 680 employee parking spaces presenting the changes to mitigation plans from pervious variance. The focus on the request proposed changes to the water quality 80% treatment unit, water quality swale, the enhancement of the landscaping, and payment into an approved wetland mitigation bank.

After discussion during the Executive Session of the Committee on April 5, 2018 and review of the information presented a motion to approve with the following standard Conditions #1-2 and Condition #3 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 – NPDES Office, in writing (referencing Variance #201800007), 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 April 5, 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.
3. Appellant must work with staff on enhancing the landscaping as part of the mitigation using the tree bank and other of-sight options deemed necessary.

3. 201800008
Tire Discounters
741 Myatt Drive — APN 03406003500
Inspector (Boots O'Hara) — CD-10 (Doug Pardue)

APPLICANT'S REQUEST: Request to allow the following:
1. Disturbance of the 75' floodway buffer to allow for re-development of the existing parcel.
2. To allow continuous mowing & maintenance of a portion of the buffer area.
3. Placement of stream buffer signage in alternate location.
4. Placement of Stormwater BMP's in the buffer.
5. To allow impervious areas within the buffer area.

APPELLANT: Ronald H. Johnson
REPRESENTATIVE: Don Kendall (Development Management Group, LLC)
COMMENTS:
SW STAFF: Additional mitigation is needed.
CODES: No comment provided.
PLANNING: Site is zoned CS, defer to Stormwater for review.
GREENWAYS: Defers to Stormwater Management Committee Comments.

Mr. Don Kendall (Development Management Group, LLC) spoke in regards to the project at 741 Myatt Dr. Mr. Kendall noted that the floodway buffer was impacted by improvements made in 1998 and the development of the proposed plans would improve the water quality and would have no impact to any flood hazards associated with the existing stream.

After discussion during the Executive Session of the Committee on April 5, 2018 and review of the information presented a motion to defer for 30 days was approved and seconded. The motion carried.

Appellant is requesting to meet with staff on mitigation of site stating the time frame in which comments were received before the stormwater committee date. Committee is encouraging appellant to consider moving building out of the Zone 2 buffer and maybe eliminate some of the parking spaces.

4. **201800009**
   Goodlettsville Park
   7744 Old Springfield Park — APN 01808000300
   Inspector (Boots O'Hara) — CD-10 (Doug Pardue)

APPLICANT'S REQUEST: Request is to allow the following:

1. Use of excavation (cut) volume of 728 cubic yards below the 2-year elevation (453.44') to be counted towards compensating storage capacity calculations.
2. Metro Parks would like to provide 500 ft. spacing on signage.
3. Continuous mowing and maintenance of a significant portion of the buffer.

APPELLANT: Mark H. Bradfield
REPRESENTATIVE: Stephen Karas (Collier Engineering Company, Inc.)
COMMENTS:
SW STAFF: No comment provided.
CODES: No comment provided.
PLANNING: Metro Park Project, City of Goodlettsville Park Project. Defer to Stormwater for review.
GREENWAYS: Defers to Stormwater Management Committee Comments.

Mr. Stephens Karas (Collier Engineering Company, Inc.) spoke in regards to the property at 7744 Old Springfield Pike. Mr. Karas stated that the entire site of the proposed park was within the 100-year floodplain of Mansker Creek. Mr. Karas spoke on the mitigation plans and Metro Parks plan to enhance the blue line stream environment to the south of the property by planting trees and shrubs.

After discussion during the Executive Session of the Committee on April 5, 2018 and review of the information presented a motion to approve with the following standard Conditions #1-2 and Conditions #3-4 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 – NPDES Office, in writing (referencing Variance #201800009), 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 April 5, 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.
3. Appellant will be allowed to place one sign approved by staff at the visitor's station that maybe changed as sight evolves to a more restored condition over time.
4. If future site use/conditions allow for part or all of the buffer to become non-maintained/not mowed, Metro Water Services and Park staff shall work together to facilitate such an arrangement.

5. 201800010
Twice Daily #7111
5272 Cane Ridge Road — APN 16300019300
Inspector (Shawn Herman) — CD-32 (Jacobia Dowell)

APPLICANT'S REQUEST: Request is to allow the following:
1. Floodway buffer disturbance of Collins Creek.
2. Mowing and maintenance of the buffer.
3. Waiver of buffer signage.

APPELLANT: William C. Kimbro (Kimbro Family Properties, GP)
REPRESENTATIVE: Randy Perry (Perry Engineering, LLC)
COMMENTS:
SW STAFF: No comments provided.

CODES: No comment provided.
PLANNING: Site is zoned SCR, defer to Stormwater for review.
GREENWAYS: Defers to Stormwater Management Committee Comments.

Mr. Randy Perry (Perry Engineering, LLC) and Mr. Marcus Hardison (TriStar TN) spoke in regards to the property at the location of 5272 Cane Ridge Road. Mr. Perry stated that the site was that of an existing store, where the existing building is located almost entirely within the stream buffer.

After discussion during the Executive Session of the Committee on April 5, 2018 and review of the information presented a motion to defer for 30 days was approved and seconded. The motion carried.

The Appellant will work on a new proposal to change the location of the cooler within the footprint of the project area so as to not be on the backside of the existing building.

6. 201800011
234 & 236 Orlando Avenue
236 Orlando Avenue — APN 09114020300 & 09114020400
Inspector (Leigh Nelson) — CD-24 (Kathleen Murphy)

APPLICANT'S REQUEST: Request is to allow the following:
1. Floodway Buffer Zone 2 disturbance for driving area.
2. Floodway Buffer Zone 1 disturbance for grading.

APPELLANT: Brett Diaz (Woodland Street Partners, LLC)
REPRESENTATIVE: Michael Garrigan (Dale & Associates, Inc.)
COMMENTS:
SW STAFF: No comments provided.
CODES: No comment provided.
PLANNING: Site is zoned OL, defer to Stormwater for review.
GREENWAYS: Greenways requests a Greenways Conservation Easement to include the floodway plus 75'.

Mr. Michael Garrigan (Dale & Associates, Inc.) spoke in regards to the property at the location of 203 and 204 Orlando Avenue. Mr. Garrigan stated that pervious pavers and bioretention areas would be used to utilize for additional water quality as part of their mitigation.

After discussion during the Executive Session of the Committee on April 5, 2018 and review of the information presented a motion to approve with the following standard Conditions #1-2 and Conditions #3-4 were approved and seconded. The motion carried.

1. Appellant shall have the landscaper who installs the required mitigation plantings to certify to MWS Stormwater–NPDES Office, in writing (referencing Variance #201800006) 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 April 5, 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.
3. Pervious pavers are to be used in both the driving and parking areas of the location.
4. Appellant is in agreement to the movement of the dumpster to the north end of the parking area.

IV. ITEMS OF BUSINESS

V. ADJOURNMENT

The meeting adjourned at 11:40 a.m.

Metropolitan Stormwater Management Committee
Approved:

By: _____
Secretary

Date: 5-3-2018