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)
March 1, 2018
* * * * * * * * * * * *
8:15 AM
700 Second Avenue South
Howard Office Building, Sonny West 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 FEBRUARY 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 for case # 201800001 West Meade Farms in the voting of Mr. Slade Sevier in which his vote was against the project. Ms. Maddox made the motion and Ms. Debra Grimes seconded the motion for the amendment. The motion carried after a vote was taken.

A discussion took place among the committee members on what information should be included in the decision letters and the minutes. Mr. Dodd Galbreath clarified with counsel what Metro policy was regarding statements within decision letters (including which members made motions

and voted in favor or against the motion made). Mr. Slade Sevier stated that both phrases "Ms. Anna Maddox recused (voted)" and "Mr. Dodd Galbreath voted " within the case #201700024 should be removed. It was also stated by Mr. Sevier that which committee members voted in favor or against motions within decision letters should be removed from both future decision letters and the case #201700024 decision letter.

Mr. Slade Sevier made the motion to approve the decision letters with all necessary changes. Ms. Anna Maddox seconded the motion.

Mr. Galbreath made an amendment to the motion to change condition 5 on the decision letter and meeting minutes for case # 201800001 West Meade Farms that should read, "The Appellant shall be required to work with staff on a vegetative plan for the Zone 1 buffer to create a healthy riparian buffer."

A vote was taken and the motion to amendment Mr. Sevier's motion passed.

The motion to approve the decision letters with all necessary amendments passed after a vote.

Mr. Slade Sevier made the motion to approve the minutes with the revisions requested by Mr. Galbreath (to change the word "sponge" to spongy in the case #201800001 minutes under item 2), Ms. Ronette Adams-Taylor (to add the letter "e" to end of West Mead Farms, so it reads "West Meade Farms", in all necessary places within case # 201800001 minutes), and the previous revision requested by Ms. Anna Maddox.

The motion to approve the meeting minutes with all amendments passed after a vote.

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. **201700032**
   Madison Suburban Utility District
   936 Gallatin Pike — APN 05108000900
   Inspector: (Boots O'Hara) — CD-08 (Nancy Van Reece)

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

1. Disturbance of the floodway, Zone 1, and Zone 2 floodway buffers of Gibson Creek to allow for construction of at-grade parking facilities, placement of BMPs, and construction of sidewalks.
2. To allow 607 cubic yards of cut below the 2-yr flood elevation.

3. Continuous mowing and maintenance.
4. Waiver of buffer signage.

APPELLANT: Madison Suburban Utility District
REPRESENTATIVE: William M. Suiter (Suiter Surveying & Land Planning, Inc.)
COMMENTS:
SW STAFF: Staff is unsure of what mitigation is being provided.
CODES: No comment provided.
PLANNING: Zoned CS, defer to Stormwater for review.
GREENWAYS: Defers to Stormwater Management Committee Comments.

Mr. William Suiter (Suiter Surveying & Land Planning, Inc.) spoke regarding the project at the location of West Webster and Gallatin Pike in Madison, TN. Plans for this site are to use a vacant lot owed by MSUD on the north side of West Webster Street to construct a parking facility for 50 to 60 new spaces.

After discussion during the Executive Session of the Committee on March 1, 2018 and review of the information presented a motion to approve with the following standard Conditions #1-2 and Condition # 3 was 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 #201700032), 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 March 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.
3. The Appellant is to work with staff to resolve issues on the mitigation.

2. 201800002
4738 Whites Creek Pike
4738 Whites Creek Pike — APN 03000017300
Inspector: (Kimberly Hayes) — CD-01 (Nick Leonardo)

APPLICANT'S REQUEST: Request is to allow the following:
1. Disturbance of the 25' Zone 2 floodway buffer of Earthman's Fork Creek to allow a previously constructed detached garage without a building permit to remain. This structure is 1.5' above the BFE of 500.0'.

2. Waiver of buffer signage.
3. Continuous mowing and maintenance of the buffer.

APPELLANT: Stephan and Marsha Camp
REPRESENTATIVE: Masoud Fathi (Civil & Environmental Engineering Services)
COMMENTS:
SW STAFF: No comments
CODES: No comment provided.
PLANNING: Site is zoned AR2A, defer to Stormwater for review.
GREENWAYS: Greenways requests a greenways conservation easement of the floodway buffer plus 75'.

Mr. Skip Heibert (Heibert Ball Land Design) and owner Stephen Camp spoke on the disturbance and encroachment of the 25' secondary zone of the stream buffer of Earthman Fork Creek. It was discussed that the garage was built by Stephen Camp (owner) and if the variance were not granted the garage would have to be demolished. Mr. Camp was asked how Metro became aware of the encroachment into the buffer zone and Mr. Camp stated that once he noticed the non-compliance, he self-reported the violation to Metro Stormwater Division.

Cindy Harrison with Metro Greenways spoke on behalf of the location. Ms. Harrison stated that Whites Creek is on a master plan and that the department is asking for an easement at the location and will be willing to work with appellant in the future.

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

1. The Appellant shall have the landscaper who installs the required mitigation plantings to certify to Ms. Kimberly Hayes, MWS – Development Services, in writing (referencing Variance #201800002), 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 March 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.
3. Appellant must work with Metro Greenway to provide an adequate greenway.
4. Exception is removed from the waiver of the buffer signage. Appellant must work with staff to acquire a residential type signage.

5. No mowing to be allowed in the Zone 1 buffer.

3. 201800004
Public Row & Lot 2 Century Farms
0 Cane Ridge Road — APN 17400021300
Inspector (Shawn Herman) — CD-32 (Jacobia Dowell)

APPLICANT'S REQUEST: Preliminary Stormwater Management (SWM) Plan approval is requested. The preliminary plan includes a variance request to allow the following:
1. Disturbance to stream buffer.
2. Disturbance to wetland buffer.
3. Disturbance to wetlands.

APPELLANT: Century Farms, LLC
REPRESENTATIVE: Michael Pigg (Barge Design Solutions)
COMMENTS:

SW STAFF: Staff requests the applicant attempts to minimize the length of the bridge and the disturbance to the streambed. A span bridge should be considered.
CODES: No comment provided.
PLANNING: Stormwater variance plans are consistent with the Approved SP site plan and Plat for the Public ROW.
GREENWAYS: Defers to Stormwater Management Committee Comments.

Mr. Jeff Cundiff (Barge Design Solutions) spoke on behalf of the preliminary case. The purpose of the project is to provide the infrastructure improvements required by the Federal Highway Administration (FHWA) to connect the new interchange to the local roadway network. The existing site is located at the Hickory Hollow Parkway interchange of Interstate 24 (I-24) at the Century Farms Development and bound by I-24 to the west, Cane Ridge Road to the east, Old Franklin Road to the north and to the south by Hickory Hollow Parkway. The site is approximately 301 acres. It is located west of I-24 on the south side of the I-24 Hickory Hollow Parkway interchange, east of Cane Ridge Road, and north of Old Franklin Road. The project involves the construction of three arterial streets named Century Farms Parkway, Cane Ridge Parkway, and Ikea Parkway. The total length of proposed roadways to be constructed is approximately 1.25 miles. In addition, the existing roadway, Cane Ridge Road, will be widened to current Metro Public Works standards and will connect to the proposed roadways. The widening length of Cane Ridge Road is approximately 0.43 miles.

Ms. Carrie Stokes recused herself from the case.

After discussion during the Executive Session of the Committee on March 1, 2018 and review of the information presented a motion to approve, preliminary variance request as presented was approved and seconded. The motion carried.

4. 201800005
3605 Hydes Ferry Pike
3605 Hydes Ferry Pike — APN 069160A90000CO
Inspector (Boots O'Hara) — CD-02 (DeCosta Hastings)

APPLICANT'S REQUEST: Request is to allow the following:
1. Stream buffer disturbance for sidewalk.

APPELLANT: Frank Santas
REPRESENTATIVE: Jared Gray (Civil Design Consultants, LLC)
COMMENTS:
SW STAFF: Staff recommends shallower side slopes of 3:1 and stabilization with appropriate vegetation per geotechnical recommendations.
CODES: No comment provided.
PLANNING: Final SP Site plan under review, revised plans must be submitted by the applicant. Planning will not sign off until a plan that is consistent with the approved preliminary SP has been submitted for review.
GREENWAYS: Defers to Stormwater Management Committee Comments.

Mr. Jared Gray (Civil Design Consultants, LLC) spoke on behalf of the location. Mr. Gray stated that in order to meet the sidewalk ordinance the buffer will be disturbed along E. Stewart Ln. and Hydes Ferry Pike to meet the requirements set by the Metro Council during the SP approval. The project will include two crossing of a jurisdictional blue line steam on the property to allow for development and construction of the required sidewalks adjacent to public roadways.

After discussion during the Executive Session of the Committee on March 1, 2018 and review of the information presented a motion to approve with the following standard Conditions #1-2 and Condition #3 was 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 #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 March 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.
3. The appellant is to use shallower side slopes of 3:1 and stabilization with appropriate vegetation per geotechnical recommendations.

5. 201800006
Brentwood Commons – Building C
120 Brentwood Commons Way — APN 16000020900
Inspector (Kenneth Tranter) — CD-04 (Robert Swope)

APPLICANT'S REQUEST: Request is to allow the following:
1. Stream Buffer Disturbance for extension of existing culvert and for proposed right turn lane on OHB.
2. Stream Buffer Disturbance for outlet protection for outfall of proposed detention pond.
3. Stream Buffer Disturbance for restoration of entire buffer.

APPELLANT: Gateway Poplar, Inc.
REPRESENTATIVE: Ryan McMaster (Kimley-Horn)
COMMENTS:
SW STAFF: No comments.
CODES: No comment provided.
PLANNING: No comments
GREENWAYS: Defers to Stormwater Management Committee Comments.

Mr. Ryan McMaster (Kimley-Horn) spoke on behalf of the project located at 750 Old Hickory Blvd (Map # 160 and Parcel # 209) and is a total of 14.51 acres. It contains approximately 0.40 acres of stream buffer, and approximately 300 linear feet of stream, that discharges into Brentwood Branch and Sevenmile Creek.

After discussion during the Executive Session of the Committee on March 1, 2018 and review of the information presented a motion to approve with the following standard Conditions #1-2 was 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 March 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.

IV. ITEMS OF BUSINESS

SR# 332942 Notice of Non-Compliance
The Mansion at Fontanel

4225 Whites Creek Pike — APN 04900020001
Inspector (Boots O'Hara) — CD-03 (Brenda Haywood)

Application is in response to NON SR332942 issued by Stormwater Staff on November 15, 2017. Staff requested the applicant revise Stormwater Management Plan to reflect additional events and proposed BMP's.

Mr. Michael Hunt with Metro Water Services give a highlight on the reason the notice of non-compliance was being brought before the committee. Mr. Hunt spoke on the past variances at the location of the Mansion at Fontanel and how the staff at Fontanel had previously worked with Metro providing detail on dates and events. Metro is asking Fontanel to give an up date on dates of events and if the plan needs to be modified.

Mr. Tom White (attorney) and Mr. John Haas (Planning, Landscape Architecture & Urban Design) spoke on behalf of The Mansion at Fontanel and the non-compliance. Mr. Haas states they are not asking to modify the variance previously granted at the location. Mr. Haas states the Stormwater Management Plan has been amended and gave information on the amendment, which was summited, to the committee.

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.

V. ADJOURNMENT

The meeting adjourned at 10:40 a.m.

Metropolitan Stormwater Management Committee
Approved:

By: _____
Secretary

Date: 5-3-2018