

ORDINANCE NO. BL2009-580

An ordinance extending the boundaries of the Urban Services District within the jurisdiction of the Metropolitan Government of Nashville and Davidson County to include certain properties located on Whites Creek Pike, all of which is more particularly described herein.

WHEREAS, Section 1.04 of the Charter of the Metropolitan Government provides that:

The area of the urban services district may be expanded and its territorial limits extended by annexation whenever particular areas of the general services district come to need urban services, and the metropolitan government becomes able to provide such service within a reasonable period, which shall not be greater than one (1) year after ad valorem taxes in the annexed area become due;

and

WHEREAS, Tennessee Code Annotated, Section 6-51-102(a)(1) provides that:

A municipality... upon its own initiative when it appears that the prosperity of such municipality and territory will be materially retarded and the safety and welfare of the inhabitants and property endangered, after notice and public hearing, by ordinance, may extend its corporate limits by annexation of such territory adjoining its existing boundaries as may be deemed necessary for the welfare of the residents and property owners of the affected territory as well as the municipality as a whole...;

and

WHEREAS, Tennessee Code Annotated, Section 6-51-102(b), requires that a plan of services be adopted prior to the annexation of any territory; and

WHEREAS, on October 22, 2009, the Metropolitan Planning Commission approved a Plan of Services for that portion of Davidson County which is outside the existing Urban Services District Boundary and which is hereinafter described herein; and

WHEREAS, the Plan of Services has been submitted to the Metropolitan County Council for its adoption prior to the annexation of the areas described herein; and

WHEREAS, it is in the best interest of the residents and property owners of The Metropolitan Government of Nashville and Davidson County to include the areas described below within the Urban Services District at this time.

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

Section 1. That the present boundaries of the urban Services District shall be extended so as to embrace and include the hereinafter described property:

The lots and lands located on Whites Creek Pike included on the attached "Exhibit A" incorporated herein, all of which is more particularly described by lines, words and figures on the attached map identified as "Exhibit B", which is hereby referenced and made a part hereof.

All parcel and map numbers used in this description refer to parcels as shown on Map Nos. 51 of the Official Property Identification Maps of The Metropolitan Government of Nashville and Davidson County dated January 1, 2009.

Section 2. That notice of this Ordinance shall be published in a newspaper of general circulation in Nashville and Davidson County at least fifteen (15) days prior to a public hearing upon the same. Such notice shall include the locations of a minimum of three (3) copies of the plan of services.

Section 3. That this Ordinance shall take effect thirty (30) days after its final passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

INTRDODUCED BY:



Walter Hunt
Member of Council

Exhibit A

Map/Parcel No.	Owner	Address
04900031900	Fontanel Properties, LLC	4105 Whites Creek Pike
04900020001	Fontanel Properties, LLC	4125 Whites Creek Pike
04900014000	Fontanel Properties, LLC	4225 Whites Creek Pike

Exhibit B

