

Ordinance No. BL2018-1072

An ordinance authorizing the acquisition of certain right-of-way easements, drainage easements, temporary construction easements and property rights by negotiation or condemnation for use in public projects of the Metropolitan Government, initially for purposes of Public Works Department Project Number 2016-R-023, Tusculum Road Sidewalk Improvements (Proposal No. 2017M-097ES-001).

WHEREAS, it is in the public interest that right-of-way easements, drainage easements, temporary construction easements and property rights be acquired by the Metropolitan Government, for use in public projects of the Metropolitan Government, initially for purposes of Public Works Department Project No. 2016-R-023, Proposal No. 2017M-097ES-001, Tusculum Road Sidewalk Improvements, between Nolensville Pike and Brewer Drive; and,

WHEREAS, the right-of-way easements, temporary construction easements and property rights are located on the property described in Exhibit 1, attached hereto; and,

WHEREAS, the easements and property rights are further described in the Metropolitan Public Works Department's plans on file for Project No. 2016-R-023, Proposal No. 2017M-097ES-001, Tusculum Road Sidewalk Improvements, between Nolensville Pike and Brewer Drive.

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, by and through the Director of Public Property Administration, is hereby authorized to acquire by negotiation or condemnation, the following described easements for use in public projects of the Metropolitan Government, initially for purposes of Public Works Department Project No. 2016-R-023, Proposal No. 2017M-097ES-001, Tusculum Road Sidewalk Improvements, between Nolensville Pike and Brewer Drive, the same being for a public purpose and the public convenience requiring it.

Section 2. The easements and property rights to be acquired are described in the Metropolitan Public Works Department's plans on file for Project No. 2016-R-023, Proposal No. 2017M-097ES-001, Tusculum Road Sidewalk Improvements, between Nolensville Pike and Brewer Drive, and located on the property described in Exhibit 1, attached hereto, which plans and Exhibit are incorporated herein.

Section 3. The Director of Public Property Administration is hereby authorized and directed, if necessary, to take and appropriate by condemnation proceedings the interests in real property described herein in the name of The Metropolitan Government of Nashville and Davidson County for use in public projects of the Metropolitan Government.

Section 4. All necessary and incidental costs of the right-of-way easements and property rights herein authorized to be acquired shall be paid from funds authorized from Fund No. 40017 and Business Unit No. 42401017.

Section 5. This ordinance shall take effect from and after its final passage, the welfare of the Metropolitan Government of Nashville and Davidson County, Tennessee, requiring it.

RECOMMENDED BY:

INTRODUCED BY:

Mark Sturtevant, Interim Director
Public Works Department

Steve Berry, Director
Public Property Administration

Council Member(s)

APPROVED AS TO THE AVAILABILITY
OF FUNDS:

Talia Lomax O'dneal, Director
Department of Finance

APPROVED AS TO FORM AND
LEGALITY:

Assistant Metropolitan Attorney