

RESOLUTION NO. RS2018-1211

A resolution exempting the construction and/or maintenance of sidewalks, roads, and bridges funded or partially funded by the Metropolitan Department of Public Works from water quality buffer requirements contained in the Metro Stormwater Management Manual, Volume 1.

WHEREAS, the Metropolitan Department of Public Works (Public Works) provides the citizens of Metropolitan Nashville and Davidson County with sidewalks, roads, and bridges, which are vital components of the public infrastructure essential for our health, comfort, and standard of living; and,

WHEREAS, pursuant to Metro Code 2.206.010, the Metropolitan Government of Nashville and Davidson County and all of its various departments, agencies, boards and commissions must comply with all provisions of the Metropolitan Code, unless they are exempt from compliance by resolution requiring twenty-one votes of the metropolitan council for just cause; and,

WHEREAS, pursuant to the Stormwater Management Manual, Volume 1, new development, significant redevelopment, and sites needing a grading permit are required to preserve water quality buffers along Metro's community waters; and,

WHEREAS, due to the volume and logistics of the construction and/or maintenance of sidewalk, road, and bridge projects funded or partially funded by Public Works, and in the interest of providing public resources expeditiously, just cause exists from exempting the construction and/or maintenance of these projects from compliance with the water quality buffer requirements contained in the Stormwater Management Manual, Volume 1; and,

WHEREAS, the construction and/or maintenance of sidewalk, road, and bridge projects funded or partially funded by Public Works will be reviewed and approved by Metro Water Services Development Services staff to minimize impacts to water quality buffers and any associated drainage features.

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

Section 1. That the construction and/or maintenance of sidewalk, road, and bridge projects funded or partially funded by Public Works are hereby exempt from compliance with the water quality buffer requirements contained in the Stormwater Management Manual, Volume 1, upon approval from Metro Water Services Development Services.

Section 2. Projects not approved by Metro Water Services Development Services shall apply for a variance with the Stormwater Management Committee.

Section 3. This resolution shall take effect from and after its final passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

RECOMMENDED BY:

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Scott A. Potter, Director  
Water and Sewerage Services

INTRODUCED BY:

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Council Member(s)

APPROVED AS TO FORM  
AND LEGALITY:

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Assistant Metropolitan Attorney