

BILL NO. BL2018-1157 (SYRACUSE & M. JOHNSON) – This ordinance, as substituted, would amend Chapter 15.64 and Section 17.28.040 of the Metropolitan Code of Laws to establish and preserve a fifty foot (50') floodway buffer along the Cumberland River. (Under the Metro Code, a “floodway” consists of the portion of a stream channel, as well as the portion of the flat or lowland area adjoining it, required for the passage or conveyance of a 100-year flood discharge.)

This ordinance would create a fifty foot (50') buffer measured from the floodway along the Cumberland River. No new residential structure could be built within this buffer. Development within the floodway buffer could continue to the same extent as development within the floodway, as determined by Sec. 15.64.170 of the Metro Code.

A substitute ordinance approved at the June 5, 2018 Council meeting deleted language regarding variances. Because Chapter 15 of the Metro Code notes that variances can only be granted from regulations, it has been determined that the language explicitly prohibiting variances was unnecessary.