

AMENDMENT NO. 1

TO

ORDINANCE NO. BL2019-1475

Mr. President –

I move to amend Ordinance No. BL2019-1475 as follows:

I. By amending Section 1 by deleting it in its entirety and substituting therefore the following:

Section 1. That Section 15.64.110 of the Metropolitan Code of Laws is amended by adding the following new provisions as subsection D and re-numbering the remaining subsections as necessary:

~~D. A grading permit shall be valid for eighteen (18) months from the date of issuance, but may be renewed for successive eighteen (18) month periods.~~

D. Grading permits for certain projects, as described herein, shall be valid only for a period of eighteen (18) months from the date of issuance. This limitation shall apply to project sites meeting each of the following criteria:

- i) No contemporary building permit or use and occupancy permit has been issued or requested for the project site property;
- ii) The project site is located upon a local street, minor local street, or arterial or collector street consisting of two (2) lanes or less, according to the Major and Collector Street Plan;
- iii) The project site is on a lot adjacent to a residential zone district or a district permitting residential use; and
- iv) The project site is not owned by the Metropolitan Government of Nashville and Davidson County, the Metropolitan Nashville Airport Authority, the Nashville Electric Service, the Metropolitan Transit Authority, or the Metropolitan Development and Housing Authority.

Upon expiration of grading permits for properties meeting the criteria set forth in this subsection, such permits may be renewed only upon the adoption of a resolution, after a public hearing, by the metropolitan council receiving twenty-one affirmative votes to approve the permit renewal. Subject to the approval of the department of water and sewerage services, permits approved for renewal may be re-issued for an additional eighteen (18) months without an additional application and review process.

As a condition of the issuance of grading permits subject to this section, the expiration or non-renewal thereof shall require the previously permitted operator to satisfy any closure requirements deemed necessary by the department of water and sewerage services for purposes of ensuring site stabilization and site stormwater management functionality, including installation of stormwater infrastructure and/or stormwater control measures, within a reasonable period of time.

INTRODUCED BY:

Jonathan Hall
Member of Council