

ORDINANCE NO. _____

An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from OG and RS10 to SP zoning for property located at 1029 Neelys Bend Road and a portion of property located at Hospital Road (unnumbered), at the southeast corner of Hospital Road and Neelys Bend Road (8.60 acres), to permit 43 multi-family residential, all of which is described herein (Proposal No. 2020SP-010-001).

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

Section 1. That Title 17 of the Code of Laws of The Metropolitan Government of Nashville and Davidson County, is hereby amended by changing the Official Zoning Map for Metropolitan Nashville and Davidson County, which is made a part of Title 17 by reference, as follows:

By changing from OG and RS10 to SP zoning for property located at 1029 Neelys Bend Road and a portion of property located at Hospital Road (unnumbered), at the southeast corner of Hospital Road and Neelys Bend Road (8.60 acres), to permit 43 multi-family residential, being Property Parcel No. 111 as designated on Map 052-07 and a Portion of Property Parcel No. 198 as designed on Map 052-08 of the Official Property Identification Maps of The Metropolitan Government of Nashville and Davidson County, all of which is described by lines, words and figures on the plan that was duly considered by the Metropolitan Planning Commission, and which is on file with the Metropolitan Planning Department and Metropolitan Clerk's Department and made a part of this ordinance as though copied herein.

Section 2. Be it further enacted, that the Metropolitan Clerk is hereby authorized and directed, upon the enactment and approval of this ordinance, to cause the change to be made Map 052 of said Official Zoning Map for Metropolitan Nashville and Davidson County, as set out in Section 1 of this ordinance, and to make notation thereon of reference to the date of passage and approval of this amendatory ordinance.

Section 3. Be it further enacted, that the uses of this SP shall be limited to a maximum of 43 multi-family residential units. Short term rental property – owner-occupied and short term rental property –not-owner occupied are prohibited.

Section 4. Be it further enacted, that the following conditions shall be completed, bonded or satisfied as specifically required:

1. A conservation easement shall be required on the area designated as open space on the plan.

2. The final site plan shall include a tree protection plan to identify all trees to remain in the conservation easement area that cannot be removed during construction.
3. The building elevations shall incorporate stone as an architectural accent.
4. Maximum height shall be 3 stories maximum in 35 feet (measured to the highest point of the roof).
5. Final elevations consistent with the architectural standards of the plan shall be included with the final site plan submittal.
6. A landscaping plan consistent with the landscape plan included in this preliminary SP shall be submitted with the final site plan.
7. The Preliminary SP plan is the site plan and associated documents. If applicable, remove all notes and references that indicate that the site plan is illustrative, conceptual, etc.
8. The requirements of the Metro Fire Marshal's Office for emergency vehicle access and adequate water supply for fire protection must be met prior to the issuance of any building permits.
9. Comply with all conditions and requirements of Metro reviewing agencies.

Section 5. Be it further enacted, a corrected copy of the preliminary SP plan incorporating the conditions of approval by Metro Council shall be provided to the Planning Department prior to or with final site plan application.

Section 6. Be it further enacted, minor modifications to the preliminary SP plan may be approved by the Planning Commission or its designee based upon final architectural, engineering or site design and actual site conditions. All modifications shall be consistent with the principles and further the objectives of the approved plan. Modifications shall not be permitted, except through an ordinance approved by Metro Council that increase the permitted density or floor area, add uses not otherwise permitted, eliminate specific conditions or requirements contained in the plan as adopted through this enacting ordinance, or add vehicular access points not currently present or approved.

Section 7. Be it further enacted, if a development standard, not including permitted uses, is absent from the SP plan and/or Council approval, the property shall be subject to the standards, regulations and requirements of the RM20-A zoning district as of the date of the applicable request or application. Uses are limited as described in the Council ordinance.

Section 8. Be it further enacted, that this ordinance take effect immediately after its passage and such change be published in a newspaper of general circulation, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

INTRODUCED BY:

Councilmember Tonya Hancock

2020SP-010-001
NEELYS BEND AND HOSPITAL DRIVE
Map 052-07, Parcel(s) 111
Map 052-08, Part of Parcel(s) 198
Subarea 04, Madison
District 09 (Hancock)
Application fee paid by: White Peach Development LLC

A request to rezone from OG and RS10 to SP zoning for property located at 1029 Neelys Bend Road and a portion of property located at Hospital Road (unnumbered), at the southeast corner of Hospital Road and Neelys Bend Road (8.60 acres), to permit 43 multi-family residential, requested by Dale and Associates, applicant; HTI Memorial Hospital Corporation, owner.

