

Ordinance No. _____

An ordinance authorizing the granting of permanent and temporary construction easements to Brand Berry Hill Apartments, LLC on a parcel or property owned by the Metropolitan Government (Proposal No. 2020M-018ES-001).

WHEREAS, the Metropolitan Government of Nashville and Davidson County owns certain real property (Metro Parcel ID 11803000800; the "Property"); and,

WHEREAS, Brand Berry Hill Apartments owns another parcel of property (Metro Parcel ID 11803000600; the "Grantee Property") with limited access to public rights-of-way; and,

WHEREAS, Brand Berry Hill Apartments has requested permanent and temporary construction easements (the "Easements") across the Property to provide for vehicular and pedestrian access, ingress, and egress between the Grantee Property and Bransford Avenue, as shown on Exhibit A; and,

WHEREAS, Brand Berry Hill Apartments has agreed to pay \$250,000.00, which represents fair market value, as compensation for the Easements; and,

WHEREAS, the Metropolitan Nashville Board of Education has approved the granting of the Easements.

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

Section 1. The granting of the following temporary construction and permanent easements to Brand Berry Hill Apartments across the Metropolitan Nashville Public Schools tract to provide for vehicular and pedestrian access, ingress, and egress between the Grantee Tract and Bransford Avenue is hereby approved.

Address – Location	Easement Type	Exhibit
Fessey Park Road	Temporary Construction & Permanent	A

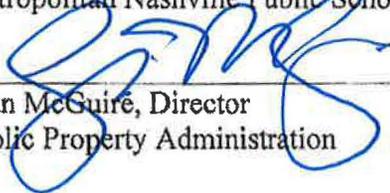
Section 2. The Director of Public Property Administration is authorized to execute and record the Easements and other such documents as may be necessary to carry out the objective of this ordinance.

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

RECOMMENDED BY:



Adrienne Battle, Interim Director
Metropolitan Nashville Public Schools

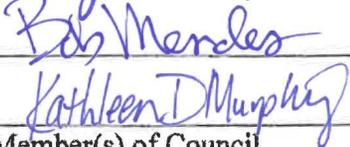


Sean McGuire, Director
Public Property Administration

INTRODUCED BY:



Bob Mendes



Kathleen D. Murphy
Member(s) of Council



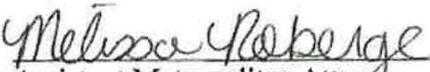
Angie E. Henderson

APPROVED AS TO AVAILABILITY
OF FUNDS:



Kevin Crumbo, Director
Department of Finance

APPROVED AS TO FORM AND
LEGALITY:



Melissa Reberge
Assistant Metropolitan Attorney

PERMANENT ACCESS EASEMENT

Being a permanent access easement running on, over and across Nashville Metro Public Schools as recorded in Book 1977, Page 436, Register's Office of Davidson County, Tennessee (RODC), lying in the 17th District of Davidson County, Berry Hill, Tennessee. Said easement being bounded on the east by the western right of way (ROW) of Bransford Avenue, bounded on the south by the remainder of said Nashville Metro Public Schools, bounded on the west by Erban Commercial Realty, L.P. as recorded in Book 11273, Page 232, RODC, bounded on the north by Cato A. Bass, Jr. et al as recorded in Instrument Number 200802060012456, RODC, and by Rollins Associates, L.P. as recorded in Instrument Number 201210120093708, RODC. Said easement being more particularly described as follows:

POINT OF BEGINNING being a point lying on said western ROW of Bransford Avenue and being the common corner of said Nashville Metro Public Schools and said Rollins Associates, L.P.; thence along said western ROW of Bransford Avenue South 18°30'38" East 52.52 feet to a point; thence leaving said ROW South 70°04'55" West 744.06 feet to a point; thence along the common line of said Nashville Metro Public Schools and said Erban Commercial Realty, L.P. North 14°52'33" West 50.99 feet to a point; thence along the common line of said Nashville Metro Public Schools and said Cato A. Bass, Jr. et al and said Rollins Associates, L.P. with the following: along a curve to the right having an arc length of 35.80 feet, a radius of 375.74 feet, a central angle of 05°27'30", and having a chord bearing and distance of North 67°21'10" East 35.78 feet to a point; thence North 70°04'55" East 705.13 feet to the point of beginning,

Easement contains 38,955 square feet or 0.89 acres.

Bearings based on Tennessee State Plane Coordinate System.

TEMPORARY CONSTRUCTION EASEMENT

Being a temporary construction easement running on, over and across Nashville Metro Public Schools as recorded in Book 1977, Page 436, Register's Office of Davidson County, Tennessee (RODC), lying in the 17th District of Davidson County, Berry Hill, Tennessee. Said easement being bounded on the east by the western right of way (ROW) of Bransford Avenue and bounded on the south, west and north by the remainder of said Nashville Metro Public Schools. Said easement being more particularly described as follows:

POINT OF COMMENCEMENT being a point lying on said western ROW of Bransford Avenue and being the common corner of said Nashville Metro Public Schools and Rollins Associates, L.P. as recorded in Instrument Number 201210120093708, RODC; thence along said western ROW of Bransford Avenue South 18°30'38" East 52.52 feet to the true and actual POINT OF BEGINNING; thence continuing along said western ROW of Bransford Avenue South 18°30'38" East 23.54 feet to a point; thence leaving said ROW with the following: South 83°54'52" West 98.42 feet to a point; thence North 70°04'55" East 96.14 feet to the point of beginning,

Easement contains 1,131 square feet or 0.03 acres.

Bearings based on Tennessee State Plane Coordinate System.

ORIGINAL

METROPOLITAN COUNTY COUNCIL

Bill No. _____

An ordinance authorizing the granting of permanent and temporary construction easements to Brand Berry Hill Apartments, LLC on a parcel or property owned by the Metropolitan Government (Proposal No. 2020M-018ES-001).

Introduced _____

Passed First Reading _____

Amended _____

Passed Second Reading _____

Passed Third Reading _____

Approved _____

By _____
Metropolitan Mayor

Advertised _____

Effective Date _____
