



METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

**JOHN COOPER
MAYOR**

**NASHVILLE DEPARTMENT OF TRANSPORTATION
AND MULTIMODAL INFRASTRUCTURE**

MEMORANDUM

TO: Metropolitan Traffic and Parking Commission

FROM: Jason Oldham, Assistant Chief of Engineering,
Nashville Department of Transportation

DATE: October 3, 2022

SUBJECT: October 10, 2022, Traffic and Parking Commission Agenda Analysis

PURPOSE:

Provide an overview of all items on the upcoming Metropolitan Traffic and Parking Commission agenda to ensure that commission members have the information necessary for discussion and action prior to the commission meeting.

Commissioners are encouraged to contact Nashville Department of Transportation (NDOT) staff prior to the meeting with any questions.

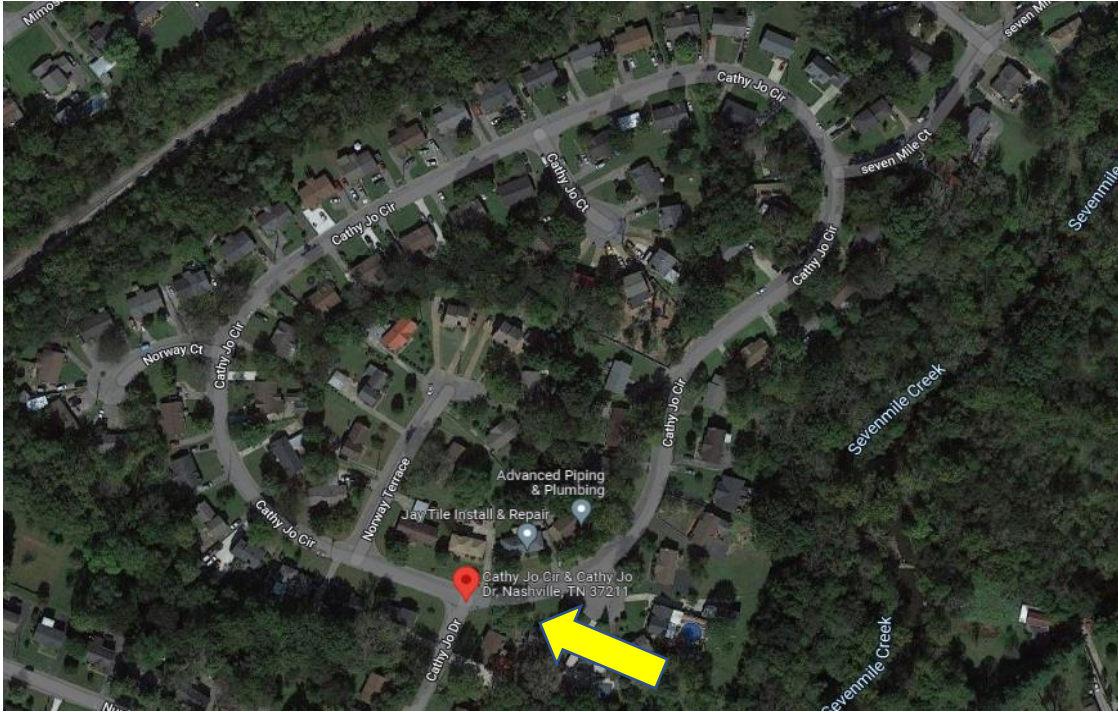
STAFF ANALYSIS:

Consent Agenda

4.01. Change yield control to stop control on Cathy Jo Drive at Cathy Jo Circle, SR 1604772.

Analysis: Cathy Jo Circle is a looped street, with Cathy Jo Drive configured at the stem to a three-way intersection. Cathy Jo Drive is currently controlled with a yield sign; Cathy Jo Circle is uncontrolled.

Due to limited sight distance on Cathy Jo Drive (less than 250 ft) measured from 50 ft away from Cathy Jo Circle, NDOT is recommending replacing the existing yield control with stop control on Cathy Jo Drive at Cathy Jo Circle.



Recommendation: Approve replacement of existing yield control with new stop control on Cathy Jo Drive at Cathy Jo Circle.

DELETE: STOP/YIELD

Cathy Jo Dr	Cathy Jo Cir	YIELD
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ADD: STOP/YIELD

Cathy Jo Dr	Cathy Jo Circle	STOP
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Regular Agenda

- 5.01. Complementary Courthouse Parking update for the public for attending Metro meetings at the courthouse.

Analysis: This item is related to RS2022-1323 (Attachment 1). The estimated revenue impact would be a monthly loss of \$2,000—\$3,000. The complete cost of public parking at the courthouse during Metro Council meetings is included as Attachment 2. A summary table is below.

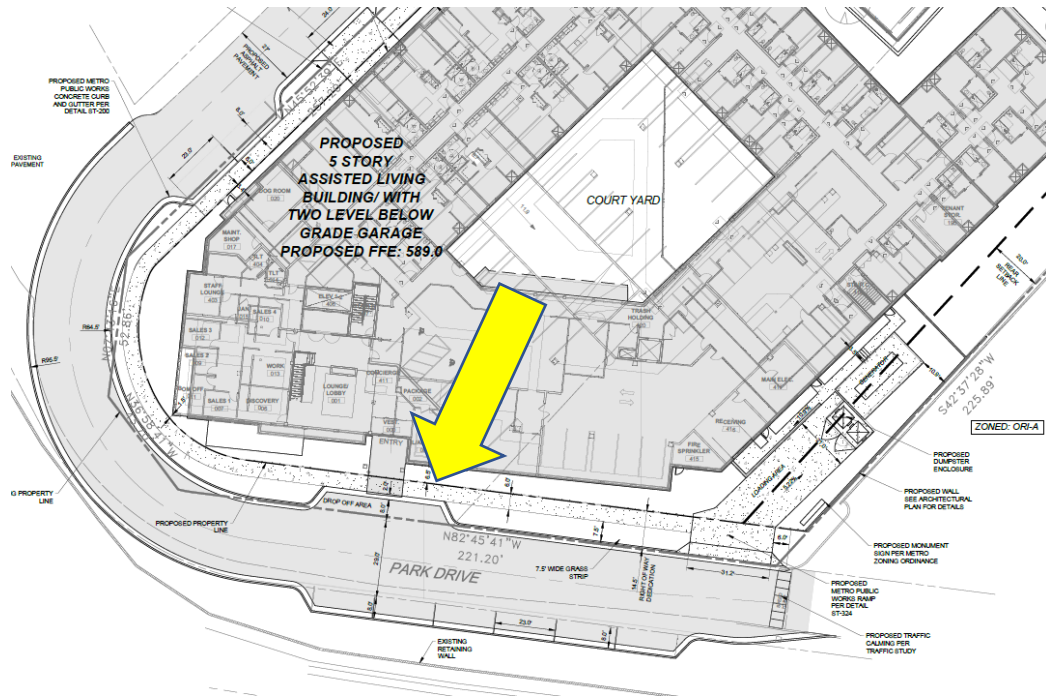
Metro Council Meeting Tickets								
Meeting Date	\$5.00 (5pm)	\$9 (4:30pm - 4:57pm)	\$13 (4pm - 4:29pm)	\$17 (3:30pm - 3:59pm)	\$20 (7am - 11am)	Total Tickets	\$5.00 Charge	Actual Ticket Charge
03/01/22	31	0	2	3	4	40	\$155	\$312
03/15/22	48	10	4	3	4	69	\$240	\$513
04/05/22	27	7	1	1	3	39	\$135	\$288
04/18/22	0	2	0	0	1	3	\$0	\$38
04/19/22	35	6	1	0	5	47	\$175	\$342
05/05/22	23	9	5	3	5	45	\$115	\$412
05/17/22	22	6	9	5	4	46	\$110	\$446
05/18/22	0	0	2	3	0	5	\$0	\$77
05/23/22	0	0	0	1	0	1	\$0	\$17
05/24/22	0	1	0	0	1	2	\$0	\$29
05/25/22	4	1	1	0	0	6	\$20	\$42
06/06/22	1	2	6	0	1	10	\$5	\$121
06/07/22	59	29	6	2	3	99	\$295	\$728
06/08/22	0	0	0	1	34	35	\$0	\$697
06/09/22	0	0	1	0	0	1	\$0	\$13
06/14/22	0	3	2	1	0	6	\$0	\$70
06/21/22	26	6	4	6	1	43	\$130	\$358
07/05/22	35	3	2	3	3	46	\$175	\$339
07/13/22		5	5	2	31	43	\$0	\$764
07/20/22	20	13	4	2	2	41	\$100	\$343
07/26/22	0	0	0	3	10	13	\$0	\$251
08/01/22	1	4	2	0	1	8	\$5	\$87
08/02/22	33	8	8	3	6	58	\$165	\$512
08/10/22	0	0	2	8	26	36	\$0	\$682
08/15/22	0	1	2	6	0	9	\$0	\$137
08/16/22	26	7	12	10	6	61	\$130	\$639
08/17/22	3	0	0	0	4	7	\$15	\$95
08/30/22		2	1	2	0	5	\$0	\$65
09/06/22	22	4	2	1	10	39	\$110	\$389
Total	416	129	84	69	165	863	\$2,080	\$8,806

- 5.02. CD 21: Authorization for a new 60-ft loading zone 24/7 for an assisted living facility at 3416 Murphy Rd, requested by KCI on behalf of Clarendale West End, SR 1609548.

Analysis: This request is for a 60-ft loading zone on the north side of Park Drive, approximately 60 ft east of Fairmont Drive. The effective hours are requested every day from 7 AM to 7 PM. This location sees about a half dozen daily delivery vehicles and about two dozen passengers dropped off or picked up. The existing parking is in a below grade parking structure, and this assisted living facility has requested a more convenient drop off location for patients, guests, and deliveries.

This redevelopment will improve the pavement width of Park Drive from the existing 20 ft width to 29 ft, and will add an additional pull-off lane 8 ft in width at the proposed entrance to the new facility.

Recommendation: Approve a new 60-ft loading zone for passengers and deliveries on the north side of Park Drive.



Unfinished Business

- 6.01. Approve NDOT policy for waiving Metro parking fees.

Analysis: This item was deferred for one month at the September 12, 2022, meeting of the Traffic & Parking Commission. NDOT staff was requested to develop a policy to handle requests for complementary parking at Metro-owned parking garages. The policy presented in this analysis is consistent Metro Charter Section 11.907, Management and control of parking meters, garages and other traffic facilities.

The Traffic & Parking Commission retains control and management of publicly-owned parking garages and other parking facilities such as parking meters. Waiver of parking fees is the prerogative of the Commission, and requests for complementary parking will be considered only for Metro-sponsored events. NDOT staff will provide the Commission with list of such Metro-sponsored events on an annual basis.

See Attachment 3 for the policy.

Recommendation: Approve NDOT policy on the waiving of parking fees.

- 6.02. Review and recommend to council proposed amendments to sidewalk vending ordinance.

The draft ordinance is included in Attachment 4. The mayor’s office is in support of this ordinance.

Recommendation: Approve amendments to sidewalk vending ordinance to Metro Council

New Business

7.01 Approve NDOT policy for removal of public parking spaces for development.

Analysis: This policy will establish a requirement for a developer to relocate public parking spaces or pay a fee for permanent removals. See Attachment 5.

Recommendation: Approve NDOT policy for removal of public parking spaces.

Other Items

No items



Metropolitan Nashville and Davidson County, TN

A resolution requesting the Metropolitan Government investigate the feasibility of providing free parking for public meetings held at the Historic Metropolitan Courthouse.

WHEREAS, many public meetings are held at the Historic Metropolitan Courthouse each month; and

WHEREAS, at regular meetings of the Metropolitan Council on the first and third Tuesday of each month and other special called meetings of the full Metropolitan Council, a set number of parking validation stamps are provided on a first come, first served basis for members of the public; and

WHEREAS, however, there are still many meetings held at the Historic Metropolitan Courthouse where members of the public wishing to attend must pay for their own parking, including for Council committee meetings held on Monday nights and for special committee meetings; and

WHEREAS, the Council would like to explore the possibility of providing parking validation to members of the public who attend any public meeting at the Historic Metropolitan Courthouse; and

WHEREAS, this includes meetings held by the Metropolitan Council and any Metro boards and commissions; and

WHEREAS, the Metropolitan Government, acting by and through the Metropolitan Traffic and Parking Commission, has an agreement with the Nashville Downtown Partnership for the management of the public parking facilities, which include Public Square Garage, which was approved by Council pursuant to Ordinance No. BL2017-709; and

WHEREAS, the Metropolitan Government should explore the possibility of providing free parking for members of the public who attend public meetings held at the Historic Metropolitan Courthouse and whether this agreement could be amended or a new contract could be negotiated to include this provision; and

WHEREAS, information about the feasibility of providing free parking for public meetings should be provided to the Council no later than March 1, 2022.

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

Section 1. That the Metropolitan Council hereby requests that the Metropolitan Government investigate the feasibility of providing free parking at public meetings held at the Historic Metropolitan Courthouse. This could include an expansion of the current process of providing parking validation stamps to members of the public, or through a separate agreement with the Nashville Downtown Partnership. A response to the feasibility of providing free parking, as well as a recommendation for steps to be taken to provide free parking, including the estimated cost of parking, should be given to the Metropolitan Council no later than March 1, 2022.

Section 2. That a copy of this resolution be sent to the Director of the Nashville Department of Transportation and Multimodal Infrastructure, the Metropolitan Clerk, and the Mayor.

Section 3. This resolution shall take effect from and after its final passage, the welfare of the public requiring it.

Attachment 2, Report of the cost of free parking for Metro Council Meetings

Metro Council Meeting Tickets

Meeting Date	\$5.00 (5pm)	\$9 (4:30pm - 4:57pm)	\$13 (4pm - 4:29pm)	\$17 (3:30pm - 3:59pm)	\$20 (7am - 11am)	Total Tickets	\$5.00 Charge	Actual Ticket Charge
03/01/22	31	0	2	3	4	40	\$155	\$312
03/15/22	48	10	4	3	4	69	\$240	\$513
04/05/22	27	7	1	1	3	39	\$135	\$288
04/18/22	0	2	0	0	1	3	\$0	\$38
04/19/22	35	6	1	0	5	47	\$175	\$342
05/05/22	23	9	5	3	5	45	\$115	\$412
05/17/22	22	6	9	5	4	46	\$110	\$446
05/18/22	0	0	2	3	0	5	\$0	\$77
05/23/22	0	0	0	1	0	1	\$0	\$17
05/24/22	0	1	0	0	1	2	\$0	\$29
05/25/22	4	1	1	0	0	6	\$20	\$42
06/06/22	1	2	6	0	1	10	\$5	\$121
06/07/22	59	29	6	2	3	99	\$295	\$728
06/08/22	0	0	0	1	34	35	\$0	\$697
06/09/22	0	0	1	0	0	1	\$0	\$13
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Total	416	129	84	69	165	863	\$2,080	\$8,806

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE	\$5.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
03/01/22	31	2	3	4	40	\$155.00	\$312.00
		04:10 PM	03:30 PM	07:59 AM			
		04:11 PM	03:41 PM	02:16 PM			
			04:10 PM	02:52 PM			
				03:00 PM			

COUNCIL MEETING DATE	\$5.00	\$9.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
03/15/22	48	10	4	3	4	70	\$240.00	\$513.00
		04:30 PM	04:01 PM	03:50 PM	07:09 AM			
		04:32 PM	04:20 PM	03:52 PM	07:15 AM			
		04:33 PM	04:24 PM	03:51 PM	07:45 AM			
		04:38 PM	04:29 PM		11:08 AM			
		04:38 PM						
		04:46 PM						
		04:47 PM						
		04:49 PM						
		04:56 PM						
		04:58 PM						



METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE	\$5.00	\$9.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
04/05/22	27	7	1	1	3	39	\$135.00	\$288.00
		04:30:00 PM	04:23:00 PM	03:58:00 PM	07:50:00 AM			
		04:49:00 PM			07:50:00 AM			
		04:50:00 PM			11:04:00 AM			
		04:51:00 PM						
		04:52:00 PM						
		04:53:00 PM						
		04:57:00 PM						

COUNCIL COMMITTEE MEETING DATE	\$5.00	\$9.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
04/18/22		2			1	3	\$0.00	\$38.00
		04:43:00 PM			07:46:00 AM			
		04:48:00 PM						

COUNCIL MEETING DATE	\$5.00	\$9.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
04/19/22	35	6	1		5	48	\$175.00	\$342.00
		04:32:00 PM	04:21:00 PM		07:11:00 AM			
		04:34:00 PM			07:43:00 AM			
		04:38:00 PM			12:41:00 PM			
		04:50:00 PM			01:06:00 PM			
		04:57:00 PM			02:54:00 PM			
		04:53:00 PM						

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING							TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
DATE	\$5.00	\$8.00	\$9.00	\$13.00	\$17.00	\$20.00			
05/05/22	23	0	9	5	3	5	45	\$115.00	\$412.00
			04:33 PM	04:03 PM	03:42 PM	11:31 AM			
			04:34 PM	04:04 PM	03:59 PM	11:37 AM			
			04:45 PM	04:12 PM	03:59 PM	02:12 PM			
			04:48 PM	04:14 PM		02:26 PM			
			04:52 PM	04:18 PM		03:22 PM			
			04:54 PM						
			04:55 PM						
			04:58 PM						
			04:59 PM						

COUNCIL MEETING							TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
DATE	\$5.00	\$8.00	\$9.00	\$13.00	\$17.00	\$20.00			
05/17/22	22	0	6	9	5	4	46	\$110.00	\$446.00
			04:33 PM	04:06 PM	03:32 PM	07:41 AM			
			04:44 PM	04:17 PM	03:42 PM	08:15 AM			
			04:50 PM	04:17 PM	03:46 PM	08:26 AM			
			04:54 PM	04:17 PM	03:56 PM	12:04 PM			
			04:56 PM	04:18 PM	03:56 PM				
			04:59 PM	04:23 PM					
				04:23 PM					
				04:23 PM					
				04:27 PM					

BUDGET HEARINGS							TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
DATE	\$5.00	\$8.00	\$9.00	\$13.00	\$17.00	\$20.00			
05/18/22	0	0	0	2	3	0	5	\$0.00	\$77.00
				04:00 PM	03:32 PM				
				04:10 PM	03:47 PM				
					03:47 PM				
					03:52 PM				

COUNCIL COMMITTEE MEETING							TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
DATE	\$5.00	\$8.00	\$9.00	\$13.00	\$17.00	\$20.00			
05/23/22	0	0	0	0	1	0	1	\$0.00	\$17.00
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BUDGET HEARINGS							TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
DATE	\$5.00	\$8.00	\$9.00	\$13.00	\$17.00	\$20.00			
05/24/22	0	0	1	0	0	1	2	\$0.00	\$29.00
			04:41 PM			11:53 AM			

BUDGET HEARINGS							TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
DATE	\$5.00	\$8.00	\$9.00	\$13.00	\$17.00	\$20.00			
05/25/22	4	0	1	1	0	0	6	\$20.00	\$42.00
			04:34 PM	04:25 PM					



METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE	\$5.00	\$9.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
06/06/22	1	2	6	0	1	10	\$5.00	\$121.00
		04:39 PM	04:12 PM		01:01 PM			
		04:42 PM	04:14 PM					
			04:19 PM					
			04:22 PM					
			04:25 PM					
			04:29 PM					

COUNCIL MEETING DATE	\$5.00	\$9.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
06/07/22	59	29	6	2	3	99	\$295.00	\$728.00
		04:31 PM	04:01 PM	03:52 PM	06:51 AM			
		04:31 PM	04:18 PM	03:57 PM	07:51 AM			
		04:32 PM	04:18 PM		03:27 PM			
		04:33 PM	04:19 PM					
		04:33 PM	04:24 PM					
		04:33 PM	04:05 PM					
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METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE	\$5.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
06/08/22	0	0	1	34	35	\$0.00	\$697.00
			03:42 PM	07:14 AM			
				07:19 AM			
				07:23 AM			
				07:26 AM			
				07:27 AM			
				07:37 AM			
				07:38 AM			
				07:39 AM			
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				08:59 AM			

BUDGET HEARINGS DATE	\$5.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
06/09/22	0	1	0	0	1	\$0.00	\$13.00
		04:13 PM					



METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE						TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
	\$5.00	\$9.00	\$13.00	\$17.00	\$20.00			
06/14/22	0	3	2	1	0	6	\$0.00	\$70.00
		04:35 PM	04:28 PM	03:42 PM				
		04:35 PM	04:28 PM					
		04:57 PM						

COUNCIL MEETING DATE						TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
	\$5.00	\$9.00	\$13.00	\$17.00	\$20.00			
06/21/22	26	6	4	6	1	43	\$130.00	\$358.00
		04:31 PM	04:01 PM	03:35 PM	03:12 PM			
		04:39 PM	04:03 PM	03:39 PM				
		04:39 PM	04:11 PM	03:47 PM				
		04:41 PM	04:16 PM	03:52 PM				
		04:54 PM		03:55 PM				
		04:58 PM		03:57 PM				



METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING								TOTAL	\$5.00	ACTUAL
DATE	\$5.00	\$9.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00	TICKETS	CHARGE	TICKET CHARGE
07/05/22	35	3	0	2	0	3	3	46	\$175.00	\$339.00
		04:41 PM		04:19 PM		15:32	11:39 AM			
		04:54 PM		04:20 PM		03:35 PM	03:16 PM			
		04:55 PM				03:46 PM	03:26 PM			

HEALTH & EDUCATIONAL FACILITIES COMMITTEE								TOTAL	\$5.00	ACTUAL
DATE	\$5.00	\$9.00	\$13.00	\$13.00	\$16.00	\$17.00	\$20.00	TICKETS	CHARGE	TICKET CHARGE
07/13/22		5	5					10	\$0.00	\$110.00
		02:50 PM	03:07 PM							
		03:00 PM	03:20 PM							
		03:00 PM	03:20 PM							
		03:00 PM	03:21 PM							
		03:02 PM	03:38 PM							

COVID-19 FINANCIAL OVERSIGHT COMMITTEE								TOTAL	\$5.00	ACTUAL
DATE	\$5.00	\$8.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00	TICKETS	CHARGE	TICKET CHARGE
07/13/22						2	1	3	\$0.00	\$54.00
					02:49 PM		02:54 PM			
					03:04 PM					

HOMELESS PLANNING COUNCIL								TOTAL	\$5.00	ACTUAL
DATE	\$5.00	\$8.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00	TICKETS	CHARGE	TICKET CHARGE
07/13/22							27	27	\$0.00	\$540.00
							07:22 AM			
							07:28 AM			
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METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING								TOTAL	\$5.00	ACTUAL
DATE	\$5.00	\$9.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00	TICKETS	CHARGE	TICKET
07/20/22	20	13	0	4	0	2	2	41	\$100.00	\$343.00
		04:30 PM		04:17 PM		03:52 PM	02:01 PM			
		04:30 PM		04:23 PM		03:53 PM	03:00 PM			
		04:34 PM		04:27 PM						
		04:35 PM		04:28 PM						
		04:42 PM								
		04:43 PM								
		04:43 PM								
		04:45 PM								
		04:52 PM								
		04:54 PM								
		04:56 PM								
		04:57 PM								
		04:59 PM								

PUBLIC HEALTH & SAFETY COMMITTEE								TOTAL	\$5.00	ACTUAL
DATE	\$5.00	\$9.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00	TICKETS	CHARGE	TICKET
07/26/22	0	0	0	0	0	3	10	13	\$0.00	\$251.00
						03:42 PM	01:24 AM			
						03:47 PM	02:48 PM			
						03:44 PM	03:07 PM			
							03:13 PM			
							03:13 PM			
							03:13 PM			
							03:18 PM			
							03:21 PM			
							03:21 PM			
							03:24 PM			

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE	\$5.00	\$8.00	\$9.00	\$12.00	\$13.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
08/01/22	1		4		2	0	1	8	\$5.00	\$87.00
		04:15 PM	04:44 PM	03:57 PM	04:03 PM		03:03 PM			
		04:22 PM	04:50 PM							

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE	\$5.00	\$8.00	\$9.00	\$13.00	\$17.00	\$20.00	\$25.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
08/02/22	33	0	8	8	3	6		58	\$165.00	\$512.00
			04:31 PM	04:01 PM	03:34 PM	06:25 AM	05:55 AM			
			04:37 PM	04:01 PM	03:37 PM	06:51 AM				
			04:37 PM	04:06 PM	03:39 PM	08:45 AM				
			04:41 PM	04:16 PM		01:45 PM				
			04:43 PM	04:22 PM		02:04 PM				
			04:46 PM	04:22 PM		02:37 PM				
			04:47 PM	04:22 PM						
			04:52 PM	04:26 PM						

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

HOMELESS PLANNING COUNCIL								TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
DATE	\$5.00	\$8.00	\$13.00	\$16.00	\$17.00	\$20.00	\$25.00			
08/10/22	0	0	2		8	26	0	36	0	\$682.00
			08:32 AM	07:40 AM		07:07 AM				
			01:47 PM	07:46 AM		07:22 AM				
				08:04 AM		07:36 AM				
				08:05 AM		07:44 AM				
				08:09 AM		07:46 AM				
				08:16 AM		07:47 AM				
				08:19 AM		07:47 AM				
				08:34 AM		07:48 AM				
						07:51 AM				
						07:52 AM				
						07:52 AM				
						07:53 AM				
						07:54 AM				
						07:54 AM				
						07:55 AM				
						07:55 AM				
						07:58 AM				
						07:59 AM				
						08:01 AM				
						08:03 AM				
						08:06 AM				
						08:06 AM				
						08:09 AM				
						08:13 AM				
						08:22 AM				
						08:55 AM				



METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE	\$5.00	\$8.00	\$9.00	\$13.00	\$17.00	\$20.00	\$25.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
08/15/22	0		1	2	6	0	0	9	\$0.00	\$137.00
		04:11 PM		04:47 PM	04:14 PM					
				04:50 PM	04:21 PM					
					04:21 PM					
					04:22 PM					
					04:27 PM					
					04:29 PM					

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE	\$5.00	\$9.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
08/16/22	26	7		12		10	6	61	\$130.00	\$639.00
		04:30 PM	03:53 PM	04:02 PM	03:29 PM	03:30 PM	07:18 AM			
		04:33 PM		04:04 PM		03:40 PM	11:50 AM			
		04:34 PM		04:07 PM		03:40 PM	02:32 PM			
		04:42 PM		04:07 PM		03:49 PM	03:08 PM			
		04:44 PM		04:12 PM		03:51 PM	03:22 PM			
		04:48 PM		04:12 PM		03:55 PM	03:23 PM			
		04:52 PM		04:17 PM		03:58 PM				
				04:17 PM		03:59 PM				
				04:20 PM		05:44 PM				
				04:21 PM						
				04:28 PM						

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COVID-19 FINANCIAL OVERSIGHT COMMITTEE								TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
	\$5.00	\$9.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00			
08/17/22	0	0	0	0	0	0	3	3	\$0.00	\$60.00
							02:56 PM			
							02:52 PM			
							02:51 PM			

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

PUBLIC HEALTH & SAFETY SPECIAL COMMITTEE								TOTAL TICKETS	\$5.00 CHARGE	TICKET CHARGE
	\$5.00	\$9.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00			
08/17/22	3	0	0	0	0	0	1	4	\$15.00	\$35.00
							08:21 AM			

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

EAST BANK STADIUM COMMITTEE MEETING								TOTAL	\$5.00	TICKET
	\$5.00	\$9.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00	TICKETS	CHARGE	CHARGE
08/30/22		2	0	1	0	2	0	5	\$0.00	\$65.00
		05:30:00 PM		05:34:00 PM		05:32:00 PM				
		05:40:00 PM				05:46:00 PM				

METRO COUNCIL & COMMITTEE MEETING TICKET BREAKDOWN

COUNCIL MEETING DATE	\$5.00	\$9.00	\$12.00	\$13.00	\$16.00	\$17.00	\$20.00	TOTAL TICKETS	\$5.00 CHARGE	ACTUAL TICKET CHARGE
09/06/22	22	4	0	2	0	1	10	39	\$110.00	\$389.00
		04:43:00 PM		04:19:00 PM		03:42:00 PM	06:49:00 AM			
		04:46:00 PM		04:21:00 PM			07:07:00 AM			
		04:47:00 PM					09:17:00 AM			
		04:49:00 PM					01:41:00 PM			
							02:41:00 PM			
							03:11:00 PM			
							03:11:00 PM			
							03:18:00 PM			
							03:22:00 PM			
							06:36:00 PM			

Traffic and Parking	
SECTION: Parking	POLICY NO.: 2022-01
SUBJECT: WAIVING OF PARKING FEES	EFFECTIVE: September 13, 2022 PAGE: 1
APPLIES TO: NDOT	<input checked="" type="checkbox"/> NEW ISSUE <input type="checkbox"/> PARTIAL REVISION <input type="checkbox"/> COMPLETE REVISION
<p>PURPOSE: To enact a policy for waiving of parking fees</p> <p>POLICY: 0</p> <p>This policy adheres to Metropolitan Charter Section 11.907, Management and control of parking meters, garages and other traffic facilities regarding Traffic & Parking commission are to establish and regulate parking revenue thereof:</p> <ul style="list-style-type: none"> A. The commission shall have power to control and manage parking facilities in any metropolitan street or road, including the installation of parking meters or other necessary equipment in connection therewith, B. The commission shall also have control and management of any public parking garage or other traffic facilities, C. Therefore, waiving of any fees must be presented to the Traffic and Parking Commission for approval. D. Fees can only be waived for large scale events where assistance from Metro Department(s) has been requested by the event organizer and approved by a Metro Departmental Director. E. NDOT staff will bring annually to the Commission's June meeting a standing list of Metro assisted events for approval of waived parking fees. Events not included on the standing list where Metro assistance is approved will be presented at the next regular Commission meeting. F. Schedule of service charges in connection with the use of parking meters, a copy of which schedule shall be kept on file and subject to public inspection at NDOT office. 	
REVISION NO.: 1	ISSUED BY: Cody Osborne
REVISION DATE: September 29, 2022	

Attachment 4, Draft Sidewalk Vending Ordinance

Ordinance No. BL2022-_____

An ordinance amending various provisions of Chapters 6.104, 13.08 and 13.32 of the Metropolitan Code relating to sidewalk vending and the clearing of obstacles from the public right of way.

WHEREAS, the volume of pedestrian movement in downtown Nashville has reached a point where the capacity of the sidewalk is often times exceeded and therefore has created locations where sidewalk vending causes an undue risk to public safety that must be addressed; and,
WHEREAS, the Metro Nashville Police Department, the Nashville Department of Transportation and Multimodal Infrastructure, the Nashville Fire Department, and the Davidson County Clerk need mechanisms to further regulate, restrict and enforced the misuse of sidewalks designed for pedestrian travel in the public rights-of-way; and,
WHEREAS, the Nashville Traffic and Parking Commission has heard the concerns from multiple stakeholders on the topic of sidewalk vending and has deliberated and agreed upon the provisions set forth in this ordinance to support its purpose of making the roads, streets, and other public ways safe for pedestrians, motorists, and others in the Metro Davidson County area.
~~{RECITALS TO BE ADDED}~~

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

1. That Chapter 6.104 of the Metropolitan Code shall be deleted in its entirety.
2. That Section 13.08.040 of the Metropolitan Code shall be deleted in its entirety and replaced with the following:

13.08.040 - Offering merchandise for sale on or near public property prohibited—Exceptions.

A. No person shall stop, stand or park any wagon, pushcart, platform, table, automobile, truck or other vehicle, or erect any temporary stands, signs or otherwise, upon or within any public property of the metropolitan government for the purpose of selling or offering for sale any goods, food, wares, merchandise or products of any kind, nor shall any person sell or offer for sale, upon or within any public property of the metropolitan government, any goods, food, wares, merchandise or products of any kind. The prohibitions contained in this subsection shall not affect or apply to any agreement with, or the written approval of, the respective department, board, agency, officer or other person having control or custody of that particular property.

B.1. It is unlawful for any person to obstruct any public way, including alleys, roadways, sidewalks and streets as defined by Sections [12.04.010](#), [12.04.315](#), [12.04.335](#),

and [12.04.375](#) of the Metropolitan Code, except as authorized by law. This subsection shall not apply to:

- a. Any street vendor operating with a proper license ~~and~~ permit issued by the county clerk under subsections (B)(3) and (4) of this section that satisfies this section and is vending in an approved location and not interfering with the movement of vehicular or pedestrian traffic or creating an unsafe condition;
- b. Vendors exclusively engaged in the sale of newspapers, magazines, periodicals or other such written items provided that the requirements for clearance at intersections set forth at [Section 13.12.190](#) are satisfied and who do not utilize a cart, wagon, or any other stationary or mobile device or vehicle to sell such written materials and not interfering with the movement of vehicular or pedestrian traffic or creating an unsafe condition;
- c. Solicitation of donations by a nonprofit organization or the sale of merchandise by a nonprofit organization which constitutes, carries or makes a religious, political, educational, philosophical or ideological message or statement related to the purpose of the nonprofit organization provided that the non-profit identifies itself [and is able upon request to provide documentary proof of its non-profit status](#), the requirements for clearance at intersections set forth at [Section 13.12.190](#) are satisfied and the nonprofit does not utilize a cart, wagon, or any other mobile device or vehicle to sell such materials and is not interfering with the movement of vehicular or pedestrian traffic or creating an unsafe condition;

2. Definitions. Within the meaning of this section, these terms shall be construed as follows:

- a. "Commission" means the metropolitan traffic and parking commission.
- b. "To obstruct" means to so occupy the public ways so that the free use and enjoyment thereof by the public is in any way interrupted or interfered with, or such that the free ingress and egress to or from any building fronting on any public thoroughfare is impaired, or such that any unsafe condition results.
- c. "Public way" means all areas legally open to public use and used and/or intended for vehicular or pedestrian traffic, including public streets, alleys, sidewalks, and roadways, but excluding any other public property of the metropolitan government.
- d. "Public property" means all property, real and personal, belonging to the metropolitan government, excluding that which is used and/or intended for use by vehicular or pedestrian traffic and defined herein as a public way.
- e. "Street vendor" or "vendor" means any individual, including an employee or agent of a group of individuals, partnership, or corporation, who sells, or offers to sell services, food, beverages, goods, or merchandise on any public way whether such activity involves the sale of such items from the vendor's person or by use of a stand.
- f. "License" or "permit" means the form issued by the county clerk evidencing that the vendor is allowed to sell or offer to sell goods and services on the public way.

g. "Stand" means any table, tarp, display, bench, booth, rack ([including one suspended from the vendor's person](#)), handcart, pushcart, wagon or any other fixture or device which is not required to be licensed and registered by the department of motor vehicles, and is used for the display, storage, or transportation of food, beverages, goods or merchandise on any public way.

h. "Special event" means any occasion officially recognized by the mayor's office of film and special events including, but not limited to fairs, shows, exhibitions, municipality-wide celebrations, festivals and other similar events, within a specifically defined area of the municipality for a specified period of time.

i. "Business" or "property owner" means any individual, including an employee or agent of a group of individuals, partnership, or corporation who is a tenant in or who owns property abutting the public way.

j. "Pedestrian" means a person who is walking or otherwise traveling on the public way.

k. "Sign" or "sandwich board" means any portable sign used to convey information of a commercial nature.

l. "Street performance" means any theatrical, musical, visual, or other presentation for entertainment purposes on the public way. "Street performer" means any person or group of persons who conducts a street performance.

m. "Distance." All measured distances and distance requirements addressed in this regulation shall be distances measured in a straight line from the nearest edge of the vendor's stand or sign to the nearest edge of the object from which the sign or stand is to be distant.

3. It is unlawful for vendors of goods or services not meeting the exception in subsection (B)(1)(b)—(c) of this section to sell, display, or offer for sale any food, beverage, goods, or merchandise on a public way before acquiring a street vendor's permit from the county clerk. Those who engage in such conduct without having and displaying a valid permit (or while their permit is suspended, revoked or expired) may be prosecuted for a violation of Tenn. Code Ann. Section 39-17-307 and/or Tenn. Code Ann. Section 62-30-101 *et seq.* To acquire a permit, a vendor shall submit an application to the county clerk and provide all information, on a form supplied by the county clerk, necessary to determine whether a particular permit may be issued.

a. The application must include the vendor's full name, home address, permanent business address (if any), telephone number, email address, driver's license number a current full-face photograph of vendor, a current full-face photographs of each of vendor's employees, proof of identity for each vendor and/or employee and proof that any other required permits or authorizations have been obtained. The County Clerk may require additional information to confirm the eligibility of the applicant for the permit.

b. The application shall also state a brief description of the nature and character of the food, beverages, goods or services to be sold and shall be accompanied by a photograph of the vendor's stand(s).

c. If the vendor is employed by or is an agent of another, the application shall state the name and business address of the principal or hiring person, firm, association, organization, company or corporation.

d. Vendors with multiple stands, displays, carts, wagons or any other means by which to offer goods or services to the public must procure a permit for each space occupied.

e. Any vendor engaged in the sale of food or beverages must, in addition to the above requirements, comply with the following:

i. Vendors of food and beverages shall be required to obtain and maintain a health permit from the local health department in addition to the general vending permit. Upon application for the general vending permit, vendors of food and beverages shall have their applications forwarded to the health department for approval and shall submit their equipment for inspection.

ii. Upon approval by the local health department, the food, ~~and beverage~~, or substance vendor shall be subject to inspection by local health department officials as provided for by law at periodic intervals.

f. The application must include a provision indemnifying and holding harmless the metropolitan government from any and all claims arising out of the vendor's operation. Applicants must provide, as part of the application, a copy of a certificate of liability insurance with a minimum coverage of one million dollars covering the annual permitting period. If the vendor does not maintain this insurance coverage throughout the permit period, the permit shall be automatically revoked upon the termination of such insurance policy. The policy must name the Metropolitan Government of Nashville and Davidson County as additionally insured. The certificate must accompany the application.

g. Any intentional misrepresentation on the application by a vendor shall constitute grounds for denial, suspension or revocation of a permit. The applicant will not be allowed to reapply for an application for a 12-month period.

4. At the time of application, a vendor shall pay an annual permit fee of ~~one hundred dollars~~ eight hundred dollars (which shall authorize the location of one stand) plus seventy-five-dollars for an I.D. badge- If a vendor wishes to have more than one stand, they must pay an annual permit fee for each stand. There will be a seventy-five-dollar cost for additional vendor employee badges and/or for replacement badges. This shall not include any other applicable fees.

5. Application Processing.

a. Upon receipt of an application, the county clerk shall:

i. Ensure the application is complete. Incomplete applications shall be denied and returned to the applicant.

ii. Ensure that all fees have been properly paid and that the appropriate certificate of insurance has been provided. Applications for which all applicable fees have not been paid or which do not contain the appropriate certificate of insurance shall be denied.

iii. Determine whether the applicant has been [found to be non-compliant with a provision of this section](#)~~convicted of a violation of this section~~ during the twelve-month period preceding the application. If the applicant has been found to have committed three or more violations of this section during the preceding twelve months, the application shall be denied.

iv. Ensure that vendors offering foods,~~s-or~~ beverages, [or substances](#) have obtained all necessary licenses, permits, and/or inspections in accordance with subsection (B)(3)(e) of this section. If the required permits, licenses and/or inspections have not been obtained, the application shall be denied.

v. Take reasonable steps to verify the truthfulness of the information provided on the application. Applications found to contain false information shall be denied.

b. If the application meets the requirements specified in subsection (B)(5)(a) of this section, the county clerk shall issue the permit and I.D. badges for the permittee and any employees identified in the application. A permit holder may apply for additional I.D. badges if needed. The I.D. badge shall include a picture of the employee, employee name and the permit number.

c. The county clerk will notify the vendor [in writing](#) of the decision to issue or deny the permit and, if denied, the reason for denial. The county clerk will provide the notification as soon as is practicable, but in no case shall notification occur later than thirty days after the filing of a properly completed application. [An oral notification shall suffice for this purpose.](#) In the event an application has not been granted or denied within thirty days from receipt for filing, ~~an interim permit, renewable at ten-day intervals, shall be issued to the applicant. Additional interim permits shall issue until such time as the application is granted or denied.~~ The permit shall be valid for one year after issuance [\(so long as all requirements are met and no disciplinary action is taken\)](#) and shall be renewable upon expiration in each subsequent year so long as the vendor remains in good standing and has been found to have committed no more than three violations of this section in the previous twelve-month period. In the event that a vendor is denied a permit, either upon application or at renewal, the vendor shall have an opportunity to appeal the denial as described in subsection [C.4.four](#) of this section.

6. Restrictions. The granting of a permit confers a privilege, not a franchise or license. A permit does not guarantee a particular space or that any space will be available.

A. The sale of goods or services by street vendors is limited to the DTC and CF zoned districts. Provided, however, that no such sales may occur in the area (i) [between Union Street and Korean Veterans Boulevard, spanning from the Cumberland River to 8th Avenue](#), or (ii) [Symphony Place between Third Avenue South and Fourth Avenue South](#), or (iii) [the John Seigenthaler Pedestrian Street Bridge.](#) ~~Additionally, vending is not allowed to occur on the portion of the street designed for vehicular traffic, excluding those permitted for a special event.~~ ~~These~~ [“No Vending” areas](#) may be [created modified or or enlarged by](#)~~enlarged by~~ the commission upon reasonable public notice.

b. Nothing herein shall exempt any vendor from the provisions of [Section 12.52.130](#) regarding sales to persons in vehicles from a street or sidewalk.

c. Each street vendor must prominently display the permit, in addition to any business tax license the vendor may be required to possess, and if applicable, the health permit must also be prominently displayed. I.D. badges issued by the county clerk are to be in the possession of vendors and their employees at all times and are not transferable. Vending operations in violation of this provision shall be removed upon order of the metropolitan police department or NDOT until the deficiency is corrected.

d. Vending at the Nashville Convention Center, the Municipal Auditorium, the Nashville Arena or any other facility identified in [Chapter 6.32](#) of the Metropolitan Code shall be in compliance with the more particular regulations set forth in [Chapter 6.32](#).

e. Street vendors operating on the public way agree to indemnify and hold harmless the metropolitan government from any cause of action arising from the vendor's operation.

g. No vendor shall be entitled to compensation by virtue of being required to move to protect the public safety, allow access to utilities, or allow the free flow of pedestrian traffic, regardless of the length of time incurred thereby.

h. Permits are nontransferable.

i. The commission shall have the authority to publish and enforce such other regulations related to vending, street performers and other temporary sidewalk encroachments as shall be necessary to effectuate this section and to ensure the free flow of pedestrian and vehicular traffic and to ensure the safety of the public, including designating appropriate clearances around other features of the right of way, such as intersections, disabled parking spaces, fire hydrants, parking meters, loading zones, bus stops, building entrances and the like. In so doing, the commission may adopt a map or maps showing locations where vending is prohibited and/or where it is permitted.

j. Vending permits issued under this section shall be suspended during any special event as defined in subsection (B)(2)(h) of this section for which the metropolitan government has given its official written permission to close or otherwise alter the normal, everyday use of any public roadway, street or sidewalk, and vending shall be prohibited during the limited period of time specified for the special event and within the area covered by the special event permit except by those vending with the express written permission of the event permit holder.

k. A vendor shall promptly comply with an order of an officer of the metropolitan police department, [the Nashville fire department](#), or employee of NDOT to temporarily move to another location when necessary to accommodate unusually heavy pedestrian or vehicular traffic, any obstructions in the public space, an accident, fire or other emergency situations, a parade, demonstration or other such event or occurrence at or near such location.

C. Suspension, Revocation or Denial of Permits.

1. Any permit issued under this section may be suspended or revoked by the commission, [or its staff](#), for any of the following reasons:

- a. Fraud or misrepresentation in the application for the permit; or,
- b. Fraud or misrepresentation in the course of conducting the business of vending; or,
- c. Conducting business contrary to the conditions of the permit and/or these regulations; or,
- d. Conducting business in such a manner as to create a public nuisance or to constitute a danger to the public health, safety or welfare; or,
- e. Cancellation of health department authorization for food or beverage vendors, as applicable.

2. The commission, [or its staff](#), shall consider the following factors in determining whether a permit should be suspended or revoked:

- a. The number of citations for violation of this section previously received by the vendor; and
- b. The number of previous suspensions and/or revocations imposed upon the vendor; and
- c. The number of occasions for which the vendor's permit was subject to suspension or revocation and was not suspended or revoked; and
- d. The seriousness of the violation or misrepresentation and the danger to the health and/or safety of the public presented by the vendor's misrepresentation, noncompliance and/or misconduct; and
- e. Whether or not the condition subjecting the vendor to suspension or revocation is of a nature that has been or can be corrected.

3. Upon suspension, revocation or denial of the issuance of a permit, the commission, [or its staff](#), shall deliver written notice to the permit holder or applicant stating the action taken and the reasons supporting such action, and the right to reconsideration of that decision as set forth below. The written notice shall be delivered to the permit holder's or applicant's place of business, as described on the application, or last known address. Placement of such notice in the U.S. mail shall constitute delivery. A permit which has been suspended shall remain suspended until such time as the condition causing the suspension has been corrected to the satisfaction of the commission. A permit which has been revoked shall remain revoked for one year following the date of revocation. No vendor whose permit has been suspended or revoked may apply for a new permit during the period of suspension or revocation.

4. Any permit holder or applicant whose permit is suspended or revoked or whose application for a permit is denied may within fifteen days of the date of that action notify the commission that the permit holder or applicant desires reconsideration of that decision. A hearing of the request shall be scheduled for the next regular meeting of the commission. The suspension or revocation shall remain in effect pending the hearing. At the hearing, the permit holder or applicant will be afforded an opportunity to be heard and to present facts and witnesses on his own behalf. The permit holder or applicant shall not be entitled to an adversarial hearing or to examine any witness except those the permit holder may present on his or her own behalf.

D. Renewals. Permits may be renewed, provided an application for renewal of the permit and the required fee are received by the county clerk no later than the date of expiration of the existing permit and provided that the vendor has no more than three violations of this regulation within any twelve-month period. A vendor whose permit has been revoked may submit an application upon the expiration of the revocation. Applications received after that date shall be processed as new applications. The commission shall review each renewal application to ensure that the vendor is in full compliance with the provisions of this regulation. If the commission determines that the vendor has complied with the above requirements, the commission will renew the permit for one year.

E. Penalties.

1. Any person who offers merchandise for sale in violation of this regulation or who violates any other provision of this regulation shall be penalized as is provided for in Section 1.01.030 of this Code, or, to the extent permitted by law, as follows:

Penalties

First offense[up to](#) \$250.00

Second offense (within one (1) year of the first offense)[up to](#) 350.00

Third offense (within one (1) year of the first offense) [up to](#) 500.00

Fourth offense and all subsequent offense (regardless of the time period since the third or last offense)[up to](#) 500.00

These penalties may be assessed by the commission and will be deposited into the general fund of the metropolitan government.

2. The permit of any person who offers merchandise for sale in violation of the regulation or who violates any other provision of this regulation may be suspended. The permit of any person who seriously endangers the health and/or safety of the public by misrepresentation or violation of this regulation or who is convicted of three or more violations of this regulation during any twelve-month period shall be revoked.

3. That Section 13.32.100 of the Metropolitan Code shall be deleted in its entirety and replaced with the following:

13.32.100 - Removal of obstructions—Offender's responsibility

No person or other entity shall permit any rocks, wood, lumber, abandoned property or other obstruction whatever, other than a legally parked motor vehicle, to remain on the public square or any street, public right of way, sidewalk or alley. Officers of the metropolitan police department, [Nashville Fire Department](#), and Nashville Department of Transportation and Multimodal Infrastructure (NDOT) shall cause the prompt removal of such material or obstruction, whether by the person or entity responsible for the obstruction or otherwise. In addition to any penalty imposed for the violation of this section, the person or entity offending shall be liable to pay the reasonable expense of removing and disposing of such material or

obstruction, together with all costs of storage and administrative costs. For purposes of this section, abandoned property shall mean personal property, other than a motor vehicle, that is not the property of the Metropolitan Government, that is not the subject of an encroachment permit or other lawful metro permit, that does not consist of utility infrastructure and that is placed in a public place or right of way (i) for at least 48 continuous hours (ii) in a manner that interferes with vehicular or pedestrian traffic or otherwise creates a reasonable safety concern or (iii) the owner of the property is arrested for violation of Tenn. Code Ann. Sections 39-17-307 or 62-30-101 *et seq.*, or any other applicable criminal law.

4. That a new Section 13.32.105 shall be enacted, reading as follows:

13.32.105 Property removed from the public right of way or other publically-owned location pursuant to Section 13.32.100 shall be taken to a place of impoundment designated by the chief of police or director of NDOT. If present at the time of the removal, the owner of the property shall be given an itemized receipt listing the items removed, a duplicate of which will be retained for the Metropolitan Government's records. Perishable items shall be immediately disposed of for health reasons at the time of impoundment. The metropolitan government shall have no liability to the owner of the property for the disposal of or damage resulting from the removal or storage of the removed property. Reasonable efforts shall be made to notify the owner of any removed property who is not present at the time of removal. Removed property remaining unclaimed after 10 business days shall be deemed forfeited and may be disposed of by sale or otherwise. The director of NDOT shall have authority to make regulations to address the procedure for property removal, forfeiture, sale and redemption. An owner seeking to recover removed property shall pay the metropolitan government's reasonable costs incurred in removal and storage at the time of recovery.

5. This ordinance shall take effect from and after its final passage, the welfare of the Metropolitan Government requiring it.

RECOMMENDED BY:

INTRODUCED:

Diana Alarcon, Director
Department of Transportation &
Multi-modal Infrastructure

APPROVED AS TO AVAILABILITY OF FUNDS:

Sponsor(s)

Kelly Flannery, Director
Department of Finance

APPROVED AS TO FORM & LEGALITY:

Assistant Metropolitan Attorney

Attachment 5, NDOT Policy on Removal of Parking Spaces for Development

Traffic and Parking	
SECTION: Parking	POLICY NO.: 2022-02
SUBJECT: Removal of Spaces for Development	EFFECTIVE: October 11, 2022 PAGE: 1
APPLIES TO: NDOT	<input checked="" type="checkbox"/> NEW ISSUE <input type="checkbox"/> PARTIAL REVISION <input type="checkbox"/> COMPLETE REVISION
PURPOSE: To enact a policy for removal of general public parking spaces for development. POLICY: 0 This policy adheres to Metropolitan Charter Section 11.907, Management and control of parking meters, garages and other traffic facilities regarding Traffic & Parking commission are to establish and regulate parking revenue thereof: <ol style="list-style-type: none"> A. In the event a development requires the removal of general public parking spaces, the developer and staff will identify alternate locations for spaces to be installed/built/relocated at the cost of the developer; or, B. The developer request permanent removal of general public parking spaces, then the developer will pay twenty (20) years of lost revenue per parking space. Lost revenue will be based on the average of the previous five (5) years of revenue per space for the parking program. 	
REVISION NO.: 1	ISSUED BY: Cody Osborne
REVISION DATE: September 30, 2022	