

## STORMWATER MANAGEMENT COMMITTEE MEETING DETAILS for 06-APR-2017

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**Case # 201600036 2655 MIAMI AVENUE Council District: 15 (Jeff Syracuse)**

Address: 2655 MIAMI AVENUE APN: 05209015100

**Case # 201600037 2659 MIAMI AVENUE Council District: 15 (Jeff Syracuse)**

Address: 2659 MIAMI AVENUE APN: 05209015300

**Case # 201600038 2661 MIAMI AVENUE Council District: 15 (Jeff Syracuse)**

Address: 2661 MIAMI AVENUE APN: 05209015400

Case Description: REHEARINGS – All three cases were previously deferred on December 1, 2016. On January 5, 2017, a motion failed to approve the variance requests. The Appellant submitted written requests for rehearings which were granted by the Committee on March 2, 2017, with the rehearings to be held on April 6, 2017. The original variance request for each case is to allow the following:

- 1) Disturbance of the 50' Zone 1 of the 75' floodway buffer of the Cumberland River for construction of a single family residence, including a porch, steps, and deck on the ends of the house.
- 2) Disturbance of the floodway of the Cumberland River to construct cantilevered portions of the house over the floodway maintaining minimum low chord of the structure approximately 6' above the 100-year flood elevation (BFE=421.1'). The cantilevered portions will include 2 balconies and 1 living space area.
- 3) Modified buffer signage (with alternate wording as approved) and placement as shown on the record plan (each property line at existing tree line).
- 4) Continuous mowing of the buffer to the edge of the existing tree line as shown on the record plan.

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**Case # 201700002 MILES PROPERTY INDUSTRIAL SITE IMPROVEMENTS**

**Council District: 13 (Holly Huevo)**

Address: 0 MURFREESBORO PIKE APN: 12000015400

Address: 570 MCGAVOCK PIKE APN: 13400001300

Case Description: Variance request is to allow the following:

- 1) Disturbance and encroachment of the floodway and 75' floodway buffer (50' Zone 1 and 25' Zone 2) of Mill Creek for the construction of a portion of roadway widening and grading.
- 2) Continuous mowing and maintenance of the entire disturbed buffer area.

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**Case # 201700004 5135 AND 0 HICKORY HOLLOW PARKWAY**

**Council District: 32 (Jacobia Dowell)**

Address: 5135 HICKORY HOLLOW PKWY APN: 16300007100

Address: 0 HICKORY HOLLOW PKWY APN: 16300007000

Case Description: A Notice of Violation (NOV) and Stop Work Order (SWO), SR# 830338, was issued to the site on February 1, 2017 (with a \$1,400 penalty) for the following violations:

- 1) Grading/Filling without Permit
- 2) Inadequate Erosion/Sediment Controls
- 3) Buffer Disturbance
- 4) Clearing of 12+/- acres of property located in the floodway

Per the NOV, the following remediation is required to comply with Metro Code:

- 1) Install EPSC around all interior streams.
- 2) Schedule a hearing with the Stormwater Management Committee (SWMC) with a request to include buffer restoration plan approval.
- 3) Obtain any/all applicable State and/or Federal Permits.

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(Continued)**

Following the NOV, the Applicant is requesting a SWMC variance from the following items in Sections 3.3 and 6.9 of the Stormwater Management Manual related to MWS - NPDES Office enforcement:

- 1) SWMC approval of the buffer restoration plan
- 2) SWMC approval for the proposed work associated with the restoration plan within the floodway/floodplain/no-disturb stream buffer
- 3) Waiver of the requirement which requires a grading permit prior to disturbance within the floodway and buffer

Since being notified of these regulations, adequate erosion prevention and sediment control (EPSC) measures have been installed on the site, and these EPSC measures have minimized soil erosion and sedimentation and are preventing sediment from leaving the site. Consequently, the Applicant believes no variance is needed from Section 2.7 at this time.

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**Case # 201700005    T-MOBILE COLOCATION                      Council District: 08 (Nancy VanReece)**  
Address: 105 WEST WEBSTER STREET                      APN: 05108000900

Case Description: Request is to allow disturbance and encroachment of the 75' floodway buffer (50' Zone 1 & 25' Zone 2) of Gibson Creek for construction of an elevated utility platform with ice bridge, trenches for underground utilities, and installation of erosion prevention and sediment control (EPSC) measures.