

METROPOLITAN PLANNING COMMISSION <u>ACTION</u> AGENDA

October 27, 2022 4:00 pm Regular Meeting

2601 Bransford Avenue

Metro Nashville Public School Admin Building

MISSION STATEMENT

The Planning Commission guides growth and development as Nashville and Davidson County evolve into a more socially, economically and environmentally sustainable community, with a commitment to preservation of important assets, efficient use of public infrastructure, distinctive and diverse neighborhood character, free and open civic life, and choices in housing and transportation.

Greg Adkins, Chair Jessica Farr, Vice-Chair

Lillian Blackshear Edward Henley Jeff Haynes Stewart Clifton

Councilmember Brett Withers Representative of Mayor John Cooper

Lucy Alden Kempf Secretary and Executive Director, Metro Planning Commission

Metro Planning Department of Nashville and Davidson County 800 President Ronald Reagan Way, P.O. Box 196300 Nashville, TN 37219-6300 p: (615) 862-7190; f: (615) 862-7130

Notice to Public

Please remember to turn off your cell phones.

Nine of the Planning Commission's ten members are appointed by the Metropolitan Council; the tenth member is the Mayor's representative. The Commission meets on the second and fourth Thursday of each month at 4:00 pm, in the Sonny West Conference Center on the ground floor of the Howard Office Building at 700 Second Avenue South. Only one meeting may be held in December. Special meetings, cancellations, and location changes are advertised on the <u>Planning Department's main webpage</u>.

The Planning Commission makes the final decision on final site plan and subdivision applications. On all other applications, including zone changes, specific plans, overlay districts, and mandatory referrals, the Commission recommends an action to the Council, which has final authority.

Agendas and staff reports are <u>posted online</u> and emailed to our mailing list on the Friday afternoon before each meeting. They can also be viewed in person from 7:30 am -4 pm at the Planning Department office in the Metro Office Building at 800 2nd Avenue South. <u>Subscribe to the agenda mailing list</u>

Planning Commission meetings are shown live on the Metro Nashville Network, Comcast channel 3, <u>streamed online live</u>, and <u>posted</u> <u>on YouTube</u>, usually on the day after the meeting.

Writing to the Commission

Comments on any agenda item can be mailed, hand-delivered, faxed, or emailed to the Planning Department by 2 pm on the Tuesday prior to meeting day. Written comments can also be brought to the Planning Commission meeting and distributed during the public hearing. Please provide 15 copies of any correspondence brought to the meeting.

 Mailing Address:
 Metro Planning Department, 800 2nd Avenue South, P.O. Box 196300, Nashville, TN 37219-6300

 Fax:
 (615) 862-7130

 E-mail:
 planning.commissioners@nashville.gov

Speaking to the Commission

Anyone can speak before the Commission during a public hearing. A Planning Department staff member presents each case, followed by the applicant, community members opposed to the application, and community members in favor.

Community members may speak for two minutes each. Representatives of neighborhood groups or other organizations may speak for five minutes if written notice is received before the meeting. Applicants may speak for ten minutes, with the option of reserving two minutes for rebuttal after public comments are complete. Councilmembers may speak at the beginning of the meeting, after an item is presented by staff, or during the public hearing on that Item, with no time limit.

If you intend to speak during a meeting, you will be asked to fill out a short "Request to Speak" form. Items set for consent or deferral will be listed at the start of the meeting. Meetings are conducted in accordance with the Commission's <u>Rules and Procedures</u>.

Legal Notice

As information for our audience, if you are not satisfied with a decision made by the Planning Commission today, you may appeal the decision by petitioning for a writ of cert with the Davidson County Chancery or Circuit Court. Your appeal must be filed within 60 days of the date of the entry of the Planning Commission's decision. To ensure that your appeal is filed in a timely manner, and that all procedural requirements have been met, please be advised that you should contact independent legal counsel.

The Planning Department does not discriminate on the basis of race, color, national origin, gender, gender identity, sexual orientation, age, religion, creed or disability in admission to, access to, or operations of its programs, services, or activities. Discrimination against any person in recruitment, examination, appointment, training, promotion, retention, discipline or any other employment practices because of non-merit factors shall be prohibited. For ADA inquiries, contact Josie Bass, ADA Compliance Coordinator, at (615) 862-7150 or e-mail her at josie.bass@nashville.gov. For Title VI inquiries, contact Human Relations at (615) 880-3370. For all employment-related inquiries, contact Human Resources at (615) 862-6640.

MEETING AGENDA

- A: CALL TO ORDER
- B: ADOPTION OF AGENDA MPC Action: Approve. (7-0)
- C: APPROVAL OF OCTOBER 6, 2022 & OCTOBER 13, 2022 MINUTES MPC Action: Approve. (7-0)

D: RECOGNITION OF COUNCILMEMBERS

G: ITEMS TO BE CONSIDERED

1. 2016SP-024-005

MCGAVOCK HOUSE SP (AMENDMENT)

Council District 05 (Sean Parker) Staff Reviewer: Amelia Lewis

A request to amend a Specific Plan on property located at 901 and 903 Meridian St & 307 and 309 Cleveland St, at the northeast intersection of Cleveland Street and Meridian Street (1.35 acres), zoned SP, to permit a new hotel structure and increase the number of permitted hotel rooms from 35 to 54, requested by Fulmer Lucas Engineering, applicant; Invent Communities, owner.

MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (8-0)

2. 2022SP-040-001

2635 GALLATIN AVE DOG DAYCARE

Council District 05 (Sean Parker) Staff Reviewer: Logan Elliott

A request to rezone from MUL-A to SP zoning for property located at 2631 and 2635 Gallatin Avenue at the corner of Carolyn Avenue and Gallatin Pike (0.19 acres), and within the Gallatin Pike Urban Design Overlay, to permit all uses of MUL-A plus Kennel and to adjust the standards required for a Kennel, requested by Paws Up Capital, applicant; McQuest Properties, LLC, owner.

MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (8-0)

3. 2022SP-065-001

BARNES ROAD SP

Council District 31 (John Rutherford) Staff Reviewer: Donald Anthony

A request rezone from AR2a to SP zoning on properties located at 1094, 1098, 1104, and 1110 Barnes Road and Barnes Road (unnumbered), approximately 36 feet east of Sidney Drive, (54.05 acres), to permit 16 single family units and 136 detached multi-family units, requested by Dale & Associates, applicant; Stonewall Jackson, Stonewall Jackson Jr., Ralph M Wair Sr. and Lisa M. Wair, Ralph M. Wair, owners.

MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (8-0)

4. 2022SP-069-001

2400 ELLISTON PLACE SP

Council District 21 (Brandon Taylor) Staff Reviewer: Dustin Shane

A request to rezone from MUG-A to SP zoning for properties located at 2400 Elliston Place, 207 and 209 24th Avenue North, and 206 Reidhurst Avenue, at the corner of Elliston Place and 24th Avenue North, (1.38 acres), to permit 350 multi-family residential units and 12,500 square feet of commercial use, requested by Catalyst Design Group, applicant; Lorlyn, LLC, RMRTN, LLC, owners.

MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (8-0)

5. 2022Z-098PR-001

Council District 08 (Nancy VanReece) Staff Reviewer: Logan Elliott

A request to rezone from CS to MUG-A-NS zoning for properties located at 3101 and 3105 Dickerson Pike, at the northeast corner of Dickerson Pike and Broadmoor Drive (9.13 acres), requested by Councilmember Nancy VanReece, applicant; Hill Revolver, LLC, owner.

MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (8-0)

6. 2022S-200-001

PLAN OF HAMILTON PLACE

Council District 01 (Jonathan Hall) Staff Reviewer: Jason Swaggart

A request for final plat approval to create 12 lots on property located at 3465 W Hamilton Avenue, approximately 223 feet southeast of Haynes Park Court, zoned RS10 (20.85 acres), requested by Clint Elliott Survey, applicant; Thomas G. Williams, owner.

MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (8-0)

7. 2022S-247-001

MILLIE SWEENY & KIRK M. SWEENY

Council District 01 (Jonathan Hall) Staff Reviewer: Jason Swaggart

A request for final plat approval to create one lot on a portion of property located at 3525 Old Clarksville Pike, approximately 606 feet west of Whites Creek Pike, zoned AR2A, (2.05 acres), requested by Chap Surveyors, applicant; Millie & Kirk M Sweeney, owners.

MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (8-0)

8. 2022Z-013TX-001

BL2022-1412/Colby Sledge Staff Reviewer: Dustin Shane

A request to amend Section 17.20.040 of the Metropolitan Code of Laws relative to parking minimums. (Proposal No. 2022Z-013TX-001).

MPC Action: Approve with a substitute. (5-3)

9. 2022Z-014TX-001

BL2022-1409/Kathleen Murphy Staff Reviewer: Molly Pike & Seth Harrison

An ordinance amending Title 2 and Title 17 of the Metropolitan Code of Laws relative to trees. **MPC Action: Defer to the December 8, 2022, Planning Commission meeting. (8-0)**

10. 2022Z-015TX-001

BL2022-1472/Freddie O'Connell Staff Reviewer: Eric Hammer

A request to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of the Metropolitan Government of Nashville and Davidson County, to refine site plan review procedures within Chapter 17.37, Downtown Code and Chapter 17.40, Administration and Procedures, relating to approval of concept plans and final site plans within the DTC zoning district, all of which is described herein (Proposal No. 2022Z-015TX-001).

11. 2022Z-016TX-001

BL2022-1473/Dave Rosenberg Staff Reviewer: Donald Anthony

A request to amend Section 17.40.010 of the Metropolitan Code of Laws to require written notice to neighboring property owners of the decision to grant or deny a reasonable accommodation. (Proposal No. 2022Z-016TX-001) **MPC Action: Approve with a substitute. (8-0)**

12a. 2022CP-003-002

BORDEAUX-WHITES CREEK-HAYNES TRINITY COMMUNITY PLAN AMENDMENT

Council District 03 (Jennifer Gamble) Staff Reviewer: Andrea Barbour

A request to amend the Bordeaux/Whites Creek/Haynes Trinity Community Plan by amending the Community Character Policy from Rural Maintenance (T2 RM) to Rural Neighborhood Center (T2 NC) policy. Conservation (CO) would remain in place. (approximately 78.22 acres), requested by Catalyst Design Group, applicant; West Green Land Partners LLC, owner. (See associated case #2022SP-043-001).

MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (7-0-1)

12b. 2022SP-043-001

633 W. GREEN LANE SP

Council District 03 (Jennifer Gamble) Staff Reviewer: Logan Elliott

A request to rezone from R10 to SP zoning for property located 633 W Green Ln, at the southwest corner of W Green Ln and Whites Creek Pike, (78.22 acres), to permit a mixed-use development, requested by Catalyst Design Group, applicant; West Green Land Partners LLC, owner. (See Associated Case 2022CP-003-002) **MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (7-0-1)**

13. 2022CP-005-002

EAST NASHVILLE COMMUNITY PLAN AMENDMENT

Council District 05 (Sean Parker) Staff Reviewer: Olivia Ranseen

A request to amend the East Nashville Community Plan by changing from D MI and T4 CM to T4 CC, T4 NE, and TR policy for various properties located along Gallatin Avenue, Douglas Avenue, Strouse Avenue, Emmett Avenue, Trevecca Avenue, and McClurkan Avenue, zoned RM20, RS5, CS, and ORI (22.84 acres), requested by Barge Cauthen & Associates, applicant; various, owners.

MPC Action: Approve. (8-0)

14. 2022CP-010-001

MIDTOWN-GREENHILLS Council District Staff Reviewer: Anita McCaig

A request to amend the Major and Collector Street Plan in an area of Midtown within the Green Hills-Midtown Community Plan, including portions of McGavock Street, Broadway Avenue, West End Avenue, Hayes Street, Church Street, Grundy Street, Hynes Street, 14th Avenue North, 15th Avenue North, 16th Avenue North, and 17th Avenue North (approximately 63.2 acres).

MPC Action: Approve. (8-0)

15. 2016SP-039-005

BENTO NASHVILLE (AMENDMENT)

Council District 17 (Colby Sledge) Staff Reviewer: Amelia Lewis

A request to amend a SP on property located at 1267 3rd Avenue South, at the corner of 3rd Avenue South and Hart Street, zoned SP (0.96 acres), to permit a mixed-use development, requested by Bradley, applicant; Bento Nashville, LLC., owner.

MPC Action: Approve with conditions and disapprove without all conditions. (7-0-1)

16. 2018SP-064-002

CUBBY HOLES SP (AMENDMENT)

Council District 03 (Jennifer Gamble) Staff Reviewer: Logan Elliott

A request to amend a Specific Plan on property located at Westcap Road (unnumbered), approximately 58 feet north of Old Hickory Boulevard, zoned R15 and SP (7.9 acres), to include additional parcel (03100008100), requested by SWS Engineering, INC., applicant; Cubby Holes, GP and Larry A. Patterson & Connie S. Bryant, owners. **MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (8-0)**

17. 2021SP-071-003

12TH AVE SOUTH SP (AMENDMENT)

Council District 17 (Colby Sledge) Staff Reviewer: Dustin Shane

A request to amend a Specific Plan on property located at 2212 12th Avenue South, approximately 141 feet south of Lawrence Avenue, zoned SP (1.92 acres), to amend the fire access condition, requested by Barge Cauthen & Associates, applicant; 2214 12 South Property, LLC, owner.

MPC Action: Approve with conditions and disapprove without all conditions. (7-0)

18. 2022SP-049-001

15TH & CHURCH

Council District 19 (Freddie O'Connell) Staff Reviewer: Logan Elliott

A request to rezone from MUI-A to SP zoning for property located at properties located at 1414 Church Street and 210, 212, 216, 218, and 220 15th Avenue North, approximately 220 feet west of 14th Ave N, (1.2 acres), to permit a mixed use development, requested by Roers Capital, LLC, applicant; Shaar Forero Properties, Inc. and Thomas Michael Horrell and Sara Darby Smith, owners.

MPC Action: Approve with conditions and disapprove without all conditions. (8-0)

19. 2022SP-060-001

1401 CHURCH STREET

Council District 19 (Freddie O'Connell) Staff Reviewer: Abbie Rickoff

A request to rezone from MUI-A to SP zoning for properties located at 1401 Church Street and 112, 116, 118, 120, 124, 128, and 132 15th Avenue North (3.85 acres), to permit a mixed use development with nonresidential uses and a maximum of 1,350 multi-family residential units, requested by Hastings Architecture, applicant; Country Delite Farms, LLC, Dean Dairy Fluid, LLC, Suiza Dairy Group, LLC, CCB Nashville Developments Limited Partnership, owners.

MPC Action: Approve with conditions and disapprove without all conditions. (8-0)

20. 2022SP-064-001

TRISTAR CENTENNIAL MEDICAL CENTER - BELLEVUE

Council District 22 (Gloria Hausser) Staff Reviewer: Logan Elliott

A request to rezone from SP to SP on properties located at 7730 and 7734 Highway 70 South, at the corner of Highway 70 South and Harpeth Valley Road, (3.42 acres), to permit a hospital use, requested by Ragan Smith, applicant; HCA Health Services of Tennessee, INC., owner.

MPC Action: Approve with conditions and disapprove without all conditions. (6-0)

21. 2011UD-001-008

PRIMROSE NEIGHBORHOOD UDO BL2022-1469 Council District 18 (Tom Cash) Staff Reviewer: Jared Islas

A request to amend the Primrose Neighborhood Urban Design Overlay for various properties starting at the corner of Brightwood Ave and Primrose Ave, zoned R8 (17.14 acres), requested by Metro Planning Department, applicant; various, owners.

MPC Action: Approve with an amendment. (7-0)

22. 2022UD-001-001

BEAMAN AUTOMOTIVE-MIDTOWN UDO

Council District 19 (Freddie O'Connell) Staff Reviewer: Logan Elliott

A request to apply a Urban Design Overlay to various properties starting at the corner of Broadway and 16th Ave North, zoned MUI-A (8 acres), requested by Bradley Arant Boult Cummings LLP applicant; 1525 Broadway Owner, LLC, owner.

MPC Action: Approve with conditions and disapprove without all conditions. (8-0)

23. 2022COD-003-001

BL2022-1480 Council District 15 (Jeff Syracuse) Staff Reviewer: Jason Swaggart

A request to apply a Contextual Overlay District for various properties located east of McGavock Pike and south of Meadowood Drive, (207.1 acres), requested by Metro Councilmember Jeff Syracuse, applicant; various property owners.

MPC Action: Disapprove. (7-0)

24. 2022COD-004-001

BL2022-1496 Council District 7 (Emily Benedict) Staff Reviewer: Abbie Rickoff

A request to apply a Contextual Overlay District to various properties located north of Porter Road and east of Stratford Avenue, zoned R10 and RS10 (139.41 acres), requested by Councilmember Emily Benedict, applicant; various owners.

MPC Action: Defer to the November 10, 2022, Planning Commission meeting. (8-0)

25. 2022HL-006-001

BL2022-1437 Council District 19 (Freddie O'Connell) Staff Reviewer: Dustin Shane

A request to apply a Historic Landmark Overlay District for property located at 627 2nd Avenue South, 105 feet north of Elm Street, zoned DTC and within the Rutledge Hill Redevelopment District, (0.15 acres), requested by GBX GROUP, applicant; Rutledge Hill LLC, owner.

MPC Action: Approve. (8-0)

26. 2022Z-082PR-001

Council District 20 (Mary Carolyn Roberts) Staff Reviewer: Jason Swaggart

A request to rezone from R8 to OR20 zoning for property located at Spencer Avenue (unnumbered), approximately 27 feet southeast of Foundry Drive (0.71 acres), requested by TTL, Inc, applicant; Kurio Properties, LLC, owner. **MPC Action: Defer Indefinitely. (8-0)**

27. 2022Z-088PR-001

Council District 02 (Kyonzté Toombs) Staff Reviewer: Dustin Shane

A request to rezone from RS7.5 to R10 zoning for property located at 1236 N Avondale Circle, approximately 627 feet west of Hampton Street (0.28 acres), requested by Carla Brown, applicant and owner. **MPC Action:** Approve. (8-0)

28. 2022Z-089PR-001

Council District 02 (Kyonzté Toombs) Staff Reviewer: Amelia Lewis

A request to rezone from R8 to CL zoning for property located at 2611 Old Buena Vista Road, approximately 54 feet west of corner of Day Street and Old Buena Vista Road (0.62 acres), requested by Carla R. Brown, applicant and owner.

MPC Action: Disapprove. (6-0)

29. 2022Z-097PR-001

Council District 05 (Sean Parker) Staff Reviewer: Donald Anthony

A request to rezone from RS5 to R6-A zoning for property located at West Sharpe Ave (unnumbered), approximately 178 feet south of W Greenwood Ave (0.16 acres), requested by Councilman Sean Parker, applicant; Yolanda R. Johnson, owner.

MPC Action: Approve. (8-0)

30. 2022Z-102PR-001

Council District 02 (Kyonzté Toombs) Staff Reviewer: Donald Anthony

A request to rezone from RS10 to R10 zoning for property located at 1720 River Drive, approximately 75 feet southeast of Doak Avenue (0.6 acres), requested by Michele Frazier, applicant and owner. **MPC Action: Approve. (8-0)**

31a. 2022Z-105PR-001

Council District 01 (Jonathan Hall) Staff Reviewer: Abbie Rickoff

A request to rezone from CL, CS, and RS7.5 to MUL-A-NS and RM20-A-NS zoning for property located at 4100 Clarksville Pike, approximately 550 feet south of Kings Lane and within the Clarksville Pike at Fairview Center Urban Design Overlay District and partially within a portion of a Planned Unit Development Overlay District (14.19 acres), requested by Smith Gee Studio, applicant; Word of Life Christian Center Inc., owner. (Associated case # 89P-030-001).

MPC Action: Approve. (8-0)

31b. 89P-030-001

THE SHOPS AT BORDEAUX - COMMERCIAL PUD

Council District 01 (Jonathan Hall) Staff Reviewer: Abbie Rickoff

A request to cancel a portion of a Planned Unit Development Overlay District for a portion of property located at 4100 Clarksville Pike, approximately 550 feet south of Kings Lane, zoned CL and within the Clarksville Pike at Fairview Center Urban Design Overlay District (4.08 acres), requested by Smith Gee Studio, applicant; Word of Life Christian Center, Inc., owner. (Associated case # 2022Z-105PR-001). **MPC Action: Approve. (8-0)**

32. 2022Z-113PR-001

Council District 21 (Brandon Taylor) Staff Reviewer: Jason Swaggart

A request to rezone from RS5 to RM20-A-NS zoning for properties located at 709 40th Avenue North and 40th Avenue North (unnumbered), approximately 89 feet south of Clifton Street, (0.26 acres), requested by E&B, GP, applicant and owners.

MPC Action: Approve with conditions. (8-0)

33. 2022Z-135PR-001

Council District 19 (Freddie O'Connell) Staff Reviewer: Abbie Rickoff

A request to rezone from CS to MUL-A-NS zoning for properties located at 1407 Milson Street, 1402, 1404, 1406, 1410 and 1412 Jo Johnston Avenue, approximately 50 feet west of 14th Avenue North, (1.06 acres), requested by Fulmer Lucas Engineering, applicant; Sandra P. Graves & Ronald C. Smith Jr., owners. **MPC Action: Approve. (8-0)**

34. 2013UD-002-040

MURFREESBORO PIKE UDO

Council District 32 (Joy Styles) Staff Reviewer: Hazel Ventura

A request for modification to an Urban Design Overlay District on various properties located southwest of Murfreesboro Pike and a portion of property located at 900 B Hamilton Crossing Square, zoned IWD and MUL (15.77 acres), to modify the setback from 20' to 12' and the building materials, requested by Century Communities, applicant; O.I.C Hamilton Crossing Townhomes, owner. MPC Action: Approve with conditions. (8-0)

35. 2022S-204-001

WEST MEADE PARK, INC

Council District 23 (Thom Druffel) Staff Reviewer: Abbie Rickoff

A request to amend a previously approved plat to reduce setbacks on properties located at 181, 185, 189, 193, 197, and 198 Carnavon Parkway, approximately 160 feet west of Harcourt Circle, zoned RS40 (12.1 acres), requested by Rebecca Cunningham, applicant; Sunnyside Hills, LLC, owner. **MPC Action: Approve with conditions. (5-0-1)**

36. 2022S-221-001

HAWK'S HAVEN

Council District 23 (Thom Druffel) Staff Reviewer: Abbie Rickoff

A request for concept plan approval to create four lots on property located at 1008 Salyer Drive and a portion of property located at 1011 Salyer Drive, west of Rodney Drive, zoned R40 (4.7 acres), requested by Dewey Engineering, applicant; Andrew Marshall, LLC, and Howard & Edna Salyer, Community Property Trust, owners. **MPC Action: Defer to the February 9, 2023, Planning Commission meeting. (8-0)**

37. 2022S-231-001

SUBDIVISION PLAT BRITE SOLUTIONS INC. PROPERTY

Council District 11 (Larry Hagar) Staff Reviewer: Abbie Rickoff

A request for final plat approval to create three lots on property located at 102 McArthur Drive, approximately 160 feet north of Teresa Drive, zoned RS15 (1.14 acres), requested by WT Smith Land Surveying, applicant; Brite Solutions, Inc., owner.

MPC Action: Defer Indefinitely. (8-0)

H: OTHER BUSINESS

- 38. New employee contract for Eric Matravers, Laszlo Marton & Rasheedah Pardue **MPC Action: Approve. (8-0)**
- 39. Historic Zoning Commission Report

MPC Action: Approve. (8-0)

- 40. Board of Parks and Recreation Report
- 41. Executive Committee Report
- 42. Accept the Director's Report and Approve Administrative Items **MPC Action: Approve. (8-0)**
- 43. Legislative Update

I: MPC CALENDAR OF UPCOMING EVENTS

November 10, 2022 <u>MPC Meeting</u> 4 pm, 2601 Bransford Avenue Metro Nashville Public School Admin Building

December 8, 2022 MPC Meeting

4 pm, 700 Second Ave. South, Howard Office Building, Sonny West Conference Center

J: ADJOURNMENT