



# **Metropolitan Council**

**PROPOSED RULE CHANGES, SUBSTITUTE  
RESOLUTION, LATE-FILED  
RESOLUTIONS, AMENDMENTS TO  
ORDINANCES, AND SECOND  
SUBSTITUTE ORDINANCE TO BE FILED  
WITH THE METRO CLERK  
FOR THE COUNCIL MEETING OF  
TUESDAY, OCTOBER 20, 2020**

Mr. President:

I move to amend the 2019-2023 Metropolitan Council Rules of Procedure by adding the following provision as a new paragraph to Rule 9:

“Any substitute resolution or ordinance offered by the primary sponsor shall automatically include the same cosponsors, and in the same order of co-sponsorship, as the original legislation unless an individual cosponsor submits a written request to the Metropolitan Clerk prior to consideration by the Council of the substitute indicating that they do not wish to be listed as a cosponsor of the substitute.”

INTRODUCED BY:

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Angie Henderson  
Member of Council

Mr. President:

I move to amend the 2019-2023 Metropolitan Council Rules of Procedure by amending Rule 2 as follows:

By renaming the Personnel, Public Information, and Human Relations standing committee as the "Personnel, Public Information, Human Relations, and Veterans" standing committee.

INTRODUCED BY:

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John Rutherford  
Member of Council

**SUBSTITUTE RESOLUTION NO. RS2020-520**

**A resolution exempting ~~DADS CBS, LLC~~ DADS CB, LLC dba Good Time Charlies, located at 1529 4th Avenue South, from the minimum distance requirements for obtaining a beer permit pursuant to Section 7.08.090.E of the Metropolitan Code.**

WHEREAS, Section 7.08.090.E of the Metropolitan Code provides that any restaurant or retail food store as defined therein shall be exempt from the minimum distance requirements set forth in subsection 7.08.090.A upon the adoption of a resolution, after a public hearing, by the Metropolitan Council receiving twenty-one (21) affirmative votes approving the exemption of the restaurant or retail food store from said minimum distance requirements; and

WHEREAS, Mr. Samuel Blanton has filed an application with the Metropolitan Beer Board for an on-sale beer permit for ~~DADS CBS, LLC~~ DADS CB, LLC dba Good Time Charlies, located at 1529 4th Avenue South and has requested a waiver of the minimum distance requirements pursuant to Section 7.08.090.E of the Metropolitan Code; and

WHEREAS, in accordance with Section 7.08.090.E of the Metropolitan Code, a public hearing was held at the September 15, 2020 meeting of the Metropolitan Council regarding the exemption of ~~DADS CBS, LLC~~ DADS CB, LLC dba Good Time Charlies from the minimum distance requirements to obtain a beer permit.

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

Section 1. Pursuant to Section 7.08.090.E of the Metropolitan Code, the Metropolitan Council hereby approves the exemption of ~~DADS CBS, LLC~~ DADS CB, LLC dba Good Time Charlies, located at 1529 4th Avenue South, from the minimum distance requirements for obtaining a beer permit.

Section 2. The Metropolitan Clerk is directed to send a copy of this Resolution to the Executive Director of the Metropolitan Beer Board.

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

SPONSORED BY:

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Colby Sledge  
Member of Council

RESOLUTION NO. RS2020-\_\_\_\_\_

A resolution amending RS2020-478, RS2020-500, RS2020-515, and RS2020-516 to extend the deadline for disbursements of CARES funds to December 28, 2020, with return of these funds to the Metropolitan Government on or before December 30, 2020, and extending the deadline of the Committee’s final report to Metro Council.

WHEREAS, Metro Council previously approved resolutions to designate use of federal CARES funds, including RS2020-478 to provide mortgage, rent, and utilities relief; RS2020-500 to provide food assistance; RS2020-515 to provide financial assistance to live music venues; and RS2020-516 to provide financial assistance and technical support to small businesses; and,

WHEREAS, each of these resolutions requires that funds be disbursed by administrative organizations for these purposes by November 15, 2020 and that any used funds be returned to Metro by November 17, 2020; and,

WHEREAS, the COVID-19 Financial Oversight Committee (“the Committee”) has determined that CARES funds should continue to be disbursed through the holiday season as late as possible before such funds would have to be returned to the Metropolitan Government; and,

WHEREAS, the Committee anticipates designating any returned funds back to Metro Finance to be used to offset CARES-reimbursable costs incurred by the Metropolitan Government, thereby ensuring that no funds are returned to the federal government; and,

WHEREAS, under BL2020-286, which was approved by Metro Council, the Committee’s final recommendations are due on November 15, 2020; and,

WHEREAS, the Committee seeks an extension of this deadline to December 15, 2020.

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

Section 1: The Metropolitan Council amends RS2020-478, RS2020-500, RS2020-515, and RS2020-516 to extend the deadline for disbursements of CARES funds to December 28, 2020, with any unused funds to be immediately returned to the Metropolitan Government to be reallocated by the COVID-19 Financial Oversight Committee prior to December 30, 2020.

Section 2: The Metropolitan Council hereby extends the deadline for final recommendations from the COVID-19 Financial Oversight Committee to December 15, 2020.

Section 3: That this resolution shall take effect from and after its adoption, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

APPROVED AS TO AVAILABILITY OF FUNDS:

INTRODUCED BY:

\_\_\_\_\_  
Kevin Crumbo  
Director of Finance

\_\_\_\_\_  
Courtney Johnston

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Jennifer Gamble

\_\_\_\_\_  
Assistant Metropolitan Attorney

\_\_\_\_\_  
Sean Parker  
Members of Council

Resolution No. \_\_\_\_\_

A resolution accepting six donations from the Tennessee Highland Rim Healthcare Coalition to The Metropolitan Government of Nashville and Davidson County, acting by and through the Nashville Fire Department.

WHEREAS, the Tennessee Highland Rim Healthcare Coalition has donated the following items to the Nashville Fire Department with an estimated value of \$35,860.14; and,

<u>Item(s)</u>	<u>Estimated Value</u>
AMBUS Build Out Materials	\$ 8,988.88
Portable Computers for Field Operations	\$ 12,291.15
Sim Limb Bleeding Control Simulators	\$ 795.96
Trauma Simulation Training Kit	\$ 3,923.53
Pelican Coolers	\$ 1,517.36
Full Body Training Manikins	\$ 8,343.26

WHEREAS, a copy of the donation documentation is attached hereto and incorporated herein; and,

WHEREAS, pursuant to Metropolitan Code of Laws § 5.04.120(B), donations exceeding \$5,000 may be accepted and appropriated pursuant to Resolution; and,

WHEREAS, it is to the benefit of the citizens of the Metropolitan Government of Nashville and Davidson County that the donations be accepted.

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

Section 1. That the six donations from the Tennessee Highland Rim Healthcare Coalition, with an estimated value of \$35,860.14, to The Metropolitan Government of Nashville and Davidson County, acting by and through the Nashville Fire Department, pursuant to the donation documentation attached hereto and incorporated herein, are hereby approved.

Section 2. That the Nashville Fire Department is hereby authorized to accept these donations and utilize these items for its business purposes.

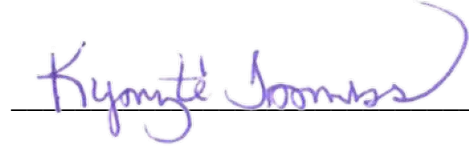
Section 3. That this resolution shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

APPROVED AS TO AVAILABILITY  
OF FUNDS:




Kevin Crumbo, Director  
Department of Finance

INTRODUCED BY:



Member(s) of Council

APPROVED AS TO FORM AND  
LEGALITY:



Assistant Metropolitan Attorney



Tennessee  
Highland Rim  
Health Care  
Coalition

Jeffrey Mangrum – Chair  
Willie Suggs – Vice Chair  
David Wheeler – Treasurer  
Lindsay Castaño – Secretary

31 August 2020

Dear Chief Fred Smith,

The Tennessee Highland Rim Health Care Coalition Executive Board has reviewed your 2020-2021 project requests and has approved the following:

**10. Nashville Fire Department AMBUS Build Out (\$8,988.88)**

Please submit all invoices or reimbursement requests to [tabitha.hobson@tn.gov](mailto:tabitha.hobson@tn.gov) and [madelynn.mccormick@nashville.gov](mailto:madelynn.mccormick@nashville.gov) for payment. Payments will be administered by the Tennessee Hospital Association.

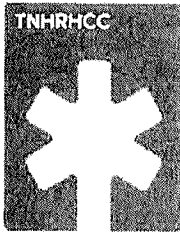
All items procured through the Coalition are intended to support the region and may be called upon for use in other areas should the need arise. Items should be made available when requested and kept in good, working order. Unless a centralized location becomes available, items should be housed at your facility, out of the elements, and climate-controlled as needed. By purchasing these items through the Coalition, your organization agrees to maintain and house the preapproved items.

If you have any questions, concerns, or need assistance please contact [tabitha.hobson@tn.gov](mailto:tabitha.hobson@tn.gov) and [madelynn.mccormick@nashville.gov](mailto:madelynn.mccormick@nashville.gov). Thank you for your continued support of the TNHRHCC preparedness mission and building a stronger resiliency in our health care community.

Sincerely,

Executive Board  
Tennessee Highland Rim Health Care Coalition





Tennessee  
Highland Rim  
Health Care  
Coalition

Jeffrey Mangrum – Chair  
Willie Suggs – Vice Chair  
David Wheeler – Treasurer  
Lindsay Castaño – Secretary

31 August 2020

Dear Chief Fred Smith,

The Tennessee Highland Rim Health Care Coalition Executive Board has reviewed your 2020-2021 project requests and has approved the following:

**9. Portable computers for field operations (\$12,291.15)**

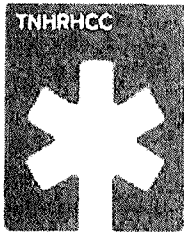
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Sincerely,

Executive Board  
Tennessee Highland Rim Health Care Coalition



Tennessee  
Highland Rim  
Health Care  
Coalition

Jeffrey Mangrum – Chair  
Willie Suggs – Vice Chair  
David Wheeler – Treasurer  
Lindsay Castaño – Secretary

31 August 2020

Dear Chief Fred Smith,

The Tennessee Highland Rim Health Care Coalition Executive Board has reviewed your 2020-2021 project requests and has approved the following:

**12. Sim Limb Bleeding Control Simulators (\$795.96)**

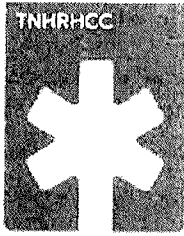
Please submit all invoices or reimbursement requests to [tabitha.hobson@tn.gov](mailto:tabitha.hobson@tn.gov) and [madelynn.mccormick@nashville.gov](mailto:madelynn.mccormick@nashville.gov) for payment. Payments will be administered by the Tennessee Hospital Association.

All items procured through the Coalition are intended to support the region and may be called upon for use in other areas should the need arise. Items should be made available when requested and kept in good, working order. Unless a centralized location becomes available, items should be housed at your facility, out of the elements, and climate-controlled as needed. By purchasing these items through the Coalition, your organization agrees to maintain and house the preapproved items.

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Sincerely,

Executive Board  
Tennessee Highland Rim Health Care Coalition



Tennessee  
Highland Rim  
Health Care  
Coalition

Jeffrey Mangrum – Chair  
Willie Suggs – Vice Chair  
David Wheeler – Treasurer  
Lindsay Castaño – Secretary

31 August 2020

Dear Chief Fred Smith,

The Tennessee Highland Rim Health Care Coalition Executive Board has reviewed your 2020-2021 project requests and has approved the following:

**13. Trauma Simulation Training Kit (\$3,923.53 )**

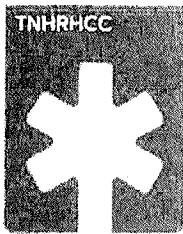
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All items procured through the Coalition are intended to support the region and may be called upon for use in other areas should the need arise. Items should be made available when requested and kept in good, working order. Unless a centralized location becomes available, items should be housed at your facility, out of the elements, and climate-controlled as needed. By purchasing these items through the Coalition, your organization agrees to maintain and house the preapproved items.

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Sincerely,

Executive Board  
Tennessee Highland Rim Health Care Coalition



Tennessee  
Highland Rim  
Health Care  
Coalition

Jeffrey Mangrum – Chair  
Willie Suggs – Vice Chair  
David Wheeler – Treasurer  
Lindsay Castaño – Secretary

31 August 2020

Dear Chief Fred Smith,

The Tennessee Highland Rim Health Care Coalition Executive Board has reviewed your 2020-2021 project requests and has approved the following:

**57. Pelican coolers (\$1,517.36)**

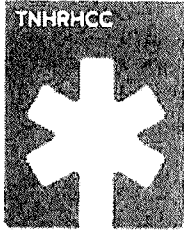
Please submit all invoices or reimbursement requests to [tabitha.hobson@tn.gov](mailto:tabitha.hobson@tn.gov) and [madelynn.mccormick@nashville.gov](mailto:madelynn.mccormick@nashville.gov) for payment. Payments will be administered by the Tennessee Hospital Association.

All items procured through the Coalition are intended to support the region and may be called upon for use in other areas should the need arise. Items should be made available when requested and kept in good, working order. Unless a centralized location becomes available, items should be housed at your facility, out of the elements, and climate-controlled as needed. By purchasing these items through the Coalition, your organization agrees to maintain and house the preapproved items.

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Sincerely,

Executive Board  
Tennessee Highland Rim Health Care Coalition



Tennessee  
Highland Rim  
Health Care  
Coalition

Jeffrey Mangrum – Chair  
Willie Suggs – Vice Chair  
David Wheeler – Treasurer  
Lindsay Castaño – Secretary

31 August 2020

Dear Chief Fred Smith,

The Tennessee Highland Rim Health Care Coalition Executive Board has reviewed your 2020-2021 project requests and has approved the following:

**11. Full body training manikins (\$8,343.26)**

Please submit all invoices or reimbursement requests to [tabitha.hobson@tn.gov](mailto:tabitha.hobson@tn.gov) and [madelynn.mccormick@nashville.gov](mailto:madelynn.mccormick@nashville.gov) for payment. Payments will be administered by the Tennessee Hospital Association.

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Sincerely,

Executive Board  
Tennessee Highland Rim Health Care Coalition

AMENDMENT NO. 1  
TO  
SUBSTITUTE ORDINANCE NO. BL2020-224

Mr. President –

I hereby move to amend Substitute Ordinance No. BL2020-224 as follows:

I. By amending Section 1, Proposed Section 11.22.020.A as follows:

- A. Landlords of property used for residential purposes must provide a minimum of 30 days' written notice to residential tenants prior to listing the leased premises for sale. The landlord must notify tenants within five days of a binding sale agreement of the closing date and, if applicable, the anticipated date by which the tenants must vacate the premises, which shall be no less than 30 days from the date of notice of the closing date. ~~This section shall not apply to properties that have 100 rental units or more.~~ This section shall not apply when a written rental agreement addresses required notice to the tenant prior to the sale of the leased premises. This section will apply only to lease agreements entered into on or after ~~January~~ April 1, 2021.

SPONSORED BY:

\_\_\_\_\_  
Brandon Taylor  
Member of Council

AMENDMENT NO. 2  
TO  
SUBSTITUTE ORDINANCE NO. BL2020-224

Mr. President –

I hereby move to amend Substitute Ordinance No. BL2020-224 by renumbering Section 2 as Section 3, and by adding the following new Section 2:

Section 2. The provisions of Section 11.22.020 shall take effect 365 days following the enactment of this ordinance.

SPONSORED BY:

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Courtney Johnston  
Member of Council

AMENDMENT NO. 3  
TO  
SUBSTITUTE ORDINANCE NO. BL2020-224

Mr. President –

I hereby move to amend Substitute Ordinance No. BL2020-224 by amending Section 1 by adding the following provision at the end thereof:

This section shall not apply when the property owner and tenant have entered into a residential lease agreement that complies with the provisions of the Tennessee Uniform Residential Landlord and Tenant Act ("URLTA"). T.C.A. § [66-28-101](#), *et seq.*

SPONSORED BY:

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Courtney Johnston  
Member of Council



**SECOND SUBSTITUTE ORDINANCE NO. BL2020-224**

**An ordinance amending Chapter 11.22 of the Metropolitan Code to require landlords to provide notice to tenants prior to a sale of the property.**

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

Section 1. That Chapter 11.22 of the Metropolitan Code is hereby amended to create a new Section 11.22.020 as follows:

11.22.020 – Required notice for sale of property.

Upon the sale of a residential rental property, the new owner shall provide notice to all tenants of that property that the property is under new ownership. The notice must be sent by U.S. mail or to the email address provided by the tenant within seven (7) days of the closing date of the sale. The notice shall provide the name of the person or entity that purchased the property, as well as contact information for the new owner or the owner's agent. The owner or owner's agent shall be available to consult with tenants either in person or via telephone during reasonable business hours. The owner or the owner's agent shall respond to tenants' inquiries in a timely manner with professionalism and courtesy.

~~Landlords of property used for residential purposes must provide a minimum of 90 days' written notice to residential tenants prior to listing the leased premises for sale. The landlord must notify tenants within five days of a binding sale agreement of the closing date and the anticipated date by which the tenants must vacate the premises, which shall be no less than 30 days from the date of notice of the closing date.~~

Section 2. This Ordinance shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

SPONSORED BY:

\_\_\_\_\_  
Bob Nash  
Member of Council

AMENDMENT NO. \_\_\_\_  
TO  
ORDINANCE NO. BL2020-424

Mr. President –

I hereby move to amend Ordinance No. BL2020-424 as follows:

I. By modifying Section 1, proposed Section 15.64.105 as follows:

15.64.105 Public notice requirements.

A. No action shall be taken by the stormwater management committee on any variance requests unless, at least ~~twenty-one~~ ten days prior to consideration of the variance by the committee, the applicant for the variance provides written notice by U.S. Mail of the date, time, and place of the committee meeting to all property owners within one thousand feet of the subject property. The applicant shall be responsible for the costs associated with the preparation and mailing of such written notices.

B. In addition to the written notice required in subsection A. of this section, public notice signs shall be posted in accordance with the following provisions on any property subject to stormwater management committee consideration of a variance:

1. Public notice signs shall be installed by the applicant seeking the variance.
2. Public notice signs shall be installed on the property that is the subject of the variance no less than ~~twenty-one~~ ten days prior to the meeting at which the stormwater management committee is to consider the variance.
3. One sign shall be posted along each three hundred feet of public street frontage. Whenever practical, signs shall be located within ten feet of a public street right-of-way and positioned in a manner to best inform the motoring public without creating a safety hazard.
4. All public notice signs shall be of adequate size and design to be clearly visible and legible to the motoring public. At a minimum, a public notice sign shall specify the time, date, and location of the scheduled public stormwater management committee meeting, the general nature of the variance request, and a phone number for additional information.

II. By amending Section 2 as follows:

Section 2. This ordinance shall take effect ~~from and after its enactment~~ January 1, 2021, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

SPONSORED BY:

\_\_\_\_\_  
Kathleen Murphy  
Member of Council

AMENDMENT NO. \_\_\_\_  
TO  
ORDINANCE NO. BL2020-454

Mr. President –

I hereby move to amend Ordinance No. BL2020-454 by amending Section 1 by adding the following provision as subsection E. to Section 2.232.020:

E. The provisions of this Section are intended to supplement, but not replace, the Metropolitan Government's existing workplace conduct policy, which includes guidelines, reporting, and other related procedures addressing anti-bullying efforts in the workplace.

SPONSORED BY:

\_\_\_\_\_  
Nancy VanReece  
Member of Council

AMENDMENT NO. \_\_\_\_  
TO  
ORDINANCE NO. BL2020-457

Mr. President –

I hereby move to amend Ordinance No. BL2020-457 by renumbering Section 3 as Section 4, and by adding the following new Section 3:

Section 3. Section 13.08.080 of the Metropolitan Code is hereby amended by adding the following provision at the end of subsection G.:

Notwithstanding the foregoing, this section shall not prohibit the installation of license plate readers (LPRs) within or onto law enforcement vehicles, not shall it prohibit the use of in-car monitoring of the public rights-of-way by law enforcement using LPRs.

SPONSORED BY:

\_\_\_\_\_  
Bob Nash

\_\_\_\_\_  
Russ Pulley  
Member of Council

AMENDMENT NO. \_\_\_\_\_  
TO  
ORDINANCE No. BL2020-458

Mr. President –

I hereby move to amend Ordinance No. BL2020-458 as follows:

- I. By amending proposed Section 16.08.012 to add the following Subsection F and renumber subsequent subsections accordingly:

F. Section 423 of the 2018 Edition of the International Building Code is hereby amended by adding the following new Section 423.5 to Section 423:

423.5 Group R-2 occupancies. In areas where the shelter design wind speed for tornados is 250 mph in accordance with Figure 304.2(1) of ICC 500, all Group R-2 occupancies shall have a storm shelter constructed in accordance with ICC 500.

INTRODUCED BY:

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Russ Bradford  
Member of Council

AMENDMENT NO. \_\_\_\_  
TO  
ORDINANCE BL2020-446

Mr. President –

I hereby move to amend Ordinance No. BL2020-446 as follows:

II. By amending Section 4 by deleting Condition 1 in its entirety and replacing it with the following:

1. Applicant shall work to engage the surrounding neighborhood and District 5 Council Member to identify and install appropriate traffic calming measures in the area bounded by Cleveland Street, Dickerson Pike, Ellington Parkway, and Spring Street. The cost to the applicant to install the traffic calming measures shall not exceed \$60,000. ~~The traffic calming measures shall be identified and reviewed by Public Works prior to the building permit process.~~ The study to identify the appropriate traffic calming measures shall be initiated prior to any Final Site Plan approval and be concluded with approval from Public Works prior to the issuance of any Use & Occupancy Permit. Public Works may alter the final design of the traffic calming measures.

INTRODUCED BY:

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Sean Parker  
Member of Council