

Ordinance No. BL2010-689

An ordinance waiving the first one thousand, three hundred dollars, (\$1,300) of fees for building permits from the Codes Department of the Metropolitan Government, for up to one hundred thousand dollars (\$100,000) of repairs or rebuilding, when sought for repairing or rebuilding property damaged as a result of the severe weather from May 1 to May 2, 2010, if such permits are obtained on or before July 30, 2010.

WHEREAS, an extensive rain event that began on May 1, 2010, caused widespread flooding throughout the area of the Metropolitan Government of Nashville and Davidson County; and

WHEREAS, the widespread flooding, including its fast moving and deep water, throughout the area of the Metropolitan Government created an emergency resulting in the Declaration of a State of Emergency by Mayor Karl Dean; and

WHEREAS, the flooding resulted in substantial and tragic harm to our citizens and catastrophic damage to their property; and

WHEREAS, flood waters may contain sewage, chemicals, and other hazardous substances that may pose serious health risk and it is, therefore, important to the public health and welfare of our citizens that the cleaning and rebuilding process move quickly; and,

WHEREAS, the rebuilding and replacement of homes, educational facilities, businesses, and other structures will be costly and will create an economic hardship on our citizens as they recover from this disaster; and,

WHEREAS, the Metropolitan Government of Nashville and Davidson County desires to assist its citizens as they rebuild their lives by waiving all or a portion of the fees for building permits.

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

Section 1. (a) Notwithstanding the provisions of Title 16 of the Metropolitan Code of Laws and conditioned on the provisions of subsection (b) of this section, a credit of up to one thousand, three hundred dollars, (\$1,300) shall be granted to all property owners (or their authorized agents), whether for residential or commercial construction, for a permit obtained for repairing or rebuilding an owner's property.

(b) Conditions:

1. The permits are obtained to repair damage to or destruction of the owner's property by the rains, winds, and flooding that began on May 1, 2010.
2. The permits are obtained on or before July 30, 2010.

3. The permits are issued:
 - a. To construct, alter, repair, enlarge, move or demolish any building or structure or part thereof or any appurtenances connected or attached thereto, or
 - b. To install any heating, air conditioning or ventilating system or unit or any equipment, device, appliance or fixture, required or governed by Chapter 16.28 of the Metropolitan Code.

4. The \$1,300 credit shall be the maximum credit for each property regardless of the number of permits required and shall be applied as follows:
 - a. \$ 750 – Building Permit.
 - b. \$ 150 – Electric Permit.
 - c. \$ 200 – Plumbing Permit.
 - d. \$ 200 – Gas/Mechanical Permit.

5. The owner must provide evidence satisfactory to the director of codes administration or his authorized representative that the work is being performed as a result of damage as provided in subsection (b)(1), above.

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

RECOMMENDED BY:

INTRODUCED BY:

Terrence L. Cobb
 Terrence L. Cobb, Director
 Department of Codes and Building Safety
 Administration

Rip Rymann
Darin Stone

APPROVED AS TO AVAILABILITY OF FUNDS:

Member(s) of Council

Richard M. Riebeling
 Richard M. Riebeling, Director
 Department of Finance

APPROVED AS TO FORM AND LEGALITY:

Sue B. Cain
 Sue B. Cain
 Metropolitan Attorney