

KNOXVILLE/KNOX COUNTY METROPOLITAN PLANNING COMMISSION SUBDIVISION REPORT - CONCEPT/USE ON REVIEW

► FILE #: 9-SI-06-C AGENDA ITEM #: 26

9-J-06-UR AGENDA DATE: 9/14/2006

SUBDIVISION: VILLAGE AT BELL MEADOWS

APPLICANT/DEVELOPER: STERNBERG & STEPHENS PROPERTIES, LLC

OWNER(S): STERNBERG & STEPHENS PROPERTIES, LLC

TAX IDENTIFICATION: 56 122, 122.01 AND 123

JURISDICTION: County Commission District 6

► LOCATION: Southeast side of W. Emory Rd., just west of Granville Conner Rd.

SECTOR PLAN: North County

GROWTH POLICY PLAN: Planned Growth Area

► APPROXIMATE ACREAGE: 9.98 acres

► ZONING: TC (Town Center)

► EXISTING LAND USE: Vacant land

▶ PROPOSED USE: Detached and attached unit residential condominium development

SURROUNDING LAND

North: Residences / PR (Planned Residential) & RB (General Residential)

USE AND ZONING:

South: Railroad and Beaver Creek / F (Floodway)

East: Vacant land and animal hospital / TC (Town Center) & A (Agricultural)

West: Residences / A (Agricultural)

► NUMBER OF LOTS: 36

SURVEYOR/ENGINEER: Michael Brady, Inc.

ACCESSIBILITY: Access is via W. Emory Rd., a major arterial street with 4 lanes and a center

turn lane within a 90' right-of-way.

► SUBDIVISION VARIANCES

None

REQUIRED:

STAFF RECOMMENDATION:

WITHDRAW the Concept Plan as requested by the applicant

The proposed development has been changed from a residential subdivision to condominium ownership with no individual lots, therefore, Concept Plan approval is not required.

► APPROVE the development plan for up to 36 detached and attached residential units subject to 9 conditions

- 1. Connection to sanitary sewer and meeting any other relevant requirements of the Knox County Health Department.
- 2. Provision of street names which are consistent with the Uniform Street Naming and Addressing System within Knox County (County Ord. 91-1-102).
- 3. Meeting all applicable requirements of the Knox County Zoning Ordinance.

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- 4. Prior to making application for a grading or building permit, the applicant shall submit a revised development plan addressing Staff concerns regarding the design of the proposed gated entrance, future gated access at the rear access points and providing adequate turning radii for the interior streets and alleys (see comments below). The revised plans must be approved by both Planning Commission and Knox County Department of Engineering and Public Works Staff before applications can be submitted for grading or building permits.
- 5. Prior to obtaining a grading permit, off-site grading and slope easements must be recorded for the proposec grading onto the property located to the southwest and the railroad right-of-way located to the south.
- 6. All sidewalks and sidewalk ramps at street crossings must meet American Disability Act standards. A sidewalk shall be added in front of units 15 17 and connect to the sidewalk in front of unit 18. Sidewalks must be in place prior to issuance of occupancy permits for this project.
- 7. Installation of the landscaping, as shown on the development plan, within 6 months of the issuance of occupancy permits for this project, or posting a bond with the Knox County Dept. of Engineering and Public Works to guarantee such installation.
- 8. Meeting all applicable requirements of the Knox County Department of Engineering and Public Works.
- 9. Prior to obtaining any certificates of occupancy, a homeowners association must be established for the purpose of maintaining the streets, alleys and sidewalks, stormwater drainage system, landscaping and recreational amenity areas and any other commonly held assets.

With the conditions noted, this development plan meets the requirements for approval of a Use-on-Review.

COMMENTS:

This site was rezoned to TC (Town Center) on September 26, 2005. The rezoning approval included a concept plan for the multi-use development. Proposed uses within the development include retail, office, restaurants, a bank and other businesses within the core area and residential development in the peripheral area located to the south and west.

At this time the applicant is only requesting approval of a detached and attached unit residential development with 36 units on 9.98 acres. The development site is located within the southwestern peripheral area of the town center development. The proposed development plan has been revised from a residential subdivision with each dwelling unit being on an individual lot to a residential condominium development. The proposed access drive for the development will also serve as one of the two access drives that will eventually serve the commercial core area. This residential development is proposed as a gated community.

Staff has expressed concerns with the applicant on the design of the gated access into the development and the internal street and alley traffic flow. Staff still has concerns that the revised site plan has not adequately addressed the traffic flow issues. These issues include: 1) placement of the multiple intersections on the main entrance drive which includes the split gated entrance/exit (does not show access to proposed medical buildings to the west); 2) the design of the internal intersection from the gated entrance into the residential development; 3) providing adequate turning radii for the interior streets and alleys; and 4) the design of the future gated access (at street and alleys) located at the southeast corner of the site. In order to allow the development to move forward, Staff is recommending a condition that prior to making application for a grading or building permit, the applicant shall submit a revised development plan addressing Staff's street and access concerns. The revised plans must be approved by both Planning Commission and Knox County Department of Engineering and Public Works Staff before applications can be submitted for grading or building permits.

Due to the limited number of residential units that are being considered at this time, a traffic impact study is not being required. Future requests for the commercial development will require a traffic impact study.

While the development plan designates common use green space areas, it is Staff's position that as presently designed, these areas do not meet the intent of the ordinance for providing "public open space, including squares, plazas, greens and parks". One of the large designated areas is a proposed detention basin and a second large area has restricted access due to the steep grade of the slope into the site. Future phases of the town center development need to include more useable public open spaces and parks. This should include a redesign of the proposed square located in the center of the retail/business core.

A master signage plan is not being approved as a part of this development plan.

EFFECT OF THE PROPOSAL ON THE SUBJECT PROPERTY, SURROUNDING PROPERTY AND THE COMMUNITY AS A WHOLE

1. The proposed detached and attached unit residential development will have minimal impact on local

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services since water and sewer is available in the area.

- 2. The proposed residential development at a proposed density of 3.61 du/ac is consistent with other residential densities in the area.
- 3. Any school age children living in this development are presently zoned to attend Powell Elementary, Middle and High Schools.

CONFORMITY OF THE PROPOSAL TO CRITERIA ESTABLISHED BY THE KNOX COUNTY ZONING ORDINANCE

- 1. With the recommended conditions, the proposed residential development meets the standards for development within a TC (Town Center) Zone and all other requirements of the Zoning Ordinance.
- 2. The proposed residential development is consistent with the general standards for uses permitted on review: The proposed development is consistent with the adopted plans and policies of the General Plan and Sector Plan (See comments below). The use is in harmony with the general purpose and intent of the Zoning Ordinance. The use will not draw additional traffic through residential areas since access is to W. Emory Rd., a major arterial street.

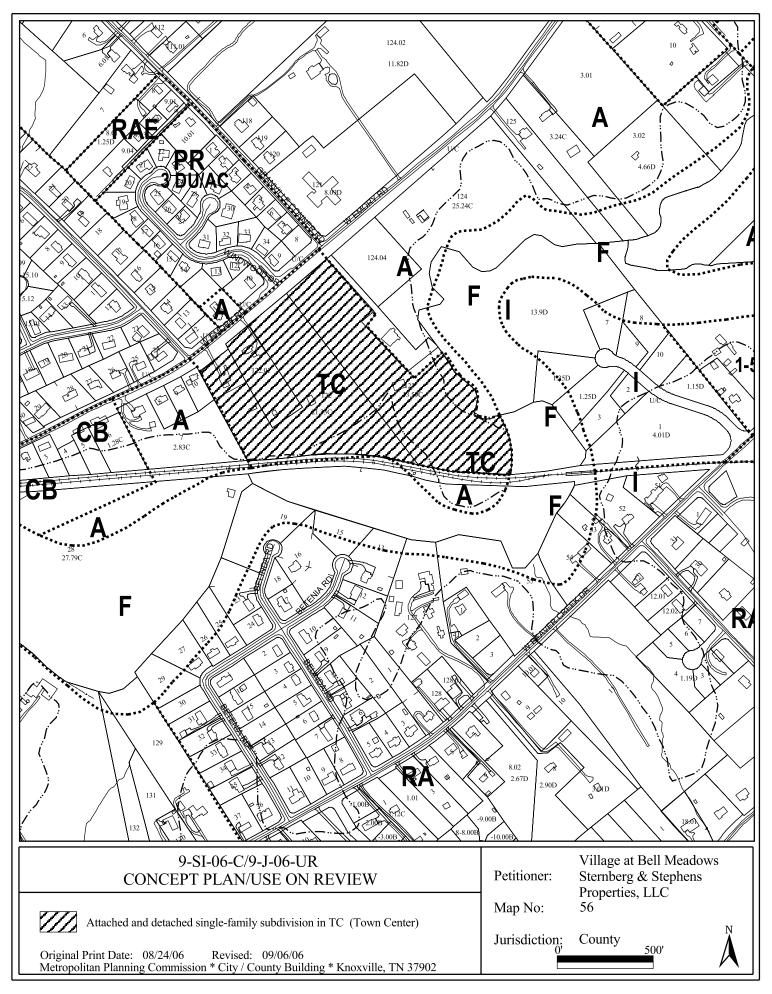
CONFORMITY OF THE PROPOSAL TO ADOPTED PLANS

- 1. The North County Sector Plan designates this property as mixed use. The proposed residential development is consistent with the sector plan designation and uses permitted in the peripheral area of a town center district and the concept plan submitted as part of the rezoning request.
- 2. The site is located within the Planned Growth Area on the Knoxville-Knox County-Farragut Growth Policy Plan map.

MPC's approval or denial of this concept plan request is final, unless the action is appealed to Knox County Chancery Court. The date of the Knox County Chancery Court hearing will depend on when the appeal application is filed.

MPC's approval or denial of this use on review request is final, unless the action is appealed to the Knox County Board of Zoning Appeals. The date of the Knox County Board of Zoning Appeals hearing will depend on when the appeal application is filed.

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A NEW DEVELOPMENT FOR

POWELL, TENNESSEE 37849 WEST EMORY ROAD

· Structural · Mechanical · Electrical · Information Systems Architecture · Interiors · Civil Surveying

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