

# KNOXVILLE/KNOX COUNTY METROPOLITAN PLANNING COMMISSION USE ON REVIEW REPORT

► FILE #: 10-F-10-UR AGENDA ITEM # 38

AGENDA DATE: 10/14/2010

► APPLICANT: LAND DEVELOPMENT SOLUTIONS

OWNER(S):

TAX ID NUMBER: 89 22201 AND 223

JURISDICTION: County Commission District 6

► LOCATION: Southeast side of Horseshoe Bend Lane, northeast side of Pellissippi

**Parkway** 

► APPX. SIZE OF TRACT: 60.7 acres

SECTOR PLAN: Northwest County

GROWTH POLICY PLAN: Planned Growth Area

ACCESSIBILITY: Access is via Horseshoe Bend Lane and Faith Promise Lane, both

classified as local streets, with 26 ft. pavement widths within 50 ft. rights-of-

way.

UTILITIES: Water Source: West Knox Utility District

Sewer Source: West Knox Utility District

WATERSHED: Beaver Creek

► ZONING: BP (Business and Technology) & TO (Technology Overlay)

► EXISTING LAND USE: Church and vacant land

► PROPOSED USE: Church and Parking Lot Expansion

HISTORY OF ZONING: Expansions to the church were approved in 2003 (12-C-03-UR0 and 2008

(10-I-08-UR)

SURROUNDING LAND

**USE AND ZONING:** 

North: Horseshoe Bend Business Park / BP commercial TO technology

overlay & OB office

South: Vacant land / BP commercial & TO technology overlay

East: Rural residential / A agricultural

West: Vacant land / BP commercial & TO technology overlay & A

agricultural

NEIGHBORHOOD CONTEXT: The site is located in the Horseshoe Bend Commercial Park. The lots

surrounding this site are vacant. Beaver Creek adjoins the site along the

eastern boundary. Pellissippi Parkway forms western boundary.

### STAFF RECOMMENDATION:

► APPROVE the request for the church expansion as shown on the development plan subject to 11 conditions

1. Connection to sanitary sewer and meeting any other relevant requirement of the Knox County Health Dept.

2. Meeting all requirements of Article 3, Section 3.90 of the Knox County Zoning Ordinance dealing with on and off premise signs.

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- 3. Meeting all other applicable requirements of the Knox County Zoning Ordinance.
- 4. Meeting all requirements of the Knox County Dept. of Engineering and Public Works.
- 5. Implementing the recommendations of the 2008 traffic impact study as required by the Knox County Dept. of Engineering and Public Works
- 6. Erecting temporary traffic control signs to warn motorist on north bound Pellissippi Parkway of the rolling roadblocks and traffic congestion as contained in a traffic control plan prepared by a qualified engineer
- 7. Construction of the off ramp from Pellissippi Parkway as shown on the site plan per the requirements of the Tenn. Dept. of Transportation and meeting all other applicable requirements of the Tenn. Dept. of Transportation
- 8. Provision an access easement across the church site to the benefit of the Kemp Fain Trustee property (Map 103 parcel 09102). This easement is to be located in the general area of the proposed Cherahala Bv. extension
- 8. Installing all landscaping, as shown on the development plan, within six 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.
- 9. Prior to obtaining any building permit, combine the parcels that make up this site into one parcel via the subdivision process.
- 10. Approval of a Certificate of Appropriateness for a building permit from the Tennessee Technology Corridor Development Authority.
- 11. A revised site plan reflecting the conditions of approval must be submitted to MPC staff prior to issuance of any building permits.

With the conditions noted, this plan meets the requirements for approval in the BP and OB Zones and the other criteria for approval of a use on review.

### **COMMENTS:**

Faith Promise Church is proposing a major expansion to their facilities that are located in the Horseshoe Bend Commercial Park. When the expansion is completed the main worship areas will contain 3159 seats. The plan also depicts that the site will contain 1109 parking spaces which is approximately 50 more parking spaces than required by the Zoning Ordinance. In order to minimize traffic congestion and improve safety, the church currently uses rolling road blocks at peak times which allows traffic smoothly exit. the site. As part of this expansion plan the church is now proposing an off ramp from Pellissipi Parkway.

The off ramp is currently under review by the Tenn. Dept. of Transportation (TDOT). MPC staff has informed the applicant's engineer that the expansion plan would be recommended for approval contingent on TDOT approval of the exit ramp. Staff is of the opinion that TDOT is conceptually in agreement with idea of the ramp. However, details regarding the ramp length, ramp storage capacity and access to an adjoining property are details that have not been finalized at this point. If for some reason this ramp is not approved by TDOT, or the construction of the ramp would lessen the present access to the ajoiners property, without his consent, the approval of this plan would be voided. A new use on review would then be required to be submitted for review.

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

- 1. The proposed church expansion will add additional traffic congestion in the immediate area for a limited amount of time on Sunday mornings. 2. All utilities are in place to serve this site.
- 3. The use as proposed will have little or no impact on the surrounding commercial or residential uses.

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

- 1. The proposed church expansion 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. The use is in harmony with the general purpose and intent of the Zoning Ordinance. The use is compatible with the character of the neighborhood where it is proposed. The use will not significantly injure the value of adjacent property. The use will not draw additional traffic through residential areas,
- 2. The plan meets all requirements of the Zoning Ordinance.

#### CONFORMITY OF THE PROPOSAL TO ADOPTED MPC PLANS

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1. The request conforms with the Knox County Northwest Sector Plan which proposes commercial uses for this area.

ESTIMATED TRAFFIC IMPACT: Not calculated.

ESTIMATED STUDENT YIELD: Not applicable.

MPC's approval or denial of this 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. Appellants have 30 days to appeal an MPC decision in the County.

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