

KNOXVILLE/KNOX COUNTY METROPOLITAN PLANNING COMMISSION USE ON REVIEW REPORT

► FILE #: 10-G-16-UR	AGENDA ITEM #: 59		
	AGENDA DATE: 10/13/2016		
APPLICANT:	JAKE THOMAS		
OWNER(S):	KBM Commercial Properties, LLC		
TAX ID NUMBER:	132 02722 <u>View map on KGIS</u>		
JURISDICTION:	City Council District 2		
STREET ADDRESS:	9314 Kingston Pike		
► LOCATION:	South side of Kingston Pike, west of Moss Grove Blvd.		
APPX. SIZE OF TRACT:	1.722 acres		
SECTOR PLAN:	Southwest County		
GROWTH POLICY PLAN:	Urban Growth Area (Inside City Limits)		
ACCESSIBILITY:	Access is via Moss Grove Blvd., a private Joint Permanent Easement and a right-in/right-out shared access driveway, with access out to Kingston Pike, a major arterial street with a four and five lane cross section within a required right-of-way of 100'.		
UTILITIES:	Water Source: Knoxville Utilities Board		
	Sewer Source: Knoxville Utilities Board		
WATERSHED:	Ten Mile Creek and Sinking Creek		
ZONING:	PC-1 (Retail and Office Park) (k)		
EXISTING LAND USE:	Commercial		
PROPOSED USE:	Parking lot expansion		
HISTORY OF ZONING:	Rezoning to PC-1 (k) (Retail and Office Park) was approved by Knoxville City Council on 9/25/07.		
SURROUNDING LAND USE AND ZONING:	North: Shopping center / SC-3 (Regional Shopping Center)		
	South: Retail business / PC-1 (Retail and Office Park) (k)		
	East: Retail business / PC-1 (Retail and Office Park) (k)		
	West: Historic house - office / PC-1 (Retail and Office Park) (k) & H-1 (Historic Overlay)		
NEIGHBORHOOD CONTEXT:	The Sherrill Hill mixed use development has residential development on three sides and commercial development to the north across Kingston Pike. Zoning in the area includes SC and SC-3 Shopping Center, RAE, PR and RB Residential.		

STAFF RECOMMENDATION:

APPROVE the development plan for a mixed use commercial building of approximately 8,450 square feet with the possibility of the entire space being used as restaurant space, subject to 8 conditions.

1. Meeting all applicable requirements of the Knoxville Zoning Ordinance and conditions of the PC-1 (Retail and Office Park) (k) rezoning approval.

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2. Meeting all applicable requirements of the approved Master Plan for the Sherrill Hill development (11-A-07-PA).

3. Connection to sanitary sewer and meeting any other relevant requirements of the Knox County Health Department.

4. Installation of the sidewalks as designated on the development plan meeting all applicable requirements of the Americans with Disabilities Act (ADA) and the Knoxville Department of Engineering.

5. Installation of landscaping as shown on the landscape plan within six months of the issuance of an occupancy permit for this project.

6. Meeting all applicable requirements of the Knoxville Department of Engineering.

7. Working with the First Utility District of Knox County in establishing any required sanitary sewer easements across this property to serve the future development area south of the Sherrill House.

8. Any proposed signage is subject to compliance with the Knoxville Zoning Ordinance Sign Regulations and approval by the Planning Commission Staff and Knoxville Plans Review and Inspections Division.

With the conditions noted, this plan meets the requirements for approval of a use on review in the PC-1 District.

COMMENTS:

The Planning Commission had approved a use on review request (1-M-16-UR) for this 1.722 acre site on January 14, 2016 for a mixed use commercial building with approximately 8,000 square feet. The Planning Commission approved a revised use on review request (7-D-16-UR) for the site on July 14, 2016 to increase the size of the mixed use commercial building from 8,000 square feet to 8,450 square feet. The revised development plan included approximately 5,250 square feet for restaurant use. An area south of the building was designated as a future building site.

The applicant has now submitted a plan that is replacing the future building site with parking for the 8,450 square foot building. The additional parking will allow the removal of the previous restriction on the area of the building that could be used for restaurants. The revised development plan has added a sidewalk connection to the Historic Sherrill House and is connecting this site to the overall sidewalk network for the Sherrill Hill development.

Approval of this application will replace the previous approval.

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

1. All public utilities are available to serve the site.

2. The traffic impact study that had been prepared for the entire Sherrill Hill development included improvements that will address the traffic impacts of this development.

3. The impacts from this proposed commercial development on the residences that adjoin the Sherrill Hill development to the west will be minimal since this project is not adjacent to those residential properties.

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

1. With the recommended conditions, the proposal meets all requirements of the PC-1 zoning as well as the general criteria for approval of a use on review.

2. The proposed commercial development with the recommended conditions is consistent with the following general standards for uses permitted on review: The proposal 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 substantial additional traffic through residential areas since the development is located off an arterial street. No surrounding land uses will pose a hazard or create and unsuitable environment for the proposed use.

CONFORMITY OF THE PROPOSAL TO ADOPTED MPC PLANS

1. The Southwest County Sector Plan identifies this as a mixed use development area allowing commercial use. The One Year Plan also designates the site for commercial use. The development complies with both the Sector Plan and One Year Plan.

2. The site is located within the Urban Growth Area on the Knoxville-Knox County-Farragut Growth Policy Plan map.

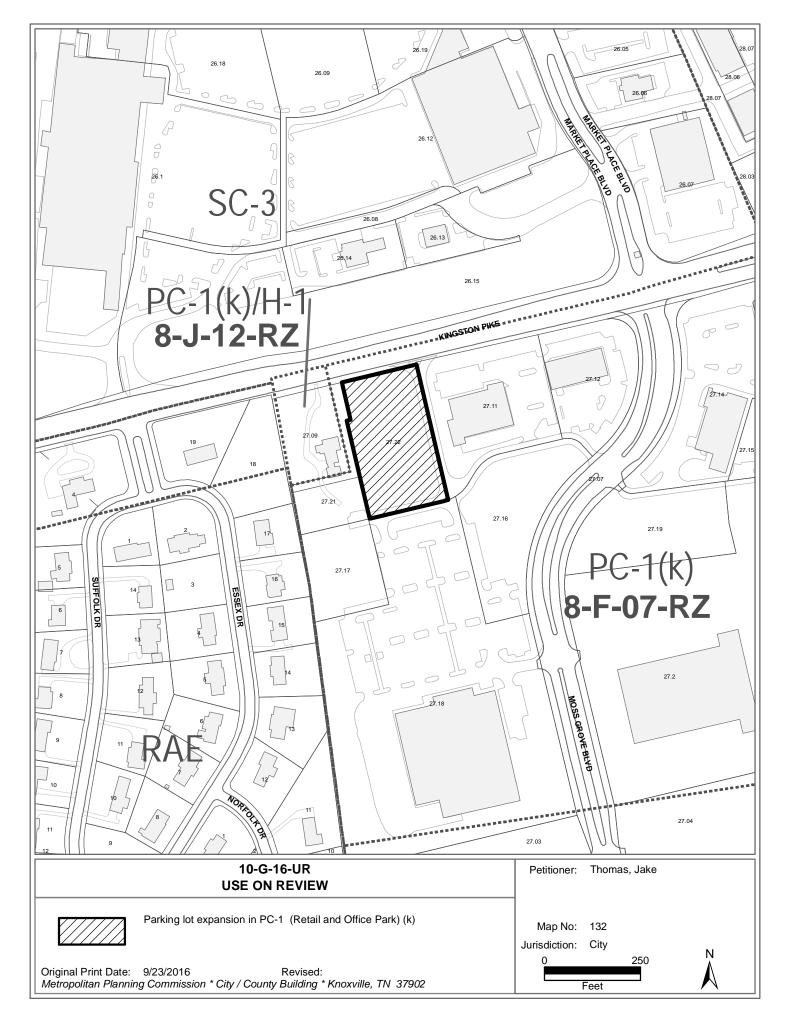
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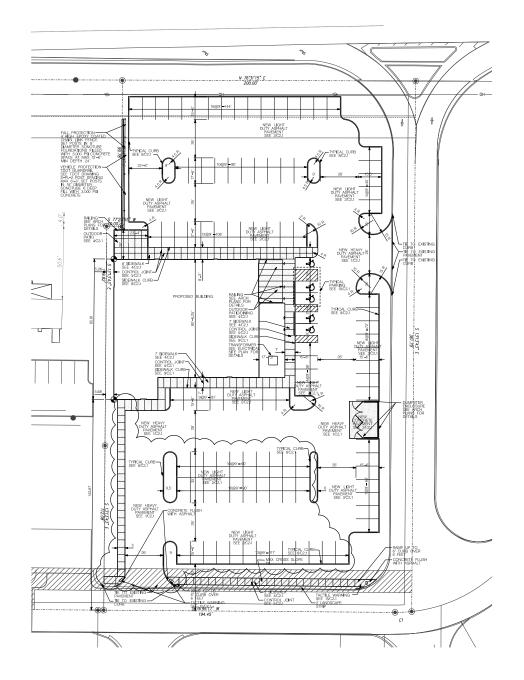
ESTIMATED TRAFFIC IMPACT: 1097 (average daily vehicle trips)

Average Daily Vehicle Trips are computed using national average trip rates reported in the latest edition of "Trip Generation," published by the Institute of Transportation Engineers. Average Daily Vehicle Trips represent the total number of trips that a particular land use can be expected to generate during a 24-hour day (Monday through Friday), with a "trip" counted each time a vehicle enters or exits a proposed development.

ESTIMATED STUDENT YIELD: Not applicable.

MPC's approval or denial of this request is final, unless the action is appealed to the Knoxville City Council. The date of the Knoxville City Council hearing will depend on when the appeal application is filed. Appellants have 15 days to appeal an MPC decision in the City.

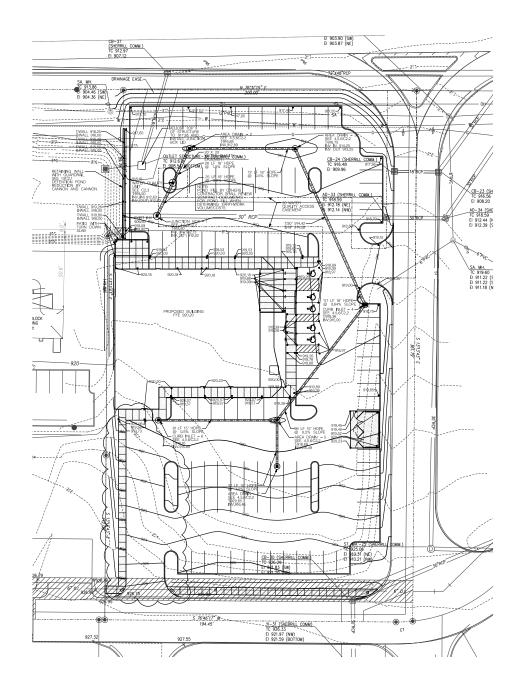




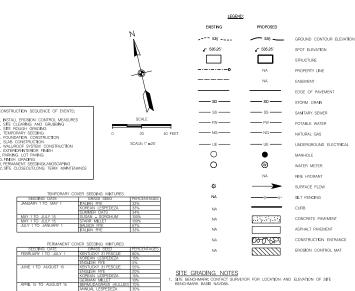


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TRUE LINE CONSTRUCTION KNOXVILLE, TENNESSEE



MPC October 13, 2016



10-G-16-UR

Revised: 9/30/2016

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 UTILITY INFORMATION IS BASED ON INFORMATION OBTAINED FROM THE UTILITY PROMODERS. THE CONTRACTOR IS RESPONSIBLE FOR DETERMINING THE ACCURACY OF THIS INFORMATION.

4. CONTRACTOR SHALL INSTALL EROSION CONTROL MEASURES INCLUDING SLIT FENCE, RIP RAP, AND EROSION CONTROL MAT AS SOON AS PRACTICAL THE CONTRACTOR SHALL BE RESPONSIBLE FOR MAINTAINING THESE STRUCTURES UNTIL THE SITE HAS BEEN SUFFICIENTLY STABILIZED.

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11. EROSION AND SEDIMENT CONTROL BEST MANAGEMENT PRACTICES SHALL FOLLOW THE APPROVED PLAN DETAILS. IF DETAILS ARE NOT SHOWN REFERENCE THE TENNESSEE EROSION AND SEDIMENT CONTROL HANDBOOK, LATEST EDITION.

12. SLOPES SHALL HAVE EROSION CONTROL MAT INSTALLED IMMEDIATELY AFTER SLOPE GRADING IS COMPLETED AND TOPSOIL HAS BEEN INSTALLED TO ENCOURAGE LOCK IN CF EROSION MAT.

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17. CONTRACTOR SHALL INSTALL 4" THICK LAYER OF QUALITY TOPSOIL ON ALL DISTURBED AREAS AND ESTABLISH A THICK STAND OF GRASS ACCEPTABLE TO THE CITY OF KNOXNUE STE INSPECTOR. DATE: 21 NOVEMBER 2015 PROJECT NO.: 15064 PROJ. MGR:: JST REV. 27 SEPTEMBER 2016 C1.4



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ARCHITECT

404 Bearden Park Circle

Knoxville; TN 37919 665,692,7771

www.georgaewart.com

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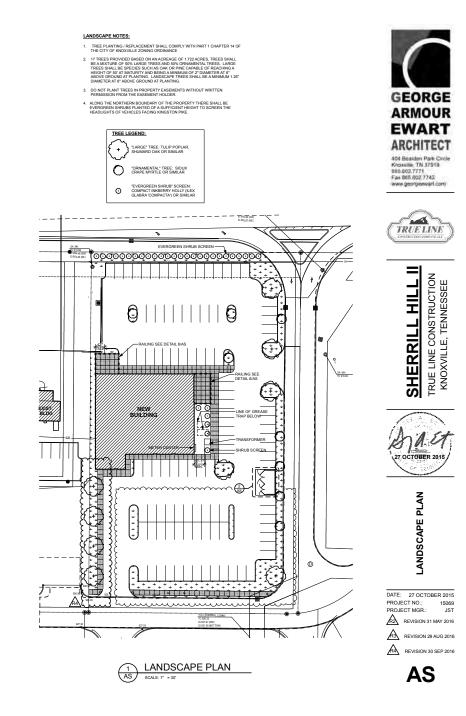
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TRUE LINE

Fax 865 802 7742

PLAN

SITE GRADING



10-G-16-UR Revised: 9/30/2016

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www.knoxmpc.org fee Amount: File Num	ber: Use on Review
PROPERTY INFORMATION Address: $\underline{9314}$ Kingston Pike General Location: $\underline{75}$ Kingston Pike due west of Moss Grove Blvd. Tract Size: $\underline{1.72}$ No. of Units: Zoning District: $\underline{PC-1}(K)$ Existing Land Use: \underline{Vecent} Planning Sector: \underline{Sector} (ANN/M Sector Plan Proposed Land Use Classification: $\underline{MU-SD}$ Swco-1 ($\underline{3-C-07-5P}$) Growth Policy Plan Designation: $\underline{U-6en}$ Consus Tract: $\underline{S1.06}$ Traffic Zone: 111 Parcel ID Number(s): $\underline{132}$ $\underline{02716}$.22 Jurisdiction: \Box City Council $\underline{2}$ District \Box County Commission $\underline{3}$ District	PROPERTY OWNER/OPTION MOLDER PLEASE PRINT Namo: KO MOOR& Company: KOM COMMERCIAL PROPARTIES Address: ISSO Highway 120 City: BRISTOL State: TN Zip: 37620 Telephone: 423.948.3321 Fax: 423.948.1890 E-mail: APPLICATION CORRESPONDENCE All correspondence relating to this application should be sent to: PLEASE PRINT Name: 19KR THANAS Company: GEARGE ENART ARCHITACT Address: 424 BEARDAN PARK CIRCLE City: KINDXNIX State: IN Zip: 37914 Telephone: 965. (202.7771) Fax:
APPROVAL REQUESTED Development Plan:Residential _XNon-Residential Home Occupation (Specify Occupation) Other (Be Specific)	APPLICATION AUTHORIZATION I hereby certify that I am the authorized applicant, representing ALL property owners involved in this request or holders of option on same, whose signatures are included on the back of this form. Signature: PLEASE PREMI K.D. MOOVE Company: Shemill Hill II, UC Address: 1550 Huby 120 City: Bristol State: TN. Zip: 371020 Telephone: 423-908-3321 E-mall:

SIGNATURES OF ALL PROPERTY OWNERS INVOLVED OR HOLDERS OF OPTION ON SAME MUST BE LISTED BELOW:						
Please Sign in Dieck ink:	Please Sign in Black ink: (If more space is required attach additional sheet.)					
Name /	Address • City • State • Zip	Owner	Option			
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