

KNOXVILLE/KNOX COUNTY METROPOLITAN PLANNING COMMISSION USE ON REVIEW REPORT

▶ FILE #: 8-A-17-UR AGENDA ITEM #: 48

AGENDA DATE: 8/10/2017

► APPLICANT: KING PROPERTIES & DEVELOPMENT

OWNER(S): King Properties and Development

TAX ID NUMBER: 104 20908 View map on KGIS

JURISDICTION: County Commission District 6

STREET ADDRESS: 0 Bob Kirby Rd

LOCATION: South side of Bob Kirby Rd., west of Middlebrook Pike

► APPX. SIZE OF TRACT: 5 acres

SECTOR PLAN: Northwest County

GROWTH POLICY PLAN: Planned Growth Area

ACCESSIBILITY: Access is via Bob Kirby Rd., a minor collector street with 18' of pavement

width within 60' of right-of-way.

UTILITIES: Water Source: West Knox Utility District

Sewer Source: West Knox Utility District

WATERSHED: Beaver Creek

► ZONING: PR (Planned Residential)

EXISTING LAND USE: Vacant land

► PROPOSED USE: Attached Residential Development

9.6 du/ac

North:

HISTORY OF ZONING: Property was rezoned from A (Agricultural) to PR up to 10 du/ac in

November 2015 (9-C-15-RZ)

SURROUNDING LAND

USE AND ZONING: South: Vacant land / A (Agricultural)

East: Vacant commercial building and commercial strip center / CA

(General Business)

West: House and vacant land / PR (Planned Residential) @ 1-2.8 du/ac

Bob Kirby Rd. - Vacant land / PR (Planned Residential) @ 1-3 du/ac

NEIGHBORHOOD CONTEXT: With the exception of the commercial strip center and grocery store to the

east along Middlebrook Pike, Bob Kirby Rd. is developed with residential

uses under A, RA and PR zoning.

STAFF RECOMMENDATION:

- ▶ APPROVE the Development Plan for up to 48 attached dwellings, and the requested reduction of the peripheral setback from 35' to 25' as identified, subject to 5 conditions:
 - 1. Meeting all applicable requirements of the Knox County Zoning Ordinance.
 - 2. Meeting all requirements of the Knox County Department of Engineering and Public Works and ADA standards for sidewalk construction.
 - 3. Connection to sanitary sewer and meeting any other relevant requirement of the Knox County Health Department.

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- 4. Provision of street names which are consistent with the Uniform Street Naming and Addressing System within Knox County (County Ord. 91-1-102).
- 5. Installation of a sidewalk along the entire Bob Kirby Rd. frontage and along the east side of Road "A" from Bob Kirby Rd. to the first (northern) intersection of Road "A" and Road "B".

With the conditions noted, this plan meets the requirements for approval in the PR zone and the other criteria for approval of a Use on Review.

COMMENTS:

In December 2015 the planning commission approved a use-on-review (12-D-15-UR) for a 50 unit attached residential condo development by the same applicant, however, the road layout and unit type have changed, as well has the number of off-street guest parking spaces and the removal a sidewalk along Bob Kirby Rd. and a segment of sidewalk to the first intersection of the development. Because this development proposed at a medium density residential (9.6 du/ac) intensity and is adjacent to a commercial node and major road corridor with sidewalks (Middlebrook Pike), staff is recommending that a sidewalk be installed along the entire Bob Kirby Rd. frontage and along the east side of Road "A" from Bob Kirby Rd. to the first (northern) intersection of Road "A" and Road "B".

The new proposal is for 48 unit condo development with semi-detached (duplex style) homes at a density of 9.6 du/ac. There are 1-story and 2-story units, with each having a 1 car garage and a driveway large enough to accommodate 2 vehicles. There is a centralized community mailbox structure on Road "B" that includes 4 off-street parking spaces.

The internal roads are private and are proposed with a 24' paved surface, which does not meet the recommended minimum width of 26' if on-street parking is to be accommodated. Because of this each unit is proposed with a driveway that can accommodate 2 vehicles, which in combination with the 1 car garage will provide adequate guest parking for the development. The applicant is also requesting the option to install a 26' wide roadway and driveways to accommodate 1 car in lieu of installing the 2 car driveways. In this case guest parking would be accommodated by on-street parking.

The property is located on the southeast side of Bob Kirby Rd., southwest of Middlebrook Pike. The proposed development will be served by private streets with access to Bob Kirby Rd. The applicant has requested a reduction of the peripheral setback from 35' to 25' along all exterior boundaries of this development, with the exception of the southeastern boundary which is adjacent to commercial zoning. The peripheral setback cannot be reduced adjoining the commercial zoning, however, the Planning Commission can approve a peripheral setback reduction down to 15' when the subdivision adjoins specific residential zoning districts. The standard rear yard setback for the RA and RB zone districts is 25'.

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

- 1. The proposed attached residential development will have minimal impact on local services since utilities are available to serve this site.
- 2. The proposed medium density residential development is compatible with the scale and intensity of development that has occurred in this area.
- 3. The proposed attached residential development at a density of 9.6 du/ac, is consistent in use and density with the approved rezoning for the property.

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

- 1. With the recommended conditions, the proposed development is consistent with all relevant requirements of the PR zoning, as well as other criteria for approval of a use on review.
- 2. The development 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 in is harmony with the general purpose and intent of the Zoning Ordinance. The use will not significantly injure the value of adjacent property. The use will not draw additional traffic through residential areas since the development has access to a minor collector street.

CONFORMITY OF THE PROPOSAL TO ADOPTED MPC PLANS

- 1. The Northwest County Sector Plan proposes medium density residential uses for this site. The proposed development at a density of 10 du/ac is consistent with the sector plan.
- 2. The sector plan identifies approximately 1.3 acres on the south corner of the property being in the Hillside

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and Ridgetop Protection Area. Most of this area is proposed to be disturbed with the exception of about 5,000 square feet of area in in the southern most corner of the property which does have some of the steepest slopes and is contiguous with undisturbed steep slopes on the adjacent property.

3. This site is located within the Planned Growth Area on the Knoxville-Knox County-Farragut Growth Policy Plan map.

ESTIMATED TRAFFIC IMPACT: 493 (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.

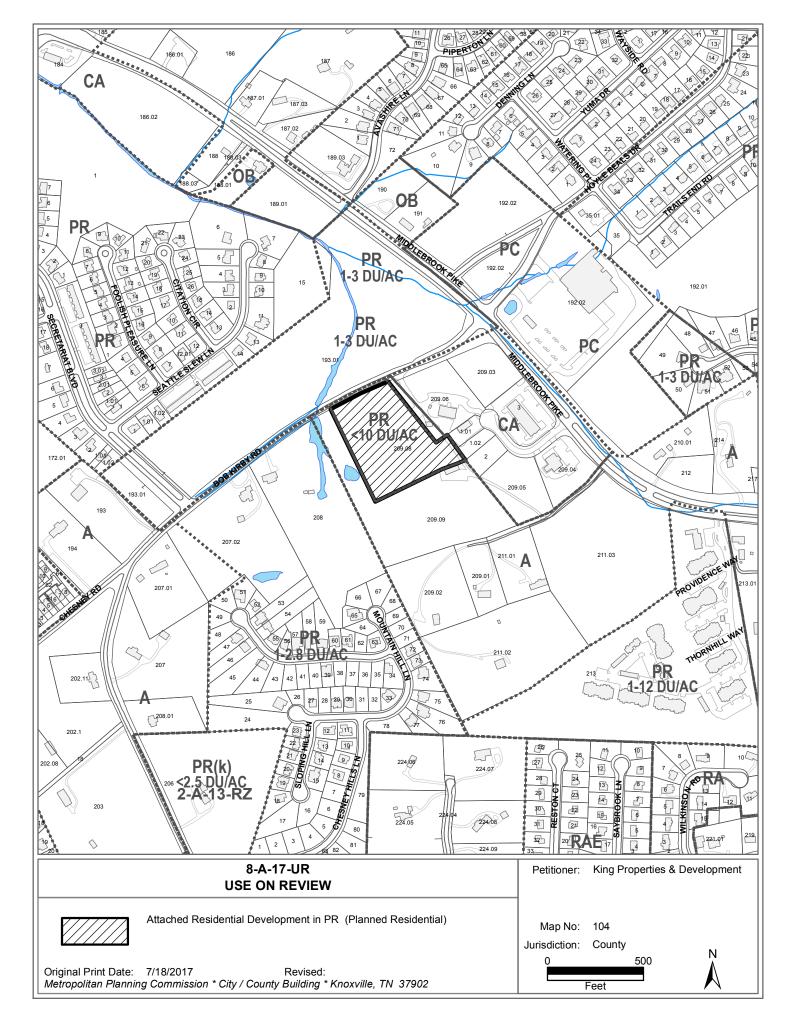
ESTIMATED STUDENT YIELD: 3 (public school children, ages 5-18 years)

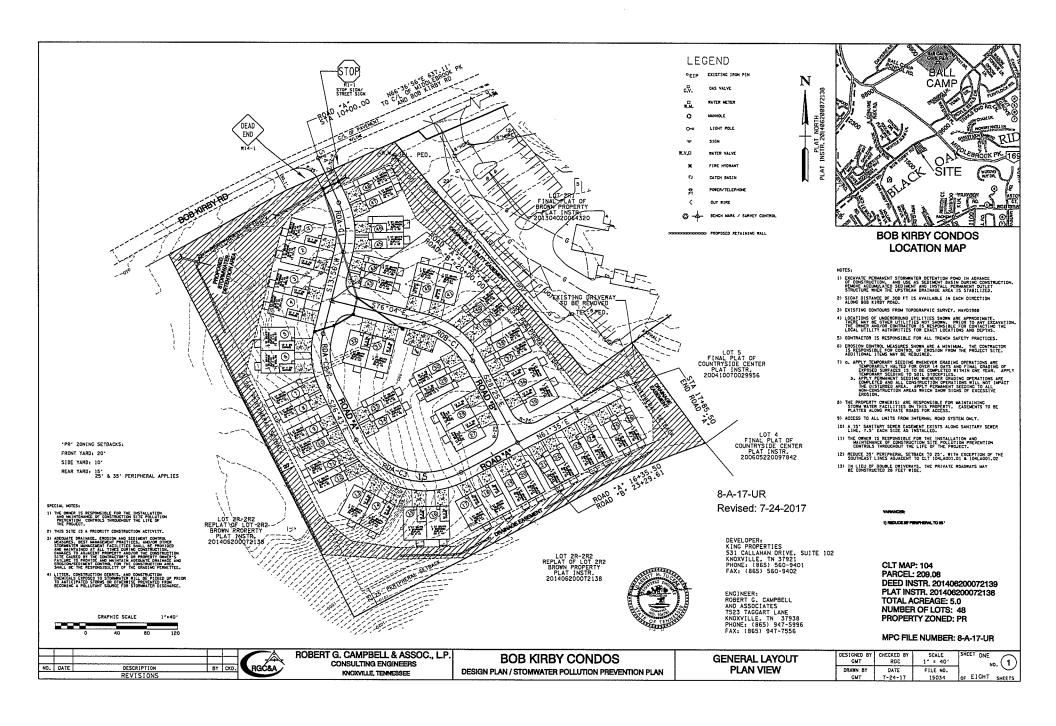
Schools affected by this proposal: Cedar Bluff Elementary, Cedar Bluff Middle, and Hardin Valley Academy.

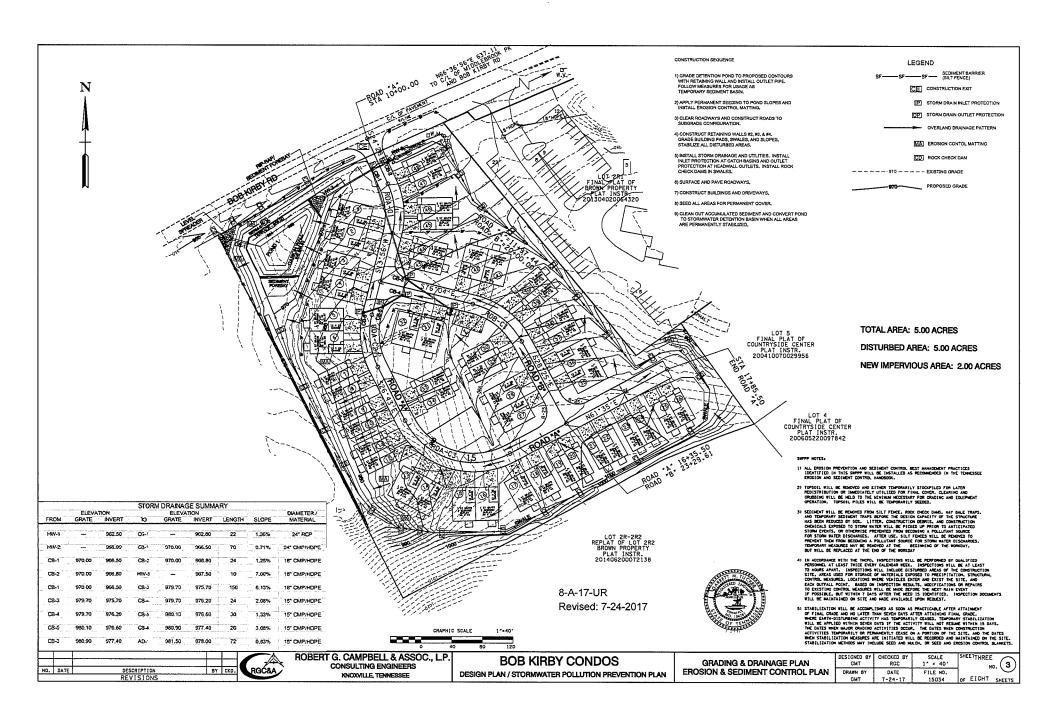
- School-age population (ages 5–18) is estimated by MPC using data from a variety of sources.
- Students are assigned to schools based on current attendance zones as determined by Knox County Schools. Zone boundaries are subject to change.
- Estimates presume full build-out of the proposed development. Build-out is subject to market forces, and timing varies widely from proposal to proposal.
- Student yields from new development do not reflect a net addition of children in schools. Additions occur incrementally over the build-out period. New students may replace current population that ages through the system or moves from the attendance zone.

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.

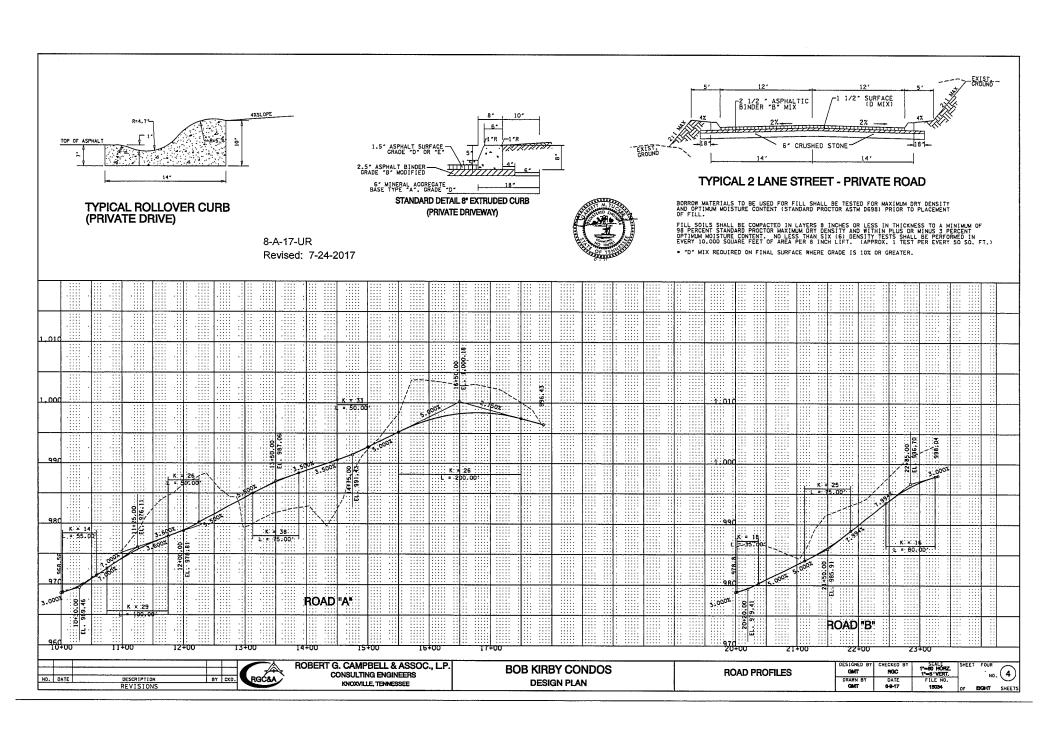
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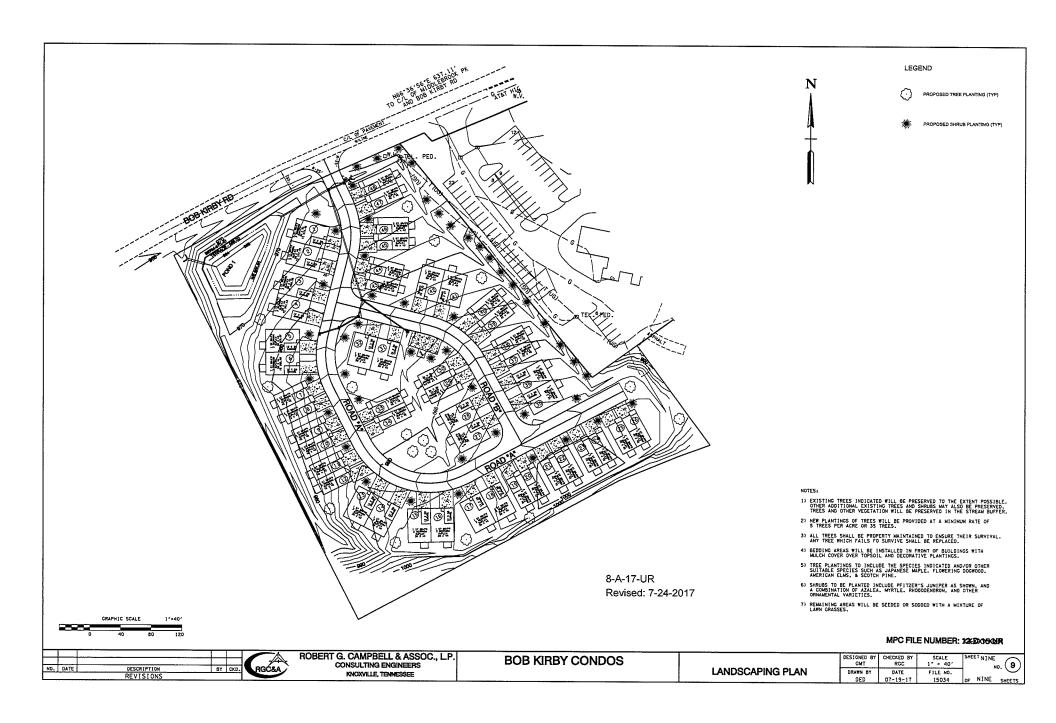






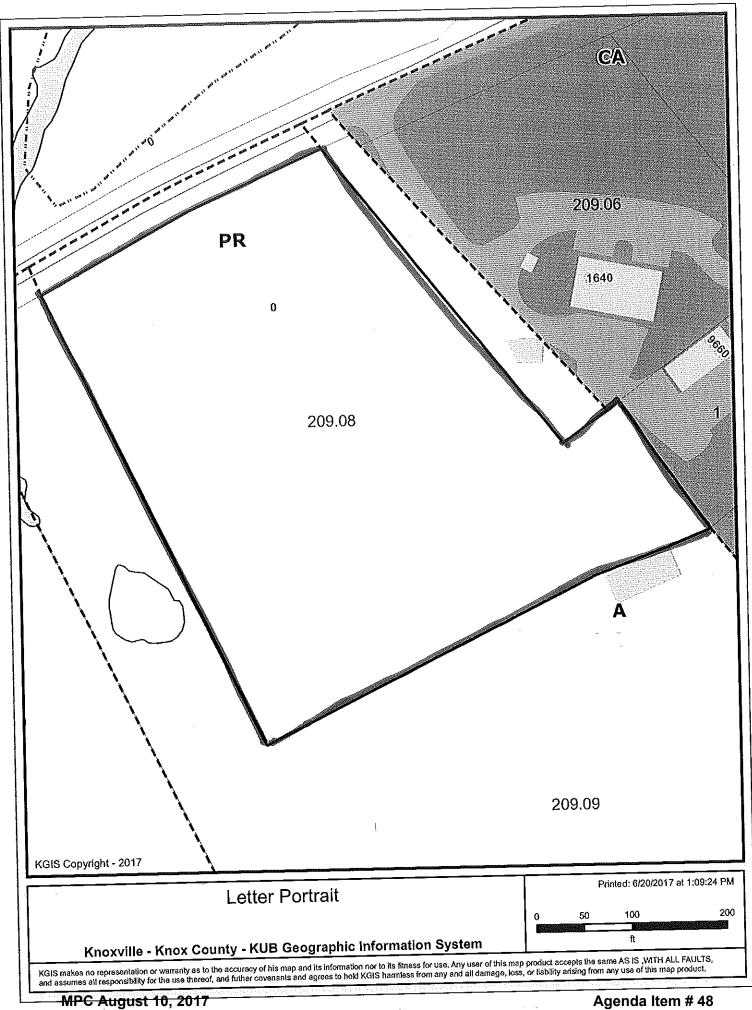
MPC August 10, 2017 Agenda Item # 48





uite 403 • City County Building 0 0 Main Street noxville, Tennessee 37902 6 5 • 2 1 5 • 2 5 0 0								
PROPERTY INFORMATION Address: 0 BOB KIRBY ROAD General Location: South side of Bob Kirby Road west of Middlebrook Pike Tract Size: 5 acres Zoning District: PR (Pending) Existing Land Use: Undeveloped Land	PROPERTY OWNER/OPTION HOLDER PLEASE PRINT Name: John M. King Company: King Properties & Development, LLC Address: 3009 School Food Suite (02) City: Knoxville State: TN Zip: 37921 Telephone: (865) 560-9401 Fax:							
Planning Sector: Northwest County Sector Plan Proposed Land Use Classification: CC Growth Policy Plan Designation: Planned Census Tract: 46.12 Traffic Zone: 249 Parcel ID Number(s): 104 209.08 Jurisdiction: City Council District County Commission 6th District	E-mail:jking@kingrealestateservices.com APPLICATION CORRESPONDENCE All correspondence relating to this application should be sent to: PLEASE PRINT Garrett Tucker Company:Robert Campbell & Associates Address:7523 Taggart Lane City:KnoxvilleState:TN _ Zip:37938 Telephone:(865) 947-5996 Fax:(865) 947-7556 E-mail:gtucker@rgc-a.com							
APPROVAL REQUESTED Development Plan: X Residential Non-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 PRINT Name: John M. King Company: King Properties & Development, LLC Same as above							

Please Sign in Black Ink:	RS INVOLVED OR HOLDERS OF OPTION ON SAME MUST BE LI (If more space is required attach additional sheet.)									,,	
Name	Addre		•	City	•	Stat		•	Zip	Owner	Option
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REQUIRED SIGN POSTING AGREEMENT FORM

For all rezoning, plan amendment, concept plan, use on review, BZA variance, right-of-way closure, and street name change applications, a sign must be posted on the subject property, consistent with the adopted MPC/BZA Administrative Rules and Procedures. When applicable, MPC staff will provide a sign to post on the property at the time of application.

The sign must be posted in a location that is clearly visible from the nearest adjacent street. If the property has more than one street frontage, then the sign should be placed along the higher classified street. MPC staff may recommend a preferred location for the sign to be posted at the time of application.

The sign must be posted no later than two weeks prior to the scheduled MPC/BZA hearing and must remain in place until after the meeting. In the case of a postponement, the sign can either remain in place or be removed and reposted no later than two weeks prior to the next MPC/BZA meeting.

MPC staff will provide the first sign(s) for no additional charge as part of the application fees. If the sign(s) are lost or stolen and need to be replaced, then the applicant will be responsible for picking up a new sign from the MPC offices. The applicant will be charged a replacement fee for the second sign consistent with the agency's cost of purchasing each sign.

I hereby agree to post the sign provided on the subject property on or before consistent with the guidelines provided above:

Signature:

Printed name:

MDC/R7A Eila #-

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