

# KNOXVILLE/KNOX COUNTY METROPOLITAN PLANNING COMMISSION REZONING REPORT

► FILE #: 10-J-17-RZ AGENDA ITEM #: 50

AGENDA DATE: 10/12/2017

► APPLICANT: TIM DWYER LEESMAN ENGINEERING

OWNER(S): Slate Ridge Holdings

TAX ID NUMBER: 132 02719 View map on KGIS

JURISDICTION: City Council District 2

STREET ADDRESS:

► LOCATION: Southeast side Moss Grove Blvd., south of Kingston Pike

► APPX. SIZE OF TRACT: 1.75 acres

SECTOR PLAN: Southwest County

GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)

ACCESSIBILITY: Access is via Moss Grove Blvd., a private street with 4 lanes and a center

median within 100' of right-of-way.

UTILITIES: Water Source: Knoxville Utilities Board

Sewer Source: Knoxville Utilities Board

WATERSHED: Ten Mile Creek

► PRESENT ZONING: PC-1 (Retail and Office Park)

ZONING REQUESTED: C-6 (General Commercial Park)

► EXISTING LAND USE: Vacant land

► PROPOSED USE: Tire Discounters auto service center

EXTENSION OF ZONE: No

HISTORY OF ZONING: The Sherrill Hill site was rezoned to PC-1 and O-1 with conditions in 2007 (8-

F-07-RZ).

North:

SURROUNDING LAND

USE AND ZONING:

South: Floor & Décor store / DC 1 / Poteil & Off

South: Floor & Décor store / PC-1 (Retail & Office Park)

Aldi grocery store / PC-1 (Retail & Office Park)

East: Vacant land / PC-1 (Retail & Office Park)

West: Moss Grove Blvd., Academy Sports parking lot / PC-1 (Retail &

Office Park)

NEIGHBORHOOD CONTEXT: This site is located within the Sherrill Hill commercial and residential

subdivision, accessed from Moss Grove Blvd. The entire subdivision has been developed under either PC-1, O-1 or RP-1 zoning. All existing development within Sherrill Hill was subject to public review of site plan at

MPC.

#### STAFF RECOMMENDATION:

#### DENY C-6 (General Commercial Park) zoning.

The requested C-6 zoning allows commercial, as well as light industrial uses, with no required public review of site plans. The entire commercial portion of the Sherill Hill Subdivision has been developed under PC-1 zoning, which is subject to use on review approval of site plans by MPC. C-6 zoning of this site will allow potentially less compatible uses with no public review of plans, giving this developer a different set of rules to develop the site than all surrounding properties within the subdivision.

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#### **COMMENTS:**

REZONING REQUIREMENTS FROM ZONING ORDINANCES (must meet all of these):

THE PROPOSED AMENDMENT SHALL BE NECESSARY BECAUSE OF SUBSTANTIALLY CHANGED OR CHANGING CONDITIONS IN THE AREA AND DISTRICTS AFFECTED, OR IN THE CITY/COUNTY GENERALLY:

- 1. The site is already zoned PC-1, which allows consideration of most commercial uses, The City of Knoxville Building Official has determined that PC-1 zoning does not allow consideration of the proposed tire store. C-6 would allow it, but is not appropropriate at this location.
- 2. The Southwest County Sector Plan recommends CC (Community Commercial) for the site, which recommends the use of only planned zones for new development. Although C-6 zoning is mentioned in the sector plan under "other zoning to consider", it is only to be used for infill development in areas that already have an established pattern of unplanned commercial zones, such as C-3, C-4 or C-6. This site is surrounded by PC-1 zoning, which is a planned zone supported by the sector plan, so the sector plan does not support PC-1 zoning at this location. The table from the Southwest County Sector Plan with a description of the CC future land use designation is attached.
- 3. The existing zoning pattern is appropriate. Rezoning of the subject property to C-6 would be a spot zoning that would allow this property to be developed with a different set of regulations than the rest of the development.

## THE PROPOSED AMENDMENT SHALL BE CONSISTENT WITH THE INTENT AND PURPOSE OF THE APPLICABLE ZONING ORDINANCE:

- 1. The requested C-6 zoning is intended to encourage the clustering of commercial activities within areas specifically designed to accommodate the activities and to discourage the proliferation of commercial uses along major thoroughfares and noncommercial areas. The following 6 concepts are emphasized in the zoning ordinance: 1) To encourage the clustering of commercial activities within areas specifically designed to accommodate the activities and to discourage the proliferation of commercial uses along major thoroughfares and noncommercial areas, 2) To provide for the orderly development of commercial activities so that any adverse impact on surrounding uses and on the general flow of traffic can be ameliorated, 3) To encourage an orderly and systematic development design providing the rational placement of activities, parking and auto circulation, pedestrian circulation, access and egress, loading and landscaping, 4) To encourage commercial development which is consistent with the long range, comprehensive, general plan for Knoxville and Knox County, 5) To allow for mixing of light industrial (manufacturing) uses with compatible commercial uses as stated within the C-6 zoning district, and 6) To encourage general commercial activities to locate in areas that have access to a major street system.
- 2. Based on the above general intent, this site may not be appropriate for C-6 zoning. C-6 allows more intense uses than PC-1 zoning and has a different set of regulations than the current PC-1 zoning.

THE PROPOSED AMENDMENT SHALL NOT ADVERSELY AFFECT ANY OTHER PART OF THE COUNTY, NOR SHALL ANY DIRECT OR INDIRECT ADVERSE EFFECTS RESULT FROM SUCH AMENDMENT:

- 1. If C-6 zoning is approved for this property, it allows potentially more intense development than the rest of Sherrill Hill with no public review of plans.
- 2. The entire commercial portion of Sherrill Hill has been developed under PC-1 zoning. The subject property should be subject to the same regulations as neighboring properties.
- 3. Public water and sewer utilities are available to serve the site.

THE PROPOSED AMENDMENT SHALL BE CONSISTENT WITH AND NOT IN CONFLICT WITH THE GENERAL PLAN OF KNOXVILLE AND KNOX COUNTY, INCLUDING ANY OF ITS ELEMENTS, MAJOR ROAD PLAN, LAND USE PLAN, COMMUNITY FACILITIES PLAN, AND OTHERS:

- 1. Both the Southwest County Sector Plan and the City of Knoxville One Year Plan propose CC (Community Commercial) uses for the site. The CC designation recommends that all new development occur in planned zoning districts, uch as the current PC-1 zoning. The requested C-6 zoning could only be considered if it was infill development in an area that already has established unplanned zones, such as C-3, C-4 or C-6. This site is surrounded by PC-1 zoning.
- 2. The site is located within the City Limits of Knoxville on the Knoxville-Knox County-Farragut Growth Policy Plan map.
- 3. This current zoning does not present any apparent conflicts with any other adopted plans, and should be maintained.

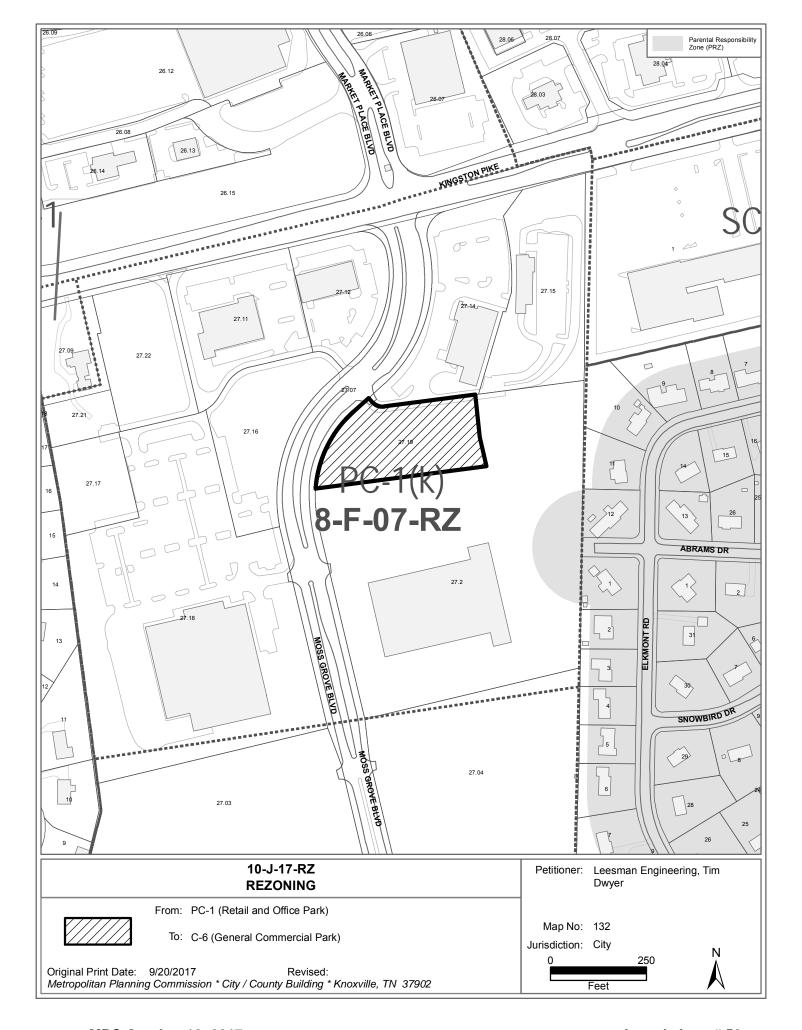
ESTIMATED TRAFFIC IMPACT: Not required.

ESTIMATED STUDENT YIELD: Not applicable.

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If approved, this item will be forwarded to Knoxville City Council for action on 11/7/2017 and 11/21/2017. If denied, MPC's action is final, unless the action to deny is appealed to Knoxville City Council. The date of the appeal 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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	RETAIL and RELATED SERVICES LAND USE CL	ASSIFICATIONS
RURAL COMMERCIAL (RC) This classification includes retail and service-oriented commercial uses intended to provide rural communities with goods and services that meet day-to-day and agricultural-related needs.	At the intersection of two thoroughfares (arterial or collector roads)     Rural commercial nodes should generally not exceed more than 300 feet in depth and lots and not extend more than 300 feet away from the intersection	Recommended Zoning and Programs: County's Rural Area: CR Other Zoning to Consider: CN
NEIGHBORHOOD COMMERCIAL (NC) This classification includes retail and service-oriented commercial uses intended to provide goods and services that serve the day-to-day needs of households, within a walking or short driving distance. Neighborhood commercial uses may also be accommodated within neighborhood centers (see Mixed Use and Special Districts).	<ul> <li>Location Criteria:</li> <li>Generally located at intersections of collectors or arterial streets at the edge of or central to a neighborhood</li> <li>New NC should not be zoned for or developed within ½ mile of existing commercial that features sales of day-to-day goods and services</li> <li>Automobile-oriented uses (e.g. gas stations or convenience stores) should be located on arterial street at the edge of neighborhood</li> <li>Should not exceed the depth of the nearby residential lots and not extend more than a block (typically no more than 300 feet) away from the intersection</li> </ul>	Recommended Zoning and Programs: City: C-1 County's Planned Growth Area: CN Other Zoning to Consider: SC-1
COMMUNITY COMMERCIAL (CC) This land use includes retail and service-oriented development, including shops, restaurants, and what has come to be known as "big box" retail stores; typical service area includes 20,000 to 30,000 residents. Community commercial uses may also be considered within community centers (see Mixed Use and Special Districts).	<ul> <li>Location Criteria:</li> <li>Locate at intersection of arterial streets</li> <li>Sites should be relatively flat (under 10 percent slope) and with enough depth to support shopping center and ancillary development.</li> <li>Vehicular and pedestrian connections should be accommodated between different components of the district (e.g. between stores, parking areas and out-parcel development)</li> <li>Infrastructure should include adequate water and sewer services, and major arterial highway access</li> <li>Community commercial centers should be distributed across the city and county in accordance with recommended standards of the Urban Land Institute</li> </ul>	Recommended Zoning and Programs: Because of traffic and lighting impacts (potential glare) and buffering needs of surrounding interests, 'planned zones' should be used. City: SC-2, PC-1 and PC-2. County's Planned Growth Boundary: PC or SC Other Zoning to Consider: As infill development within areas already zoned C-3, C-4, C-5 and C-6 (City), and CA, CB and T (County)

64 Southwest County Sector Plan

PLANNING COMMISSION  TENNESSEE  Application Accepted by: Marc.	Meeting Date: 10/12/2017  Payne  The Telescoping 10-J-17-RZ  AUG 3 0 2017
PROPERTY INFORMATION  Address: O Moss Grove Bevil  General Location: Approx 350' Free intention of Moss Grove Bevil  Parcel ID Number(s): 132 02749  Tract Size: 1.75 Acros  Existing Land Use: Vacant	PROPERTY OWNER A OPTION HOLDER  PLEASE PRINT Name: Slate Ridge Holdings  Company: 51st Ridge Holdings  Address: one east 4th stret  City: Grand State: off Zip: 45800  Telephone: (573) 618-7308  Fax: (513) 618-7309
Planning Sector: Southwest County  Growth Policy Plan: Urban  Census Tract: 57.06  Traffic Zone: /7/  Jurisdiction: ☑ City Council 2nd District  ☐ County Commission District  Requested Change	E-mail: R. destructor & the discontros.com  APPLICATION CORRESPONDENCE  All correspondence relating to this application should be sent to:  PLEASE PRINT Name: Tim Dyn  Company: Lusan Enguery.
REZONING FROM: PC-1  TO: PC-C  PLAN AMENDMENT	Address: 480 Glavey An  City: Grant State: 6H Zip: 45238  Telephone: 513 702-057/  Fax: E-mail: LMail & Gusmus symmetry am
□ One Year Plan ☑ Southwest Co. Sector Plan FROM:	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:
PROPOSED USE OF PROPERTY  Proposed Tire Discounters State  Automotive Service State  Density Proposed Units/Acre	PLEASE PRINT Name:  Name:  Company:  Lustran typewing  Address:  4820 Glawey Au  City:  City:
Previous Rezoning Requests:	Telephone: 513 702-0571  E-mail: email & busnes expressions

# TIRE DISCOUNTERS

XXXX MOSS GROVES BLVD

KNOXVILLE, TN

### LOT DATA

PARCEL #132 02719 (1.75 ACRES) LOT 2RIA SHERRILL HILL RESUB PLAT - 20150513-0061635 LONG. 84.091097, LAT. 35.909076 ZONING (PC-1(k)) RETAIL AND OFFICE PARK DISTRICT

#### SITE DATA

PERMITTED: VEHICULAR REPAIR FACILITIES PROPOSED BUILDING AREA 7,800 SQ. FT.

#### F.A.R. CALCULATION

FLOOR AREA CALCULATION F.A.R. = 7,800 SQ. FT. / 76,080 SQ. FT. = 10.25%

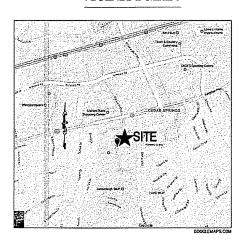
ISR CALCULATION (OPEN SPACE)
(ALL GRASS ARAS AND LANDSCAPE AREAS)
EXISTING LOT - 1.747 ACRES (76,880,18 SQ. FT.)
PROPOSED IMPERVIOUS AREA= 42,700 SQ. FT.
PROPOSED ISR= 56% IMPERVIOUS

SETBACK REQUIREMENTS (PC-1) FRONT YARD - 25' SIDE YARD - 0' REAR YARD - 0'

PARKING ANALYSIS
PARKING REQUIRED: UNAVAILABLE
PARKING PROVIDED:
TYP, 9'X19' PARKING SPACES= 29 SPACES
HANDICAP - 1 SPACES
TOTAL PARKING 30 SPACES

FLOOD DATA
ZONE X
MAP: 47093C0262F
MAP DATE: MAY 2, 2007

## **VICINITY MAP:**



### OWNER:

KINGSTON PIKE LLC 6151 POWERS FERRY RD STE 690 ATLANTA, GA 30339

#### **DEVELOPER**

SLATE RIDGE HOLDINGS (ROBERT OESTREICHER) 3650 E. KEMPER RD CINCINNATI, OHIO 45241 OFFICE: (513) 618-7308 FAX: (513) 618-7309

## PREPARER/ENGINEER:

LEESMAN ENGINEERING & ASSOC. STEVEN J. LEESMAN P.E. 2720 TOPICHILLS DRIVE CINCINNATI, OHIO 45248 PH 513-417-0420, FAX 513-347-3495

SHT#	T# DESCRIPTION	
η	TITLE SHEET / DESIGN CRITERIA / VICINITY MAP	AUG. 18,
C1	EXISTING SITE & ESPC PLAN	AUG. 18,
CS	SITE PLAN	AUG. 18.
C2	UTILITY PLAN	AUG. 18,
Ç4	CRADING PLAN	AUG. 18,
C5	LIGHTING PLAN	AUG. 18.
CG	DETAIL PLAN	AUG. 18,
L1	LANDSCAPE PLAN	AUG. 18,
	)	





THE DISCOUNTERS

SOCIAL DISCOUNTERS

SOCIAL DISCOUNT BANKS

SOCIAL DISCOUNTERS

SOCIAL





