

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

▶ FILE #: 7-G-18-UR AGENDA ITEM #: 37

POSTPONEMENT(S): 7/12/2018 **AGENDA DATE: 8/9/2018** 

► APPLICANT: CRESCENT BEND DEVELOPMENT, LLC

OWNER(S): Crescent Bend Development, LLC

TAX ID NUMBER: 132 09901 & PO 09903 <u>View map on KGIS</u>

JURISDICTION: County Commission District 5

STREET ADDRESS: 1040 Ebenezer Rd

► LOCATION: Southeast side of Westland Dr., east of Ebenezer Rd

► APPX. SIZE OF TRACT: 25.8 acres

SECTOR PLAN: Southwest County
GROWTH POLICY PLAN: Planned Growth Area

ACCESSIBILITY: Access is via Ebenezer Rd., a minor arterial street with a five lane section

within a 100' required right-of-way and Westland Dr. a minor arterial street

with a two to four lane section within an 88' required right-of-way.

UTILITIES: Water Source: First Knox Utility District

Sewer Source: First Knox Utility District

WATERSHED: Ten Mile Creek

ZONING: PR (Planned Residential)

EXISTING LAND USE: Residence, vacant land and landscape nursery

▶ PROPOSED USE: Apartments and Future Assisted Living / Independent Living Facility

11.97 du/ac

HISTORY OF ZONING: Property was zoned PR (Planned Residential) in 1979.

SURROUNDING LAND North: Vacant land - F (Floodway) and A (Agricultural)

USE AND ZONING: South: Residences - F (Floodway) and PR (Planned Residential)

East: Maple Grove Inn site - A (Agricultural)

West: Landscape nursery - PC (Planned Commercial)

NEIGHBORHOOD CONTEXT: The site is located along a section of Ebenezer Rd. and Westland Dr. that

include a mix of residential, institutional and mixed business uses.

#### STAFF RECOMMENDATION:

► POSTPONE the Use on Review application until the September 13, 2018 MPC meeting as recommended by staff.

Staff is recommending postponement until the September 13, 2018 meeting to allow time to address some issues that have developed based on the revised development plans and Traffic Impact Study (TIS). The proposed gating of the apartment complex will have an impact on the TIS analysis and the design of the proposed access driveway off of Westland Dr.

#### **COMMENTS:**

AGENDA ITEM #: 37 FILE #: 7-G-18-UR 8/2/2018 09:50 AM TOM BRECHKO PAGE #: 37-1

The applicant is proposing a 249 unit apartment complex on a 20.8 acre portion of this 25.8 acre site at a density of 11.97 du/ac. The remaining 5 acres is identified as a future development site for an assisted living/independent living facility. The proposed assisted living/independent living facility will require a separate use on review approval. Access for the proposed development will be from both Ebenezer Rd. and Westland Dr.

ESTIMATED TRAFFIC IMPACT: A traffic impact study was prepared by the applicant. The findings of that study were used in formulating the recommendations of this staff report.

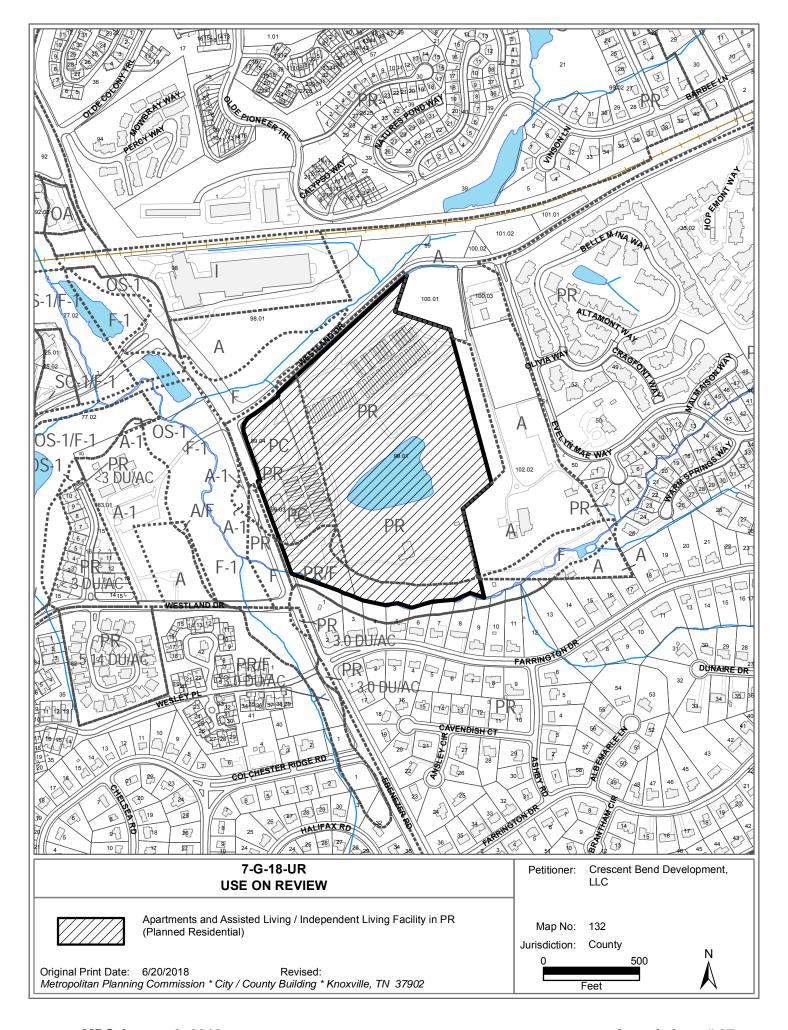
ESTIMATED STUDENT YIELD: 4 (public school children, ages 5-18 years)

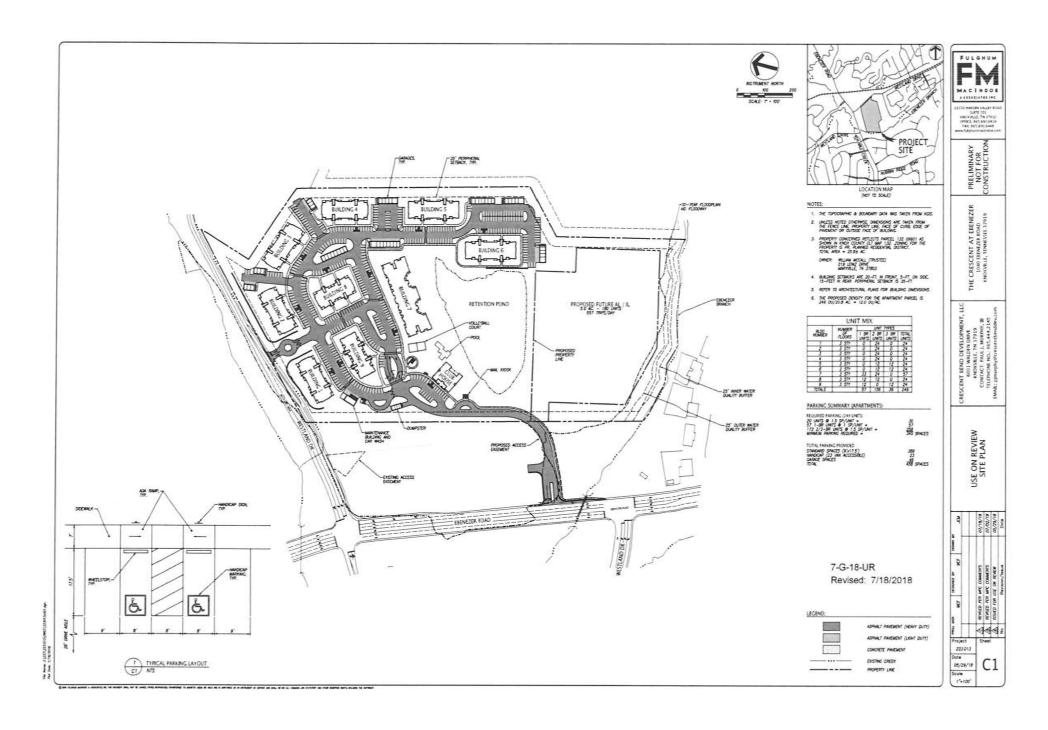
Schools affected by this proposal: Blue Grass Elementary, West Valley Middle, and Bearden High.

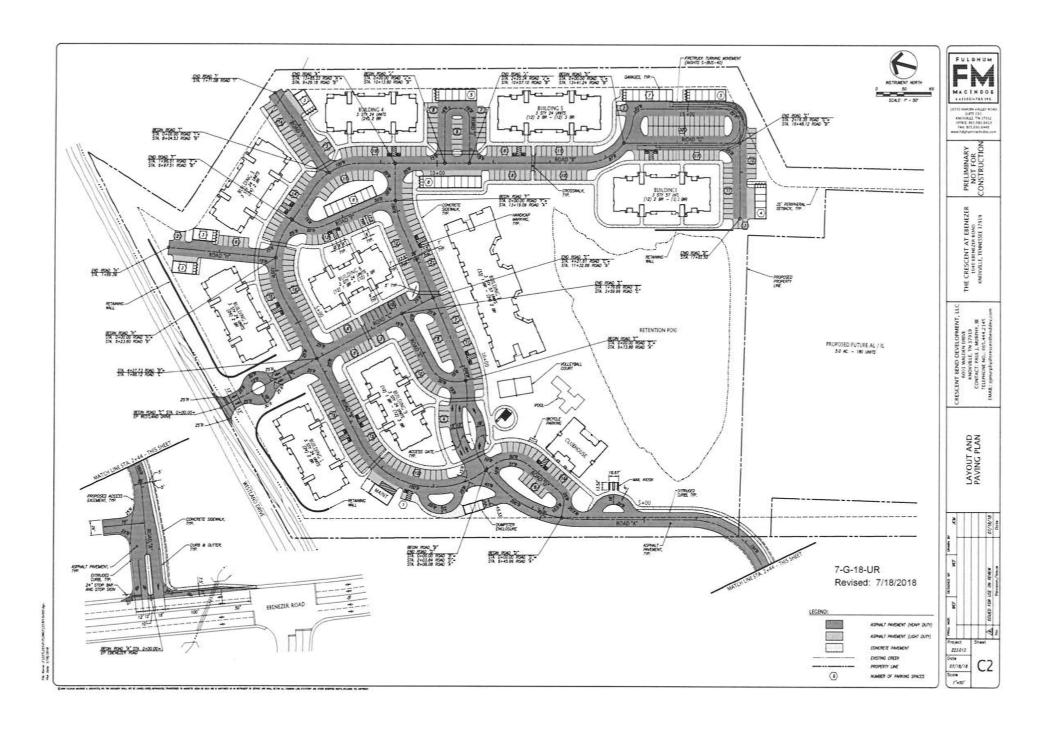
- School-age population (ages 5–18) is estimated by MPC using data from a variety of sources.
- Students are assigned to schools based on current attendance zones as determined by Knox County Schools. Zone boundaries are subject to change.
- Estimates presume full build-out of the proposed development. 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.

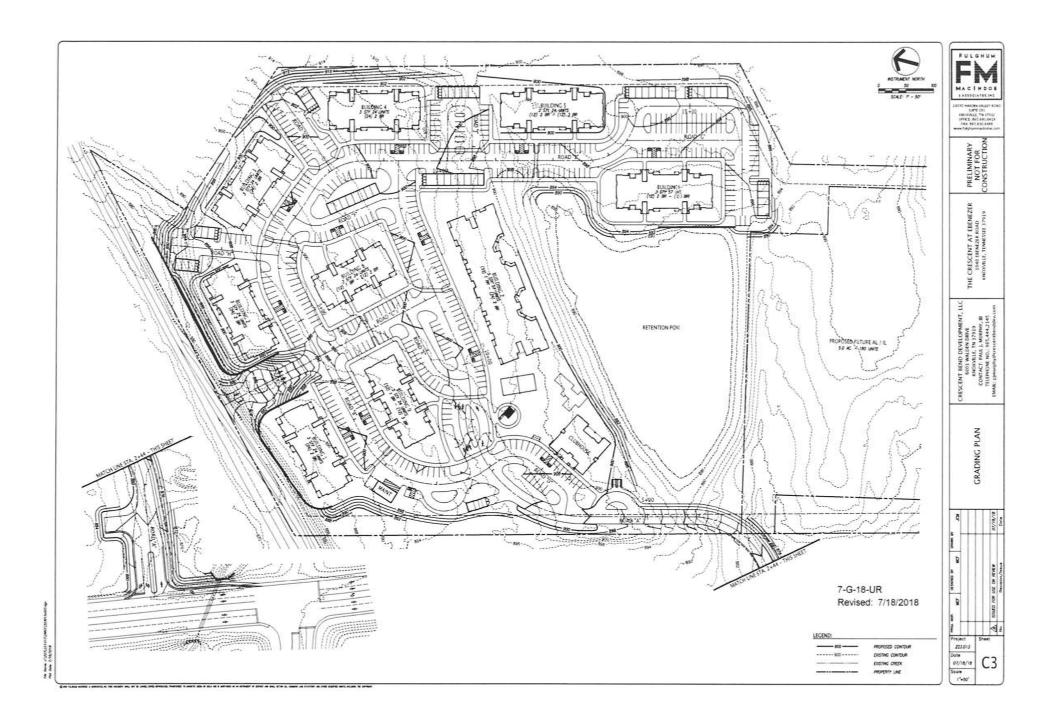
MPC's approval or denial of this request is final, unless the action is appealed to the Knoxville Board of Zoning Appeals. The date of the Knoxville Board of Zoning Appeals hearing will depend on when the appeal application is filed. Appellants have 30 days to appeal an MPC decision in the County.

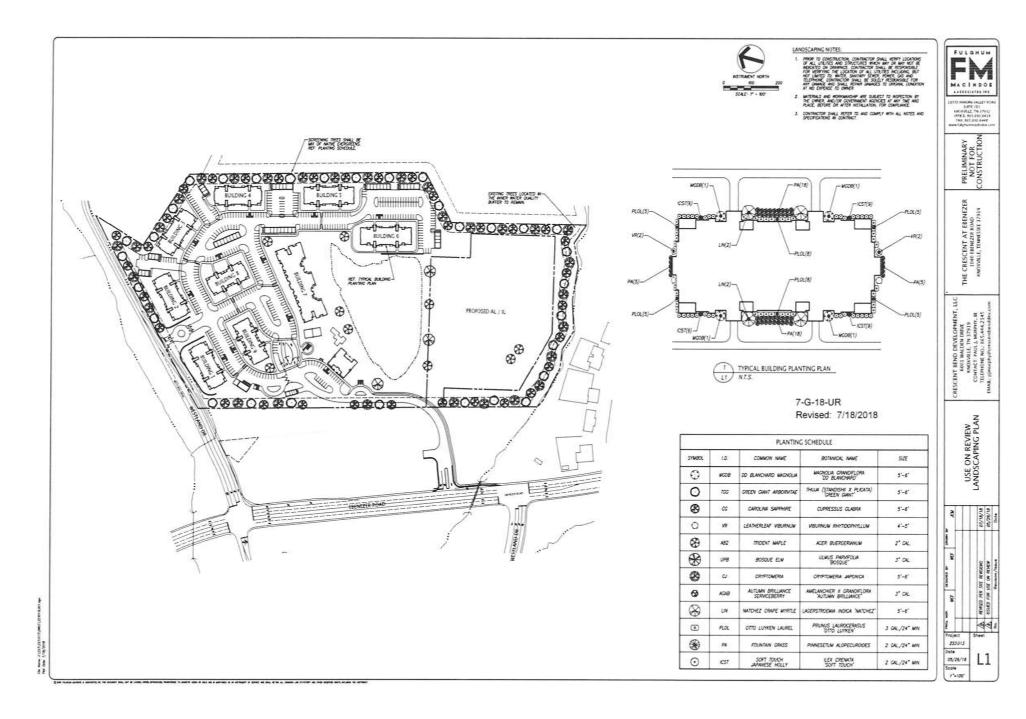
AGENDA ITEM #: 37 FILE #: 7-G-18-UR 8/2/2018 09:50 AM TOM BRECHKO PAGE #: 37-2













## [MPC Comment] Proposal for 1040 Ebenezer rd.

2 messages

**Stephen Smith** <ssmith686@comcast.net> Reply-To: ssmith686@comcast.net To: commission@knoxmpc.org Fri, Jul 20, 2018 at 10:18 AM

## MPC,

As a longtime resident of Charles Towne Landing subdivision I vehemently oppose the proposed building of apartment, and assisted/independent living facilities at 1040 Ebenezer Rd. It is my opinion and those of whom I've spoken with in my community that these facilities in an already high traffic congested area would have undesirable consequences for area residents.

Thank you,

## **Stephen Smith**

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This message was directed to commission@knoxmpc.org

**Michael Brusseau** <mike.brusseau@knoxmpc.org> Reply-To: mike.brusseau@knoxmpc.org To: Commission <commission@knoxmpc.org>

This is for MPC file #7-G-18-UR

[Quoted text hidden]

Laao

Michael A. Brusseau, AICP, Senior Planner Knoxville-Knox County Metropolitan Planning Commission City-County Building, Suite 403

400 Main St.

Knoxville, TN 37902 Phone: (865) 215-2500 Fax: (865) 215-2068 www.knoxmpc.org [Quoted text hidden] Fri, Jul 20, 2018 at 3:11 PM



## Fwd: Opposition to case # 7-G-18-UR / Crescent Bend Development, LLC

'John Frost' via Commission < commission@knoxmpc.org> Reply-To: johntfrost@yahoo.com
To: commission@knoxmpc.org, dan.kelly@knoxmpc.org

Fri, Jul 27, 2018 at 4:56 AM

Good a. ernoon,

I am a resident of the Wesley Place Subdivision in Knox County. I have become aware of a proposal to develop apartments and an assisted living facility near the intersection of Westland and Ebenezer roads. I oppose this development of high density housing in my community which consists primarily of single family homes. The area around both Westland Dr and Ebeneezer Rd already suffers from high traffic issues, particularly to the east of Ebeneezer road. Both AL Lotts and Blue Grass Elementary schools are already at capacity and are the cause of severe traffic jams in the mornings and afternoons, as parents allempt to pick up and drop off their children. The addition, of high density housing is inconsistent with the character of the surrounding neighborhoods, will likely have an adverse impact on existing property values, make the existing traffic issues much worse, increase overcrowding at our local schools, and further strain the existing infrastructure in the area.

I hope you will consider this leder of objection from a concerned citizen.

John Frost 9133 Wesley Pl 37922

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## Fwd: Opposition to case #7-G-18-UR / Crescent Bend Development, LLC

3 messages

Terry Gilhula <terry.gilhula@knoxmpc.org>

Wed, Jul 25, 2018 at 3:31 PM

To: Commission <commission@knoxmpc.org>, "Mahan, Betty Jo" <bettyjo.mahan@knoxmpc.org>, "Kelly, Dan" <dan.kelly@knoxmpc.org>

----- Forwarded message ------

From: Heather Harrington <heather manto@hotmail.com>

Date: Wed, Jul 25, 2018 at 3:24 PM

Subject: Opposition to case #7-G-18-UR / Crescent Bend Development, LLC

To: "contact@knoxmpc.org" <contact@knoxmpc.org>

#### Good afternoon.

I am a resident of Bennington Subdivision in Knox County. I am aware of a proposal to develop apartments and an assisted living facility near Westland and Ebenezer. I oppose this development in my community due to concerns of increased traffic and congestion at a major intersection, and near a school zone. In the long run, this could impose a greater cost on the local government to re-evaluate the flow of traffic and rebuild the current infrastructure. In addition, it is my opinion that this development will decrease property values for single family homes in the area. I hope you will consider this letter of objection from a concerned citizen.

Thank you, Heather Harrington

**Terry Gilhula** <a href="mailto:sterry.gilhula@knoxmpc.org">terry.gilhula@knoxmpc.org</a> To: commission@knoxmpc.org

Fri, Jul 27, 2018 at 1:23 PM

Begin forwarded message:

From: John Frost <johntfrost@yahoo.com> Date: July 27, 2018 at 3:53:43 AM CDT

To: terry.gilhula@knoxmpc.org

Subject: Opposition to case #7-G-18-UR / Crescent Bend Development, LLC

Good a. ernoon,

I am a resident of the Wesley Place Subdivision in Knox County. I have become aware of a proposal to develop apartments and an assisted living facility near the intersection of Westland and Ebenezer roads. I oppose this development of high density housing in my community which consists primarily of single family homes. The area around both Westland Dr and Ebenezer Rd already suffers from high traffic issues, particularly to the east of Ebenezer road. Both AL Lotts and Blue Grass Elementary schools are already at capacity and are the cause of severe traffic jams in the mornings and afternoons, as parents allempt to pick up and drop off their children. The addition, of high density housing is inconsistent with the character of the surrounding neighborhoods, will likely have an adverse impact on existing property values, make the existing

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John Frost 9133 Wesley PI 37922

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This message was directed to commission@knoxmpc.org

**Terry Gilhula** <a href="mailto:rery.gilhula@knoxmpc.org">rery.gilhula@knoxmpc.org</a> To: commission@knoxmpc.org Mon, Jul 30, 2018 at 10:06 AM

Begin forwarded message:

From: woody.cash@yahoo.com
Date: July 27, 2018 at 3:05:44 PM EDT

To: terry.gilhula@knoxmpc.org

Subject: Fwd[2]: Opposition to case #7-G-18-UR / Crescent Bend Development, LLC

Reply-To: woody.cash@yahoo.com

#### Good Afternoon.

I am a resident of the Farrington Subdivision in Knox County. I have become aware of a proposal to develop apartments and an assisted living facility near the intersection of Westland and Ebenezer roads. I oppose this development of high density housing in my community which consists primarily of single family homes. The area around both Westland Dr and Ebeneezer Rd already suffers from high traffic issues, particularly to the east of Ebeneezer road. Both AL Lotts and Blue Grass Elementary schools are already at capacity and are the cause of severe traffic jams in the mornings and afternoons, as parents allempt to pick up and drop off their children. The addition, of high density housing is inconsistent with the character of the surrounding neighborhoods, will likely have an adverse impact on existing property values, make the existing traffic issues much worse, increase overcrowding at our local schools, and further strain the existing infrastructure in the area.

I hope you will consider this lele er of objection from a concerned citizen and resident of Farrington subdivision.

Woodra Cash

1008 Farrington Drive Knoxville, TN 37923



## Fwd: Opposition to case # 7-G-18-UR / Crescent Bend Development, LLC

**Terry Gilhula** <a href="mailto:rery.gilhula@knoxmpc.org">rery.gilhula@knoxmpc.org</a> To: commission@knoxmpc.org Fri, Jul 27, 2018 at 1:23 PM

Begin forwarded message:

From: John Frost <johntfrost@yahoo.com>
Date: July 27, 2018 at 3:53:43 AM CDT

To: terry.gilhula@knoxmpc.org

Subject: Opposition to case #7-G-18-UR / Crescent Bend Development, LLC

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John Frost 9133 Wesley PI 37922

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## Fwd: Opposition to case # 7-G-18-UR / Crescent Bend Development, LLC

1 message

Terry Gilhula <terry.gilhula@knoxmpc.org>

Wed, Jul 25, 2018 at 3:31 PM

To: Commission <commission@knoxmpc.org>, "Mahan, Betty Jo" <bettyjo.mahan@knoxmpc.org>, "Kelly, Dan" <dan.kelly@knoxmpc.org>

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From: Heather Harrington <heather manto@hotmail.com>

Date: Wed, Jul 25, 2018 at 3:24 PM

Subject: Opposition to case #7-G-18-UR / Crescent Bend Development, LLC

To: "contact@knoxmpc.org" <contact@knoxmpc.org>

#### Good afternoon,

I am a resident of Bennington Subdivision in Knox County. I am aware of a proposal to develop apartments and an assisted living facility near Westland and Ebenezer. I oppose this development in my community due to concerns of increased traffic and congestion at a major intersection, and near a school zone. In the long run, this could impose a greater cost on the local government to re-evaluate the flow of traffic and rebuild the current infrastructure. In addition, it is my opinion that this development will decrease property values for single family homes in the area. I hope you will consider this letter of objection from a concerned citizen.

Thank you, Heather Harrington



## [MPC Comment] Fwd: Case 7-G-18-UR

1 message

Terry Gilhula <terry.gilhula@knoxmpc.org>

Wed, Jul 25, 2018 at 12:14 PM

Reply-To: terry.gilhula@knoxmpc.org

To: "Mahan, Betty Jo" <bettyjo.mahan@knoxmpc.org>, Gerald Green <gerald.green@knoxmpc.org>, Commission <commission@knoxmpc.org>

----- Forwarded message ------

From: Marshall Stout <stoutmj78@gmail.com>

Date: Wed, Jul 25, 2018 at 11:59 AM

Subject: Case 7-G-18-UR To: contact@knoxmpc.org

Cc: ambassadors@knoxtrans.org, kelley.segars@knoxtrans.org

Regarding Case 7-G-18-UR for a proposed apartment complex and assisted living at Ebenezer and Westland in west Knox I strongly oppose this dense of a development in an already congested community intersection. Traffic in the mornings and evenings is dangerous and heavy, which would be drastically worsened by additional entrances to dense residential. I am also a bicycle commuter who uses this intersection to get to/from work at UT Medical Center and this additional traffic would negatively increase the risk to my safety along with other bicycle commuters who utilize this corridor since Kingston Pike and Northshore are more dangerous routes for us. Please note my opposition to this planned development.

Sincerely Marshall J. Stout 1516 Barley Circle Knoxville, TN 37922

Sent from my iPhone

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## [MPC Comment] File #7-G-18UR Crescent Bend ,,

1 message

Jane Nicholson <janicholson333@gmail.com> Reply-To: janicholson333@gmail.com To: commission@knoxmpc.org Thu, Aug 2, 2018 at 12:11 PM

have personally been rear ended while waiting to make a left turn into our development, as well as several others. Traffic has increased considerably over recent years and the number of apartments and the exit/entrance planned for Crescent Bend will only make it more dangerous. Further, Westland Drive is barely wide enough for 1 car and 1 truck traveling in opposite directions. Please consider this when you vote.

Thank you.

Jane Nicholson Plantation Springs

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## [MPC Comment] 7-g-18ur crescent bend development...a positive letter

1 message

'robert finelli' via Commission <commission@knoxmpc.org>

Thu, Aug 2, 2018 at 11:59 AM

Reply-To: robertefinelli@yahoo.com To: commission@knoxmpc.org

Cc: robert finelli <robertefinelli@yahoo.com>

#### dear sir

i am a resident of plantation springs but WILL NOT send a negative letter

as someone who has develoed property in the past i can sympathize with the developer

#### positives

the corner acreage at westland and ebeneezer will have a community in the future the present plan seems appropriate the development will increase the county tax base

#### negatives

the entrance off of westland will increase the traffice volume at the present entering and exiting plantation springs is very difficult at certain times of the day

#### solutions

westland drive needs to be enlarged and straightened at least to gallaher road the drainage needs to be addressed appropriately via a civil engineer or enlarge the entrance off of ebeneezer and make it the main entrance with no entrance onto westland

i believe it is best to work with the developer and encourage improvements on traffic, drainage, and the impact on entering and exiting plantation springs and the reserve

thank you	
bob finelli	
This message was directed to commission@knoxmpc.org	_

MPC August 9, 2018



## [MPC Comment] 7-G-18-UR. Crescent Bend development

1 message

'Margie Pickens' via Commission <commission@knoxmpc.org> Reply-To: gmpickens2@yahoo.com To: commission@knoxmpc.org Thu, Aug 2, 2018 at 12:21 PM

As a resident of the Farrington subdivision, I like many in the community are am not happy about the development of apartments at the intersection of Westland and Ebenezer. I am concerned about the traffic, the potential storm water problems and the fact that this is not in keeping with the neighborhood character. Please review these plans carefully and remember we are more than a group of subdivisions, we are a neighborhood.

Thank you, Margie Pickens Sent from my iPad

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## [MPC Comment] Crescent bend

1 message

Marsha Shultz <ranmar814@comcast.net> Reply-To: ranmar814@comcast.net To: commission@knoxmpc.org Thu, Aug 2, 2018 at 9:41 AM

I am extremely concerned about the increased traffic that these apartments will present. Left turns will be impossible for apartment dwellers off Westland or in to apartments from ebenezer. Please consider these situations because there would not be any solution Marsha shultz. Plantation springs resident

Sent from my iPad	
This message was directed to commission@knoxmpc.org	_



## [MPC Comment] #7-G-18-UR

1 message

Vida Khavar <vida@vidakhavar.com>
Reply-To: vida@vidakhavar.com
To: commission@knoxmpc.org

Thu, Aug 2, 2018 at 10:18 AM

Dear Commissioners.

I am writing this letter/email to express my concerns regarding the proposed development at the corner of Ebenezer and Westland.

I and my family live in the Farrington subdivision off of Ebenezer. I have lived here for little over a year now and have had to deal with the heavy traffic that already exists at that intersection. Furthermore, Westland is a assigned as a "scenic route", I would urge to follow the law and keep buildings at under 35 feet of height. There is no precedent for 3-story homes in this neighborhood.

All the other high-density properties close by are barely visible from the road or from the bordering well established single-family neighborhoods. I urge you to have the developer do the same for this development.

We can accept the same density on condition that they maintain established neighborhood character—no more than 2 stories, and a well-landscaped buffer at least 150 feet (double check this) on every side so this new development is hardly visible from the street or adjacent homes.

We are concerned about the increase in traffic that such development will bring. The safety of our children on our streets playing while cars will try to cut through our neighborhoods.

Knox County and Knoxville city are gems and it is a pity that we are developing single family neighborhood into multi unit apartments which will make us loose our pastor like beauty and environment.

Thank you for your time and I hope that you take into consideration the people who live in our neighborhoods.

Sincerely,

Vida K. Khavar 818.458.4050 1308 Farrington drive

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METROPOLITAN Name of Applicant: Crescent Ben PLANNING COMMISSION Date Filed: 5/29/18	Meeting Date: 7-12-18 RECEIVED  Alerry Dechienzi MAY 2 9 2018  Deer: Development Plan Planning Commission
Address:1040 Ebenezer Road  General Location:Intersection of Ebenezer Road  and Westland Drive  Tract Size: No. of Units:429  Zoning District:PR  Existing Land Use:Agriculture/Forestry/Vacant	PROPERTY OWNER/OPTION HOLDER  PLEASE PRINT Name: Paul J. Murphy, III  Company: Crescent Bend Development, LLC  Address: 6001 Walden Drive, Suite 2  City: Knoxville State: TN Zip: 37919  Telephone: 865-444-2145  Fax: 865-766-2128  E-mail: pimurphy@crescentbenddev.com
Planning Sector: Southwest County  Sector Plan Proposed Land Use Classification:  MDR  Growth Policy Plan Designation: Planned Growth  Census Tract: 57.12  Traffic Zone: 169  Parcel ID Number(s): 132 09901  Jurisdiction: City Council District  County Commission 5th District	APPLICATION CORRESPONDENCE  All correspondence relating to this application should be sent to:  PLEASE PRINT Name: Carter McCall, P.E.  Company: Fulghum, MacIndoe & Associates, Inc.  Address: 10330 Hardin Valley Road, Suite 201  City: Knoxville State: TN Zip: 37932  Telephone: 865-251-5075  Fax: 865-690-6448  E-mail: mccall@fulghummacindoe.com
APPROVAL REQUESTED  Development Plan:ResidentialNon-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: Paul J. Murphy, III  Company: Crescent Bend Development, LLC  Address: 6001 Walden Drive, Suite 2  City: Knoxville State: TN Zip: 37919  Telephone: 865-444-2145  E-mail: pjmurphy@crescentbenddev.com

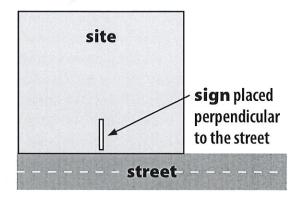
	RS INVOLVED OR HOLDERS OF OPTION ON SAME MUST BE LIS	SIED BE	:LOW:
Please Sign in Black lnk:	(If more space is required attach additional sheet.)		
Name	Address • City • State • Zip	Owner	Option
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## REQUIRED SIGN POSTING AGREEMENT FORM

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. MPC staff will provide a sign to post on the property at the time of application.

#### LOCATION AND VISIBILITY

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



#### **TIMING**

The sign must be posted no later than *two weeks prior* to the scheduled MPC or 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 or BZA meeting.

MPC staff will provide the first sign(s) for no additional charge as part of the application fees. If the sign(s) go missing for any reason and need to be replaced, then the applicant will be responsible for picking up a new sign(s) from the MPC offices. The applicant will be charged a fee of \$10 for each replacement sign.

I hereby agree to post the sign provided on the subject property on or before

Thereby agree to post the sign provided on the subject property on or before
June 27th 2018
consistent with the guidelines provided above; and to <i>remove the sign within</i> one week after the MPC or BZA decision.
Signature: July July
Printed Name: Crescent Bend Development, UC
Date:5/29/18
MPC or BZA File Number: