

SUBDIVISION REPORT - CONCEPT/USE ON REVIEW

► FILE #: 6-SB-19-C AGENDA ITEM #: 8

6-A-19-UR AGENDA DATE: 6/13/2019

► SUBDIVISION: RATHER ROAD

► APPLICANT/DEVELOPER: JOHN KING

OWNER(S): King Properties

TAX IDENTIFICATION: 89 218 View map on KGIS

JURISDICTION: County Commission District 6

STREET ADDRESS: 10620 Rather Rd

► LOCATION: Southeast side of Rather Road, East of George Light Road

SECTOR PLAN: Northwest County

GROWTH POLICY PLAN: Planned Growth Area

WATERSHED: Beaver Creek

APPROXIMATE ACREAGE: 7.84 acres

ZONING: PR (Planned Residential)

EXISTING LAND USE: Rural residential

► PROPOSED USE: Attached residential subdivision

SURROUNDING LAND

This area to the east of Pellissippi Parkway, that is accessed from George Light Rd. and Rather Rd., is developed with agricultural and rural to low

density residential uses under A, RA and PR zoning.

► NUMBER OF LOTS: 26

SURVEYOR/ENGINEER: Garrett Tucker / Robert Campbell & Associates

ACCESSIBILITY: Access is via Rather Rd., a local street with 15' of pavement width within 50'

of right-of-way.

► SUBDIVISION VARIANCES

REQUIRED:

1) Reduction of right-of-way turning radius at corner of Road "A" and

Rather Road from 25' to 10'.

2) Reduction of pavement turning radius on Road "A" at Rather Road

from 25' to 22'.

3) Reduction of minimum lot frontage width from 25' to 22.83' for Lot 9.

STAFF RECOMMENDATION:

► APPROVE variances 1-3 because the site's topography and shape restricts compliance with the Subdivision Regulations and the proposed variances will not create a traffic hazard.

APPROVE the Concept Plan subject to 8 conditions.

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

- 2. Provision of street names which are consistent with the Uniform Street Naming and Addressing System within Knox County (Ord 91-1-102).
- 3. Meeting all applicable requirements of the Knox County Dept. of Engineering and Public Works.
- 4. Place a note on the final plat that all lots will have access only to the internal street system.
- 5. Prior to certification of the final plat for the subdivision, establishing a property owners association for the purpose of maintaining the storm water drainage system, private road, and common open space.
- 6. Widening Rather Rd. to a minimum width of 20' from the George Light Rd. intersection to the eastern frontage boundary of the subject property, including the proposed realignment of Rather Rd. to increase the curve radius along the northern boundary of the property as proposed. The widening is to be done with the approval of and under the supervision of the Knox County Dept. of Engineering and Public Works, and must be completed before final plat approval, unless the Knox County Department of Engineering and Public Works accepts a bond to ensure completion of the improvements to Rather Road.
- 7. Certification on the final plat by the applicant's engineer that there is 250' of sight distance at the proposed subdivision entrance to the widened and realigned Rather Rd.
- 8. Establish a 25' access easement across Lot 17 to Road "B" to create legal access for Lot 16.
- ► APPROVE the Development Plan for up to 26 attached dwelling units on individual lots and the reduction of the peripheral setback from 35' to 25' adjacent to Lots 13-15, subject to 1 condition.
 - 1. Meeting all applicable requirements of the Knox County Zoning Ordinance.

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:

King Properties is proposing to subdivide this 7.84 acre tract into 26 attached residential lots at a net density of 3.43 du/ac. The net acreage for determining the density is 7.59 acres and excludes the land area designated floodway on the FEMA map (.25 acres). The development will also be dedicating .40 acres of right-of-way, which is normally taken out of the acreage used for determining the number of units allowed, however, in this case the dedication is in addition to the 25' from the centerline of the road that would normally be required because they are realigning Rather Rd. Because of this public improvement, staff is using the acreage of the site before the right-of-way dedication for the realignment of Rather Rd but not the right-of-way that would otherwise be required by the Major Road Plan.

In March 2018 (3-SC-18-C / 3-E-18-UR) the Planning Commission approved a detached residential subdivision with 24 lots with public roads. This proposal has 26 attached units on individual lots with private roads. The proposed right-of-way width is 40' and pavement width is 24'. For private roads, the Planning Commission has the authority to approve a right-of-way reduction from 50' to 40' and pavement width from 26' to 20'.

The previous approval included improvements and realignment of Rather Road, and these improvements are also included within this request. Rather Road is currently only about 15' wide and does not meet the minimum County road standards. The developer is required to widen Rather Road to a minimum of 20' pavement, 2' shoulders, and swales from the George Light Rd. intersection to the eastern boundary of the property. In addition, there is a sharp curve in the road along the northern boundary of the property and a steep road grade east of this curve. The developer proposes to realign Rather Road in this curve to increase the radius and decrease the road grade to 15 percent, which is the maximum recommended for new streets. There are two private driveways on the opposite side of Rather Road that will need to be extended by the developer because of the road realignment.

The final design and installation of the Rather Road improvements are to be completed by the developer with the approval and supervision of the Knox County Department of Engineering and Public Works (Knox County EPW). These improvements should be completed before final plat approval by the Planning Commission, which is the preference of Knox County EPW. However, if the circumstances warrant and Knox County EPW is agreeable, a bond may be accepted to ensure the completion of the Rather Road improvements and allow consideration of final plat approval by the Planning Commission.

The applicants engineer must certify and add a note to the final plat that at the sight distance at the Road "A" intersection with Rather Road is a minimum of 250' in both directions. The sight distance is to be to the widened and realigned Rather Road and not the current condition. In most cases the minimum sight distance is 300' or more because the requirement is 10 times the posted speed limit but not less than 250'. Rather Road has a posted speed limit of 20 mph so the minimum sight distance is 250'.

The applicant has requested a reduction of the peripheral setback from 35' to 25' along Lots 13-15. The Planning Commission can approve a peripheral setback reduction down to 15' when the subdivision adjoins specific residential zoning districts, including the Agricultural zone. Staff is recommending approval of this request because of the topography of the site and 25' of common area is what staff typically requests as a separation between external roads and lots when there is a double frontage condition.

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

- 1. The proposed detached residential subdivision will have minimal impact on local services since utilities are available to serve this site.
- 2. The proposed low density residential development at a density of 3.43 du/ac is compatible with the scale and intensity of recent development that has occurred in this area. The subdivision across Rather Road is zoned PR < 5 du/ac but is developed at 3.6 du/ac. However, the remaining residential development in the area have lots that are 1 acre or larger.
- 3. The developer is required to widen approximately .3 miles of Rather Road to a minimum pavement width of 20 feet from the intersection of George Light Road to the northeastern corner of the property. This will include realignment of Rather Rd. to smooth out the sharp 90 degree turn along the north property boundary.
- 4. Vehicular access to Pellissippi Parkway at George Light Road is currently unrestricted and is the most logical path for residents of the subdivision. TDOT has restricted left turn movements from some side streets to Pellissippi Parkway. Currently, vehicles can still turn left from George Light Road onto Pellissippi Parkway but TDOT plans to change this at some time in the future. If access is restricted, additional vehicle traffic may go east on Rather Road which is has about 1.1 miles of paved roadway that is approximately 12 feet wide and has an at-grade railroad crossing at its eastern end.

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

- 1. With the recommended conditions, the proposed residential 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.
- 3. The proposed residential development at a density of 3.43 du/ac is consistent in use and density with the PR zoning of the property that was approved at a density of up to 3.5 du/ac.

CONFORMITY OF THE PROPOSAL TO ADOPTED PLANS

- 1. The Northwest County Sector Plan proposes low density residential development for this site. The proposed development density of 3.43 du/ac is consistent with the sector plan.
- 2. The entire property is located within the hillside protection area. The steepest slopes are on the south side of the property leading down to Beaver Creek and the central portion of the property is primarily 15 percent slope or less.
- 3. This site is located within the Planned Growth Area on the Knoxville-Knox County-Farragut Growth Policy Plan map.

ESTIMATED TRAFFIC IMPACT: 284 (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.

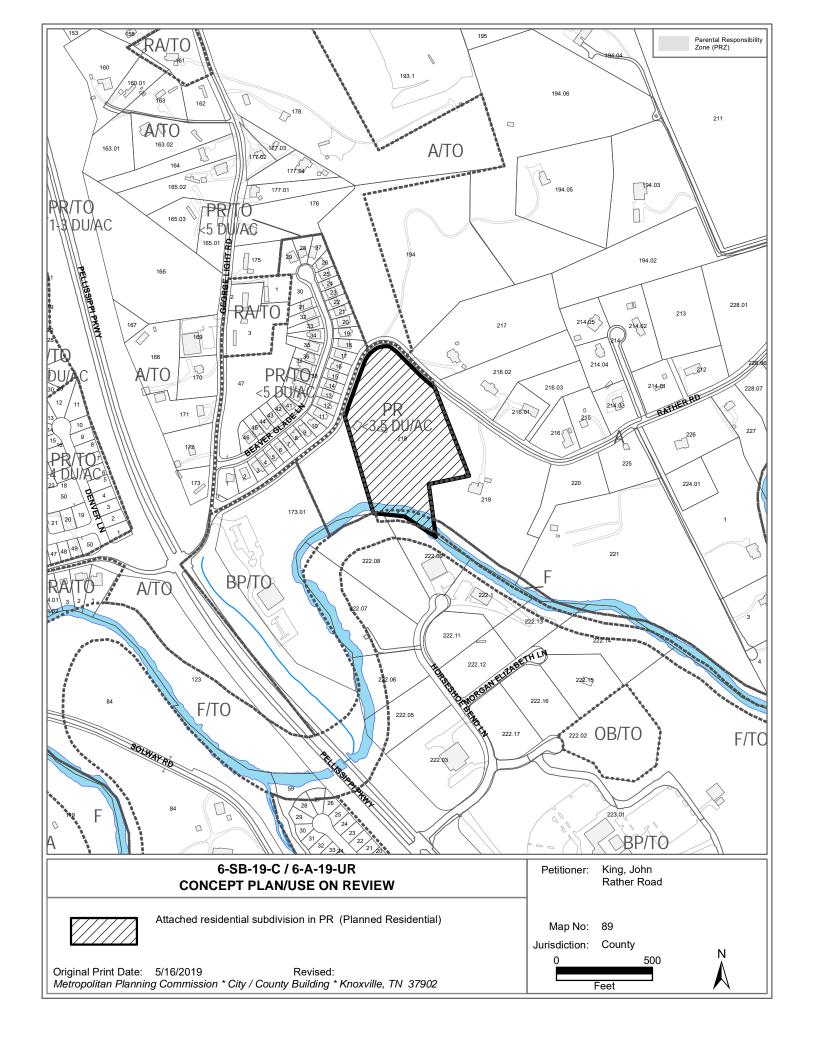
ESTIMATED STUDENT YIELD: 2 (public school children, grades K-12)

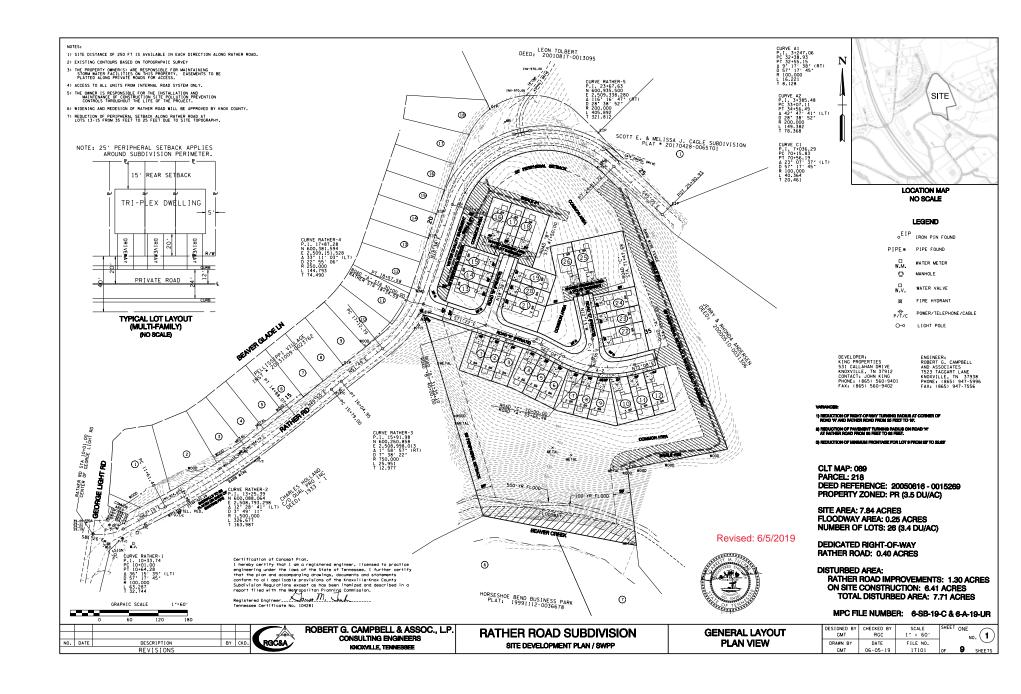
Schools affected by this proposal: Hardin Valley Elementary, Hardin Valley Middle, and Karns High.

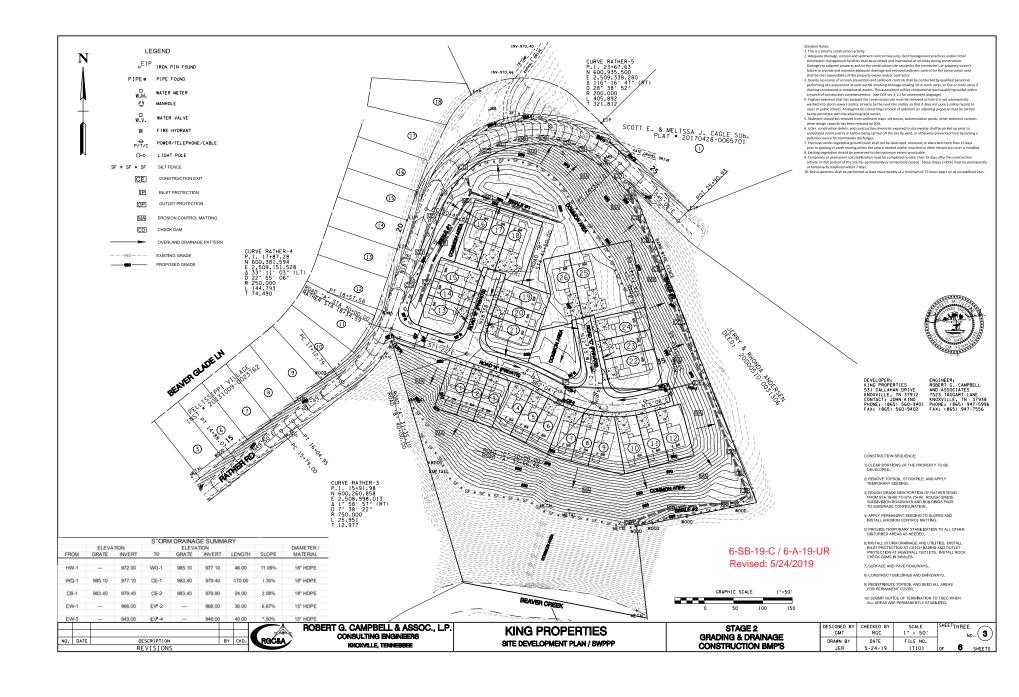
- Potential new school population is estimated using locally-derived data on public school student yield generated by new housing.
- Students are assigned to schools based on current attendance zones as determined by Knox County Schools. Students may request transfers to different zones, and zone boundaries 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.

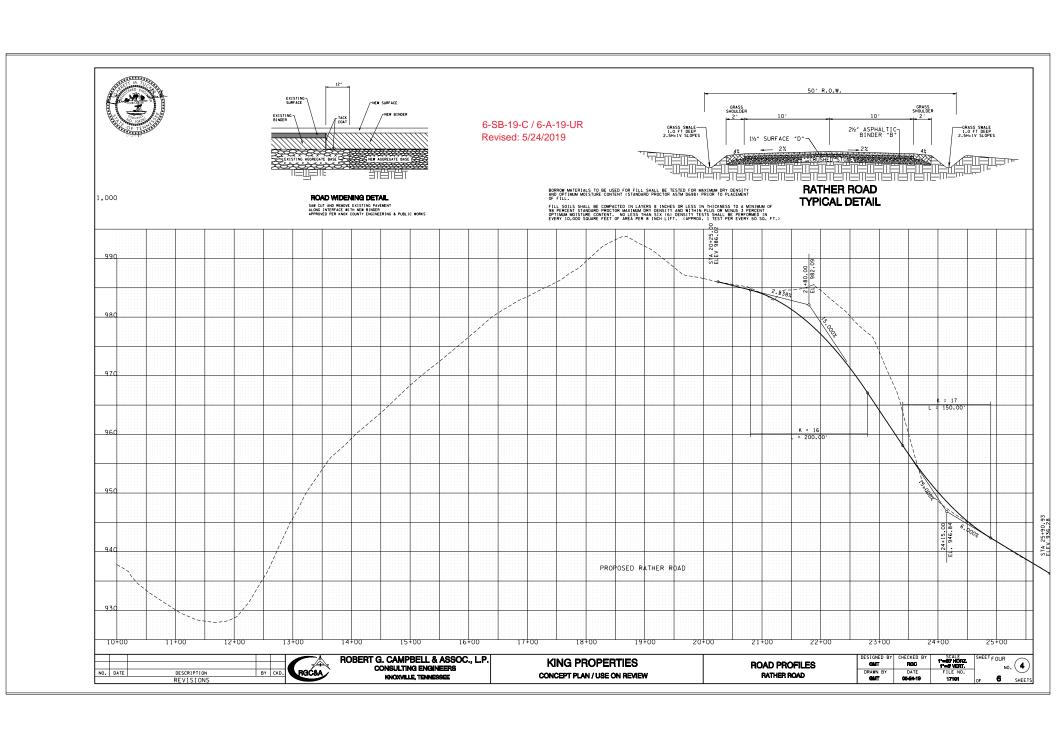
Knoxville-Knox County Planning Commission's approval or denial of this concept plan request is final, unless the action is appealed to Knox County Chancery Court. The date of the Knox County Chancery Court hearing will depend on when the appeal application is filed.

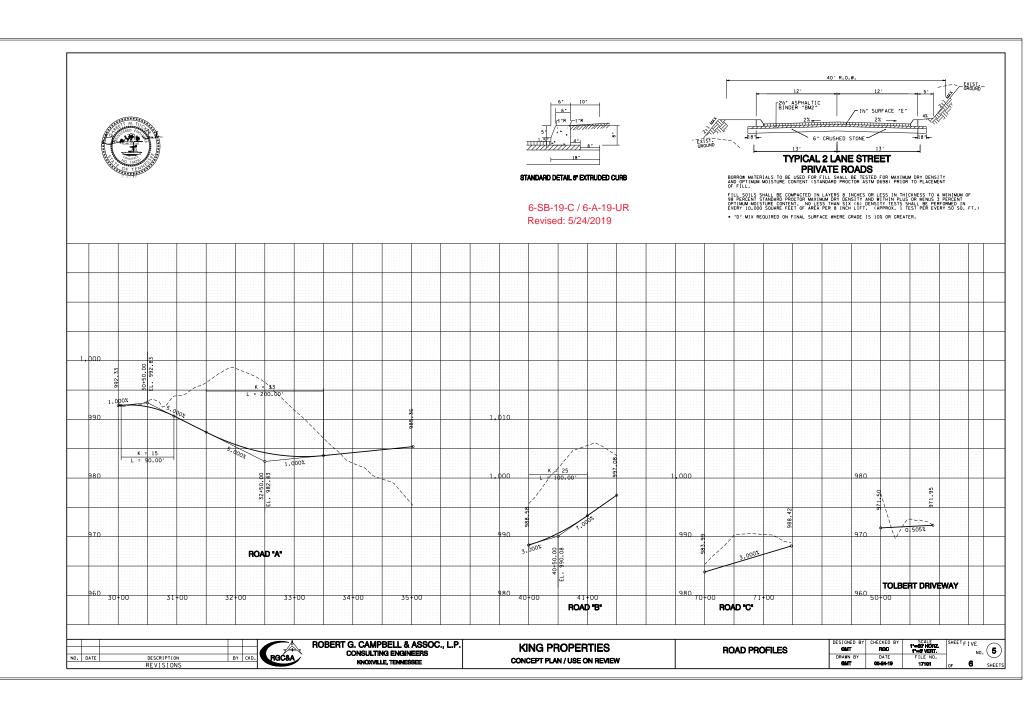
Knoxville-Knox County Planning Commission's approval or denial of this use on review request is final, unless the action is appealed to the Knox County Board of Zoning Appeals. The date of the Knox County Board of Zoning Appeals hearing will depend on when the appeal application is filed.

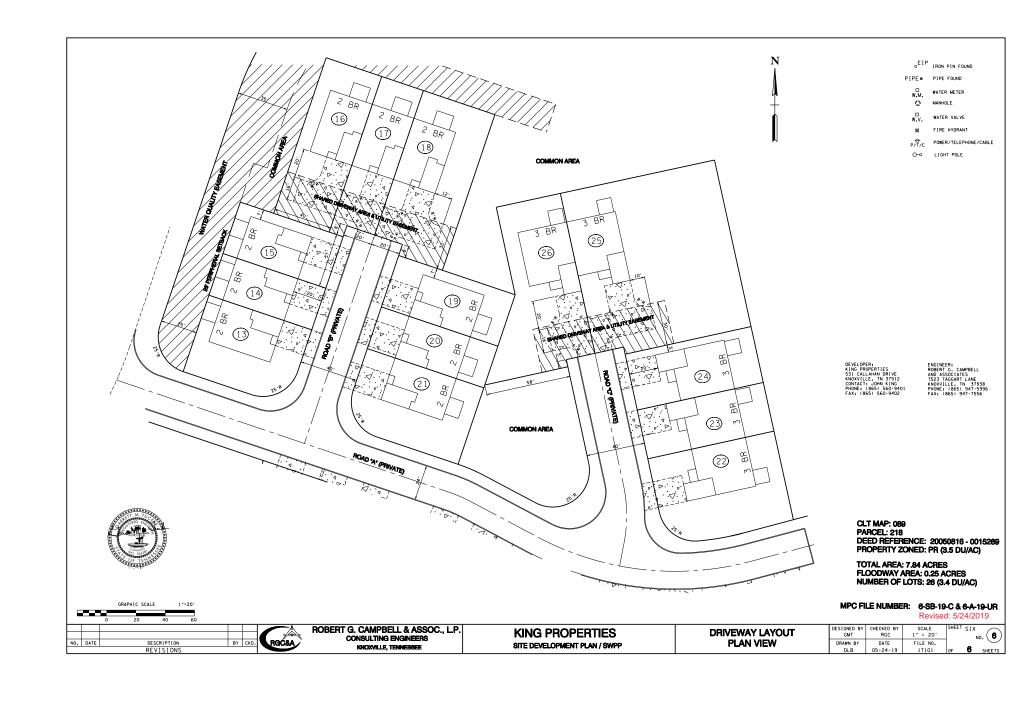












KNOXVILLE-KNOX COUNTY John King Name of Applicant; METROPOLITAN PLANNING COMMISSION

THE THE RESTS EVE Suite 403 • City County Building 4 0 0 M a l n S t r e e t Knoxyille, Tennessee 37902

865.215.2500

SUBDIVISION - CONCEPT

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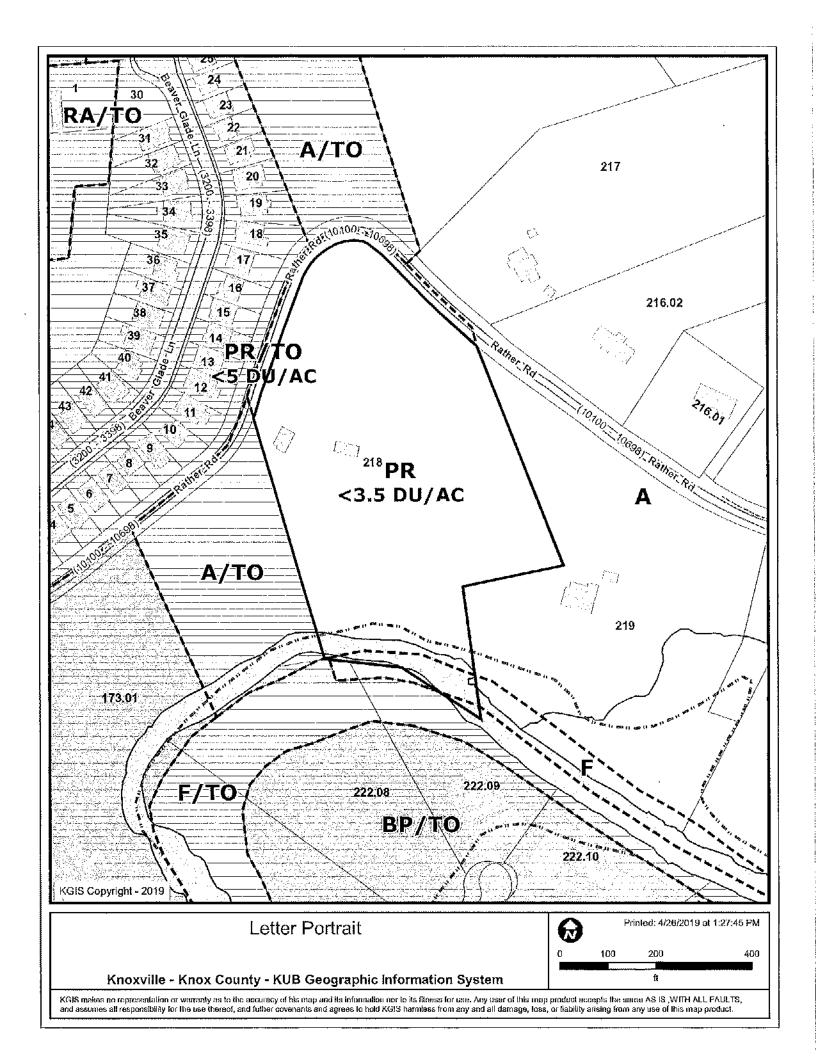
Knoxville-Knox County Planning 2019 Date Filed: __ _ Meeting Date: _ Fee Amount: \$1,310 File Number: Subdivision - Concept

FAX • 2 1 5 • 2 0 6 8 WW • knoxmpc • org Fee Amount: Related F	ile Number: Development Plan 6-4-19-0K
PROPERTY INFORMATION Subdivision Name: Rather Road (10626) Unit/Phase Number: 1	PROPERTY OWNER/OPTION HOLDER PLEASE PRINT Name: John King Company: King Properties
General Location: Southeast side of Rather Road East of Rather Road and George Light intersection. Tract Size: 7.78 Acres No, of Lots: 27 Zoning District: PR < 3.5 dufac Existing Land Use: Rural Residential	Address:531 Callahan Drive, Suite 102 City: Knoxville State: _TN _ Zip: _37912 Telephone:(865) 560-9401 Fax:(865) 560-9402
Planning Sector: Northwest County Growth Policy Plan Designation: Planned Growth	E-mail: jking@kingrealestateservices.com
Census Tract: 59.08 Traffic Zone: 226 Parcel ID Number(s): 089 218	PROJECT SURVEYOR/ENGINEER PLEASE PRINT Garrett M. Tucker, PE, LS Company: Robert G. Campbell & Associates, LP Address: 7523 Taggart Lane
Jurisdiction: ☑ City Council District ☑ County Commission District	City: Knoxville State: TN Zip: 37938 Telephone: (865) 947-5996
AVAILABILITY OF UTILITIES List utility districts proposed to serve this subdivision: Sewer NEKUD WEST Knox	Fax: (865) 947-7556 E-mail:gtucker@rgc-a.com
Water NEKUD West Knox Electricity KUB LCUB Gas KUB Telephone	APPLICATION CORRESPONDENCE All correspondence relating to this application (including plat corrections) should be directed to: PLEASE PRINT
TRAFFIC IMPACT STUDY REQUIRED No Yes	Name: Garrett M, Tucker Company: Robert Campbell & Associates
USE ON REVIEW ☐ No ☒ Yes Approval Requested: ☒ Development Plans in Planned District or Zone ☐ Other (be specific):	Address: 7523 Taggart Lane City: Knoxville State: TN Zip: 37938 Telephone:
VARIANCE(S) REQUESTED	Fax:
⊠ No □ Yes (If Yes, see reverse side of this form)	E-111(41),

VARIANCES REQUESTED	
1	
2. Justify variance by indicating hardship:	
3	
4.	
5. Justify variance by indicating hardship:	
6	
APPLICATION A	UTHORIZATION
I hereby certify that I am the authorized applicant, representing ALL property owners involved in this request or holders of option on same, as listed on this form. I further certify that any and all variances needed to meet regulations are requested above, or are attached. I understand and agree that no additional variances can be acted upon by the legislative body upon appeal and none will be requested. I hereby waive the requirement for approval or disapproval of the plat within sixty (60) days after its submission, in accordance with the provisions of Tennessee Code Annotated 13-3-404. Signature:	Name: John King King Properties Address: 531 Callahan Drive City: Knoxville State: TN Zip: 37912 Telephone: (865) 560-9401 Fax: (865) 560-9402
Date: 4/26/19	E-mail: jking@kingrealestateservices.com

Source: KGIS PROPERTY ASSESSOR'S OFFICE - KNOX COUNTY. TENNESSEE MAP DEPARTMENT - OWNERSHIP CARD 05/01/2019 ACTIVE NORMAL Map Insert Group Ward Property Location District Parcel 10620 RATHER RD 218 W6 89 Plat Dimensions (shown in ft.) Subdivision Block Lot Acreage Ξ 7.78 - A.C. Deeded 0.00 - A.C. Calculated Sale Date Book Page Sale Price Mailing Address Owner 7112 HARRELL RD KNOXVILLE, TN 37931 420 \$ 2,000 WELLS JAMES R & LOIS V 5/6/1970 1428 8/15/2005 20050816 0015269 \$ 110,000 10620 RATHER DR KNOXVILLE, TN 37931 TAYLOR RONALD W & ELIZABETH K Remarks ATTRIBUTES FROM NOR LOADER Parent Parcel Parent Instrument Number Next Parcel (Merged Into) Previous Parcel (Split From)

https://www.kgis.org/parcelreports/ownercard.aspx?id=089%20%20218





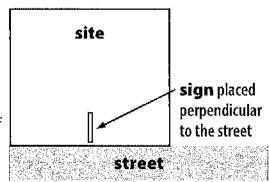
REQUIRED SIGN POSTING AGREEMENT

For all rezoning, plan amendment, concept plan, use on review, right-of-way closure, and street name change applications, a sign must be posted on the subject property, consistent with the adopted Administrative Rules and Procedures.

At the time of application, staff will provide a sign(s) to post on the property as part of the application process. 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 Planning offices. The applicant will be charged a fee of \$10 for each replacement sign.

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. Planning staff may recommend a preferred location for the sign to be posted at the time of application.



TIMING

The sign(s) must be posted 15 days before the scheduled Planning Commission public hearing and must remain in place until the day after the meeting. In the case of a postponement, the sign can either remain in place or be removed and reposted 15 days before the next Planning Commission meeting.

l hereby agree to post and remove the sign(s) consistent with the above guidelines and be	
5/29/2019 and	, /
(15 days before the Planning Commission meeting)	(the day after the Planning Commission meeting)
Signature: Jane F. Cample of Printed Name: Jane F. Camp	pp //
g ·	
Phone: 865947-5796 Email:	
Date:	
File Number: 6-58-19-C	6-A-19-UR