

USE ON REVIEW REPORT

► FILE #: 3-G-19-UR AGENDA ITEM #: 39

AGENDA DATE: 3/14/2019

► APPLICANT: BRENDON PARK APARTMENTS

OWNER(S): Brandon Park Associates, LLC

TAX ID NUMBER: 119 03327 <u>View map on KGIS</u>

JURISDICTION: County Commission District 3

STREET ADDRESS: 0 Ten Mile Rd

► LOCATION: North side of Ten Mile Rd., west of Cross Creek Rd.,

► APPX. SIZE OF TRACT: 3.32 acres

SECTOR PLAN: Northwest County

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

ACCESSIBILITY: Access is via Ten Mile Rd., a local street with a 26' pavement width within a

60' right-of-way,

UTILITIES: Water Source: West Knox Utility District

Sewer Source: West Knox Utility District

WATERSHED: Ten Mile Creek

ZONING: PR (Planned Residential)

► EXISTING LAND USE: Vacant land
► PROPOSED USE: Apartments

10.84 du/ac

HISTORY OF ZONING: None noted

SURROUNDING LAND North: Apartments - PR (Planned Residential)

USE AND ZONING: South: US Post Office and business - PC-1 (Retail and Office Park)

East: Apartments - PR (Planned Residential)
West: Apartments - PR (Planned Residential)

NEIGHBORHOOD CONTEXT: The site is located in an area on the north side of I-40 and east of N Cedar

Bluff Rd. that has developed with a mix of office, commercial and multi-

dwelling uses.

STAFF RECOMMENDATION:

- ► APPROVE the development plan for a multi-dwelling development with up to 36 apartment units and a 1200 square foot leasing office, subject to 7 conditions.
 - 1. Connecting the development to sanitary sewer, as well as meeting other applicable 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. Installation of all sidewalks as identified on the development plan. Sidewalks shall meet all applicable

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requirements of the Americans with Disabilities Act (ADA) and the Knox County Department of Engineering and Public Works. A bond shall be provided to the Knox County Department of Engineering and Public Works by the developer in an amount sufficient to guarantee the installation of the sidewalks.

- 4. Installing all landscaping, as shown on the landscape plan, within six months of issuance of the first occupancy permit for the project, or posting a bond with the Knox County Department of Engineering and Public Works, to guarantee such installation. Landscaping shall not interfere with sight visibility requirements at the driveway entrances or the emergency vehicle turnaround area.
- 5. Meeting all applicable requirements of the Knox County Department of Engineering and Public Works.
- 6. Obtaining approval of the proposed security gate and emergency vehicle turnaround area from the Knox County Fire Prevention Bureau.
- 7. Meeting all applicable requirements of the Knox County Zoning Ordinance.

With the conditions noted, this plan meets the requirements for approval in the PR (Planned Residential) zoning district and the other criteria for approval of a Use on Review.

COMMENTS:

The applicant is proposing to develop a 36 unit addition to the Brendon Park Apartment complex which is located on the north side of Ten Mile Rd. and west side of Cross Creek Rd. The proposed 3.32 acre site will be developed at a density of 10.84 du/ac. The proposed addition will include 32 one-bedroom apartments and 4 two bedroom apartments. Two of the three buildings will be three stories with the third building being a two-three story split. Access to the site will be an existing driveway for the complex off of Ten Mile Rd. The driveway will be modified and provide access to two of the three proposed buildings. The third building which is located at the northwest corner of the site will front on another internal driveway. The development plan also includes a 1200 square foot leasing office that will have access off of Ten Mile Rd. The applicant is proposing to add gated access for the complex with this addition.

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

- 1. The proposed apartment development will have minimal impact on local services since utilities are available to serve this site.
- 2. The proposed development at a density of 10.84 du/ac, is consistent in use and density with the approved zoning of the property and is in conformance with the medium density residential designation of the sector plan.

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

- 1. The proposed apartment development, with the recommended conditions, meets the standards for development within a PR (Planned Residential) zoning district and all other requirements of the Zoning Ordinance.
- 2. The proposed development is consistent with the general standards for uses permitted on review: The proposed development 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 will not significantly injure the value of adjacent property since the area includes a mix of residential, commercial and institutional uses. The use will not draw additional traffic through residential areas since the development has access to an existing local street that primarily serves apartment, public and institutional development.

CONFORMITY OF THE PROPOSAL TO ADOPTED PLANS

- 1. The Northwest County Sector Plan designates this property for medium density residential use. The proposed apartment development at a density of 10.84 du/ac is consistent with the Sector Plan designation.
- 2. The site is located within the Urban Growth Area on the Knoxville-Knox County-Farragut Growth Policy Plan map.

ESTIMATED TRAFFIC IMPACT: 381 (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.

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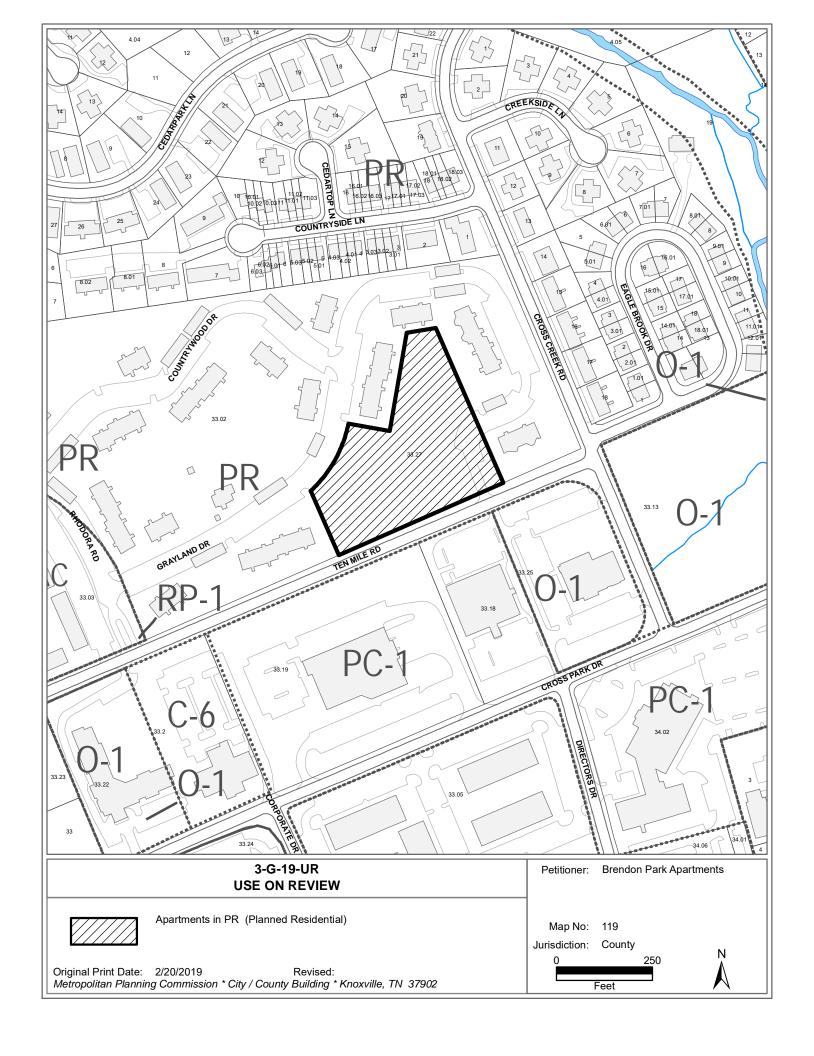
ESTIMATED STUDENT YIELD: 1 (public school children, grades K-12)

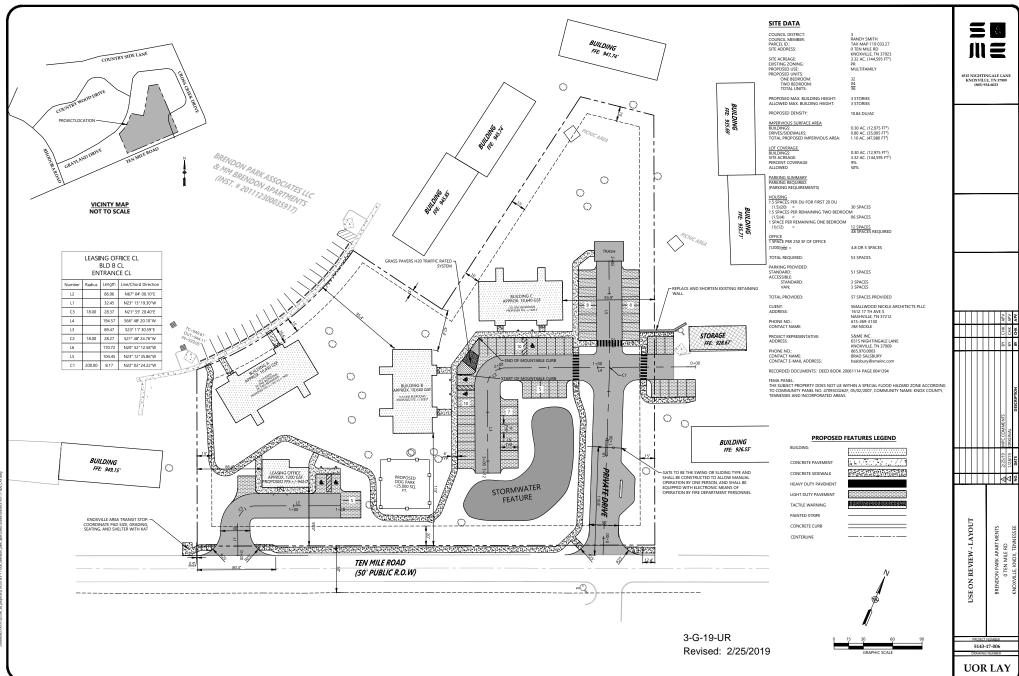
Schools affected by this proposal: Cedar Bluff Elementary, Cedar Bluff Middle, and Hardin Valley Academy.

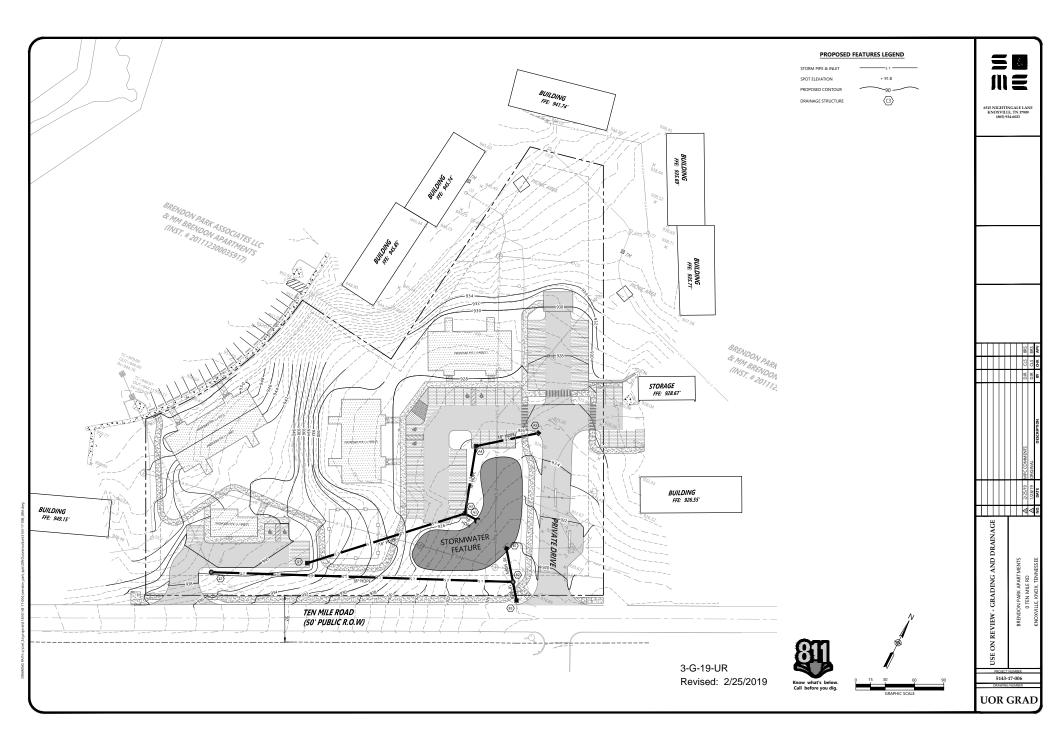
- Potential new school population is estimated using locally-derived data on public school student yield generated by new housing.
- Students are assigned to schools based on current attendance zones as determined by Knox County Schools. Students may request transfers to different zones, and zone boundaries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

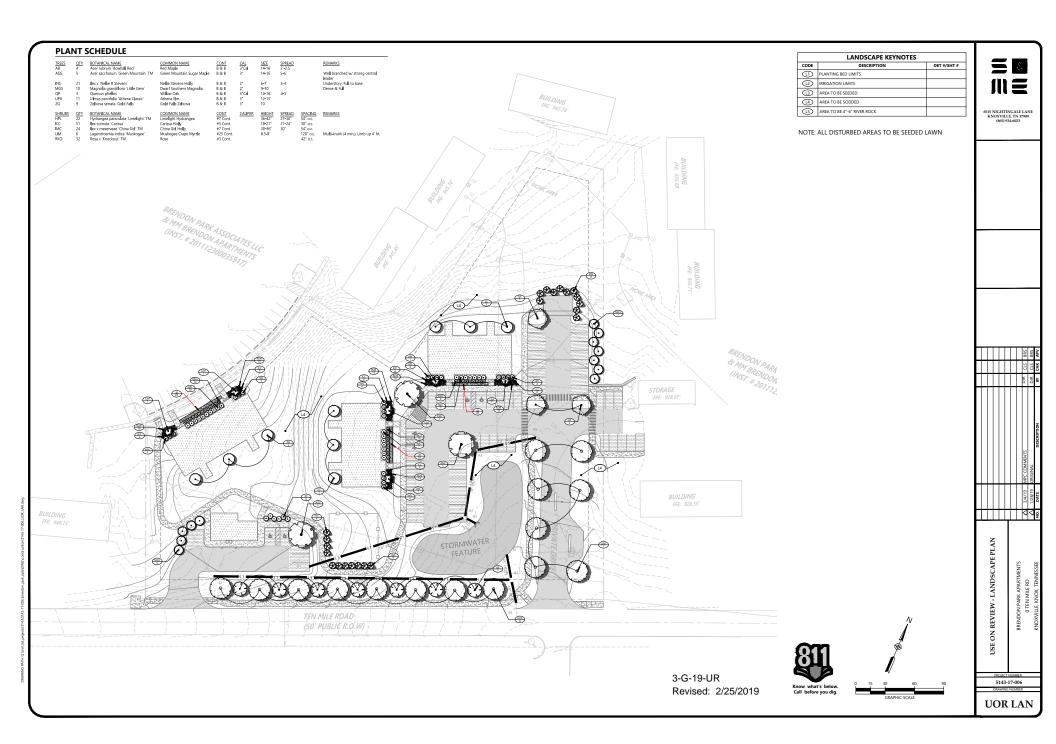
The Planning Commission's approval or denial of this request is final, unless the action is appealed to the Knox County Board of Zoning Appeals. The date of the Knox County Board of Zoning Appeals hearing will depend on when the appeal application is filed. Appellants have 30 days to appeal a Planning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

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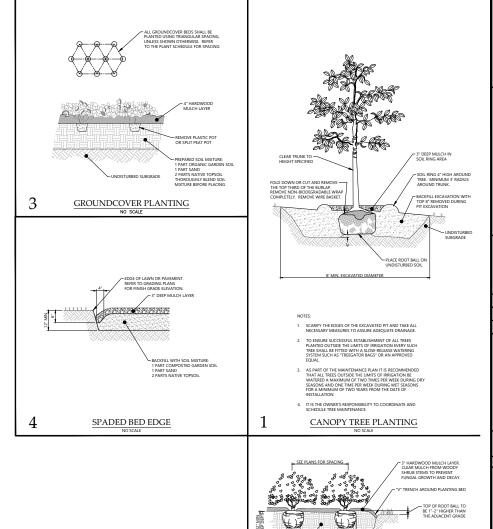








- BASE INFORMATION WAS TAKEN FROM A SURVEY PREPARED BY SAME, INC. DATED 66-30-17. SAME ENGINEERING ASSOCIATES AND ANY OF THEIR CONSULTAINTS SHALL NOT BE HELD RESPONSIBLE FOR THE ACCURACY AND/OR COMPLETENESS OF THAT INFORMATION SHOWN HEREON OR ANY ERRORS OR OMISSIONS RESULTING FROM SUCH.
- IT IS THE RESPONSIBILITY OF THE LANDSCAPE CONTRACTOR TO CONFIRM ALL MATERIAL QUANTITIES. IN
 THE EVENT OF A DISCREPANCY, THE QUANTITIES SHOWN ON THE PLAN SHALL TAKE PRECEDENCE OVER
 THE MATERIAL SCHEDILE.
- NO SUBSTITUTIONS AS TO TYPE, SIZE, OR SPACING OF PLANT MATERIALS SPECIFIED ON THIS PLAN MAY BE MADE WITHOUT THE APPROVAL OF THE OWNER'S REPRESENTATIVE.
- 4. THE CONTRACTOR IS TO VERIFY THE EXACT LOCATION OF ALL EXISTING UTILITIES. TAKE CARE TO PROTECT UTILITIES THAT ARE TO REMAIN, REPAIR ANY DAMAGE ACCORDING TO LOCAL STANDARDS AND AT CONTRACTORS EXPENSE. COORDINATE ALL CONSTRUCTION WITH THE APPROPRIATE UTILITY COMPANY.
- ALL PLANTING BEDS TO RECEIVE "CHANCELLOR" HARDWOOD MULCH. MULCH TO BE INSTALLED TO 4" DEPTH UNLESS OTHERWISE INDICATED ON THE PLANTING DETAILS.
- DIMENSIONS LISTED FOR HEIGHTS, SPREAD AND TRUNK SPECIFICATIONS ON THE PLANT MATERIAL SCHEDULE ARE GENERAL GUIDE FOR THE MINIMUM REQUIRED SIZE OF EACH PLANT.
- PRE-EMERGENT HERBICIDE SHALL BE APPLIED TO ALL PLANTING BEDS IMMEDIATELY PRIOR TO PLACEMENT OF MULCH FOR WEED CONTROL.
- 8. ALL DISTRUBED AREAS OF THE SITE ARE TO BE SEEDED AND/OR SODDED IN ACCORDANCE WITH THE SPECIAL PROPERTY.
- 9. NO EXCAVATION OR PLANTING PIT SHALL BE LEFT OPEN OVERNIGHT.
- 10. THE LANDSCAPE CONTRACTOR SHALL OBTAIN ANY NECESSARY PERMITS, LICENSES, ETC. AND SHALL GIVE ALL NOTICES AND COMPLY WITH ALL APPLICABLE LAWS, ORDINANCES, CODES, RULES AND REGULATIONS DURING THE COURSE OF THE INSTALLATION OF THIS PROJECT.
- ALL PLANT MATERIALS TO BE NURSERY GROWN AND TO COMPLY WITH THE AMERICAN STANDARD FOR NURSEY STOCK FOR SIZE AND QUALITY.
- 12. THE LANDSCAPE ARCHITECT RESERVES THE RIGHT TO REFUSE ANY PLANT MATERIAL OR ANY DEFECTIVE
- ALL PLANTS SHALL HAVE A WELL-FORMED HEAD WITH MINIMUM CALIPER, HEIGHT AND SPREAD OF THE SIDE BRANCHES AS SHOWN ON THE PLANT LIST. TRUNKS SHALL BE UNDAMAGED AND SHAPE SHALL BE TYPICAL OF THE SPECIES.
- MEASUREMENT OF CONIFER HEIGHT SHALL INCLUDE NOT MORE THAN FIFTY PERCENT (50%) OF THIS
 YEARS VERTICAL GROWTH (TOP CANDLE).
- 15. THE LANDSCAPE CONTRACTOR WILL BE RESPONSIBLE FOR STAKING AND LAYOUT OF PLANTINGS ON THIS PROJECT. THE LANDSCAPE ARCHITECT OR OWNER SHALL BE ADVISED WHEN STAKES ARE READY FOR INSPECTION ON VARIOUS PLANTING ARBLES, ALL LAYOUT WORK SHALL BE INSPECTED AND APPROVED BY THE LANDSCAPE ARCHITECT OR OWNER PRIOR TO OPENING ANY PLANT PITS.
- 16. IT IS THE RESPONSIBILITY OF THE LANGSCAPE CONTRACTOR TO VERIFY THAT EACH EXCANATIO THES OR SHRIBB THU LIPERCOLATE DEBAND PRIOR TO ADDION TO POSOLI AND INSTALINE TREES OR SHRIBS. THE CONTRACTOR SHALL RILL THE BOTTOM OF SELECTIO HOLES WITH SK VINCHES OF WATER. THIS WATER SHOULD PERCOLATE OUT WITHIN A 24-HOUR PRIBOD. THE OWNER OR LANGSCAPE ARCHITECT SHALL VERIFY ACCURACY AND EFFECT OF PERCOLATION TESTING. IF THE SOLI AT A GIVEN AREA DOES NOT DEBAND PROPERLY, AP V CERNAN OR GRAVEL SUMP SHALL BE INSTALLED OF THE PAINTING RELOCATED.
- 17. SHOULD THE LANDSCAPE CONTRACTOR ENCOUNTER UNSATISFACTORY SURFACE OR OTHER SUBSURFACE DRAWINGS CONDITIONS, SOIL DEPTH, LATENT SOILS, HAND PAN JESTAM OF OTHER UTILITY LINES OR OTHER CONDITIONS THAT WILL, DEPONDED THE HEALTH AND VIGOR OF THE PLANTS, HE MUST ADDRESS OF THE PLANTS HE WILL ADDRESS OF THE PLANTS HE ARE STATE ADDRESS OF THE PLANTS HE BENEFIT OF THE PLANTS HE ARE STATE OF THE PLANTS HE BENEFIT OF THE PLANTS HE
- 18. NO MATERIAL SHALL BE PLANTED BEFORE FINISH GRADING HAS BEEN COMPLETED.
- EXISTING TREES TO BE PRESERVED ARE TO BE BARRICADED BEFORE BEGINNING CONSTRUCTION. IN ACCORDANCE WITH THE TREE PRESERVATION NOTES AND DETAILS ON THE LANDSCAPE PLAN.
- 20. SELECTIVE CLEARING CONSISTING OF REMOVAL OF VINES, SAPLINGS UNDER 1" DIAMETER AND UNDERBRUSH SHALL BE PERFORMED IN TREE PRESERVATION AREAS INTERNAL TO THE PROJECT AND MOTED ON PLANS.
- 21. PLANTS IDENTIFIED IN ALTERNATE AREAS ARE TO BE BID SEPARATELY.
- 22. ALL BEDS ARE TO BE TILLED TO A DEPTH OF 8" WITH THE ADDITION OF: (1) F CLL FT, BALE OR SPHAGNUM FRAT MOSS PER A SOL, TH OR BOA REAR L'89) to 10-10 FERSTHUSE FRE 1000 SOL FT, I Exalext, incodedendron or PIERIS ARE USED. ADD 13 CLL FT, INTELY GROUND "FINITE BACK MULICH FER 25 SQ. FT. OF BED AREA. ALL ADDITIONS ARE TO BE SPREAD AND TILLED INTO THE SOIL UNIFORMLY.
- 23. CONTRACTOR SHALL NOTIFY THE LANDSCAPE ARCHITECT WHEN THE PLANT MATERIALS ARE AVAILABLE AT THE JOB SITE FOR REVIEW BY THE LANDSCAPE ARCHITECT PRIOR TO INSTALLATION.



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3-G-19-UR

Revised: 2/25/2019

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ROOT BALL OR CAREFULLY REMOVE THE PLASTIC CONTAINER, IF ONE IS USED.

7. BACKFILL WITH SOIL MIXTURE AS FOLLOWS: 1 PART COMPOSTED GARDEN SOIL - 1 PART SAND -2 PARTS NATIVE TOPSOIL.

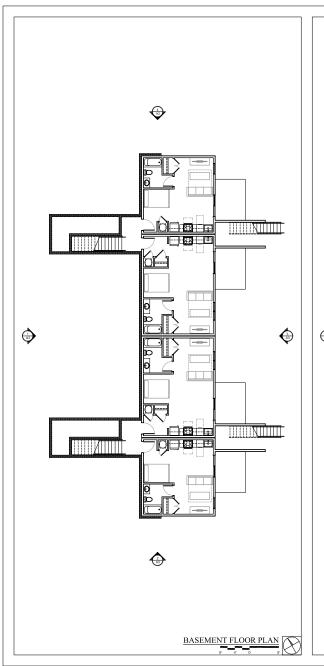
SHRUB PLANTING

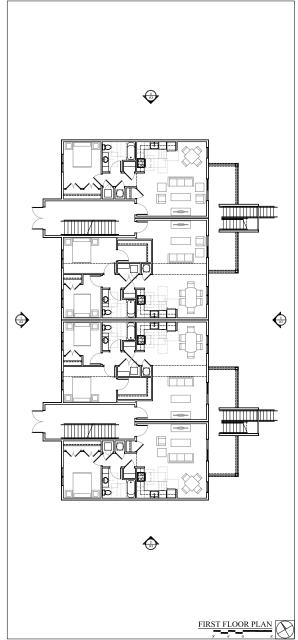
5143-17-006 DRAWING NUMBER

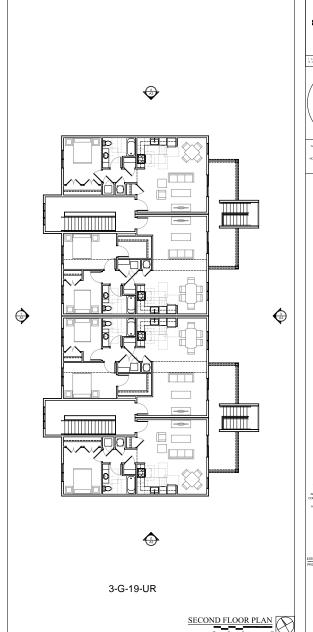
REVIEW - LANDSCAPE DETAILS

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BRENDON PARK APARTMENTS 0 TEN MILE RD KNOXVILLE KNOX TENNESSEE

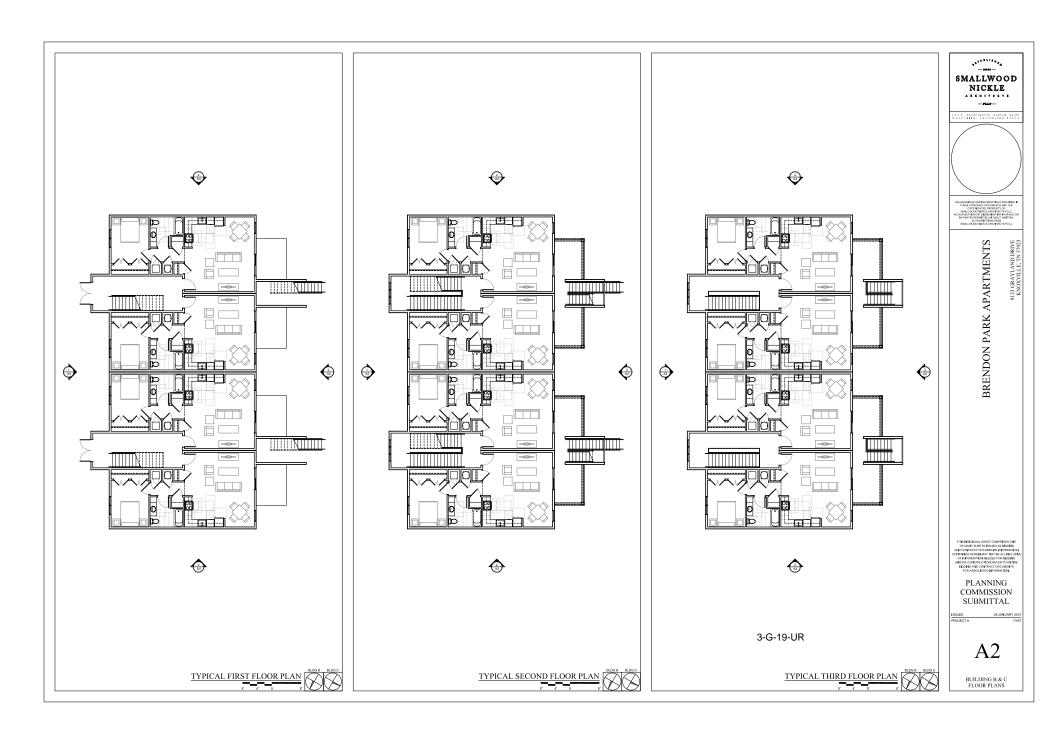


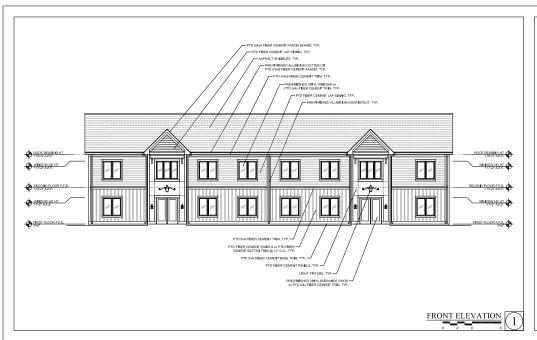


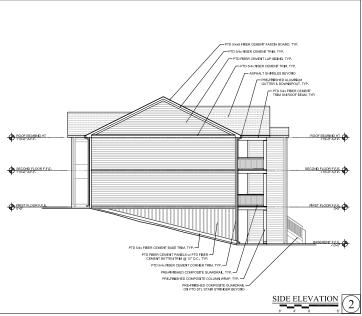


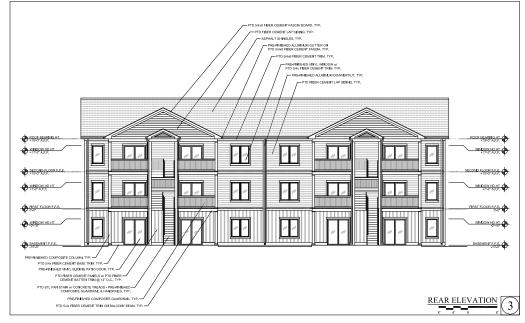


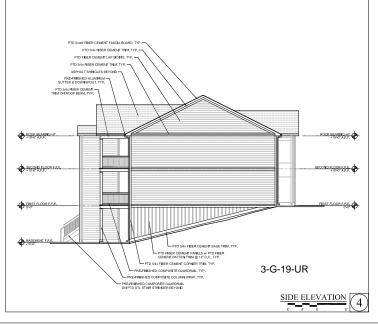
BUILDING A FLOOR PLANS











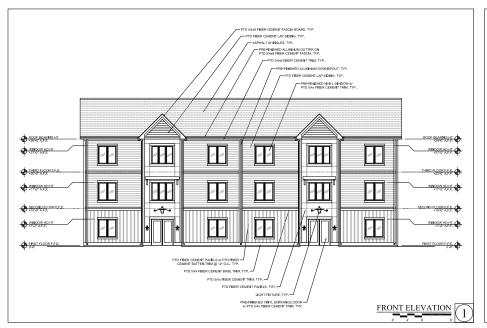


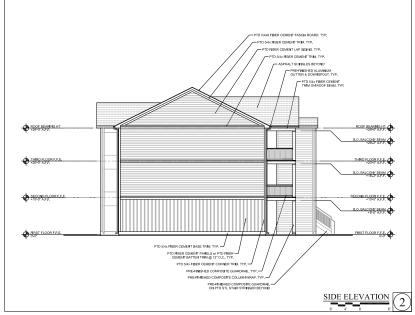
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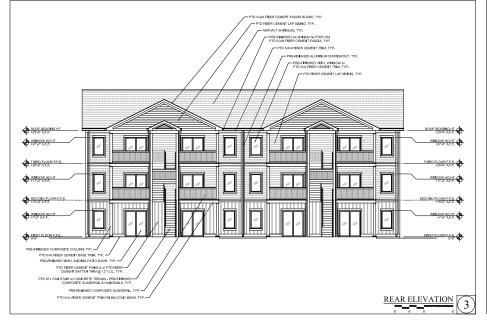
COMMISSION

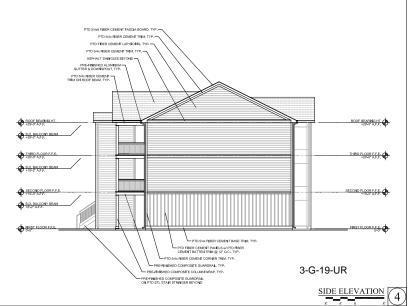
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BUILDING A EXTERIOR ELEVATIONS











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BRENDON PARK APARTMENTS
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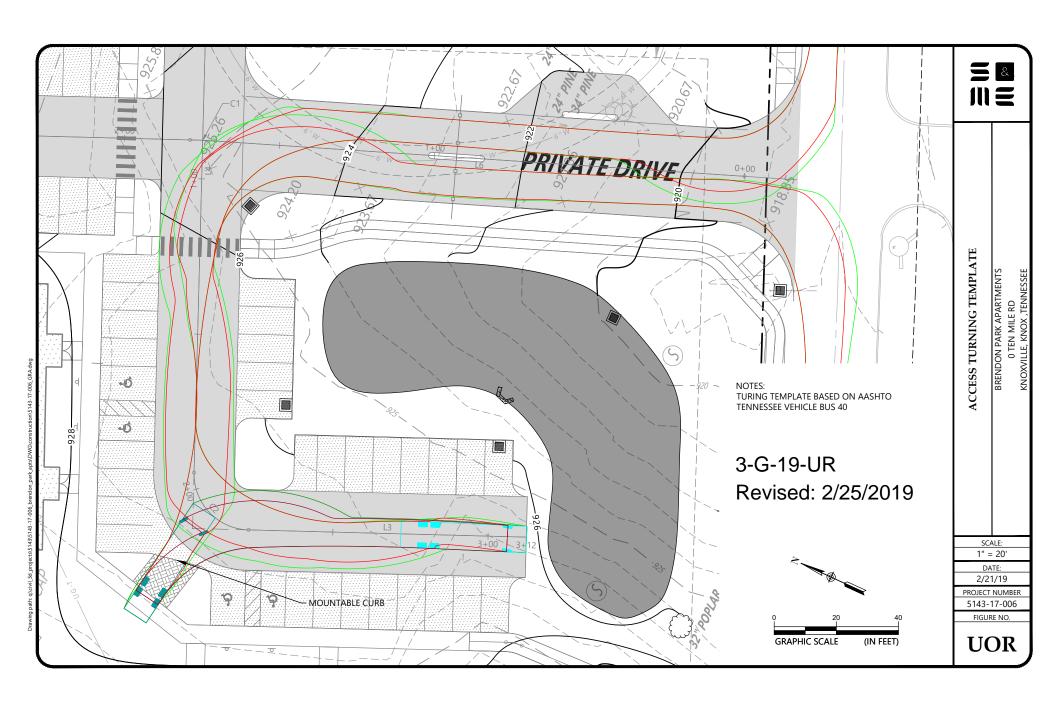
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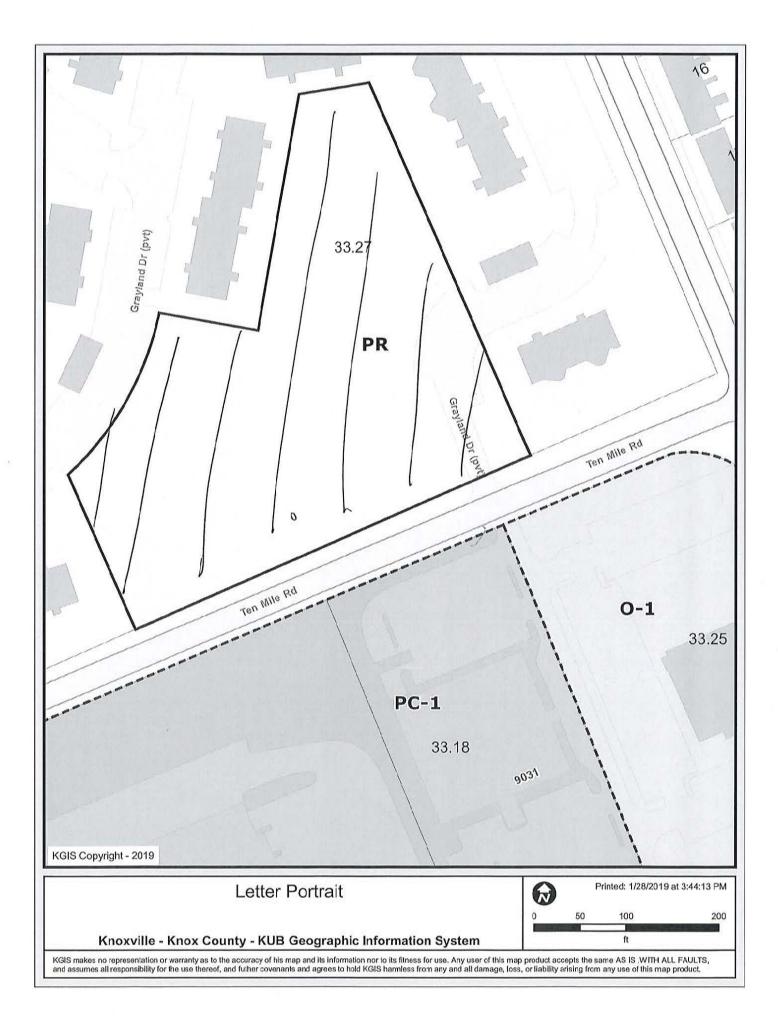
BUILDING B & C EXTERIOR ELEVATIONS





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METROPOLITAN Name of Applicant:	Bello Brendon fach appreceived
PLANNING Date Flori	Meeting Date: 3-14-11 AND 2 0 2010
TENHESSEE	Meeting Date:
Suite 403 • City County Building Application Accepted by:	Emily JAN 28 2019 Knoxville-Knox County
Knoxville, Tennessee 37902 Fee Amount: 1200. 65 File Nun	nber: Development Plan Planning
FAX.215.2068 Fee Amount: 1250,50 File Nun	nber: Use on Review 3-G-19-UR
PROPERTY INFORMATION	PROPERTY OWNER/OPTION HOLDER
0 - 1	PLEASE PRINT
Address: O Ten Mile Ronal	Name: Brendom Park Hossocichios, CLC
General Location: Undeveloped tract within	Company: Freeman webb company
Brendan Park Apta. N. site Ten Mile Rd	Address: Po. Box 23857
Tract Size: 3 32 No. of Units: 36	City: Nashville State: TN Zip: 37202
Zoning District: P/2	Telephone:
Existing Land Use:	Fax:
The same of the sa	E-mail:
Planning Sector: Northwest County	APPLICATION CORRESPONDENCE
Sector Plan Proposed Land Use Classification:	All correspondence relating to this application should be sent to:
CONTROL DE COMPANIO DE PROPERTO DE COMPANIO DE CONTROL DE COMPANIO	PLEASE PRINT Name: Brad Salsburg
Growth Policy Plan Designation: Urban - outside	Company Styne To
Census Tract: 46.10	Address: 6515 Wighting ale Came
Traffic Zone: 220	City: Knoxville State: Tr Zip: 37509
Parcel ID Number(s): 119 03327	Telephone: 865 603 8435
Jurisdiction: □ City Council District_	Fax:
☑ County Commission by Constrict	The state of the s
as osality softmaster District	E-mail: bsalsburg@ smeinc.com
APPROVAL REQUESTED	APPLICATION AUTHORIZATION
☑ Development Plan: ★ Residential _ Non-Residential	I hereby certify that I am the authorized applicant, representing ALL property owners involved in this request or holders of option on
☐ Home Occupation (Specify Occupation)	same, whose signatures are included on the back of this form
	Signature: 47 1 kly Dawn
	Name: W. Kirky Davis TY.
Secretaria de la constanta de	Company: Brendon Park Association LLC
Other (Be Specific)	Address; 3810 Bedford Ne., Ste 300
4	City: Nashville State: TN Zip: 37215
	Telephone: (615)27/-2714
	E-mail: Kirbydaviso freemanwebb.com
The state of the s	

SIGNATURES OF ALL PROPERTY OWNERS	SIGNATURES OF ALL PROPERTY OWNERS INVOLVED OR HOLDERS OF OPTION ON SAME MUST BE LISTED BELOW:				
Please Sign in Black ink: (if	f more space is required attach additional sheet.)				
Name Ad	ddress • City • State • Zip	Owner	Option		
Brendon Park Assoc 44C &	st. 300 Nashville TN 37215	_V	_		
	810 Bed ford				
Managing wenter A	k				
MM Brendow Apartments by: Norman Massay	255 Washington Que Est	/			
by: Norman Wassay	afterny, The York 12005				
Authorized Representative	Maria				
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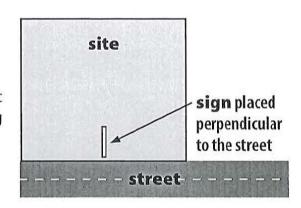
REQUIRED SIGN POSTING AGREEMENT

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 MPC Administrative Rules and Procedures.

At the time of application, MPC 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 MPC 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. MPC 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 MPC 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 MPC meeting.

I hereby agree to post and remove the sign(s) pro	and the second of the second o
consistent with the above guidelines and betw	reen the dates of:
Jeb 27, 2019 and_	I garch 15th
(15 days before the MPC meeting)	(the day after the MPC meeting)
Signature: SAS	
Printed Name: Brendon Parke	Egastments
	V
Phone: Email:	
Date: 3-28-19	
MPC File Number: 3-6-19-1	UR