

PLANNED DEVELOPMENT PRELIMINARY PLAN

► FILE #: 9-B-20-PD	AGENDA ITEM #: 32			
• APPLICANT: OWNER(S):	AGENDA DATE: 9/10/2020 KROGER LIMITED PARTNERSHIP I Kroger Limited Partnership I			
TAX ID NUMBER: JURISDICTION: STREET ADDRESS:	58 K C 007 PART OF View map on KGIS City Council District 5 5201 N. Broadway			
 LOCATION: APPX. SIZE OF TRACT: SECTOR PLAN: GROWTH POLICY PLAN: ACCESSIBILITY: 	Northeast side of Knox Rd., south side of N. Broadway 9.15 acres North City N/A			
UTILITIES: WATERSHED:	Water Source: Sewer Source:			
ZONING:EXISTING LAND USE:	C-G-2 (General Commercial) / PD (Planned Development) Parking Lot			
PROPOSED USE:	Fuel center for Kroger grocery store			
HISTORY OF ZONING:	The property was rezoned PC-1(k) in 2008 (7-M-08-RZ) and is currently zoned C-G-2.			
SURROUNDING LAND USE AND ZONING:	 North: Kroger, office, general commerial / C-G-2 (General Commercial) South: Restaurants, general commercial / C-G-2 (General Commercial) East: Neighborhood commercial, medical office, restaurant, residential / C-G-2 (General Commercial), C-N (Neighborhood Commercial), O (Office) & RN-1 (Single-Family Residential Neighborhood) 			
	West: Park, vacant land / C-G-2 (General Commercial), OS (Parks and Open Space) & F (Floodplain)			
NEIGHBORHOOD CONTEXT:	This developed site is located on N. Broadway within the Fountain City commercial area and west of the Gibbs Drive (National Register) Histor District. The current zoning is the area consists of C-G-2, O, C-N, RN-1 4, and OS.			

STAFF RECOMMENDATION:

WITHDRAW the application as requested by the applicant.

The applicant has requested withdrawal of this Planned Development application so a Special Use application can be submitted for the October Planning Commission meeting.

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COMMENTS:

The applicant is proposing a fuel center in the parking lot of the Kroger in Fountain City. The property is currently zoned C-G-2 and the former zoning on the property was PC-1(k). In 2008, the Planning Commission approved the development plan for the Kroger on this site. The transitional rules of the new zoning ordinance (Section 1.4.G) states that all previously approved planned districts remain in effect and are subject to all plans, regulations, and/or conditions of their approval, and that these developments are subject to the Planned Development (PD) amendment and/or development approval procedures. The PD amendment process requires a preliminary plan to be approved by both the Planning Commission and City Council, and then a final plan to be approved by the Planning Commission.

In April 2020, the Planning Commission recommended amendments to the transitional rules to remove the former commercial planned districts from those where the previously approved plans remain in effect. During the July 9, 2020 Council workshop, City Council recommended additional changes to the proposed amendments so that the former planned commercial districts are not removed from this section and that amendments to all previously approved development plans be subject to the Special Use approval procedures as they were under the old code. The Special Use (SU) process is what the former Use on Review (UOR) approval procedures were called.

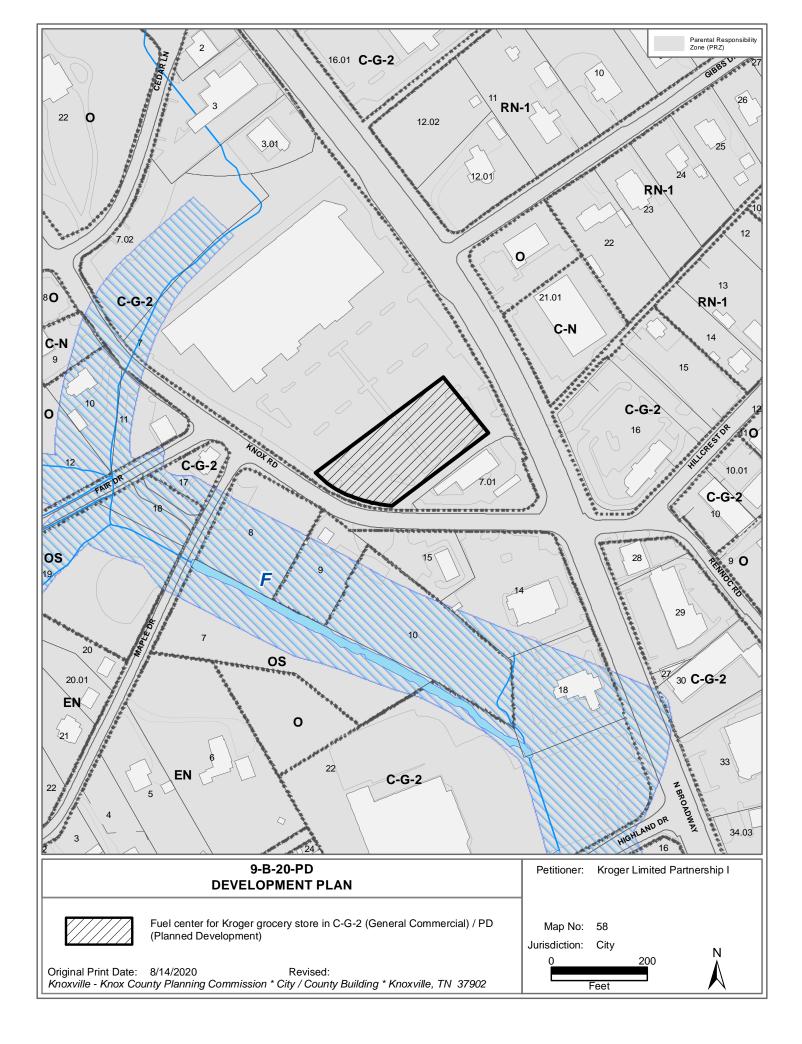
The Planning Commission will consider the revised amendments to the transition rules at the September 2020 meeting and if recommended for approval, the City Council will consider the amendments in October 2020. If City Council approves the amendments on emergency at their October 6th meeting, the applicants new application for SU application for the October 8th Planning Commission could be considered for approval. If City Council does not approve the amendments on emergency then the SU application will need to be postponed until at least the November Planning Commission meeting to allow time for a final decision to be made by City Council.

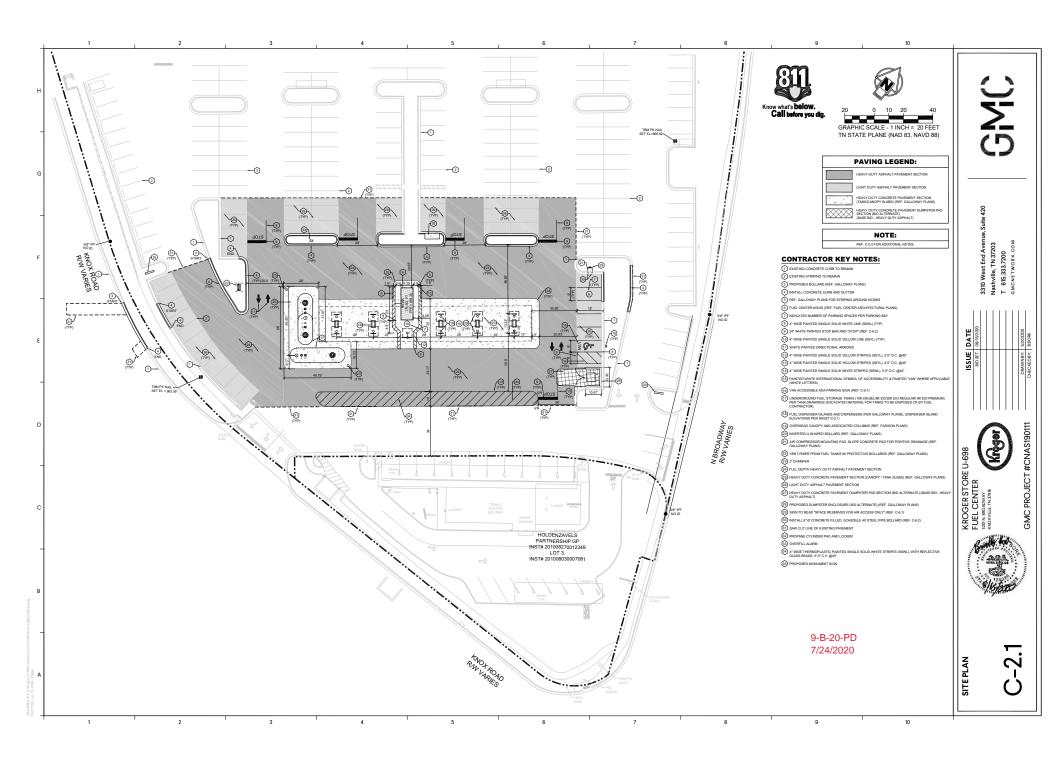
ESTIMATED TRAFFIC IMPACT: 2054 (average daily vehicle trips)

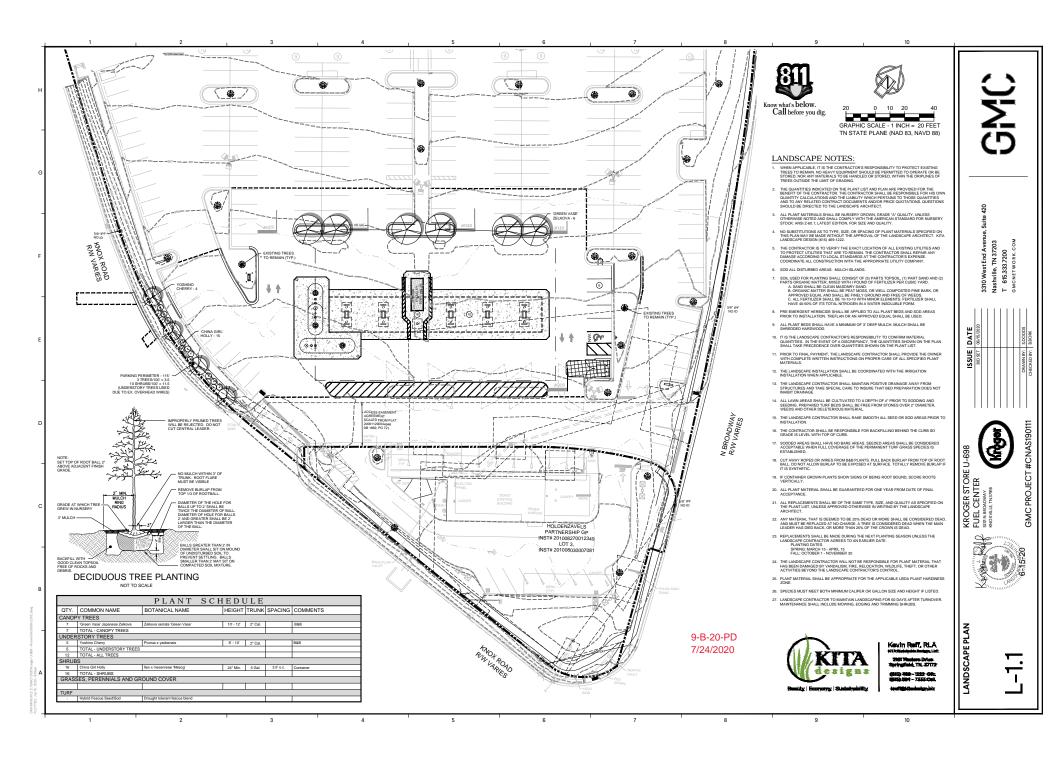
Average Daily Vehicle Trips are computed using national average trip rates reported in the latest edition of "Trip Generation," published by the Institute of Transportation Engineers. Average Daily Vehicle Trips represent the total number of trips that a particular land use can be expected to generate during a 24-hour day (Monday through Friday), with a "trip" counted each time a vehicle enters or exits a proposed development.

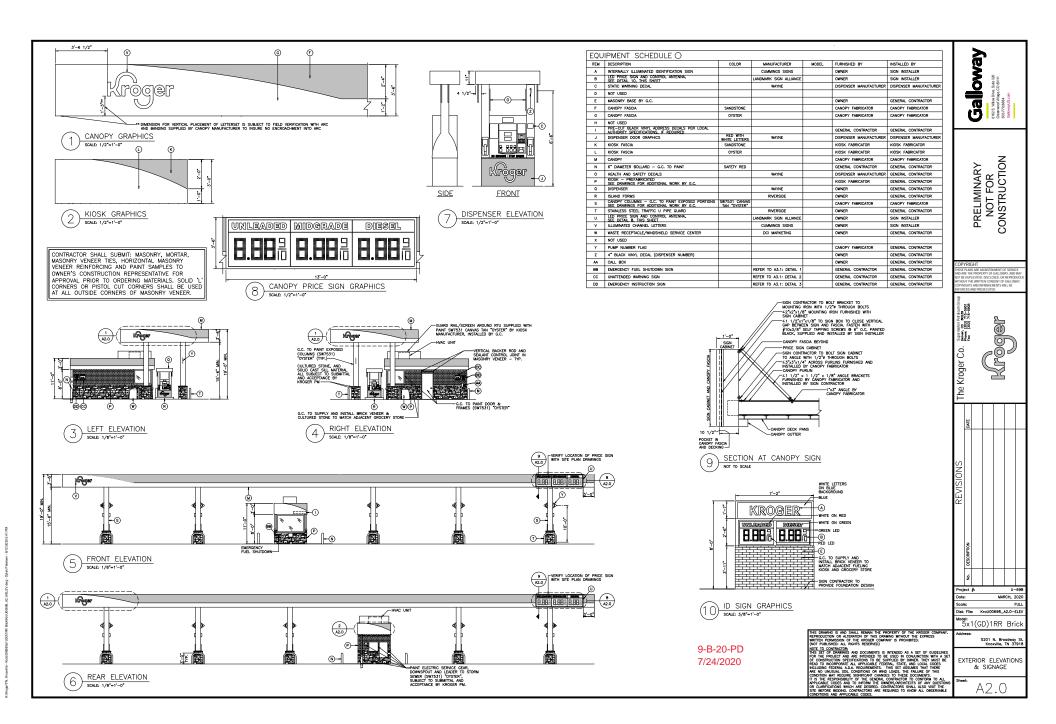
ESTIMATED STUDENT YIELD: Not applicable.

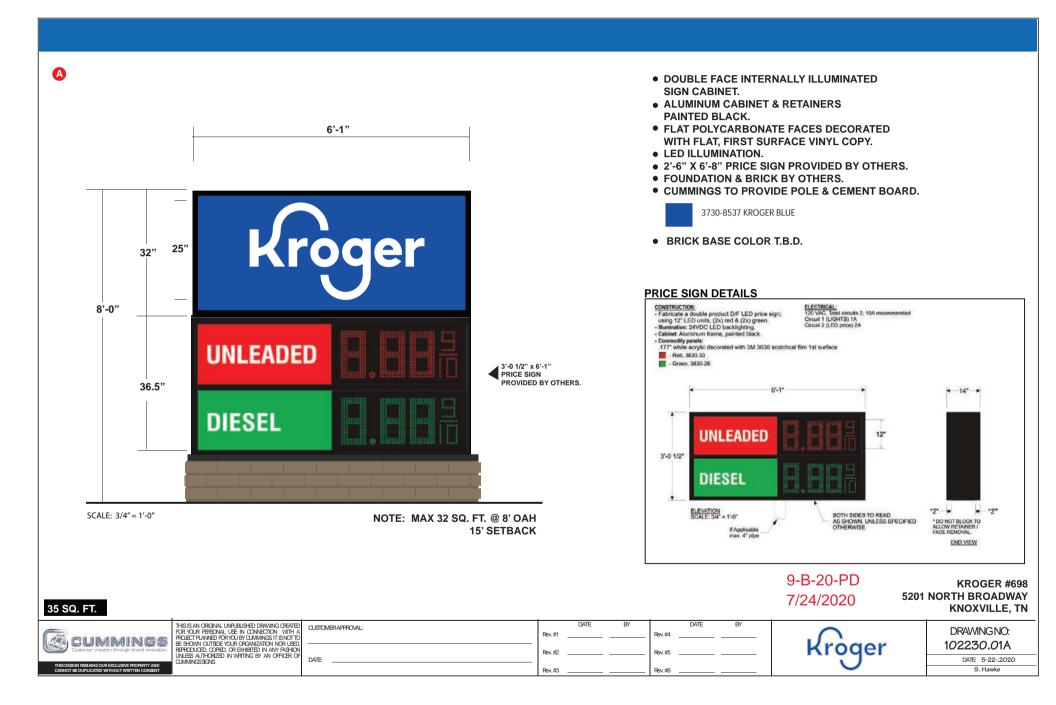
If approved, this item will be forwarded to Knoxville City Council for action on 10/6/2020 and 10/20/2020. If denied, Knoxville-Knox County Planning Commission's action is final, unless the action to deny is appealed to Knoxville City Council. The date of the appeal hearing will depend on when the appeal application is filed. Appellants have 15 days to appeal a Planning Commission decision in the City.













Request to Postpone • Table • Withdraw

Name of Applicant:	Kroger	Limited	Partnership	οI
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🕅 No

AS IT APPEARS ON THE CURRENT PLANNING COMMISSION AGENSA 4 2028

Original File Number(s): 9-B-20-PD

Date Scheduled for Planning Review: September 10, 2020

Date Request Filed: July 24, 2020 Request Accepted by: Mike Reynolds

Knoxville-Knox County Planning

REQUEST

Postpone Please postpone the above application(s) until:

DATE OF FUTURE PUBLIC MEETING

Table Please table the above application(s).

X Withdraw Please withdraw the above application(s).

State reason for request:

Resubmitting the requst as a Special use.

(10-B-20-5U)

Eligible for Fee Refund? Yes Amount:

Approved by: _____

Date:

APPLICATION AUTHORIZATION

I hereby certify that I am the property owner, applicant, or applicant's authorized representative.

Signature: 19 PLEASE PRINT

Name: Randy Harper Address: 3310 West End Ave., Smite 420

City: Nachville State: TN Zip: 37203

Telephone: 615-417-7175

Fax:

E-mail: randy, harpor @ gmcnetwork.com

PLEASE NOTE

Consistent with the guidelines set forth in Planning's Administrative Rules and Procedures:

POSTPONEMENTS

Any first time (new) Planning application is eligible for one automatic postponement. This request is for 30 days only and does not require Planning approval if received no later than 3:30 p.m. on the Friday prior to the Planning Commission meeting. All other postponement requests must be acted upon by Planning before they can be officially postponed to a future public meeting.

TABLINGS

Any item requested for tabling must be acted upon by the Planning Commission before it can be officially tabled.

WITHDRAWALS

Any item is eligible for automatic withdrawal. A request for withdrawal must be received no later than 3:30p.m. on the Friday prior to the Planning Commission meeting. Withdrawal requests that do not meet these guidelines must be acted upon by Planning Commission before they can be officially withdrawn.

Any new item withdrawn may be eligible for a fee refund according to the following:

Application withdrawal with fee refund will be permitted only if a written request is received prior to public notice. This request must be approved by either the Executive Director, or the Planning Services Manager. Applications may be withdrawn after this time, but without fee refund.

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P	ALL LANDAN		3

DEVELOPMENT REQUEST

DEVELOPMENT

SUBDIVISION

□ Final Plat

Concept Plan

Affiliation

9-8-20-5

File Numbers(s)

ZONING

- Plan Amendment
- Rezoning

- **Development Plan**
- Planned Development
- X Use on Review / Special Use

Kroger Limited Partnership I

Applicant Name

July 24, 2020 Date Filed

September 10, 2020 Meeting Date (if applicable)

CORRESPONDENCE

All correspondence related to this application should be directed to the approved contact listed below.

🗌 Applicant 🗌 Owner 🗌 Option Hold	ler 🔲 Project Surveyor	🛛 Engineer	Architect/Landsca	pe Architect
Bradley Bork Name		Goodwyn M Company	/ills Cawood	
3310 West End Ave., Suite 420 Address		Nashville _{City}	TN State	37203 _{Zip}
615-333-7200 x554 Phone	brad.bork@gmcnet Email	work.com		

CURRENT PROPERTY INFO

Kroger Limited Partnership I Owner Name (if different)

1014 Vine St., Cincinnati, OH 45202 **Owner Address**

Owner Phone

5201 N. Broadway, Knoxville, TN **Property Address** South side of

er of Knox Rd. & N. Broadway Northw

General Location

North City Planning Sector

00 Parking lat

5 th Knoxville Jurisdiction (specify district above)

Parcel ID

058KC007 (part of)

9.15 ac. Tract Size

C-G-2 (formally PC-1(12) Zoning District Inside City

Growth Policy Plan Designation

KUB Water Provider

🕱 City 🗌 County

MU-SD NC-6 Sector Plan Land Use Classification

N Septic (Y/N) KUB Sewer Provider

	REQUEST		
DEVELOPMENT	 Development Plan X Use on Review / Special Use Residential X Non-Residential Home Occupation (specify): Other (specify): Fuel Center for Krogen 	r grocery store.	
SUBDIVISION	 Proposed Subdivision Name Parcel Change Combine Parcels Divide Parcel Total Numb Other (specify): Attachments / Additional Requirements 	ber of Lots Created:	Unit / Phase Number
ZONING	 Zoning Change: Proposed Zoning Plan Amendment Change: Proposed Plan Designation(s) Proposed Density (units/acre) Previous Other (specify): 	Rezoning Requests	
STAFF USE ONLY	PLAT TYPE Staff Review Planning Commission ATTACHMENTS Property Owners / Option Holders Variance Request ADDITIONAL REQUIREMENTS Design Plan Certification (Final Plat only) Use on Review / Special Use (Concept Plan only) Traffic Impact Study	FEE 1: <i>O</i> HO(FEE 2: FEE 3:	тотаl: \$1,500

AUTHORIZATION By signing below, I certify I am the property owner, applicant or the owners authorized representative.

Bran ber

Applicant Signature

615-333-7200 x554 Phone Number

Staff Signature

Bradley Bork Please Print

7/24/2020 Date

brad.bork@gmcnetwork.com Email

Michael Reynolds Please Print

7/24/2020 Date

