

USE ON REVIEW REPORT

► FILE #: 8-B-21-UR AGENDA ITEM #: 28

AGENDA DATE: 8/12/2021

► APPLICANT: BENJAMIN C. MULLINS O/B/O PASCO, LLC

OWNER(S): Pasco, LLC

TAX ID NUMBER: 118 H A 03502 <u>View map on KGIS</u>

JURISDICTION: County Commission District 6

STREET ADDRESS: 1229 Lovell Rd.

► LOCATION: West side of Lovell Road, north of its intersection with Blanket Bay Way

► APPX. SIZE OF TRACT: 5.03 acres

SECTOR PLAN: Northwest County

GROWTH POLICY PLAN: Planned Growth Area

ACCESSIBILITY: Access is via Lovell Road, a 5-lane minor arterial with a 60-ft pavement

width within a 100-ft right-of-way.

UTILITIES: Water Source: First Knox Utility District

Sewer Source: First Knox Utility District

WATERSHED: Hickory Creek and Turkey Creek

ZONING: CA (General Business) / TO (Technology Overlay) (k) & A (Agricultural)

/ TO (Technology Overlay)

EXISTING LAND USE: Auto repair (in CA zone), residence (in A zone)

► PROPOSED USE: Indoor storage of vehicles accessory to existing commercial operation

HISTORY OF ZONING: Portion of property rezoned to CA (General Business) / TO (Technology

Overlay) (k) by Knox County Commission on April 25, 2016 with the condition that any proposed development shall be subject to Planning

Commission approval as a use on review.

SURROUNDING LAND N

USE AND ZONING:

North: Vacant land, residences, animal hospital -- A (Agricultural) / TO

(Technology Overlay) and PC (Planned Commercial) / TO

(Technology Overlay)

South: Apartment complex, residence -- PR (Planned Residential) / TO

(Technology Overlay) and A (Agricultural) / TO (Technology

Overlay)

East: Lovell Rd., vacant land -- OB (Office, Medical & Related Services)

West: Residences -- A (Agricultural) / TO (Technology Overlay)

NEIGHBORHOOD CONTEXT: The properties fronting along this section of Lovell Rd. between Yarnell Rd.

and Snyder Rd. are zoned and developed with residential, commercial and office uses, under the CA, PC, A, PR and OB zoning, all within the TO

overlay.

STAFF RECOMMENDATION:

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- ► Approve the request for an indoor storage building with approximately 9,000 sqft of floor area as an accessory use, subject to 5 conditions.
 - 1. Issuance of a Certificate of Appropriateness for the proposed auto repair facility by the Tennessee Technology Corridor Development Authority (TTCDA) and compliance with any conditions of that certificate (8-A-21-TOB).
 - 2. Installing all landscaping as shown on the landscape plan, within six months of issuance of an occupancy permit for the project, or posting a bond with the Knox County Department of Engineering and Public Works to guarantee such installation.
 - 3. The indoor storage building must be used as an accessory to a primary use on the parcel and shall only be used for storage. No auto repair is to be done in the storage building or the A (Agricultural) zoned portion of the property, and the storage building cannot be operated as an independent commercial operation or as a self-storage facility. Long term vehicle storage for clients of the auto repair business is permissible as long as the vehicles are also receiving regular maintenance by the business.
 - 4. Meeting all relevant requirements of the Knox County Department of Engineering and Public Works.
 - 5. Meeting all applicable requirements of the Knox County Zoning Ordinance.

With the noted conditions, this plan meets the requirements for approval in the CA (General Business) district and the criteria for approval of a use on review.

COMMENTS:

This is a request for a 9,000 sqft indoor storage building in the A (Agricultural) zone, which is permissible as a use permitted on review. The indoor storage building will be an accessory to the auto repair facility located in the CA(k) zone, which was approved by the Planning Commission in 2016 (8-G-16-UR). According to the applicant, "The use will be only for vehicular parking. There will be no maintenance or service of any vehicle stored in the garage and the purpose is to offer protection from third-parties, the elements, and to provide additional visual screening while the vehicles are stored and present on the property." The business owner would also like to offer long term storage of vehicles to clients. The clients would have access to drive the vehicles on an as-needed basis and the auto repair facility will perform regular maintenance. Because of this added service to maintain the vehicles, this use is not considered a self-storage facility. The structure is located within the portion of the parcel zoned A (Agricultural), and Knox County and Planning staff have determined this would be allowed as a use on review in the Agricultural zone.

Access to the building will be via an extension of the existing driveway for the auto repair business and the residential structure located on the site. The building will have a similar barn-like design as the new auto repair building and will be constructed of metal panels above painted split face masonry block on the walls and a standing seam metal roof. The building will not be visible from the street and will be screened with a Type 'A' landscape buffer from the adjoining residential properties to the north (see Sheet C3.0). The HVAC mechanical equipment will be located adjacent to the southwest and northeast corners of the building. They will not be visible from the adjoining residential properties or the right-of-way because of the proposed landscape screening and site topography.

The proposed lighting will only include wall mounted site lighting with motion sensors and will only be on temporarily if the motion sensors are triggered. The proposed light fixtures are full-cutoff and feature "zero uplight" shields which will help reduce the impact on the adjacent residential uses to the north when the lights are temporarily on.

The parcel is 5.03-acre and 4.14 acres is located in the Hillside Protection (HP) area. The slope analysis recommends a maximum disturbance area of 3.8 acres and the proposed disturbance area is 4.15 acres, including the portion of the site that has already been developed. The areas with significant slope (over 25%) are mostly contained in front of the existing residence on the northeast side of the site and to the rear of the site in the northwest corner behind the proposed building. These areas are not proposed for disturbance, and the remainder of the site has slopes less than 15%.

The property is in the TO (Technology Overlay) zone and must obtain a certificate of appropriateness from the Tennessee Technology Corridor Development Authority (TTCDA). The proposal must meet the TTCDA Design Guidelines or obtain waivers from the TTCDA board for the guidelines that are not met. The applicant is requesting several waivers and if any of them are not approved as requested, the devleopment plan may need to be revised. The TTCDA application is scheduled for review on August 9, 2021 (8-A-21-TOB).

DEVELOPMENT STANDARDS FOR USES PERMITTED ON REVIEW (ARTICLE 4.10 – SECTION 2)

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The planning commission, in the exercise of its administrative judgment, shall be guided by adopted plans and policies, including the general plan and the following general standards:

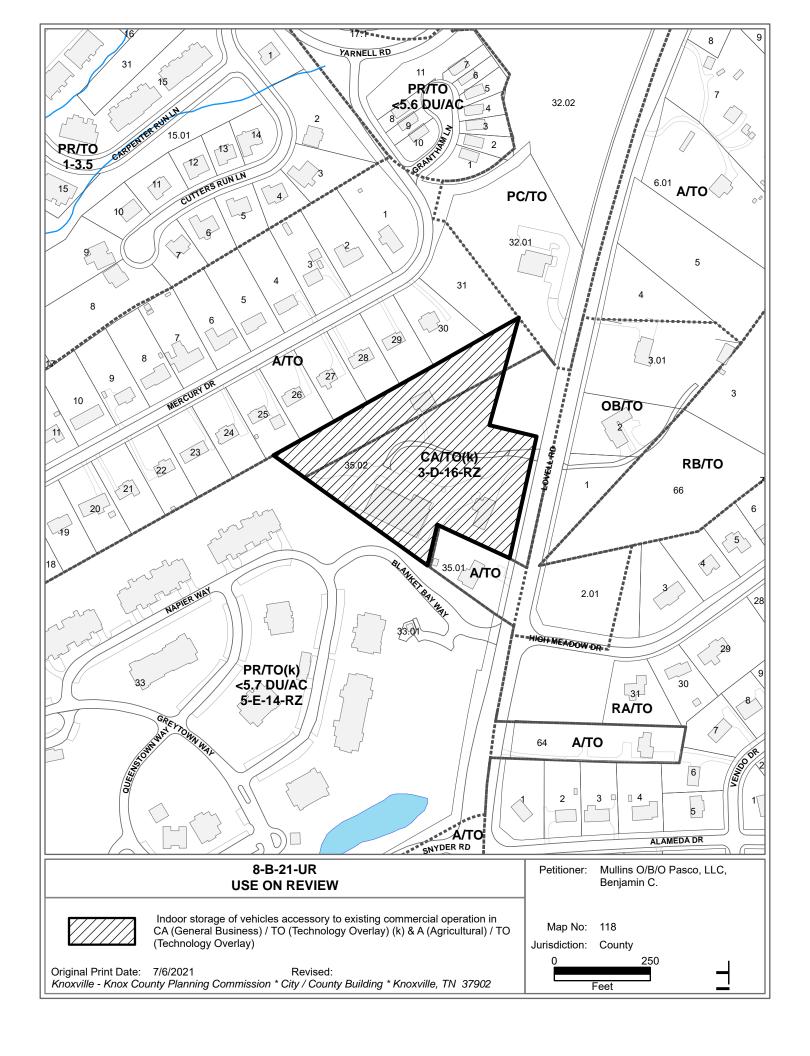
- 1) THE PROPOSED USE IS CONSISTENT WITH THE ADOPTED PLANS AND POLICIES, INCLUDING THE GENERAL PLAN AND SECTOR PLAN.
- A. The Northwest County Sector Plan recommends LDR (Low Density Residential) uses for this site. The A (Agricultural) zone is allowed in the LDR land use classification and the proposed indoor storage use is a use permitted on review in the A zone.
- B. When the portion of the property zoned CA(k) (General Business) was approved in April 2016, there was an associated sector plan amendment (3-D-16-SP) for that portion of the property that changed the sector plan from LDR (Low Density Residential) to C (Commercial). The current sector plan designation for the entire site is LDR, however, it appears the C designation was inadvertently changed to LDR instead of the equivalent GC (General Commercial) designation when the comprehensive update to the Northwest County Sector Plan was adopted a few months later in August 2016. Planning staff is reviewing this discrepancy to determine if the sector plan can be administratively corrected so the portion of the property zoned CA(k) will have the GC (General Commercial) designation. This administrative review does not impact this request for indoor storage because the LDR sector plan designation on the A (Agricultural) zoned portion of the property is correct and will not change.
- 2) THE USE IS IN HARMONY WITH THE GENERAL PURPOSE AND INTENT OF THE ZONING ORDINANCE.
- A. The A (Agricultrual) zone is intended to provide a wide range of agricultural and related uses as well as residential uses with low population densities and other compatible uses which generally require large areas or open spaces.
- B. The proposed indoor storage use is allowed in the A zone as a use permitted on review. The storage building is considered an accessory to the auto repair business and cannot be used as an independent commercial operation.
- 3) THE USE IS COMPATIBLE WITH THE CHARACTER OF THE NEIGHBORHOOD WHERE IT IS PROPOSED, AND WITH THE SIZE AND LOCATION OF BUILDINGS IN THE VICINITY.
- A. The one-story building has a larger footprint than other types of large agricultural accessory structures, such as barns, but the height is less than a typical two-story barn.
- B. Since the building is considered an accessory structure, it does not need to meet the 35-ft rear setback for primary structures. The required rear setback is 8-ft and the proposed rear setback is 20-ft.
- 4) THE USE WILL NOT SIGNIFICANTLY INJURE THE VALUE OF ADJACENT PROPERTY.
- A. A dense Type 'A' landscape screen will be installed along the north property line which will help buffer the building from the adiacent residential uses.
- B. The structure is to be used for indoor storage only and other commercial operations are not to take place inside the storage building, such as the repair of vehicles.
- C. The site lighting will only be on at night temporarily when a motion sensor is triggered and the lights will automatically turn off after a short period of time.
- 5) THE USE WILL NOT DRAW ADDITIONAL TRAFFIC THROUGH RESIDENTIAL AREAS.
- A. The development will have direct access to Lovell Road which is a minor arterial street.
- 6) THE NATURE OF DEVELOPMENT IN THE SURROUNDING AREA IS NOT SUCH AS TO POSE A POTENTIAL HAZARD TO THE PROPOSED USE OR TO CREATE AN UNDESIRABLE ENVIRONMENT FOR THE PROPOSED USE.
- A. There are no known uses in the area that could be a potential hazard or create an undesirable environment for the proposed indoor storage use.

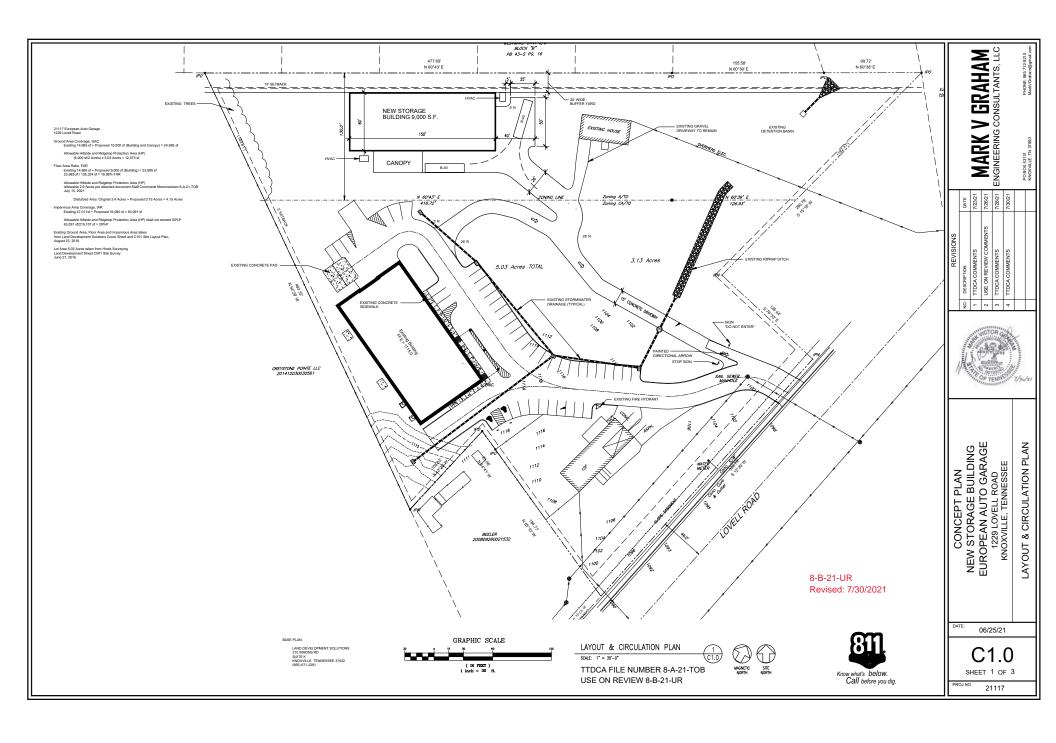
ESTIMATED TRAFFIC IMPACT: Not required.

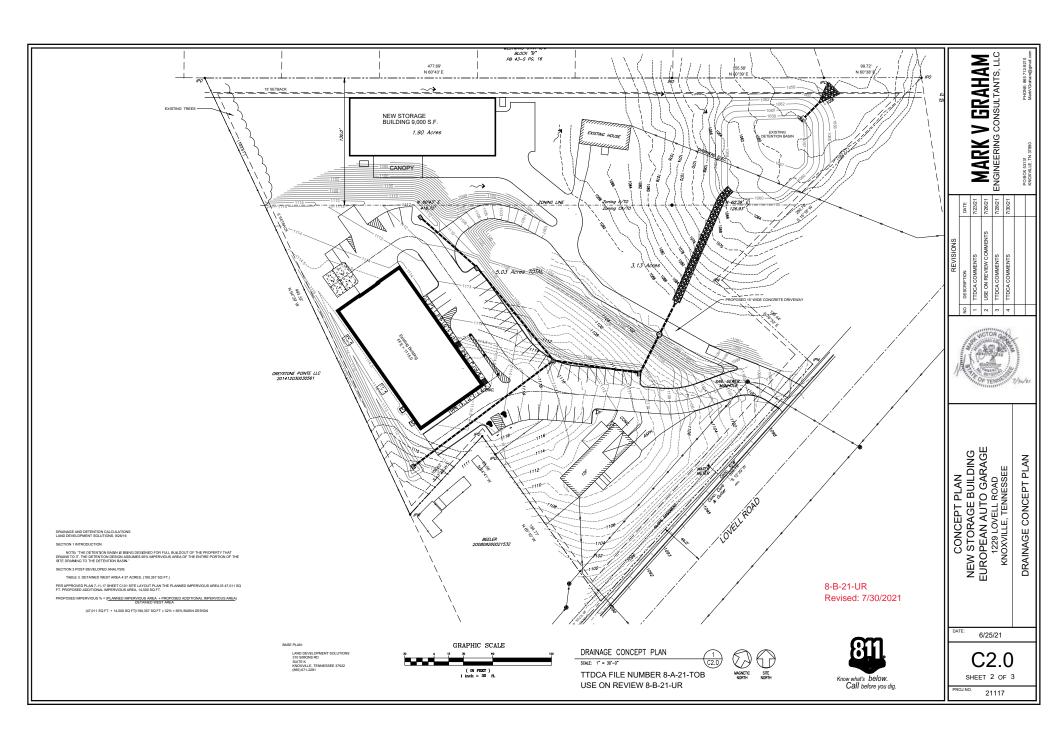
ESTIMATED STUDENT YIELD: Not applicable.

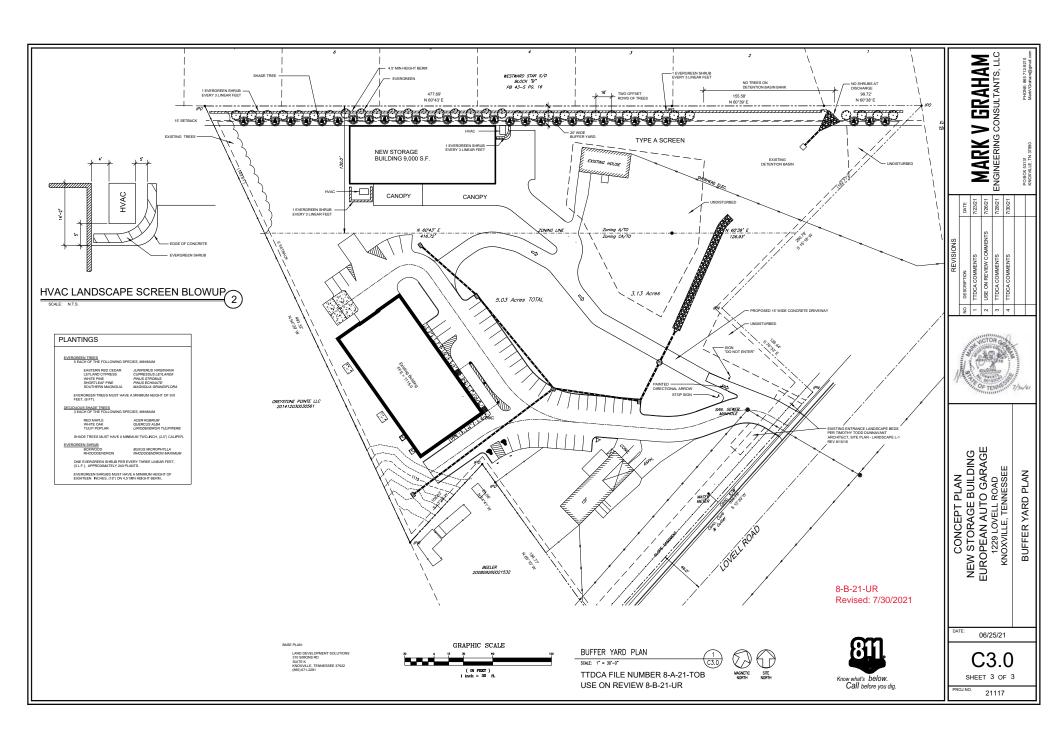
The Planning Commission's approval or denial of this request is final, unless the action is appealed to the Knox County Board of Zoning Appeals. The date of the Knox County Board of Zoning Appeals hearing will depend on when the appeal application is filed. Appellants have 30 days to appeal a Planning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

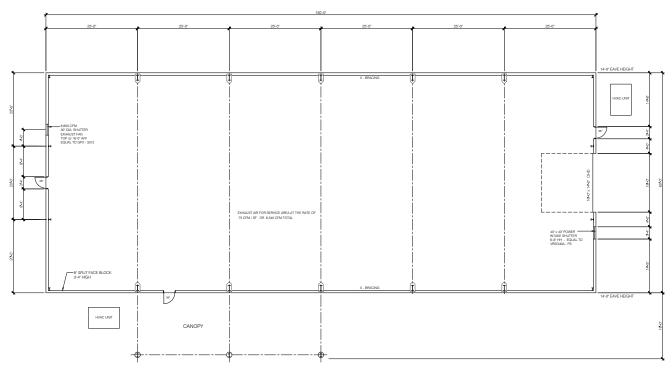
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APPLICABLE CODES:
BBLINK CODE:
DOIS BEC
MICHAEL CODE:
MICHAE

PROJECT INFORMATION:

TYPE OF CONSTRUCTION: II B

FULLY SPRINKLED: YES

OCCUPANCY TYPE: S-1

BUILDING AREA: 9,000 S

FLOOR PLAN

9,000 S.F.

1/8" = 1'-0'

8-B-21-UR 7/27/2021

DATE: 6-24-21

REVISION: 7-27-21

DRAWING NUMBER

BUILDING FLOOR PLAN

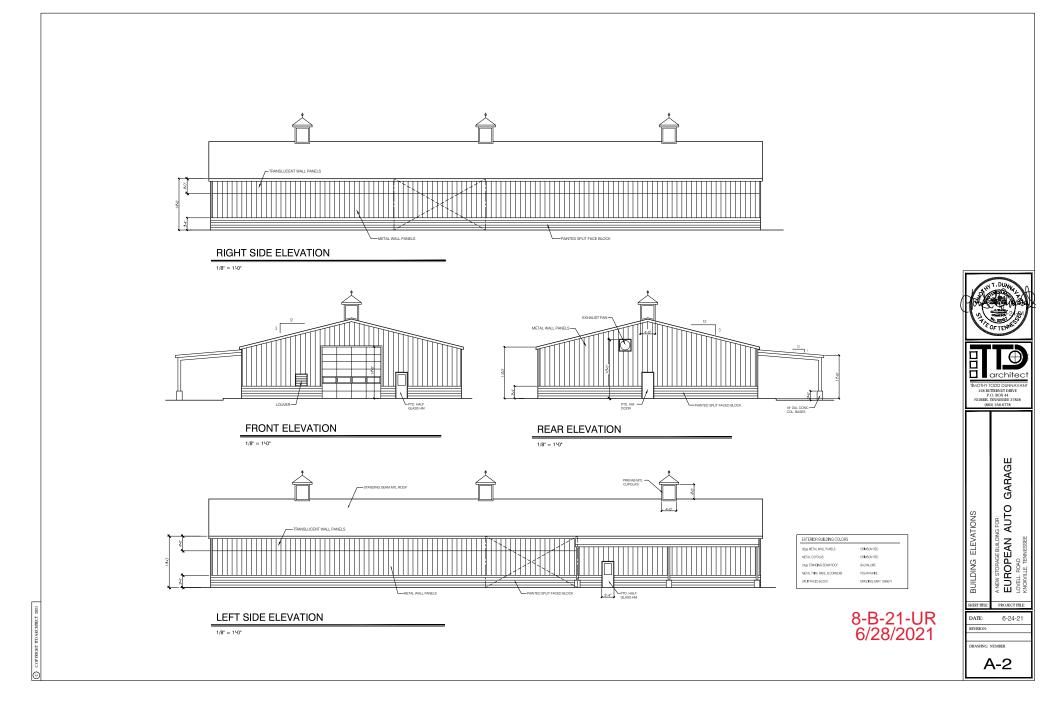
GARAGE

A NEW STORAGE BUILDING FOR:

EUROPEAN AUTO (
LOVELL ROAD
KNOXMILE, TENNESSEE

A-1

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Ultra Compact LED Wallpack - Zero Uplight









The compact LED LNC is designed for perimeter illumination, available in 3 lumen packages replacing up to 100w HID for safety, security and general illumination applications. This compact fixture is neighbor friendly with zero uplight. Typical mounting height up to 12 feet with 40ft fixture spacing (without acrylic diffuser) and 30ft spacing with acrylic diffuser installed. Photocontrol option is available.

- IES Progress Award Winner 2012
- 4K and 5K models meet DesignLights

Consortium (DLC) qualifications, consult DLC website for more details:

http://www.designlights.org/QPL

- Listed to UL1598 for use in wet locations
- Long-life (60,000hr L96 rated)
- Quick mount adapter and designed for both recessed box or surface conduit wiring

STOCK

ORDERING INFORMATION

Catalog Number	System Watts	Delivered Lumens	Voltage	сст	# Drivers/ Current	Mounting Height	Weight lbs. (kg)	PKG. CODE
LNC-5LU-4K	12.8w	1077	120-277V	4000K	1@700mA	up to 10 ft.	4.0 (1.8)	FCC
LNC-5LU-5K	12.8w	1146	120-277V	5000K	1@700mA	up to 10 ft.	4.0 (1.8)	FCC
LNC-7LU-4K-3-1	16.4w	1539	120-277V	4000K	1@700mA	up to 11 ft.	4.0 (1.8)	FCC
LNC-7LU-5K-3-1	16.4w	1557	120-277V	5000K	1@700mA	up to 11 ft.	4.0 (1.8)	FCC
LNC-9LU-4K-3-1	20.6w	1989	120-277V	4000K	1@700mA	up to 12 ft.	4.0 (1.8)	FCC
LNC-9LU-5K-3-1	20.6w	2095	120-277V	5000K	1@700mA	10-12 ft.	4.0 (1.8)	FCC



10-Day Quick-Ship Ordering Guide

Order Limit Per Luminaire Selection: 15 (Contact factory for larger quanities) - BC Pkg Code



SERIES

LNC LNC Zero uplight

NUMBER OF LEDS/SOURCE/VOLTAGE

7LU 7 LEDs, Universal voltage 120-277V

9LU 9 LEDs, Universal voltage 120-277V

CCT

4K 4000K nominal

5K 5000K nominal

IES DISTRIBUTION

3 Type III

4 Type IV

1 Bronze

2 Black

FINISH

OPTIONS

photocontrol,

120-277V

OPTIONS

photocontrol.

120-277V

PCU Button

PCU Button

3 Gray

4 White

5 Platinum

MADE-TO-ORDER ORDERING INFORMATION – (BC PKG CODE)

LNC

SERIES LNC LNC

Zero uplight

NUMBER OF LEDS/SOURCE/VOLTAGE

7 LEDs, Universal voltage 120-277V

9LU 9 LEDs, Universal voltage 120-277V

Amber LEDs are 035mA drive current

CCT 3K 3000K nominal, 80 CRI

4K 4000K nominal

5K 5000K nominal

AM¹ Amber (590 μm available for "Turtle

Friendly"/observatory applications); Consult factory

IES DISTRIBUTION

3 Type III

4 Type IV

FINISH 1 Bronze

2 Black

3 Gray

4 White

5 Platinum

DIMENSIONS





Α	В	С	D	
4.8"	1.6"	8.2"	5.3"	
122 mm	39 mm	209 mm	133 mm	

PERFORMANCE INFORMATION

Series Number	E	Energy			
Series Number	МН	HPS	CFL	Savings	
LNC-5L	50w	50w	42w	82%	
LNC/LNC2-7L	70w	70w	42w	82%	
LNC/LNC2-9L	100w	100w	42w	82%	
LNC2-12L/LNC2-18L	150w+	150w+	2x42w+	85%	





Planning Sector

Development Request

Plann KNOXVILLE I KNOX		DEVELOPMENT ☐ Development Plan ☐ Planned Development ☐ Use on Review / Special U ☐ Hillside Protection COA		□ Co □ Fir	IVISION ncept Plan aal Plat	ZONING ☐ Plan Amendm ☐ SP ☐ 0 ☐ Rezoning		
Benjamin C. Mu	llins o/b/o Pa	sco, LLC			Own	er		
Applicant Name					Affiliat	ion		
June 28, 2021	1 August 12, 2021					File Numb	per(s)	
Date Filed		Meeting Date (if applicable)			8-E	3-21-UR	{	
CORRESPONDE	NCE All	corresponde	nce related to this appl	ication should be d	directed to the ap	oproved contact listed b	elow.	
Applicant 🔲 (Owner 🗌 Opt	ion Holder	☐ Project Surveyor	☐ Engineer ☐	Architect/Land	dscape Architect		
Benjamin C. Mu	llins			Frantz, McConnell & Seymour, LLP				
Name				Company	- 407			
550 West Main S	Street, Suite 5	000		Knoxville	TN	37902		
Address				City	State	ZIP		
865-546-9321		bm	nullins@fmsllp.com	ı				
Phone		Em	ail					
CURRENT PROF	PERTY INFO							
Pasco, LLC			1229 Lovell RI)		865-850-8541		
Owner Name (if different) Owner		Owner Address		7	Owner Phone			
1229 Lovell RD				118HA	03502			
roperty Address			Parcel ID)				
noxville Utilities Board		Knoxville Utilities Board			N			
lewer Provider Water			Water Pr	rovider		Septio	c (Y/N)	
STAFF USE ONL								
west of Lovell RE	and north o	fits interse	ection with Blanket	t Bay Way	5.03	acres		
General Location					Tract S	ize		
	6th District	CA	TO(k) and A/TO	Com	mercial (CO)			
City County	District	Zoni	ng District	Existir	ng Land Use			
Northwest County		LDI	LDR			Planned Growth		

Sector Plan Land Use Classification

Growth Policy Plan Designation

DEVELOPMENT REQUEST		
☐ Development Plan ☐ Use on Review / Special Use ☐ Hillside Protection COA ☐ Residential ☐ Non-Residential ☐ Home Occupation (specify)	Related City Permit Number(s)	
Indoor storage of vehicles acessory to existing commercial operation. Other (specify)		
SUBDIVISION REQUEST		
	Related Rezoning File Number	
Proposed Subdivision Name		
Unit / Phase Number Combine Parcels Divide Parcel Total Number of Lots Created		
☐ Other (specify)		
☐ Attachments / Additional Requirements		
ZONING REQUEST		
☐ Zoning Change	Pending Plat File Number	
Proposed Zoning		
☐ Plan Amendment Change Proposed Plan Designation(s)		
Proposed Density (units/acre) Previous Rezoning Requests		
☐ Other (specify)		
STAFF USE ONLY		
PLAT TYPE Fee 1	Total	
☐ Staff Review ☐ Planning Commission 0401 1500.00		
ATTACHMENTS		
Property Owners / Option Holders	,	
Design Plan Certification (Final Plat)		
☐ Use on Review / Special Use (Concept Plan) Fee 3		
☐ Traffic Impact Study		
☐ COA Checklist (Hillside Protection)	\$1500.00	
AUTHORIZATION By signing below, I certify I am the property owner, applicant or the owner.	s authorized representative.	
Benjamin C. Mullins o/b/o Pasco, LLC	June 28, 2021	
Applicant Signature Please Print	Date	
865-546-9321 bmullins@fmsllp.com		
Phone Number Email		
Marc Payne	6/28/2021	
Staff S gradure Please Print	Date	

