

# **SPECIAL USE REPORT**

FILE #: 11-E-21-SU

AGENDA ITEM #: 33

AGENDA DATE: 11/10/2021

APPLICANT:	AARON	JERNIGAN	
OWNER(S):	Redeem	er Church of Knoxville, Inc.	
TAX ID NUMBER:	94 N G (	001	View map on KGIS
JURISDICTION:	City Cou	Incil District 1	
STREET ADDRESS:	1642 Hig	ghland Ave.	
LOCATION:	South s	ide of Highland Avenue, east side of S. Seve	nteenth Street
APPX. SIZE OF TRACT:	22500 s	quare feet	
SECTOR PLAN:	Central (	City	
GROWTH POLICY PLAN:	N/A (Wit	thin City limits)	
ACCESSIBILITY:	pavemer	is via S. Seventeenth St, a minor arterial street v nt and sidewalks within 68-ft of right-of-way, and Illector with 36-ft of pavement and sidewalk with	Highland Ave, a
UTILITIES:	Water Se	ource: Knoxville Utilities Board	
	Sewer S	ource: Knoxville Utilities Board	
WATERSHED:	Third Cre	eek	
<b>ZONING:</b>		eneral Residential Neighborhood) / NC (Neig vation Overlay) Districts	hborhood
EXISTING LAND USE:	Public/G	Quasi Public Land (church)	
PROPOSED USE:	Expansi	ion of an existing church	
HISTORY OF ZONING:		1 (Neighborhood Conservation Overlay) District per 2000 (Case 8-Q-00-RZ)	was adopted in
SURROUNDING LAND USE AND ZONING:	North:	Single-family and multi-family residential RN- Residential Neighborhood) and NC (Neighborho Overlay)	
	South:	Single-family and multi-family residential RN- Residential Neighborhood), RN-6 (Multi-Family Neighborhood) and NC (Neighborhood Conserv	Residential
	East:	Multi-family residential and parking RN-5 (Ge Neighborhood) and NC (Neighborhood Conserved)	
	West:	Single-family and multi-family residential RN- Residential Neighborhood) and NC (Neighborho Overlay)	
NEIGHBORHOOD CONTEXT:	by single	perty is located in the Fort Sanders neighborhoo e-family and multi-family residential uses. The su has sidewalks and on-street parking on the side	irrounding road
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#### **STAFF RECOMMENDATION:**

## Approve the requested expansion to the existing place of worship (church) of approximately 8,400 sqft, subject to 3 conditions.

1. Meeting all applicable requirements of the City of Knoxville Zoning Ordinance or obtaining the necessary variances from the Board of Zoning Appeals, including but not limited to Article 10.3.T. (Mechanical Equipment), Article 13 (Signs), and the building height.

2. Meeting all applicable requirements of the City of Knoxville Department of Engineering.

3. Meeting the requirements of the certificate of appropriateness approved by the Historic Zoning Commission.

With the conditions noted, this plan meets the requirements for approval in the RN-5 (General Residential Neighborhood) District and the criteria for approval of a special use.

#### COMMENTS:

This proposal includes the demolition of an existing 2-story wing of the church that is located at the rear of the property, adjacent to the alley, and the construction of a new 3-story wing that is located along the Highland Avenue frontage. The parking lot will be relocated to the rear of the new building and will have access to S. Seventeenth Street and the alley. The existing parking lot has access to S. Seventeenth Street and Highland Avenue. The S. Seventeenth Street driveway is located opposite of Highland Avenue where there is an existing traffic signal.

The Board of Zoning Appeals (BZA) has already approved three variances for the church expansion, including a reduction of the front setback from 25-ft to 8.1-ft and the required parking from 61 spaces to 9 spaces, and increasing the maximum impervious surface from 60% to 70%. The proposed development plan requires three additional variances but the plan should be able to be adjusted without requiring significant modifications. These variances include increasing the maximum building height to accommodate an elevator, increasing the sign area, and placing the HVAC mechanical equipment in the corner side yard. A variance to allow the HVAC equipment in the corner side yard may not be allowed since it is explicitly prohibited. The alternative sites for the equipment will be further away from the public right-of-way. The signage was not reviewed as part of this Special Use and must either meet the zoning standards or obtain a variance as the applicant has indicated they will seek.

The Historic Zoning Commission approved the addition and site plan as proposed, except for requiring the HVAC mechanical equipment to be moved away from the corner of the building at the Highland Drive and S. Seventeenth Street intersection. If the BZA variance is approved to allow the HVAC units in the proposed location, a new approval by the Historic Zoning Commission will be required.

STANDARDS FOR EVALUATING A SPECIAL USE (ARTICLE 16.2.F.2.)

1) THE USE IS CONSISTENT WITH ADOPTED PLANS AND POLICIES, INCLUDING THE GENERAL PLAN AND THE ONE-YEAR PLAN.

a. The One Year Plan and Central City Sector Plan designations for this site are MDR (Medium Density Residential). The current RN-5 (General Residential Neighborhood) zoning allows places of worship (churches) as a Special Use.

2) THE USE IS IN HARMONY WITH THE GENERAL PURPOSE AND INTENT OF THIS ZONING CODE. a. The RN-5 (General Residential Neighborhood) Zoning District is intended to accommodate medium density residential neighborhoods in the City of Knoxville comprising a heterogeneous mix of single-family, two-family, townhouse, and multi-family dwellings. The RN-5 District may also serve as a functional transition between traditionally single-family and two-family residential neighborhoods within the City, and more intensely developed residential or commercial areas. Limited nonresidential uses that are compatible with the character of the district may also be permitted.

b. The RN-5 zone allows limited nonresidential uses that are compatible with the character of the district. The Historic Zoning Commission approved the proposed addition, with conditions, at their October 21, 2021 meeting.

c. The church property is located at the intersection of two classified streets (minor arterial and minor collector).

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 Historic Zoning Commission approved the proposed addition, with conditions, at their October 21, 2021 meeting.

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4) THE USE WILL NOT SIGNIFICANTLY INJURE THE VALUE OF ADJACENT PROPERTY OR BY NOISE, LIGHTS, FUMES, ODORS, VIBRATION, TRAFFIC, CONGESTION, OR OTHER IMPACTS DETRACT FROM THE IMMEDIATE ENVIRONMENT.

a. The church is currently located on the subject property and the net increase of floor area will only be approximately 1,000 sqft which will not significantly increase the use of the property.

B. The parking lot will be located to the rear of the building and will only have access to S. Seventeenth Street via the controlled intersection at Highland Avenue and the alley. The Highland Avenue access will be removed which will remove conflict points along that frontage and potentially allow for additional on-street parking.

5) THE USE IS NOT OF A NATURE OR SO LOCATED AS TO DRAW SUBSTANTIAL ADDITIONAL TRAFFIC THROUGH RESIDENTIAL STREETS.

a. The property has direct access to a minor arterial street so it will not draw traffic through residential streets.

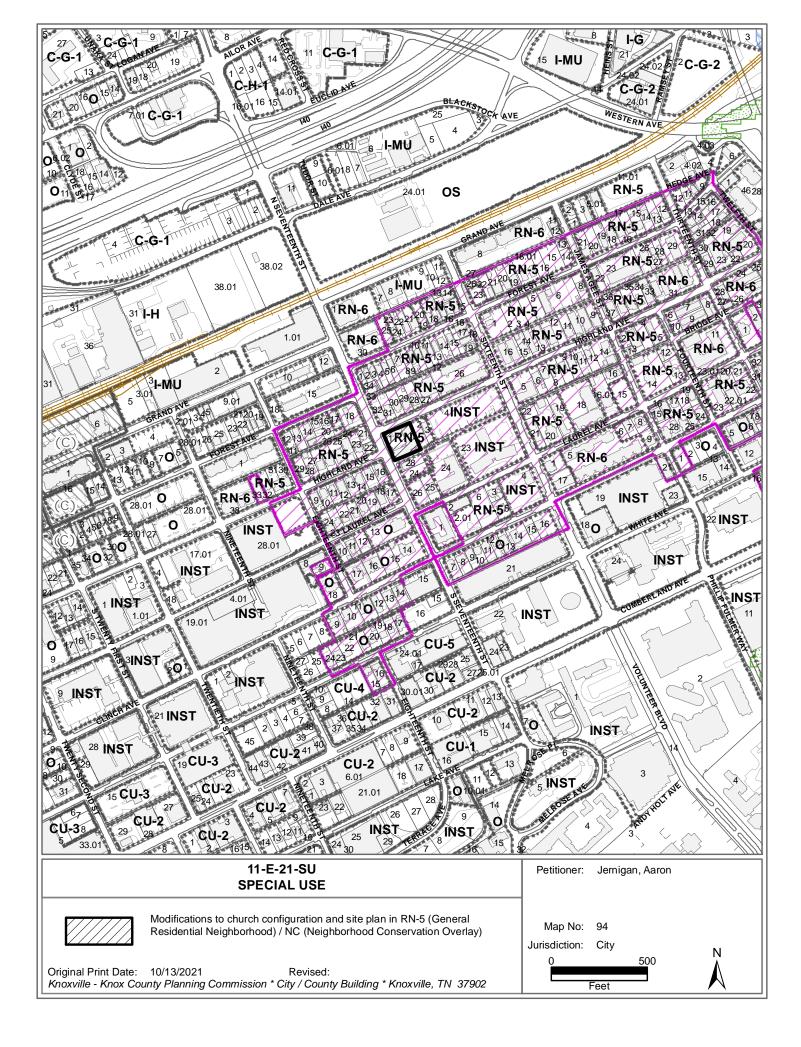
6) THE NATURE OF DEVELOPMENT IN THE SURROUNDING AREA IS NOT SUCH AS TO POSE A POTENTIAL HAZARD TO THE PROPOSED USE OR TO CREATE AN UNDESIRABLE ENVIRONMENT FOR THE PROPOSED USE.

a. There are no known uses immediately surrounding the subject site that will pose a potential hazard or undesirable environment for the proposed use.

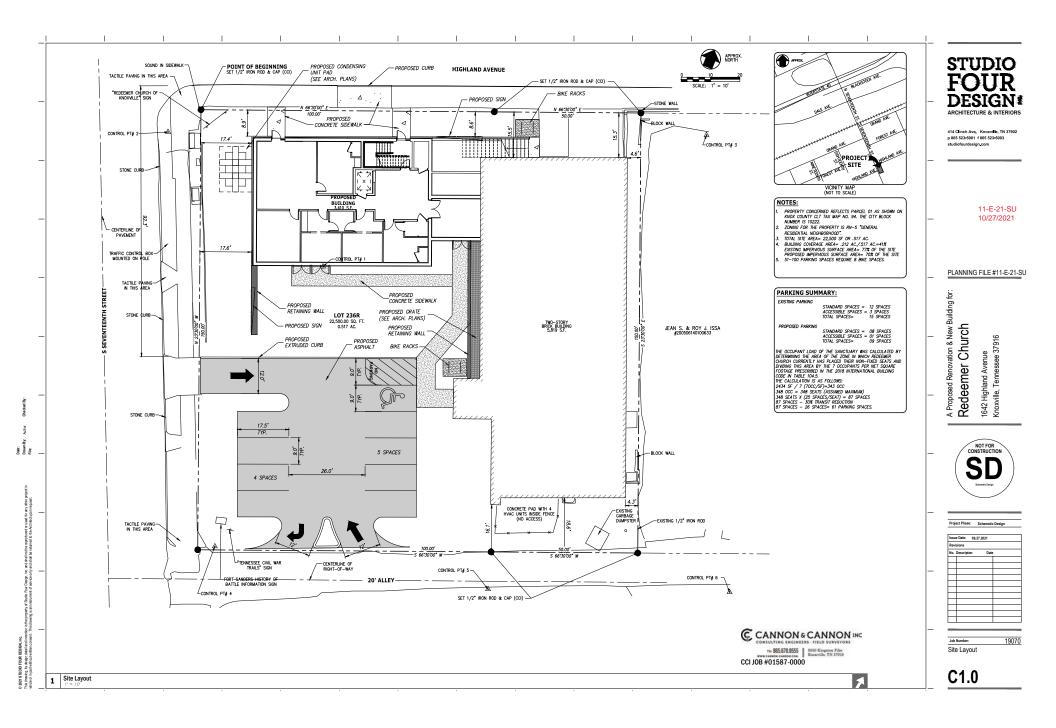
ESTIMATED TRAFFIC IMPACT: Not required.

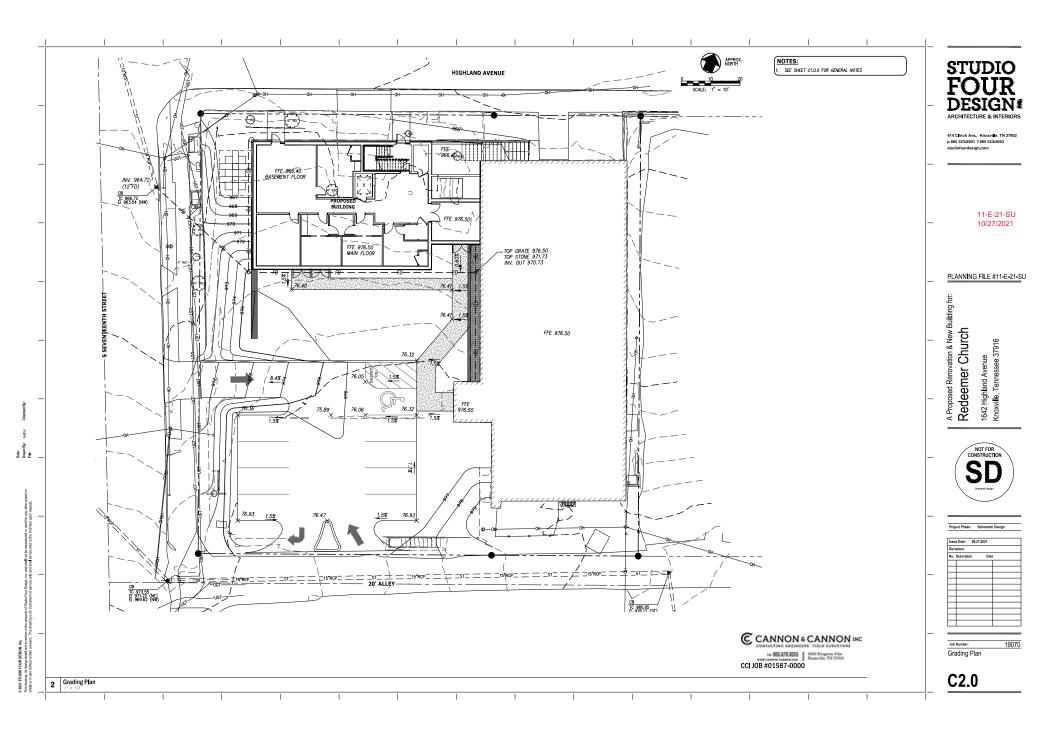
ESTIMATED STUDENT YIELD: Not applicable.

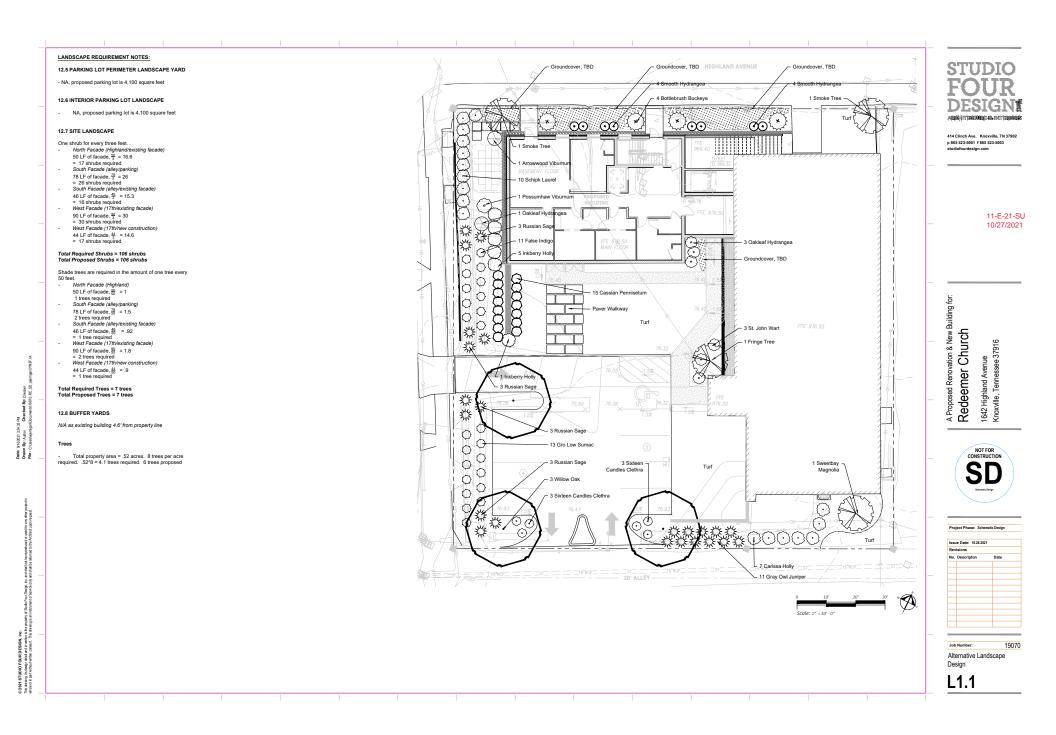
The Planning Commission's approval or denial of this request is final, unless the action is appealed to the Knoxville City Council. The date of the Knoxville City Council hearing will depend on when the appeal application is filed. Appellants have 15 days to appeal a Planning Commission decision in the City.

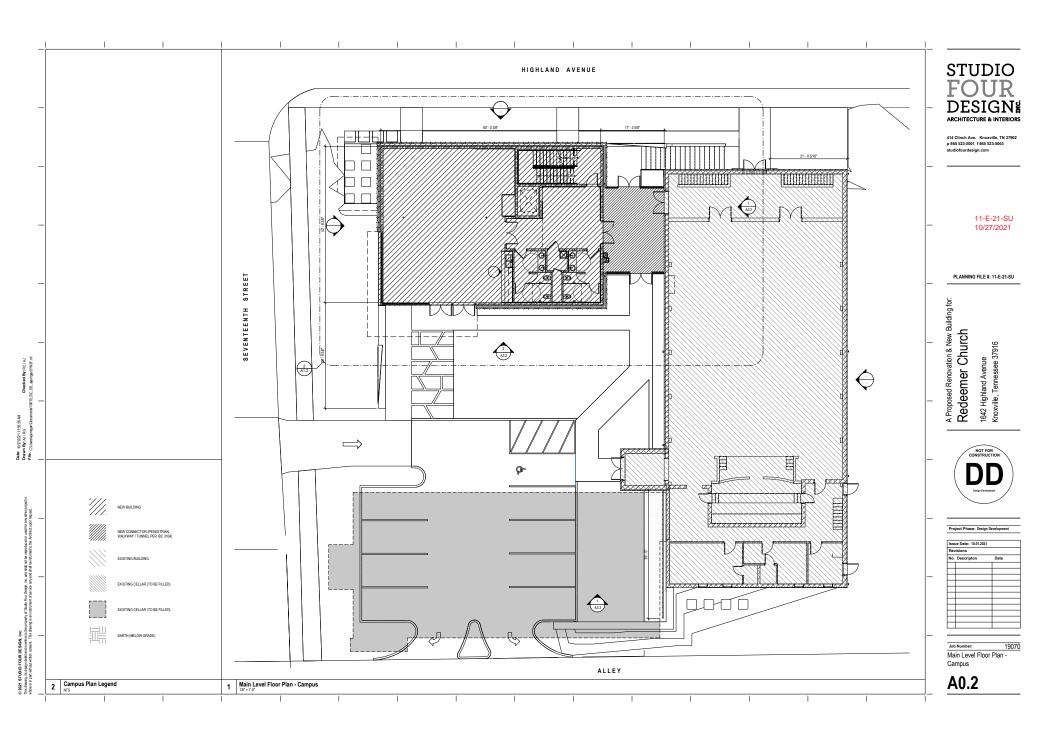


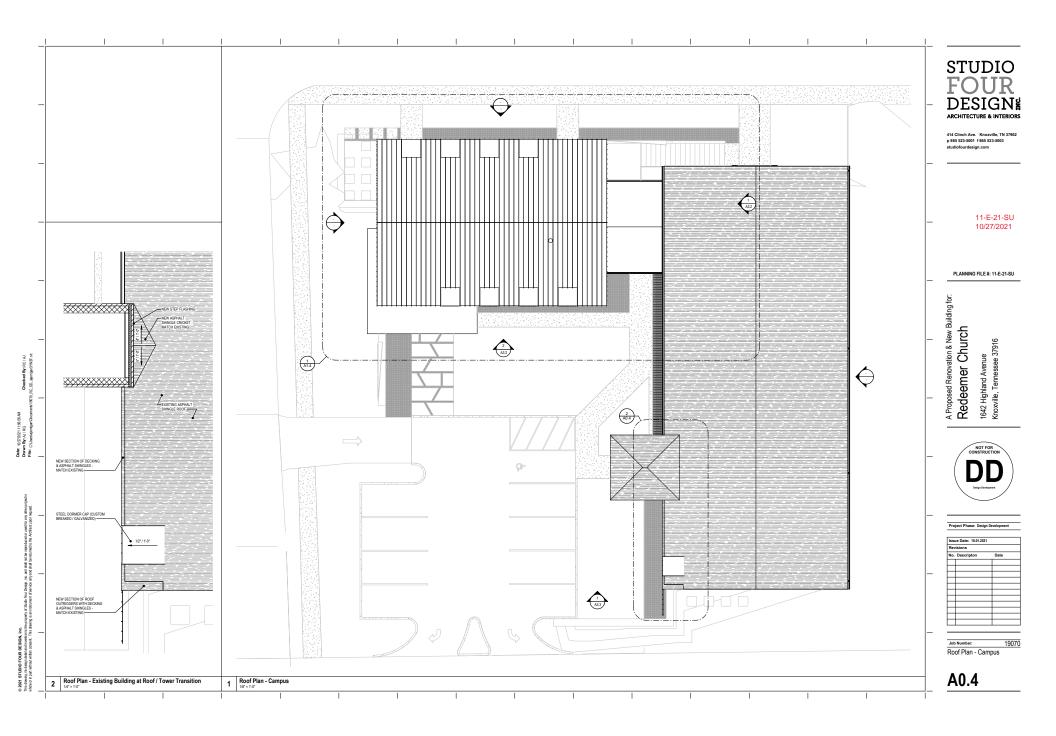
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Stand Land		A2.3 Upper Level Reflected Celling Plan - New Building A3.1 Building Elevations - Campus Q Q Q		PLANNING FILE #: 11-E-
		A3.3         Building Elevations - Campus         O         O         O         A3.4         Building Elevations - New Building         O		j for:
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Owner: Architect: Rodenmer Church Studio Four Design, Inc. 1624 Rightand Avenue 414 Clinch Avenue Krozniki, Terniszes J79102	CENTERLINE	METAL         MASONRY VENEER           PL1YNOOD         XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	ALLOWING & LANDSCAPHIG \$20,000.00	
Contact: Shawn Slate, Parlor Contact: Shawn Slate, Parlor T: 865.554.4552 L: sittalig/elementionu/lile.org E: aperinging/sdafn.com	Name Elevation MARKER			Design Envelopment
MEIP: Structural:		4 Material Pattern Legend	2 SD Control Estimate Allowances	Project Phase: Design Developm
Proficient Engineering Haines Structural Group 4110 Sutherland Avenue 800 South Say Street, Suite 1750 Knoxville, Temesses 37919 Knoxville, Temeses 37929 Contact: Thomas Wasmund, P.E. Contact: Charle Johnson, E.I.			ALTERNIET & COMECTOR SCHEER: INVOICES INVOICTO ESTISTINUE OF THE CONECTOR AND TUNKEL TO THE KORTIN BY W- /P. REDUCING THE ROOM DIMENSION THE COMECTOR TO W- +Y UT - AND THE TUNKEL BEOM ACCORDINGLY. ALTERNATE (I) ALSO INVOLVES REMOVING THE (P) EA FACING WINDOWS IN THE OPEN OFFICE ON THE UPPER LEVEL. BASE DO CONTION.	
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Contact: Patrick Beasley Contact: Scott Ferry T: 865.441.4428 T: 865.724.1169 E: patrick@beasley/a.com E: scott@glerry.construction.com	T REVISION NOTE SIM WALLSEN	5 CONSTRUCTION NATISALIS SECONDE ON DA ONDE ON THE DRAWINGS ARE REPRESENTATIVE OF THE GENERAL BESISTA INTERT 6 CEBERAL CONTRACTOR TO VISIENT COLOTIONE REPORT DE BODINE, E CONTINIONE ARE DIFFERENT THAN SHOWIN IN BRAWINGS CONTACT ADMILTERT INMEDIATELY. N WEEKA ALETAL ES NON DRA ANDE E SESSIBLE DRO DE CONTINUE IT SHALL AREV POR LALLERE CONTACTOR DRA ANDE E SESSIBLE DRO DE CONTINUE THE SHALL AREV POR LALLERE CONTACTOR DRAWING CONTACT ADMILTERT DRAWL AND THE POR LALLERE CONTACTOR DRAWLED AND THE DRAWLED AND THE POR LALLERE CONTACTOR DRAWLED AND THE DRAWLED AND THE POR LALLERE CONTACTOR DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE PORT DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE PORT DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE PORT DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE PORT DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE PORT DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE PORT DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE DRAWLED AND THE PORT DRAWLED AND THE DRAWLED AND	Excision and the relations to its uses of the trackets in initiality of the Bulline's solution to communication of the second solution of	SLY.
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			BASE BID CONDITION: PARRING LOT WOULD BE FULLY ASPAULT AS SHOWN ON DRAWINGS.	
6 Project Contacts	5 Graphic Symbols	3 General Notes	1 SD Control Estimate Alternates	T0.0

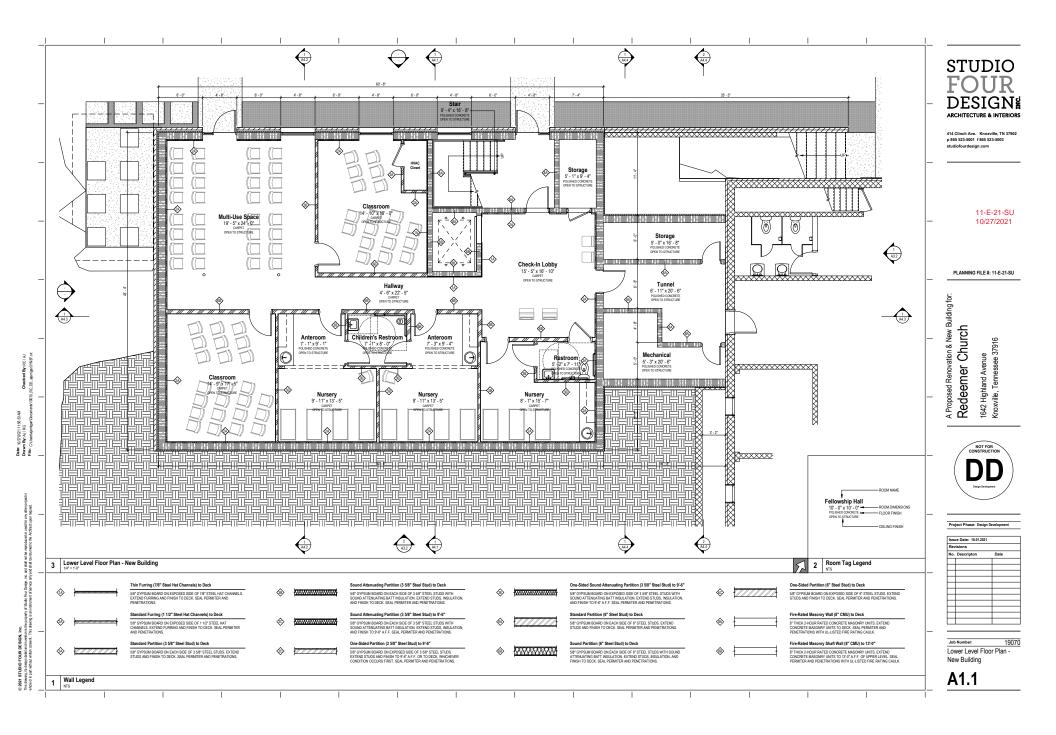


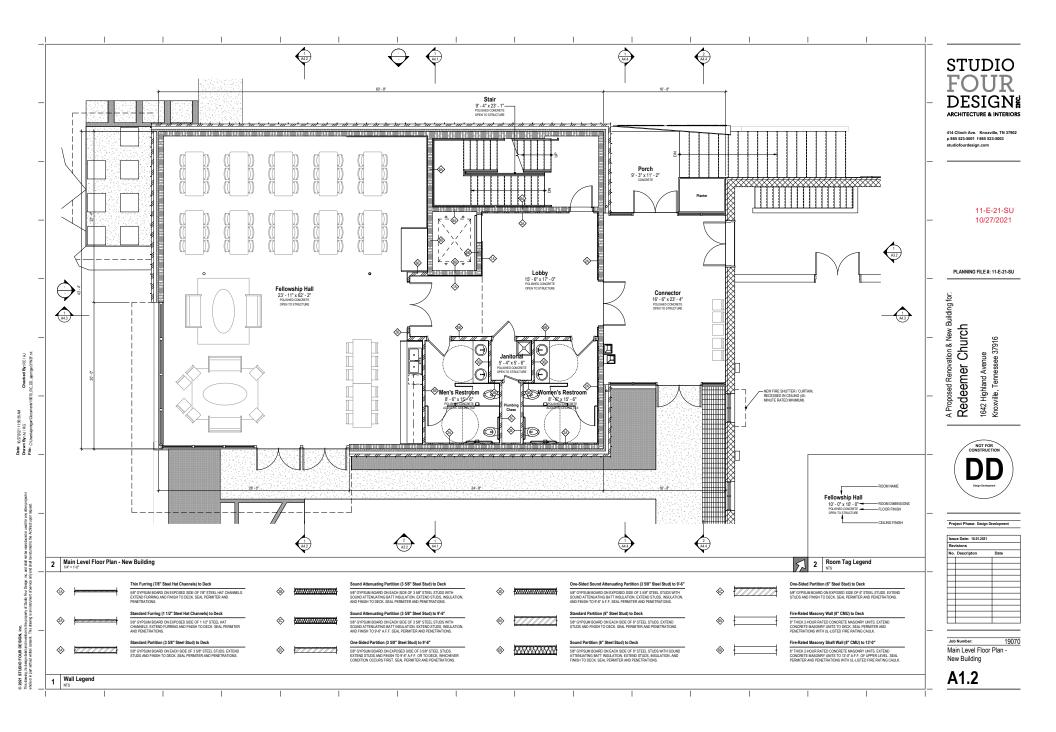


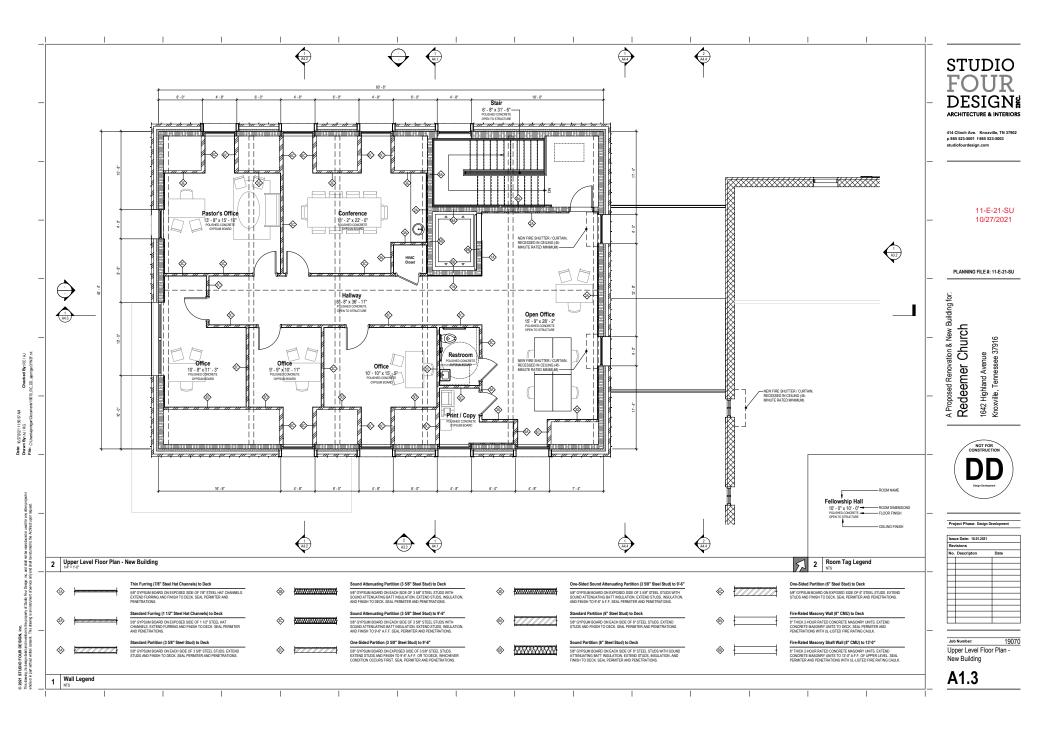


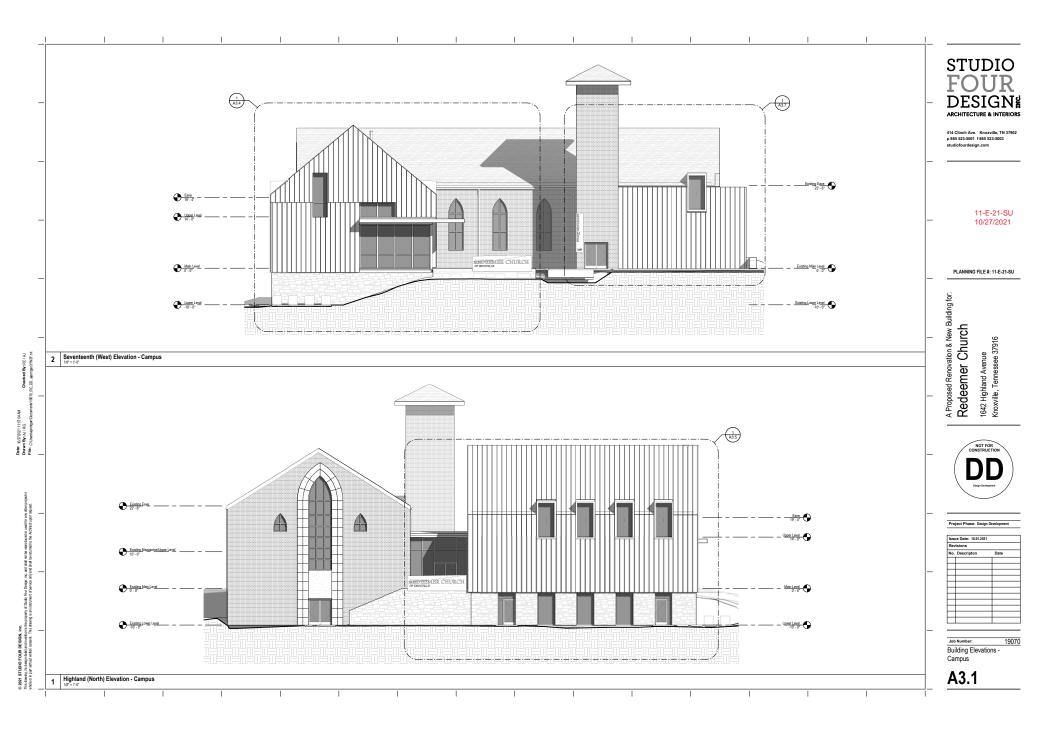


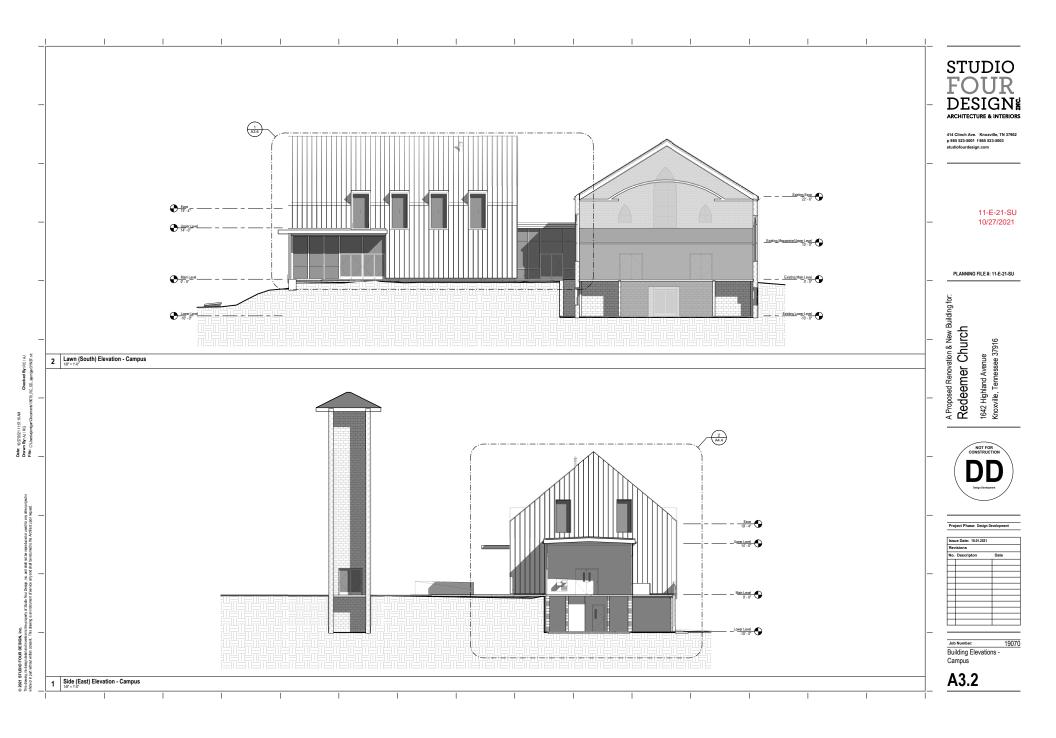


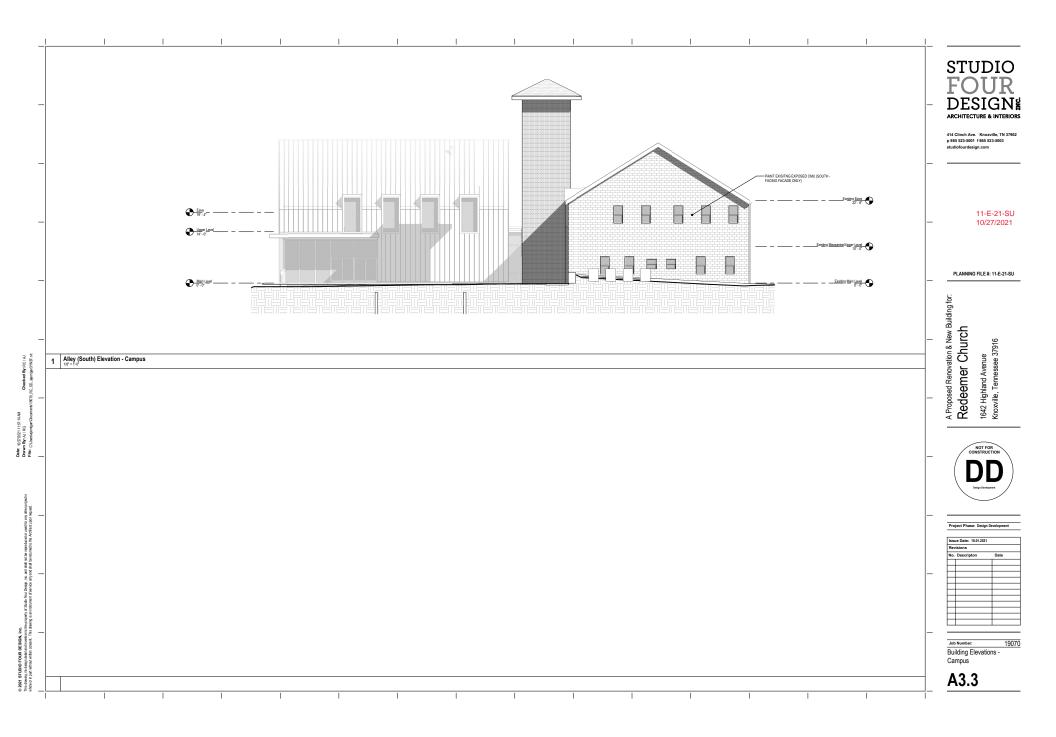


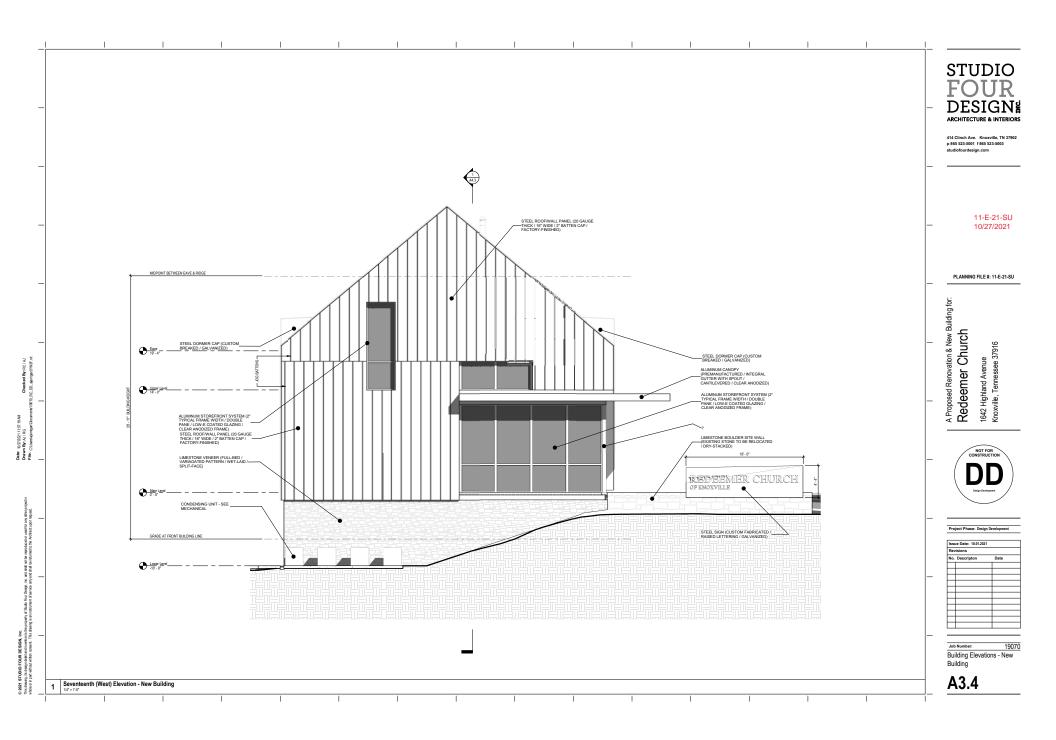


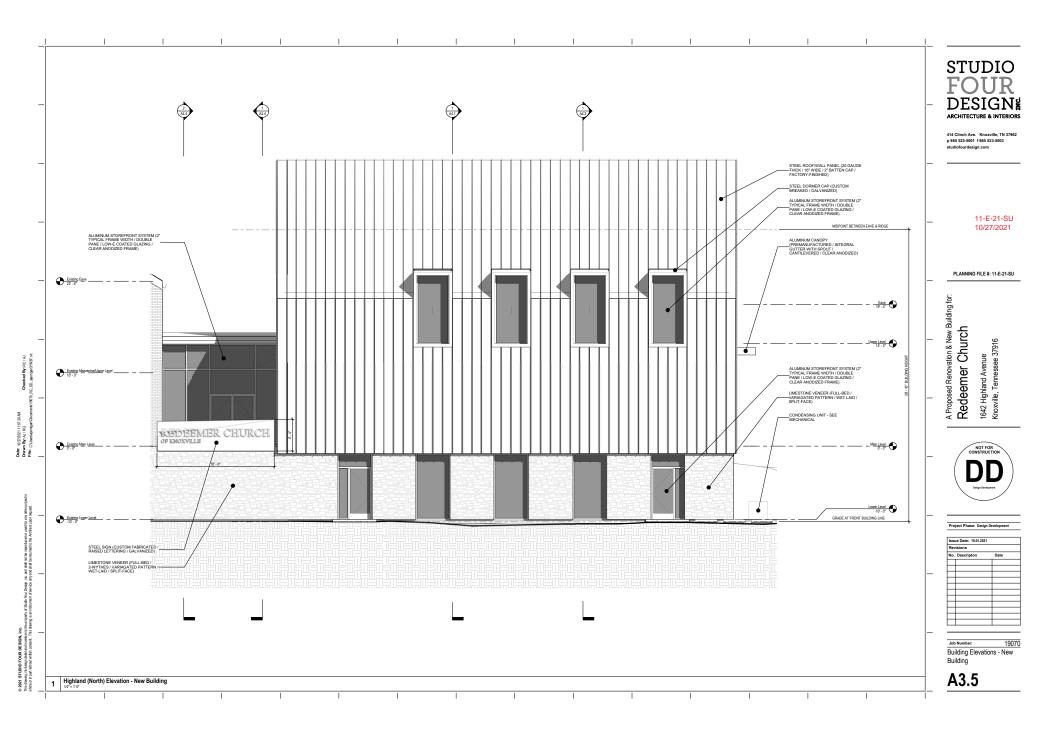


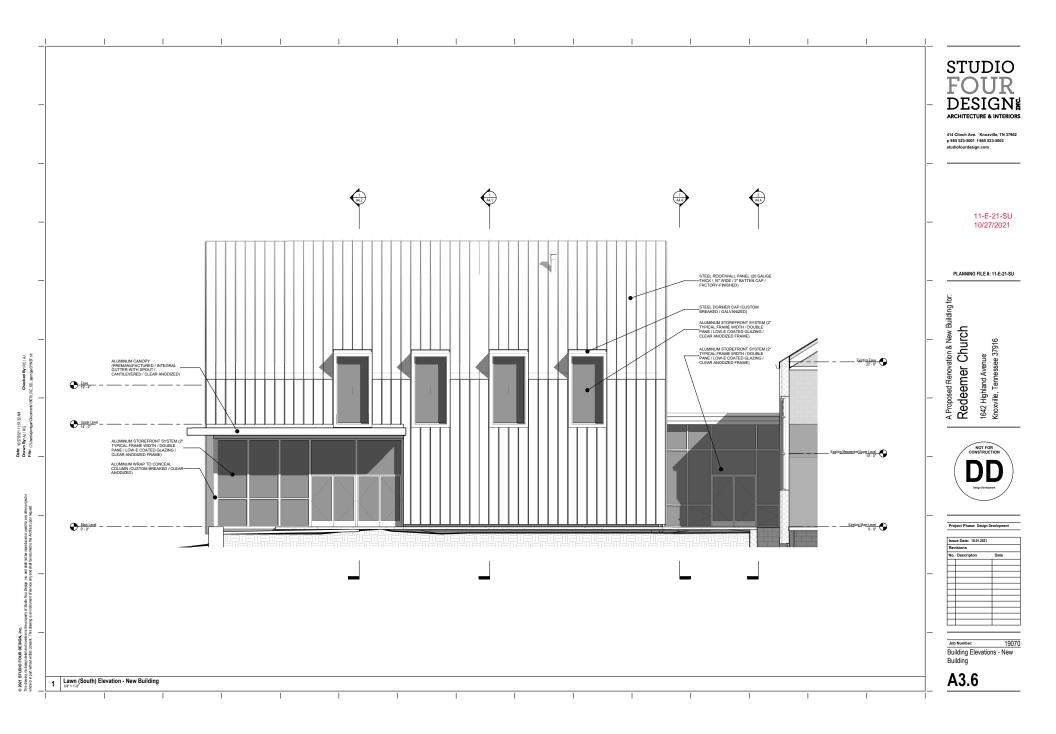


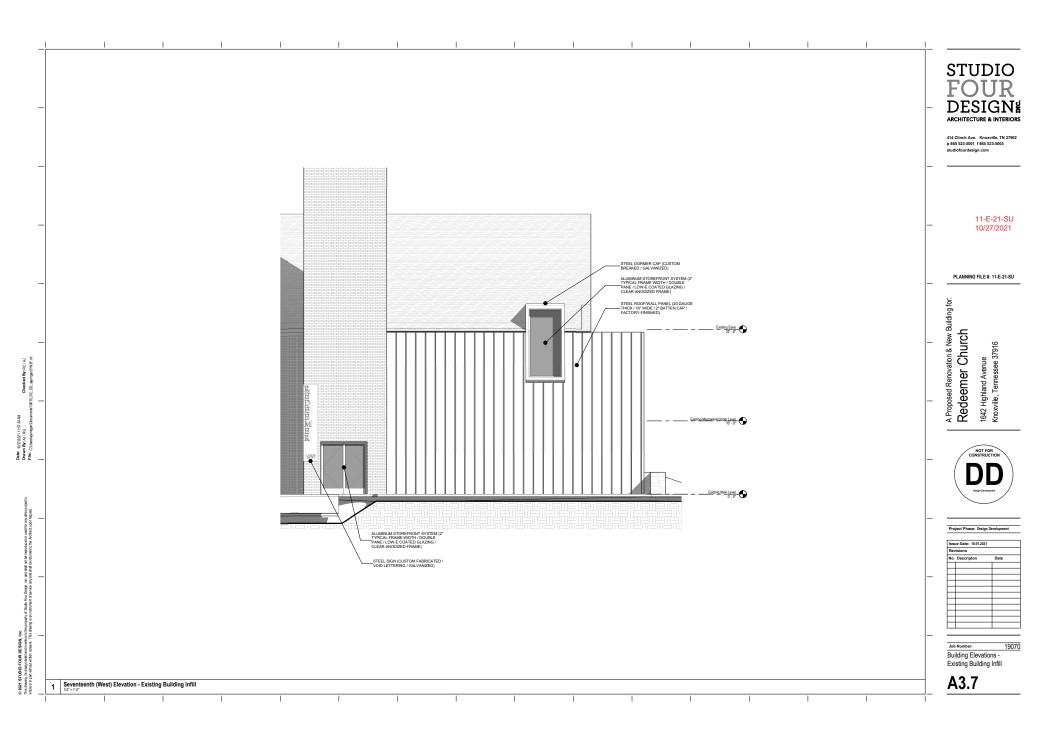












	Developm	ent R	eque	st
	DEVELOPMENT			ZONING
Planning	Development Plan		oncept Plan	Plan Amendment
Planning	Planned Development		nal Plat	□ SP □ OYP
KNOXVILLE I KNOX COUNTY	Use on Review / Special Hillside Protection COA	Use		□ Rezoning
Aaron Jernigan			Stud	io Four Design, Inc.
Applicant Name			Affiliat	tion
09.27.2021	11.10.2021			File Number(s)
Date Filed	Meeting Date (if applicab	le)	11-E	-21-SU
CORRESPONDENCE	All correspondence related to this app	olication should be	directed to the a	pproved contact listed below.
🗌 Applicant 🗌 Owner 🔲 O	Option Holder 🛛 Project Surveyor	🗌 Engineer 🛽	Architect/Lan	dscape Architect
Aaron Jernigan		Studio Four [	Design, Inc.	
Name		Company		
414 Clinch Avenue		Knoxville	Tn	37902
Address		City	State	ZIP
865.523.5001 x241	ajernigan@s4dinc.co	om		
Phone	Email			
CURRENT PROPERTY INFO				
Redeemer Church of Knoxv	ville, Inc. 1642 Highlan	nd Avenue		865.524.4552
Owner Name (if different)	Owner Address			Owner Phone
1642 Highland Avenue		094N	G001	
Property Address		Parcel I	D	
KUB	KUB			No
Sewer Provider	Water F	Provider		Septic (Y/N)
STAFF USE ONLY				
_ <b>South side of Highland Ave,</b> General Location	east side of S. Seventeenth St.		<b>22,50</b> Tract S	<b>10 sqft</b> Size
🕅 City 🗖 County 🔤 1st	RN-5/NC	Chi	ırch	
City County 1st District	Zoning District		ing Land Use	
Central City	MDR		N/A	
Planning Sector	Sector Plan Land Use Clas	ssification	Growt	h Policy Plan Designation

### DEVELOPMENT REQUEST

🗌 Development Plan 🔳 Use on	Review / Special Use 🛛 Hillside Protection COA	Related City Permit Number(s)
🗌 Residential 🛛 🗙 Non-Re	esidential	
Home Occupation (specify)		
Other (specify) Addition to ex	isting church	

### SUBDIVISION REQUEST

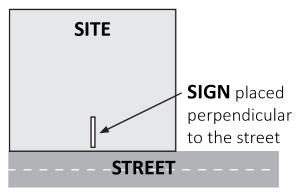
			Related Rezoning File Number
Proposed Subdivision Name			
Unit / Phase Number		al Number of Lots Create	d
Other (specify)			
Attachments / Additional Requireme	nts		
ZONING REQUEST			
<ul> <li>Zoning Change</li> <li>Proposed Zoning</li> <li>Plan Amendment Change</li> <li>Propose</li> </ul>	d Plan Designation(s)		Pending Plat File Number
Proposed Density (units/acre)	Previous Rezoning Reques	ts	
Other (specify)			
STAFF USE ONLY			
PLAT TYPE		Fee 1	Total
Staff Review  Planning Comm	ission	0402	
ATTACHMENTS <ul> <li>Property Owners / Option Holders</li> <li>ADDITIONAL REQUIREMENTS</li> </ul>	U Variance Request	Fee 2	\$450
Design Plan Certification ( <i>Final Plat</i> )			
Use on Review / Special Use (Concep	t Plan)	Fee 3	
<ul> <li>Traffic Impact Study</li> <li>COA Checklist (Hillside Protection)</li> </ul>			
AUTHORIZATION By signing	below, I certify I am the property	owner, applicant or the c	owners authorized representative.
The A-	Aaron Jernigan	I	09.24.2021
Applicant Signature	Please Print		Date
865.523.5001 x241	ajernigan@s4c	linc.com	
Phone Number	Email		
70 MX	Michael Reynol	lds	9/27/2021 ak
Staff Signature	Please Print		Date



## Sign Posting & Removal Requirement

Revised April 2021

The Administrative Rules and Procedures of the Knoxville-Knox County Planning Commission require a sign to be posted on the property for each application subject to consideration by the Planning Commission, including the following applications: rezoning, plan amendment, concept plan, use on review/special use, planned development, right-of-way closure, and name change.



The required public notice sign(s) will be provided by Planning to the applicant when an application is submitted. If an application is submitted electronically, Planning staff will post the required sign. If a replacement sign(s) is needed, the applicant is responsible for picking up the new sign(s) from Planning and will be charged \$10 for each replacement.

#### LOCATION AND VISIBILITY

The sign must be posted on the nearest adjacent/frontage street and in a location clearly visible to vehicles traveling in either direction. If the property has more than one street frontage, 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 **not less than 12 days prior to 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 not less than 12 days prior to the next Planning Commission meeting. The applicant is responsible for removing the sign after the application has been acted upon by the Planning Commission.

The individual below is responsible for posting and removing the sign(s) provided consistent with the above guidelines and between the dates of:

and			
(applicant or staff to post sign)	(applicant to remove sign)		
Applicant Name:			
Date:	Sign posted by Staff		
File Number:	Sign posted by Applicant		