

SUBDIVISION REPORT -CONCEPT/USE ON REVIEW

► FILE #: 11-SA-21-C	AGENDA ITEM #: 23			
11-A-21-UR	AGENDA DATE: 11/10/2021			
SUBDIVISION:	SEAL PROPERTY SUBDIVISION			
APPLICANT/DEVELOPER:	BALL HOMES, LLC			
OWNER(S):	K & S Exchange XIX, LLC			
TAX IDENTIFICATION:	129 037 AND 037.02 View map on KGIS			
JURISDICTION:	County Commission District 6			
STREET ADDRESS:	12140 Hardin Valley Road & 2001 Marietta Church Rd.			
► LOCATION:	Intersection of Hardin Valley Road and Hickory Creek Road, west side of Marietta Church Road			
SECTOR PLAN:	Northwest County			
GROWTH POLICY PLAN:	Rural Area			
WATERSHED:	Conner Creek			
APPROXIMATE ACREAGE:	117 acres			
ZONING:	PR (Planned Residential)			
ZONING:EXISTING LAND USE:	PR (Planned Residential) Vacant land			
EXISTING LAND USE:	Vacant land			
 EXISTING LAND USE: PROPOSED USE: SURROUNDING LAND 	Vacant land Detached residential subdivision North: Residences A (Agricultural) and PR (Planned Residential) South: Residences A (Agricultural) and PR (Planned Residential) East: Residences A (Agricultural) and PR (Planned Residential)			
 EXISTING LAND USE: PROPOSED USE: SURROUNDING LAND USE AND ZONING: 	Vacant land Detached residential subdivision North: Residences A (Agricultural) and PR (Planned Residential) South: Residences A (Agricultural) and PR (Planned Residential) East: Residences A (Agricultural) and PR (Planned Residential) West: Residences A (Agricultural) and PR (Planned Residential)			
 EXISTING LAND USE: PROPOSED USE: SURROUNDING LAND USE AND ZONING: NUMBER OF LOTS: 	Vacant land Detached residential subdivision North: Residences A (Agricultural) and PR (Planned Residential) South: Residences A (Agricultural) and PR (Planned Residential) East: Residences A (Agricultural) and PR (Planned Residential) West: Residences A (Agricultural) and PR (Planned Residential)			

STAFF RECOMMENDATION:

Approve the Concept Plan subject to 8 conditions.

1) Connection to sanitary sewer and meeting any other relevant requirements of the utility provider.

2) Provision of street names that are consistent with the Uniform Street Naming and Addressing System within Knox County (County Ord. 91-1-102).

3) Developer is to participate in the intersection improvements at Hardin Valley and Hickory Creek Road. The

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level of participation will be determined by calculating the percentage increase in total trips added to the intersection as a result of the development. The developer will be responsible for this percentage of the design and construction of the improvement. Details for this agreement will be worked out during the design plan phase and a final agreement must be in place prior to the platting of any lots.

4) Platting the 20' greenway easement on the south side of the Hickory Creek Road right-of-way from the western property line to the Road 'A' intersection with the proposed traffic circle, as shown on the Concept Plan, or as otherwise required by the Knox County Department of Parks and Recreation and the Knox County Department of Engineering and Public Works.

5) Approval of the Road 'A' "loop lane" design that provides access for lots 20-23 by the Knox County Department of Engineering and Public Works during the design plan phase.

6) Meeting all other applicable requirements of the Knox County Department of Engineering and Public Works. 7) Implementing the recommended transportation improvements in the Seal Property Subdivision

Transportation Impact Analysis (Fulghum MacIndoe, 7/27/2020), as amended and approved by Planning Commission staff and the Knox County Department of Engineering and Public Works.

8) Submitting to Planning staff prior to final plat review by the Planning Commission or Planning staff, the certification of design plan approval form as required by the Knoxville-Knox County Subdivision Regulations.

Approve the development plan for up to 272 detached residential lots subject to 2 conditions.

1) Meeting all applicable requirements of the Knox County Zoning Ordinance.

2) Implementing the reforestation of graded slopes as shown on sheet C1A and detailed on sheet C3 of the previous approval (8-SC-20-C / 8-E-20-UR). See Exhibit A for an excerpt of the reforestation detail from the previous approval. The timing for installation will be reviewed and approved by the Knox County Department of Engineering and Public Works during the design plan phase.

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

COMMENTS:

This proposal is a revision to a previously approved subdivision for this property (8-SC-20-C / 8-E-20-UR) to increase the number of lots from 265 to 272 (7 additional lots). Some of the lot widths have been narrowed in the portion of the subdivision circled with revision clouds (see plan sheets C3-C5). The revised lot widths are no less than other lots previously approved within the subdivision.

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

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 with a maximum of 5 du/ac.

B. The property is in the Rural Area on the Knoxville-Knox County-Farragut Growth Policy Plan map which allows limited extensions of LDR development of up to 3 du/ac.

C. The proposed subdivision has a density of 2.32 du/ac.

D. A 20' greenway easement will be provided on the south side of Hickory Creek Rd.

E. With the reforestation of the disturbed areas within the Hillside Protection area, the proposal meets the recommendations of the Hillside and Ridgetop Protection Plan when the approved disturbance is more than recommended.

2) THE USE IS IN HARMONY WITH THE GENERAL PURPOSE AND INTENT OF THE ZONING ORDINANCE.

A. The PR (Planned Residential) zone is intended to provide optional methods of land development which encourage more imaginative solutions to environmental design problems. Residential areas thus established would be characterized by a unified building and site development program, open space for recreation and provision for commercial, religious, educational, and cultural facilities which are integrated with the total project by unified architectural and open space treatment. Each planned unit development shall be compatible with the surrounding or adjacent zones. Such compatibility shall be determined by the planning commission by review of the development plans.

B. The proposed subdivision will have lot sizes that are of similar size as lots in nearby subdivisions.

C. The PR (Planned Residential) zoning for this site allows up to 2.8 du/ac and the proposed subdivision has a

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density of 2.32 du/ac.

D. The applicant is proposing to reforest the hillside protection area that is disturbed and located in a common area.

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 proposed subdivision will have lot sizes that are of similar size as lots in nearby subdivisions.

4) THE USE WILL NOT SIGNIFICANTLY INJURE THE VALUE OF ADJACENT PROPERTY. A. The proposed residential use is compatible with the surrounding residential and agricultural uses and will not significantly impact the value of the adjacent property.

5) THE USE WILL NOT DRAW ADDITIONAL TRAFFIC THROUGH RESIDENTIAL AREAS. A. This development will have direct access to Hardin Valley 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 use.

ESTIMATED TRAFFIC IMPACT: A traffic impact study was prepared by the applicant. The findings of that study were used in formulating the recommendations of this staff report.

ESTIMATED STUDENT YIELD: 112 (public school children, grades K-12)

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

• Potential new school population is estimated using locally-derived data on public school student yield generated by new housing.

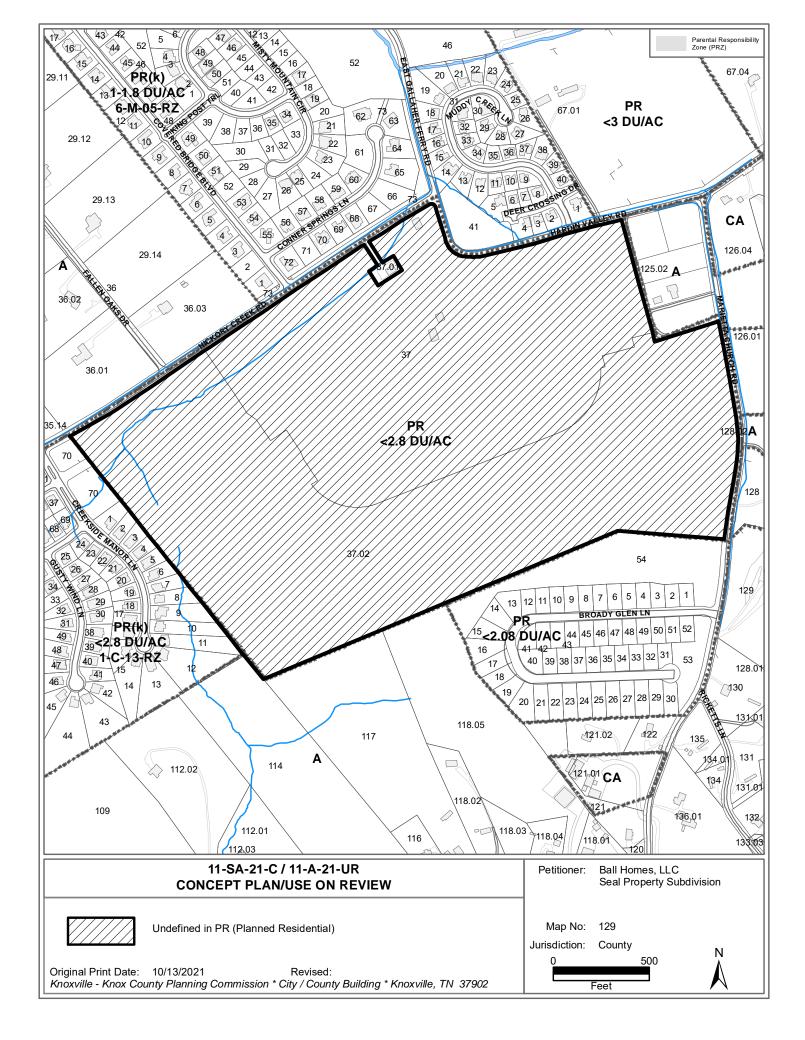
Students are assigned to schools based on current attendance zones as determined by Knox County Schools. Students may request transfers to different zones, and zone boundaries are subject to change.
Estimates presume full build-out of the proposed development. Build-out is subject to market forces, and timing varies widely from proposal to proposal.

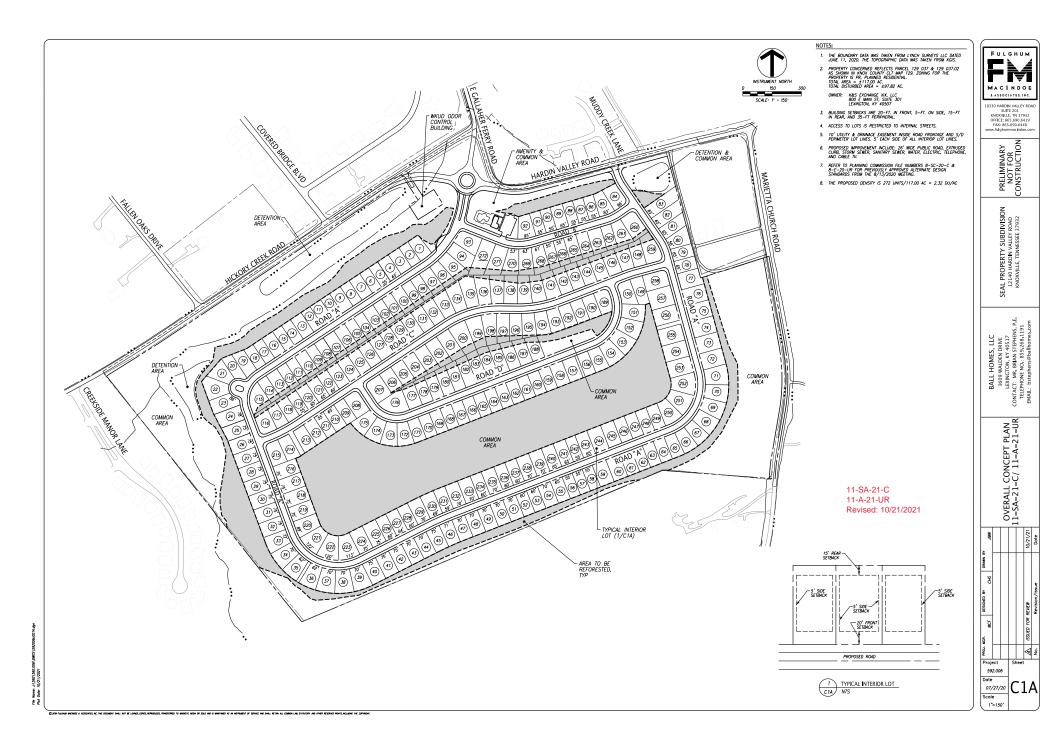
• Student yields from new development do not reflect a net addition of children in schools. Additions occur incrementally over the build-out period. New students may replace current population that ages through the system or moves from the attendance zone.

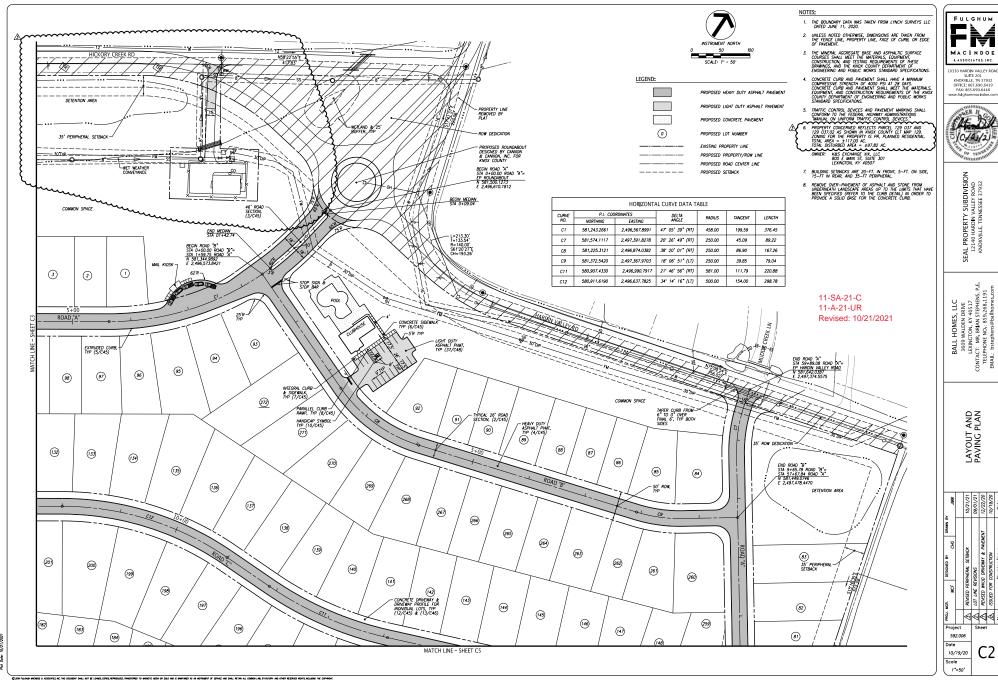
Knoxville-Knox County Planning Commission's approval or denial of this concept plan request is final, unless the action is appealed to Knox County Chancery Court. The date of the Knox County Chancery Court hearing will depend on when the appeal application is filed.

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.

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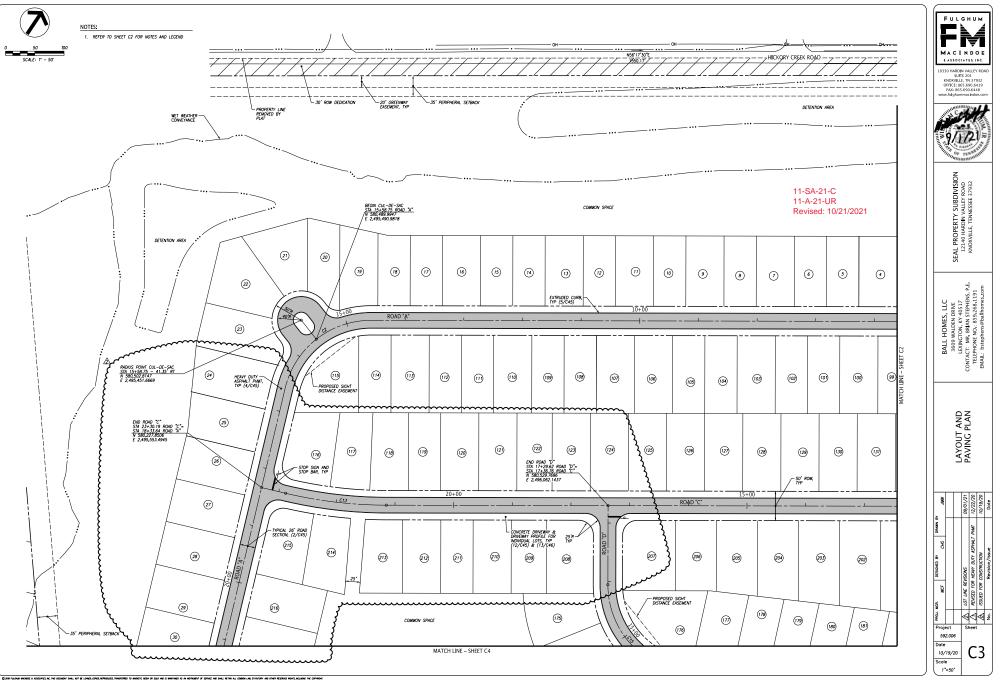






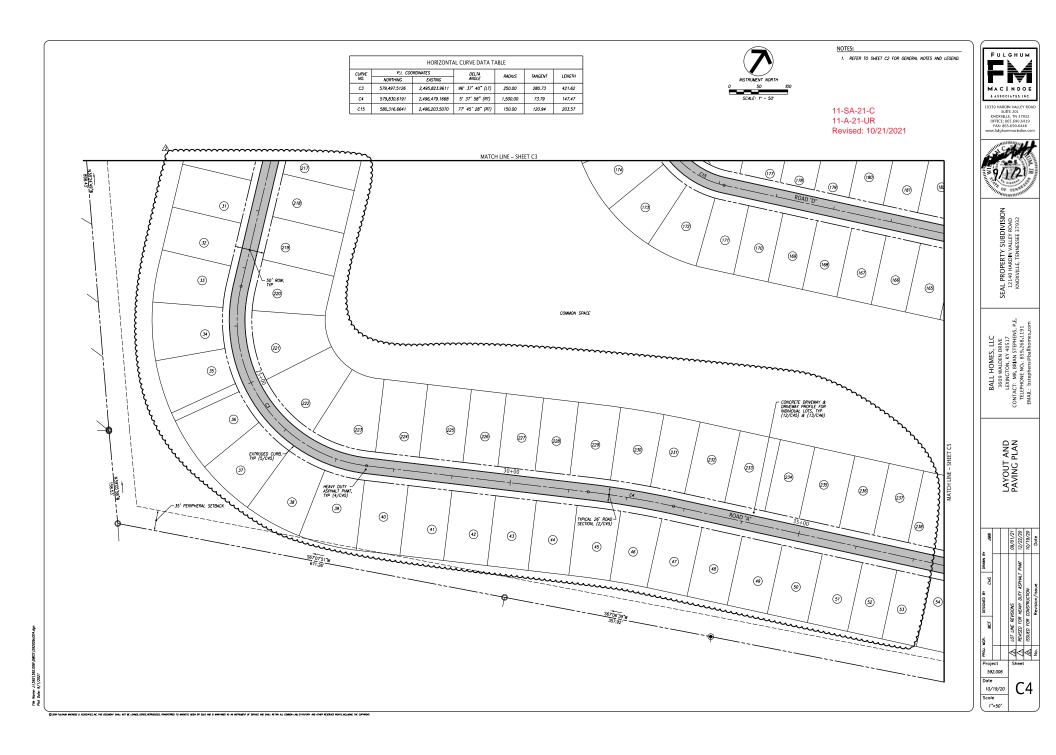
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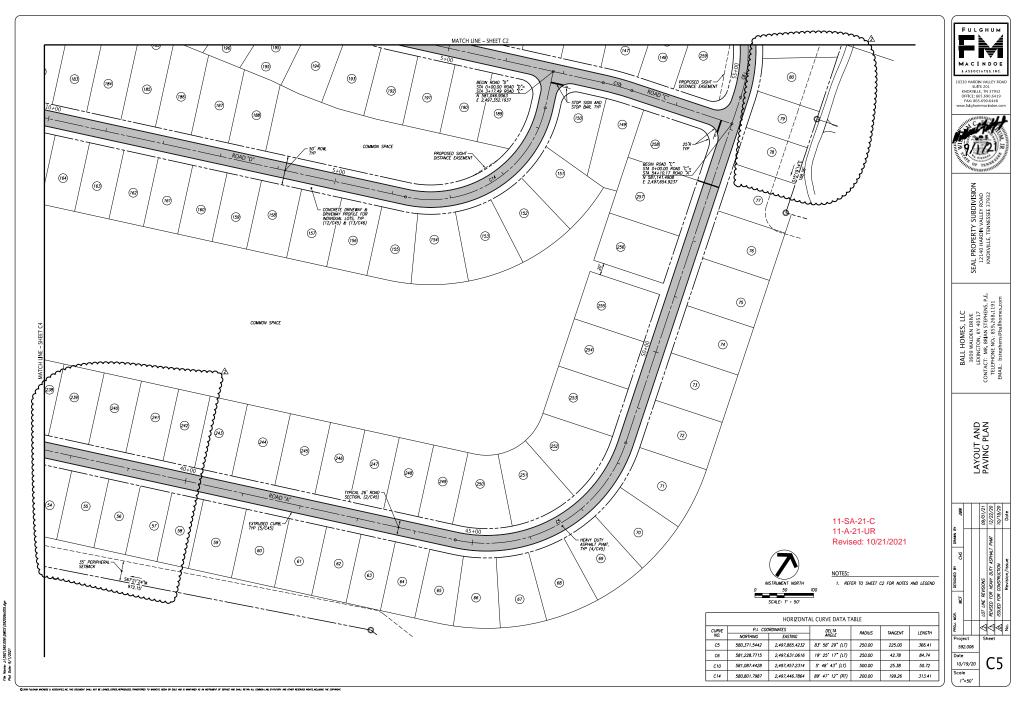
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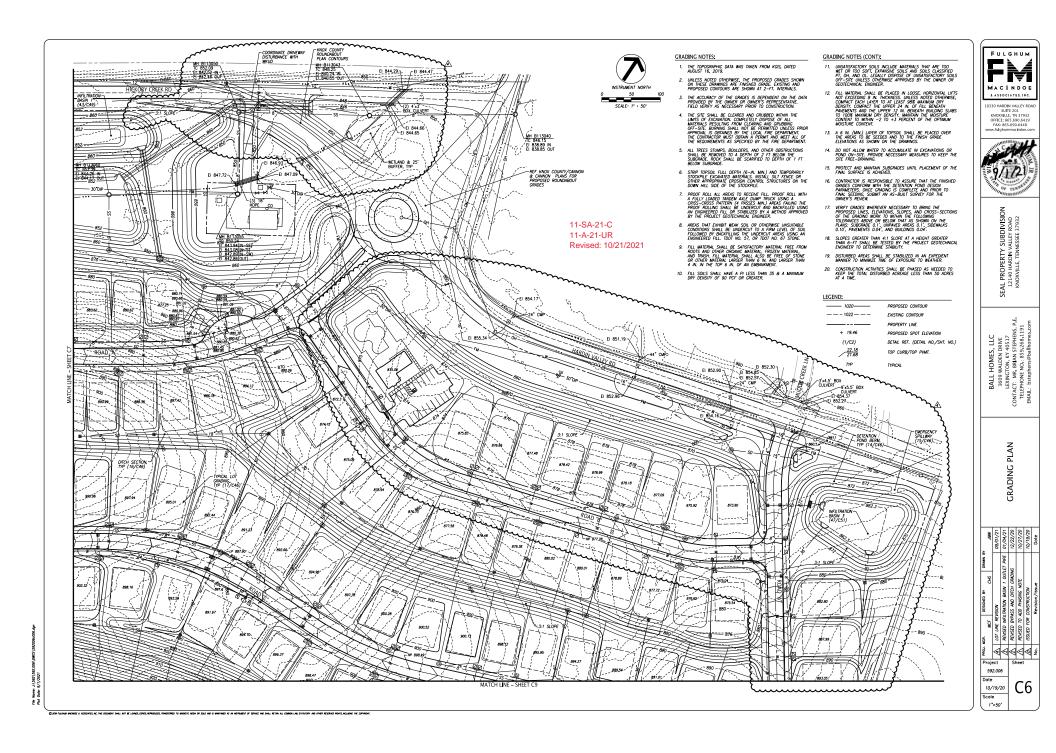
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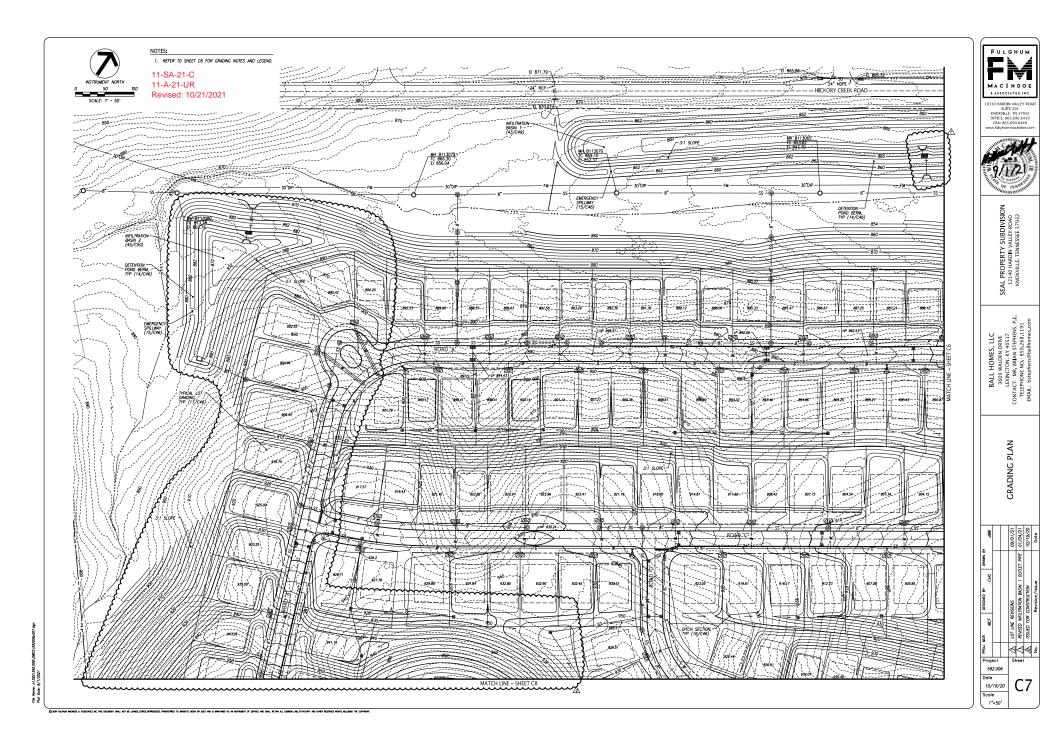
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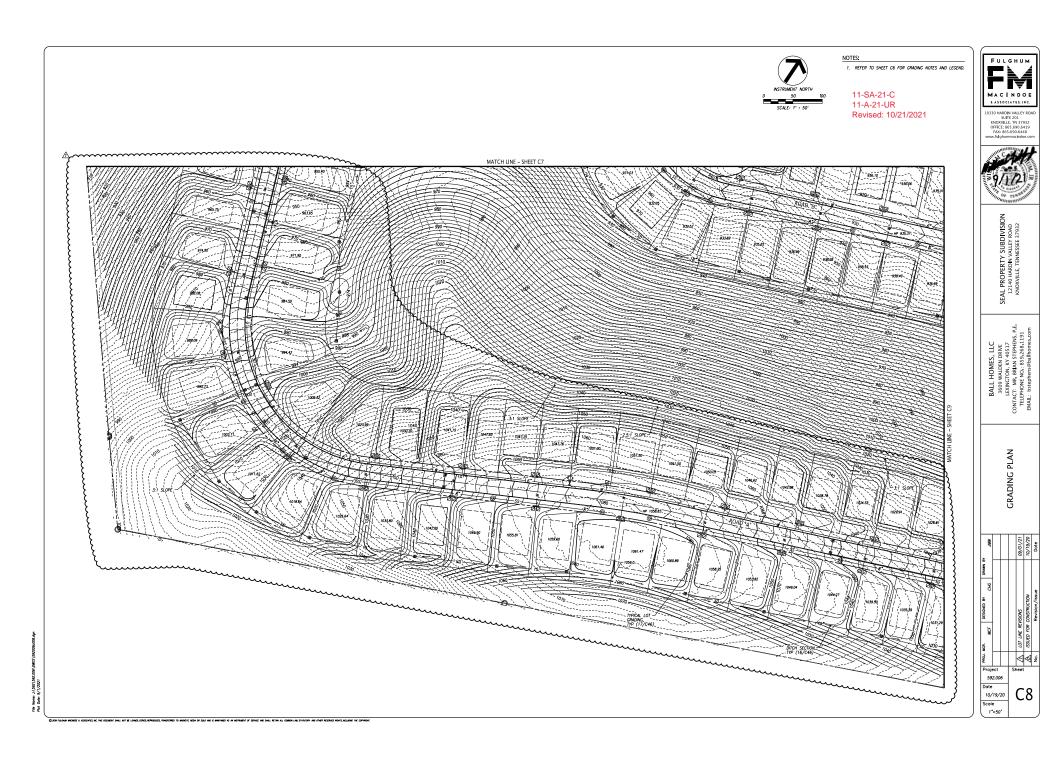


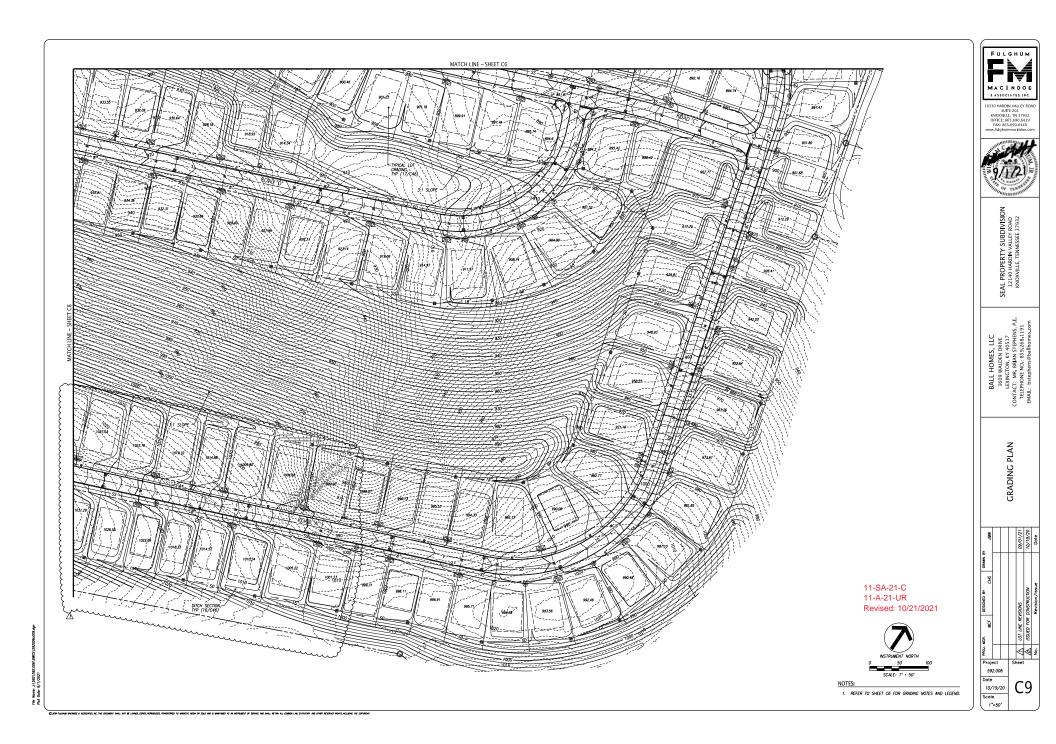


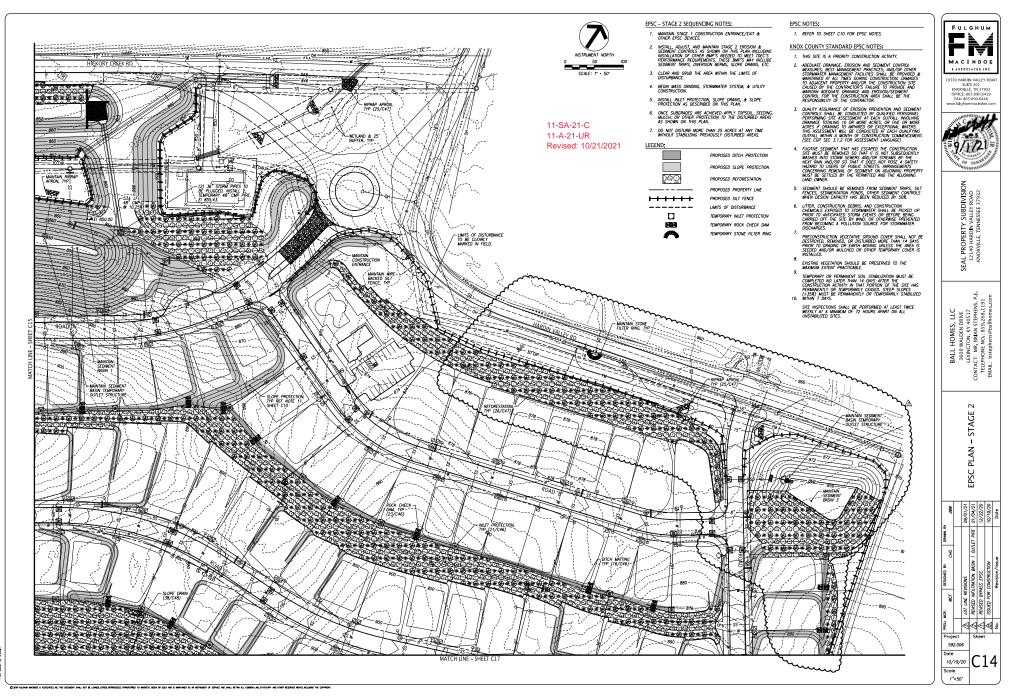
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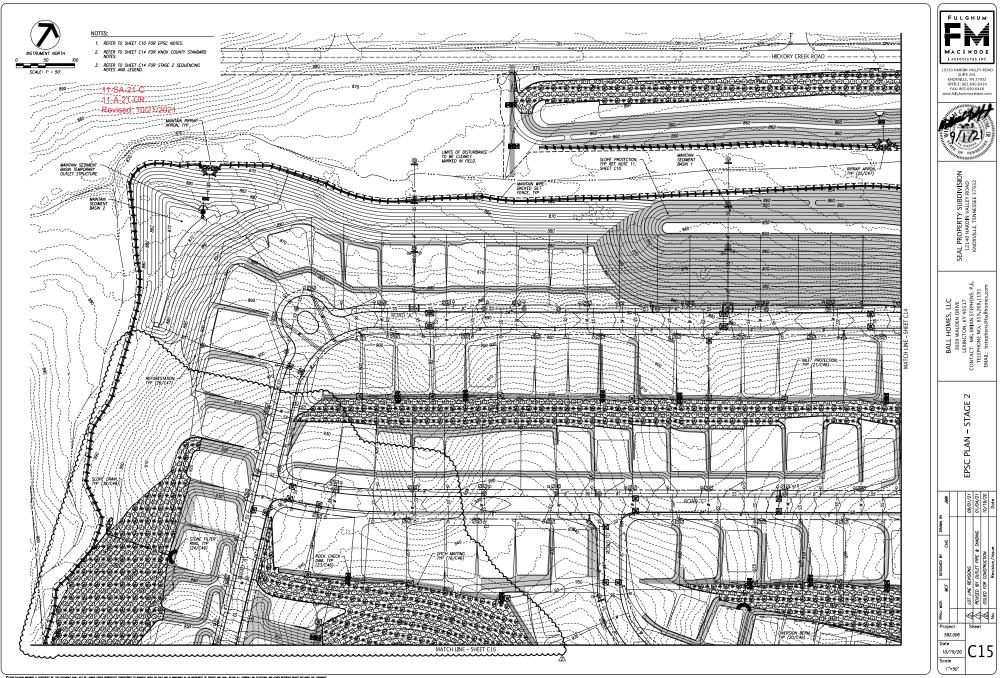




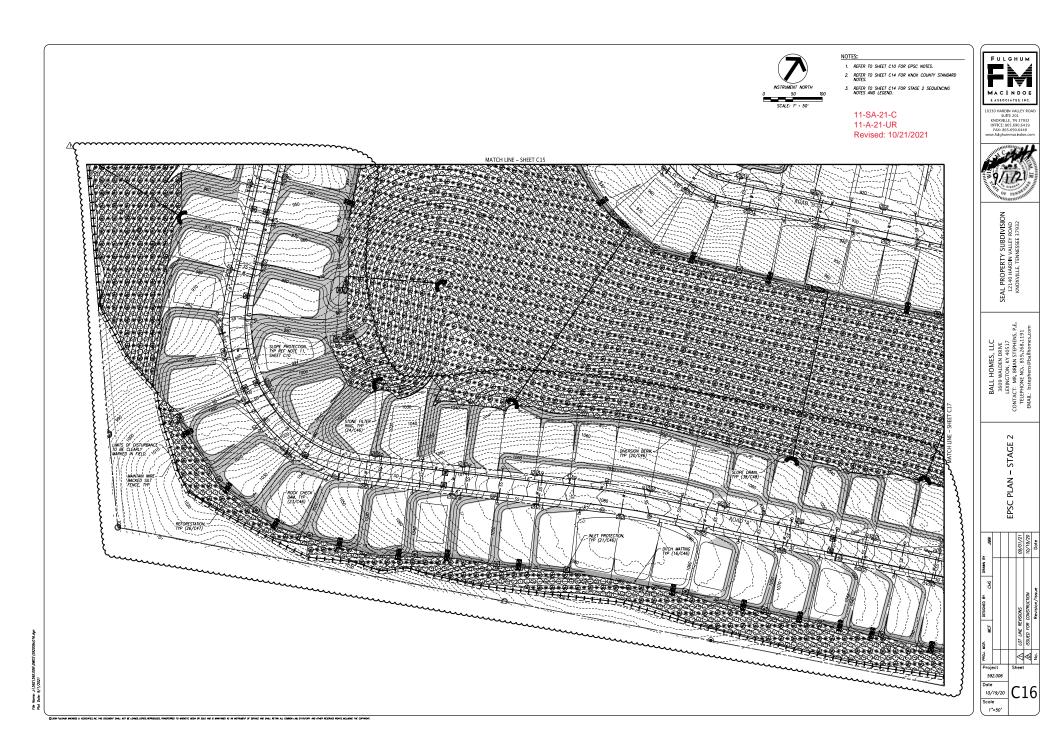




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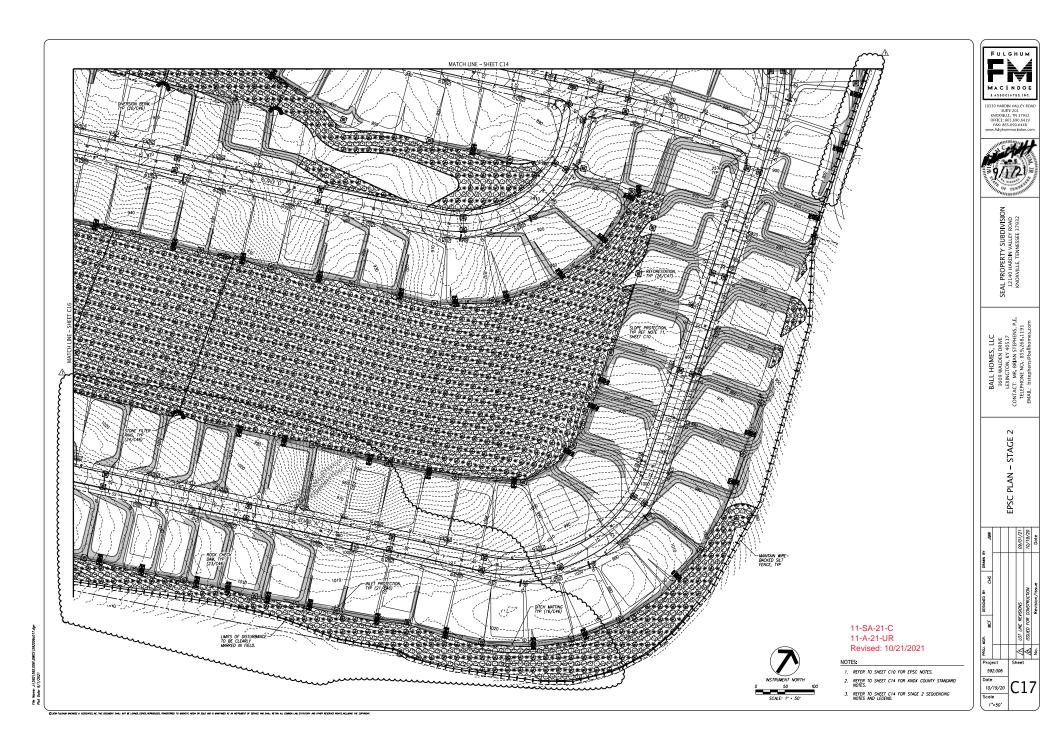
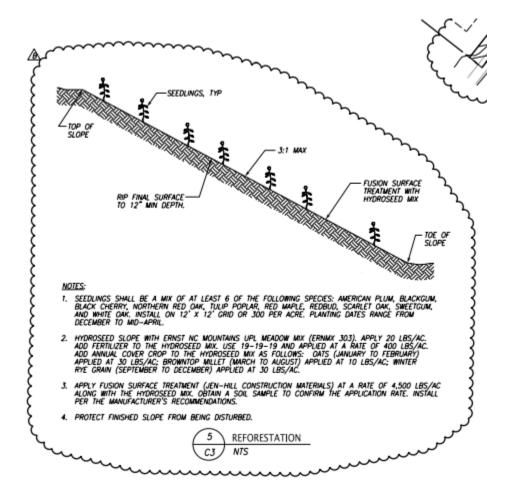


EXHIBIT A 11-SA-21-C / 11-A-21-UR

Reforestation detail from sheet C3 (8-SC-20-C / 8-E-20-UR)



Planning KNOXVILLE KNOX COUNTY	DEVELOPMENT Development Plan Planned Development Use on Review / Special Use 	ISION acept Plan al Plat		IING Plan Amendment Rezoning
Ball Homes, LLC		Deve	loper	
Applicant Name	November 10, 2021		ion 20-UR 1-20-C	11-SA-21-C 11-A-21-UR
Date Filed	Meeting Date (if applicable)	File Nu	mbers(s	5)

CORRESPONDENCE

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

Applicant	🗌 Owner	Option Holder	Project Surveyor	🗌 Engineer 🔲 .	Architect/Landscap	e Architect
Mr. Brian St	ephens			Ball Homes, LLC		
Name				Company		
3609 Walde	n Drive		8	Lexington	KY	40517
Address				City	State	Zip
859.268.119	91	bs	bstephens@ballhomes.com			
Phone		Em	ail	nessen og som her her her her		

CURRENT PROPERTY INFO

K & S Exchange XIX, LLC 301 Suite 800 E. Main Street, Lexington KY 40507			
Owner Name (if different)	Owner Addres		Owner Phone
12140 Hardin Valley Rd 👉 Za	001 Marietta Church	Rd. #UC 129 037 au	rd 037.02
Property Address		Parcel ID	**********
Intersection of Hardin Valley Rd	& Hickory Creek Rd, we	st side of Mariath	117.0 ac
General Location			Tract Size
WE 6th		PR (<2.8 DI	J/AC)
Jurisdiction (specify district above)	🗌 City 🔳 County	Zoning Distric	t
Northwest County	LDR + HP		Rural
Planning Sector	Sector Plan Land Use Cl	assification	Growth Policy Plan Designation
AgForVac	Ν	WKUD	WKUD
Existing Land Use	Septic (Y/N)	Sewer Provider	Water Provider

REQUEST

 Development Plan Use on Review Residential Non-Residentia Home Occupation (specify): Single Fail Other (specify): Detached vest 	ı mil y Residen tial		
Sea (Property Subdivision Name Proposed Subdivision Name Parcel Change Combine Parcels Divide Pa	rcel Total Number of Lots	272 Created:	Unit / Phase Number
 Other (specify): Detached ves. Attachments / Additional Requirements 		. (Note: 7add. approva	itional lots from previous 1 8-50-20-018-6-20
Zoning Change:			
Proposed Zoning			
Plan Amendment Change: Proposed Plan Proposed Plan Proposed Plan Plan Proposed Plan Plan Plan Plan Plan Plan Plan Plan	an Designation(s)		
Proposed Density (units/acre)	Previous Rezoning R	lequests	
Other (specify):			
PLAT TYPE	Concerta de la contra de la contra da esta de la contra de	FEE 1: Coucep	+ fee TOTAL:
Staff Review 🗌 Planning Commissi	on	NING for TO	dditional!

ATTACHMENTS
ATTACHMENTS
Property Owners / Option Holders
ADDITIONAL REQUIREMENTS
Design Plan Certification (*Final Plat only*)
Use on Review / Special Use (*Concept Plan only*)
Traffic Impact Study

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

Doty	Brian Stephens	9/13/21
Applicant Signature	Please Print	Date
859.268.1191	bstephens@ballhomes.com	
Phone Number	Email	
hlllis	Wichae (Reynolds	9/15/2021 ak

Staff Signature

Please Print

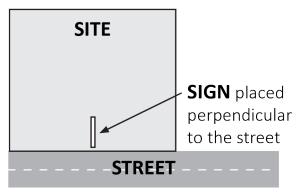
Date



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