

# **SPECIAL USE REPORT**

► FILE #: 1-B-22-SU		AGENDA ITEM #: 26
POSTPONEMENT(S):	1/13/2022	AGENDA DATE: 2/10/2022
APPLICANT:	CHRISTINA FEHR	
OWNER(S):	PMC Squared, LLC	
TAX ID NUMBER:	109 K F 05001 (PART OF)	View map on KGIS
JURISDICTION:	City Council District 1	
STREET ADDRESS:	747 E. Red Bud Rd.	
LOCATION:	West side of E. Red Bud Ro	ad, south of Sevierville Pike
APPX. SIZE OF TRACT:	3.26 acres	
SECTOR PLAN:	South City	
GROWTH POLICY PLAN:	N/A	
ACCESSIBILITY:	Access is via E. Red Bud Rd, width within 50ft of right-of-wa	a minor collector street with 18ft of pavement y.
UTILITIES:	Water Source: Knoxville U	tilities Board
	Sewer Source: Knoxville U	tilities Board
WATERSHED:	Baker Creek	
► ZONING:	RN-4 (General Residential N Overlay)	eighborhood) & HP (Hillside Protection
EXISTING LAND USE:	MF (Multi-family)	
PROPOSED USE:	Townhomes	
HISTORY OF ZONING:	None noted.	
SURROUNDING LAND USE AND ZONING:		tial RN-1 (Single-Family Residential IP (Hillside Protection Overlay)
		(Single-Family Residential Neighborhood), OS ace), and HP (Hillside Protection Overlay)
	<b>č</b>	tial RN-1 (Single-Family Residential IP (Hillside Protection Overlay)
	West: Vacant land RN-1 ( HP (Hillside Protection	(Single-Family Residential Neighborhood) and on Overlay)
NEIGHBORHOOD CONTEXT:	multi-family residential uses in Creek Preserve recreational a	esidential area developed with single-family and a the RN-1, RN-3, and RN-4 zones. The Baker area is located to the the southwest and Marie y recreational areas are to the east.

## **STAFF RECOMMENDATION:**

## Approve the development plan for up to 24 townhouse units, subject to 8 conditions.

1. Meeting the principal use standards for townhouse dwellings (Article 9.3.I) of the City of Knoxville Zoning

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Ordinance.

2. Certifying that the required sight distance is available at the Red Bud Drive access with documentation provided to the City of Knoxville Department of Engineering for review and approval during permitting.

3. Installation of landscaping per the requirements of Article 12 (Landscaping) of the City of Knoxville Zoning Ordinance.

4. Installaton of the Type 'B' landscape buffer on the north side of the Building 5 & 6. The landscape plan must be provided to for review and approval by Planning staff before building permits are issued.

5. Verifying that the provided parking meets both the minimum and maximum requirements for the combined uses on the site and provides the required bicycle parking, according to Article 11 (Off-street parking) of the City of Knoxville Zoning Ordinance.

6. Meeting the HP (Hillside Protection Overlay) zoning land disturbance limitation.

7. Meeting all applicable requirements of the Knoxville Department of Engineering.

8. Meeting all other applicable requirements of the City of Knoxville Zoning Ordinance.

With conditions noted above, this request meets the requirements of RN-4 zone, the principal use standards for townhouse dwellings, and the other criteria for approval of a special use.

## COMMENTS:

REVISION -- The plan was revised by the applicant after meeting with the neighborhood representatives. Building 5 & 6 were move 20 ft from the north property line to provide a buffer (see sheet PL01). A Type 'B' staggered landscape buffer will be installed within the 20 ft setback. As of the publishing of the staff report, the landscape plan has not been updated to show the show this landscape buffer (Sheet L100).

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This proposal is for constructing 24 new townhouse units on the 6.93-acre lot. The lot already has 11 dwelling units, excluding those on separate lots that front E. Red Bud Road. The acreage of the lot allows many more dwelling units than what is proposed, however, a majority of the property is within the HP (Hillside Protection Overlay) zone. The maximum land disturbance within the HP overlay is 2.5 acres. The applicant proposes disturbing 2.4 acres of the HP area (see Exhibit A).

The new townhouse structures are internal to the lot and not along E. Red Bud Road. The principal use standards for townhouses require facades facing a street to have minimum transparency of 15 percent. Since these structures are not highly visible from the public road, Planning staff requested that the front elevations have a minimum of 15 percent transparency to meet the intent of these standards, which the applicant has provided.

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 Souty City Sector Plan designations for this site are LDR (Low Density Residential), which recommends residential uses up to 6 du/ac.

B. The overall density for this lot, including the 11 existing units, is 5.05 du/ac which is consistent with the LDR plan designation.

### 2) THE USE IS IN HARMONY WITH THE GENERAL PURPOSE AND INTENT OF THIS ZONING CODE.

A. The RN-4 (General Residential Neighborhood) Zoning District is intended to accommodate mixed medium density residential development within the City of Knoxville. Single-family, two-family, and townhouse dwelling residential development is permitted with low-rise multi-family dwellings and new development forms such as pocket neighborhoods allowed by review and in some cases with special use approval. The RN-4 District is intended to be applied to neighborhoods that are characterized by such mixed residential development, or that have been identified as areas where such development would be suitable in the future. Limited nonresidential uses that are compatible with the character of the district may also be permitted.

B. The proposed development meets the development standards for townhouse dwellings.

C. The HP (Hillside Protection Overlay) Zoning District limits the land disturbance with the HP area to 2.5 acres. This proposal disturbs 2.4 acres within the HP 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. There is a mix of single-family and townhouse development in this area. The two-story townhouses are compatible with the neighborhood character and the size and location of buildings in the vicinity.

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B. A Type 'B' staggered landscape buffer will be provided on the north side of Buildings 5 & 6 to provide screening to the existing residential to the north.

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 townhouse dwellings will not significantly injure the value of adjacent property or detract from the immediate environment.

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

A. The proposal will not draw additional traffic through residential streets since it accesses a minor collector 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 immediately surrounding the subject site that poses a potential hazard or undesirable environment for the proposed use.

ESTIMATED TRAFFIC IMPACT: 265 (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: 1 (public school children, grades K-12)

Schools affected by this proposal: Dogwood Elementary, South Doyle Middle, and South Doyle High.

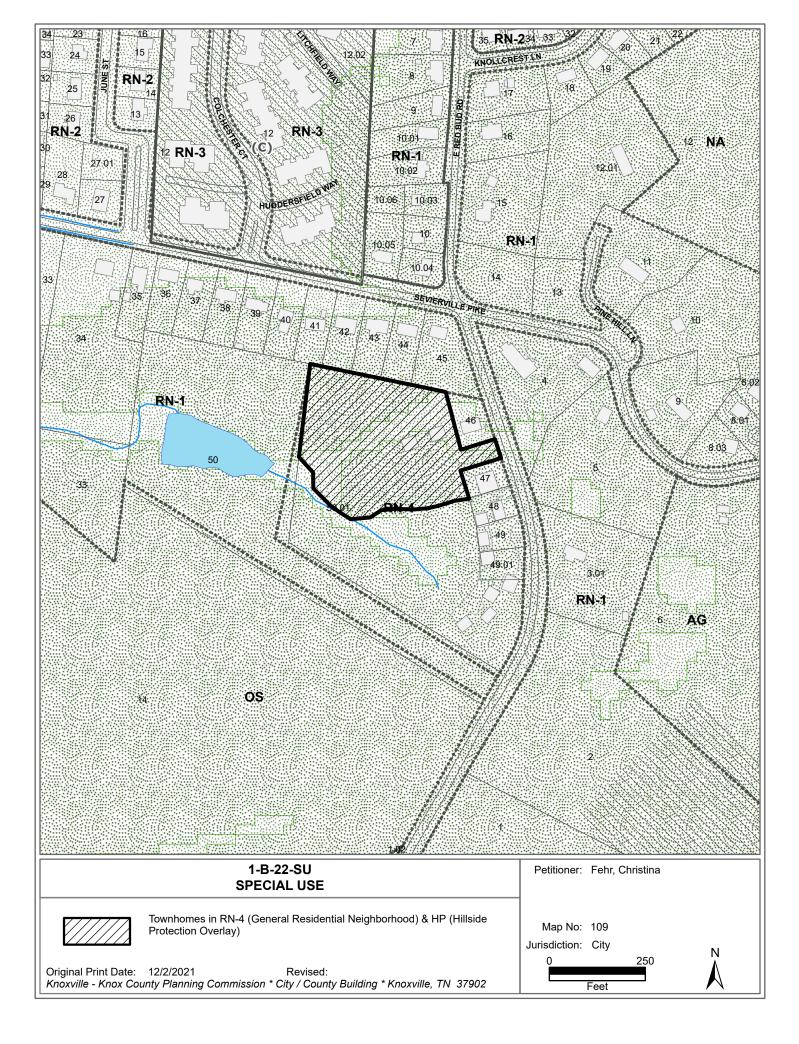
• Potential new school population is estimated using locally-derived data on public school student yield generated by new housing.

• 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 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.



### Staff - Slope Analysis Case: 1-B-22-SU

CATEGORY	ACRES	RECOMMENDED LAND DISTURBANCE FACTOR	ACRES OF DISTURBANCE
Non-Hillside	1.5	N/A	1.5
0-15% Slope	1.54	1.00	1.5
15-25% Slope	1.23	0.50	0.6
25-40% Slope	1.67	0.20	0.3
Greater than 40% Slope	0.6	0.10	0.1
Ridgetops	0		0.0
Maximum Land Disturbance Guideline (Hillside & Ridgetop Protection Plan)	5.04		2.5
Proposed Land Disturbance in HP area (Applicant)			2.4

#### From Hillside & Ridgetop Protection Plan, page 33

LOW DENSITY AND RURAL RESIDENTIAL USES

#### **Density and Land Disturbance Guidelines**

As proposals for changes to the zoning map and development plans/concept plans are considered, the following factors are recommended to determine the overall allowable density for residential rezonings and the overall land disturbance allowable in new development or subdivisions for those portions of parcels that are within the Hillside and Ridgetop Protection Area. These factors should be codified as regulations in the future. The areas of the Growth Policy Plan referenced below are presented on page 18.

Table 3: Residential Density and Land Disturbance Guidelines for Recommendations on Changes to the Zoning Map and Development Plan/ Concept Plan Review within the Hillside and Ridgetop Protection Area that is within the Urban Growth and the Planned Growth Area

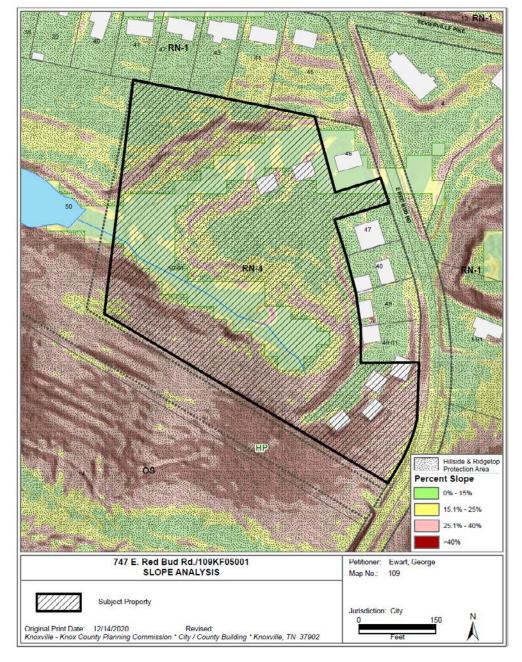
Recommended Maximum Density Factor*	Recommended Maximum Land Disturbance Factor**
Knox County: 5 dua City of Knoxville: 6 dua	100%
2 dua	50%
0.5 dua	20%
0.2 dua	10%
***	***
	Density Factor* Knox County: 5 dua City of Knoxville: 6 dua 2 dua 0.5 dua 0.2 dua

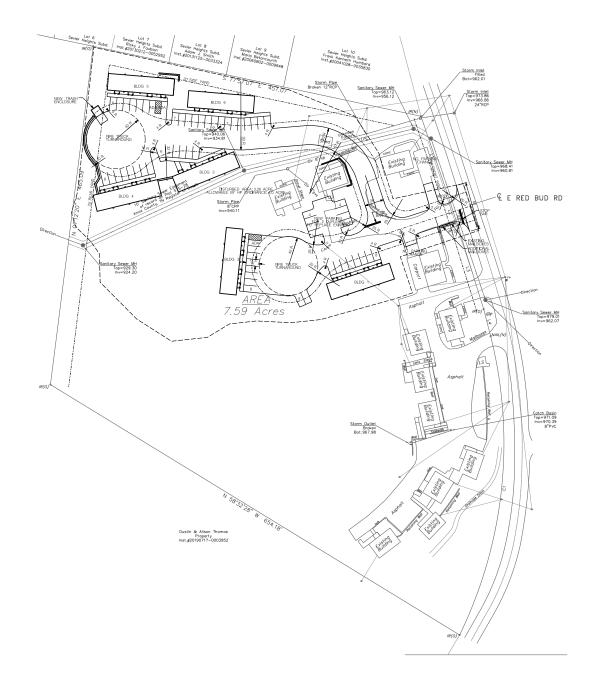
dua: dwelling units per acre

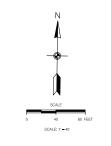
\* These factors should be considered guidelines to determine an overall recommended residential density for reguests for changes to the zoning map to planned residential (RP-1 in the city and PR in the county) zone districts that are considered by the Metropolitan Planning Commission prior to being considered by the appropriate legislative body. The resulting zone district development right would be considered a budget for dwelling units to be applied over the entire proposed development.

- \*\* Until such time as regulations are codified by the appropriate legislate body, these factors should be considered guidelines to determine an overall recommended land disturbance area for development plans and concept plans that are considered for approval by the Metropolitan Planning Commission. The overall land disturbance area would be considered a budget for land disturbance to be applied over the entire proposed development.
- \*\*\* Ridgetops are generally the more level areas on the highest elevations of a ridge. Because the shapes of Knox County ridges are so varied (see pages 8 – 9), the ridgetop area should be determined on a case-by-case basis with each rezoning and related development proposal.

The Knoxville Knox County Hillside and Ridgetop Protection Plan - 33









A NEW MULTIFAMILY RESIDENTIAL DEVELOPMENT FOR: REDBUD ROAD DUPLEXES 1-B-22-SU KNOXVILLE, TN

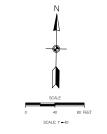


PROJECT DATA USE: REBENTINA - TOWNHOUSE ZOWNES: MH PROJECT: BW FURGOR PROVIDE WH PROSECT: BW FURGOR PROVIDE WH PROVIDE

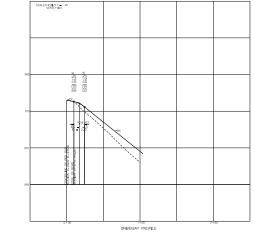
> 1-B-22-SU Revised: 2/2/2022

PL01









1-B-22-SU

Revised: 2/2/2022

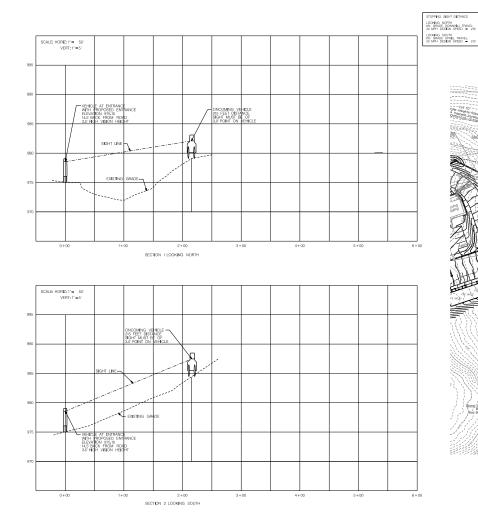
A NEW MULTIFAMILY RESIDENTIAL DEVELOPMENT FOR: REDBUD ROAD DUPLEXES 1-B-22-SU KNOXVILLE, TN



CONCEPT GRADING PLAN

DATE: 31 JAN 2022 PROJECT NO.: \*\*\*\*\* PROJ. MGR.: CHRISTINA

PL02





VISIBILITY SECTION LAYOUT

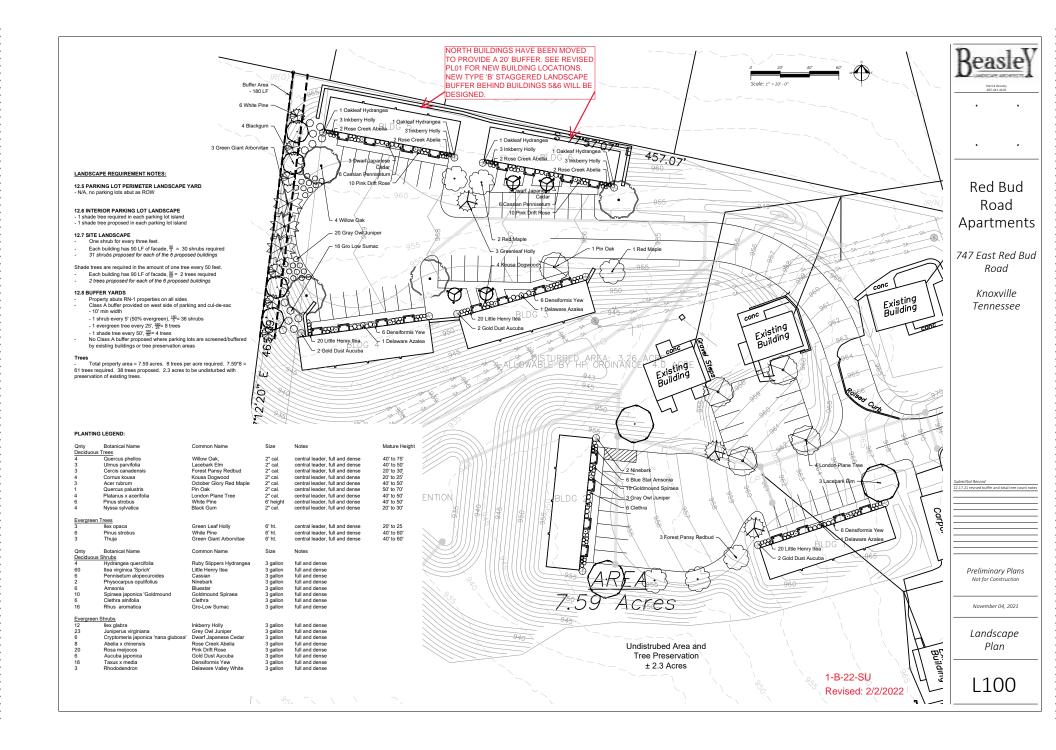


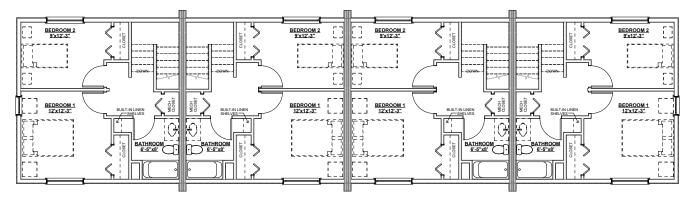
A NEW MULTIFAMILY RESIDENTIAL DEVELOPMENT FOR: REDBUD ROAD DUPLEXES 1-B-22-SU KNOXVILLE, TN



SITE DISTANCE

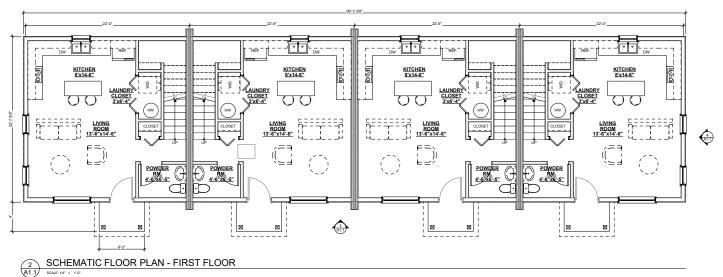
1-B-22-SU Revised: 2/2/2022 DATE: 31 JAN 2022 PROJECT NO.: \*\*\*\* PROJ. MGR.: CHRISTINA PLO3















SCALE: 1/4" = 1'-0



A1.1 TOWNHOME SIDE ELEVATION Revised: 2/2/2022



GEORGE

ARMOUR

EWART

ARCHITECT

404 Bearden Park Circle Knoxville, TN 37919 865.602.7771 Fax 865.602.7742

www.georgeewart.com







PROJECT NO .: 20140 C.F.B. PROJECT MGR .: A1.1

## City of Knoxville Department of Engineering Director Decision Memo

From time to time, the Director is tasked with making decision based on authority given in the Stormwater and Street Ordinance, Flood Damage Prevention and Control Ordinance, Streets and Sidewalks Ordinance (Ch. 23), etc. The purpose of this memo is to document the decision made for a given location and/or condition.

## Project name/location:

Redbud Apartments - 747 E Redbud Road

## Type of decision needed:

Sidewalk Appeal

## Staff notes (CW):

An expansion of an existing development is being proposed at the property noted above. This expansion would typically meet the standard for sidewalk along the ROW frontage of the property. Redbud, especially near the north end, is located in an area with significant topo challenges. The development team has requested the sidewalk requirement be waived at this location. Staff agrees with this request.

Chief Recommendati	ion:			
Approve R	egest.	Location ,	1900	a is not
practical !	fn a	sidewalk	extension.	

Director Comments:

Chris Howley, P.E., Engineering Planning Chief

ulla M Date: 8-4-2021

Harold Cannon, P.E., Engineering Director

## Doquest to Destrone Table Mithdraw

Request to	o Postpone • Table • Withdraw
Name of Applicant:	George Armour Ewart Architect - Christina Fehr AS IT APPEARS ON THE CURRENT PLANNING COMMISSION AGENDA
Planning NDISTRIBUTION OF COUNTY OU	
Date Scheduled for Plan	nning Review: Jan. 12 2022
Date Request Filed:	an. 12 2022 Request Accepted by:
REQUEST Postpone Please postpone the above application(s) un Feb. 10 2022	PLEASE NOTE Consistent with the guidelines set forth in Planning's Administrative Rules and Procedures: POSTPONEMENTS
DATE OF FUTURE PUBLIC MEETING Table Please table the above application(s). Withdraw Please withdraw the above application(s).	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
State reason for request:	can be officially postponed to a future public meeting.
The surrounding neighborhoods have reques extension to review the plans and project information.	TABLINGS Any item requested for tabling must be acted upon by the
Amount:	□ No Planning Commission before it can be officially tabled.
Approved by: Date:	WITHDRAWALS
APPLICATION AUTHORIZATION I hereby certify that I am the property owner, ap applicant's authorized representative, Signature:	
PLEASE PRINT Name: Christina Fehr	Any new item withdrawn may be eligible for a fee refund according to the following:
Address:       404 Bearden Park Circle         City:       Knoxville         State:       TN         Zip:       3	Application withdrawal with fee refund will be permitted only if a written request is received prior to public notice.
Telephone: <u>865-602-7771</u>	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.
Fax:	

Christina Fehr		<b>Development</b> Development Plan Planned Development Use on Review / Special Hillside Protection COA	SU □	Reque BDIVISION Concept Plan Final Plat	<b>ZONING</b> I Plan Amendr	nent OYP
Applicant Name				Affiliat	ion	
Nov. 11 2021		1/13/2021			File Num	ber(s)
Date Filed		Meeting Date (if applicabl	e)	1	L-B-22-SU	
CORRESPONDE		ll correspondence related to this app	lication should	be directed to the a	oproved contact listed l	below.
Applicant 🗌 C	Owner 🗆 C	ption Holder 🛛 🛛 Project Surveyor	🗌 Engineer	Architect/Land	lscape Architect	
Christina Fehr						
Name			Company			
404 Bearden Par	k Circle		George Ew	art Archite TN	37919	
Address			City	State	ZIP	
865-602-7771		cfehr@georgeewart.	com			
Phone		Email				
CURRENT PROP	PERTY INFO					_
PMC Squared, LL	.c	1328 Yarnell S	Station blvd.	Knoxville	,TN 37932	
Owner Name (if diffe	erent)	Owner Address			Owner Phone	
747 E Red Bud ro	bad		109	9KF05001 (par	t of parcel)	
Property Address			Parc	el ID		
KUB		KUB			N	
Sewer Provider		Water P	rovider		Sept	ic (Y/N)
STAFF USE ONLY						
West side of E. F	Redbud Rd.,	south of Sevierville Pk		3.26	acres	
General Location				Tract S	iize	
	1st	RN-4 & HP	Ν	ИF (Multi-family)		
City County	District	Zoning District	Ex	kisting Land Use		
South City		LDR & HP		N/A		
Planning Sector		Sector Plan Land Use Clas	sification	Growt	h Policy Plan Designation	on

DEVELOPMENT REQUEST				Related City	/ Permit Number(s)
Development Plan 📕 Use on Review / Sp	ecial Use 📋 Hillside Protectio	on COA			
■ Residential □ Non-Residential Home Occupation (specify) <u>RN-4 - Multi-far</u>	mily				
	,				
Duplex / Townhomes Other (specify)					
SUBDIVISION REQUEST				p. L. J. D.	
				Related Re	zoning File Number
Proposed Subdivision Name					
Combine Parcels Unit / Phase Number	Divide Parcel Total Nur	nber of Lots	Created		
☐ Other (specify)					
Attachments / Additional Requirements					
ZONING REQUEST	1				
				Pending	Plat File Number
Zoning Change Proposed Zoning				-	
Plan Amendment Change     Proposed Plan	Designation(s)				
	DealBriddon(a)				
	3.3				
Proposed Density (units/acre)	Previous Rezoning Requests				
	Previous Rezoning Requests				
Proposed Density (units/acre)	Previous Rezoning Requests				
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY	Previous Rezoning Requests	Fee 1			Total
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY	Previous Rezoning Requests		900.00	)	Total
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY PLAT TYPE	Previous Rezoning Requests	Fee 1 0403		)	Total
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY  PLAT TYPE  Staff Review Planning Commission ATTACHMENTS	Previous Rezoning Requests	Fee 1		)	Total
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY  PLAT TYPE Staff Review Planning Commission ATTACHMENTS Property Owners / Option Holders Va ADDITIONAL REQUIREMENTS	Previous Rezoning Requests	Fee 1 0403		)	Total
Proposed Density (units/acre)   Other (specify)  STAFF USE ONLY  PLAT TYPE Staff Review Planning Commission ATTACHMENTS Property Owners / Option Holders Va ADDITIONAL REQUIREMENTS Design Plan Certification (Final Plat)	Previous Rezoning Requests	Fee 1 0403		)	Total
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY  PLAT TYPE Staff Review Planning Commission ATTACHMENTS Property Owners / Option Holders Va ADDITIONAL REQUIREMENTS Design Plan Certification (Final Plat) Use on Review / Special Use (Concept Plan	Previous Rezoning Requests	Fee 1 0403 Fee 2		)	
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY  PLAT TYPE Staff Review Planning Commission ATTACHMENTS Property Owners / Option Holders Va ADDITIONAL REQUIREMENTS Design Plan Certification (Final Plat) Use on Review / Special Use (Concept Plan) Traffic Impact Study	Previous Rezoning Requests	Fee 1 0403 Fee 2		)	Total \$900.00
Proposed Density (units/acre)    Other (specify)   STAFF USE ONLY  PLAT TYPE  Staff Review Planning Commission  ATTACHMENTS Property Owners / Option Holders Va  ADDITIONAL REQUIREMENTS Design Plan Certification (Final Plat) Use on Review / Special Use (Concept Plan	Previous Rezoning Requests	Fee 1 0403 Fee 2		)	
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY  PLAT TYPE Staff Review Planning Commission ATTACHMENTS Property Owners / Option Holders Va ADDITIONAL REQUIREMENTS Design Plan Certification ( <i>Final Plat</i> ) Use on Review / Special Use ( <i>Concept Plan</i> ) Traffic Impact Study COA Checklist ( <i>Hillside Protection</i> )	Previous Rezoning Requests	Fee 1 0403 Fee 2 Fee 3	900.00		\$900.00
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY  PLAT TYPE Staff Review Planning Commission ATTACHMENTS Property Owners / Option Holders Va ADDITIONAL REQUIREMENTS Design Plan Certification ( <i>Final Plat</i> ) Use on Review / Special Use ( <i>Concept Plan</i> ) Traffic Impact Study COA Checklist ( <i>Hillside Protection</i> )	Previous Rezoning Requests ariance Request	Fee 1 0403 Fee 2 Fee 3	900.00	ers authorize	\$900.00
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Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY  PLAT TYPE Staff Review Planning Commission ATTACHMENTS Property Owners / Option Holders Va ADDITIONAL REQUIREMENTS Design Plan Certification (Final Plat) Design Plan Certification (Final Plat) Use on Review / Special Use (Concept Plan) Traffic Impact Study COA Checklist (Hillside Protection)  AUTHORIZATION By signing below Applicant Signature	Previous Rezoning Requests ariance Request n) v, I certify I am the property own Christina Fehr	Fee 1 0403 Fee 2 Fee 3	900.00	ers authorize Nov	\$900.00 od representative.
Proposed Density (units/acre)  Other (specify)  STAFF USE ONLY  PLAT TYPE Staff Review Planning Commission ATTACHMENTS Property Owners / Option Holders Va ADDITIONAL REQUIREMENTS Design Plan Certification (Final Plat) Design Plan Certification (Final Plat) Use on Review / Special Use (Concept Plan) Traffic Impact Study COA Checklist (Hillside Protection)  AUTHORIZATION By signing below	Previous Rezoning Requests ariance Request b) v, I certify I am the property own Christina Fehr Please Print	Fee 1 0403 Fee 2 Fee 3	900.00	ers authorize Nov	\$900.00 od representative.
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