

## SUBDIVISION REPORT -CONCEPT/USE ON REVIEW

► FILE #: 11-SF-23-C	AGENDA ITEM #: 32
11-A-23-UR	AGENDA DATE: 11/9/2023
SUBDIVISION:	DUTCHTOWN WEST 2
APPLICANT/DEVELOPER:	W. SCOTT WILLIAMS & ASSOCIATES
OWNER(S):	Ron Worley Worley Builders, Inc.
TAX IDENTIFICATION:	118 122, 12201, 12202, 12102, 12101 View map on KGIS
JURISDICTION:	County Commission District 3
STREET ADDRESS:	9805 DUTCHTOWN OVERLOOK WAY (9813, 9821 DUTCHTOWN OVERLOOK WAY; 811, 817 BOB KIRBY RD)
► LOCATION:	West side of Bob Kirby Rd, north of Dutchtown Rd
SECTOR PLAN:	Northwest County
GROWTH POLICY PLAN:	Planned Growth Area
WATERSHED:	Turkey Creek
APPROXIMATE ACREAGE:	2.45 acres
ZONING:	RA (Low Density Residential)
EXISTING LAND USE:	Multifamily Residential, Single Family Residential
PROPOSED USE:	Duplexes
SURROUNDING LAND USE AND ZONING:	North: Single family residential - A (Agricultural) South: Single family residential - PR (Planned Residential) up to 5 du/ac East: Multifamily family residential - RA (Low Density Residential) West: Single family residential - PR (Planned Residential) up to 5 du/ac
NUMBER OF LOTS:	5
SURVEYOR/ENGINEER:	Scott Williams W. Scott Williams and Associates
ACCESSIBILITY:	Access is via Bob Kirby Road, a minor collector street with a 36-ft pavement width within a 75-ft right-of-way.
SUBDIVISION VARIANCES REQUIRED:	None.

### **STAFF RECOMMENDATION:**

### Approve the Concept Plan subject to 6 conditions.

1. Connection to sanitary sewer and meeting other relevant utility provider requirements.

- 2. Meeting all applicable requirements of the Knox County Zoning Ordinance.
- 3. Meeting all applicable requirements of the Knox County Department of Engineering and Public Works.

4. Before certification of the final plat for the subdivision, establish a property owners association or other legal entity responsible for maintaining common facilities, such as common areas, amenities, private roads, and/or stormwater drainage systems.

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5. Certifying sight distance along Bob Kirby Rd in accordance with the Knox County Access Control and Driveway Design Policy.

6. Submitting a geotechnical study for lots 1 & 2 for review and approval by the Knox County Department of Engineering and Public Works prior to approval of a plat.

### Approve the request for 5 duplexes as identified on the concept plan, subject to 2 conditions.

Meeting all applicable requirements of the Knox County Department of Engineering and Public Works.
 Meeting all applicable requirements of the Knox County Zoning Ordinance.

With the conditions noted, this plan meets the requirements for approval in the RA (Low Density Residential) district and the other general criteria for approval of a Use on Review.

### COMMENTS:

The applicant is requesting approval for five (5) new duplexes on separate lots in the RA district located on Bob Kirby Rd. All lots will be serviced by a Shared Permeant Access Easement. This includes lot line adjustments for lots 1 and 2 of the Dutchtown View West S/D (5-G-18-UR), which has two existing duplexes.

### 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 low density residential uses for this site. The property is zoned RA (Low Density Residential), which is an allowed zoning district in the Low Density Residential land use classification.

B. General Plan Policies: Policy 9.3 Ensure that the context of new development, including scale and compatibility, does not impact existing neighborhoods and communities. The duplexes are two stories and will be similar in design and height to the existing duplexes on the property as well as the 4 duplexes across the street.

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

A. The RA (Low Density Residential) zone is intended to provide for residential areas with low population densities. The LDR (Low Density Residential) land use class allows RA zoning, which permits duplexes as a use permitted on review.

B. The total lot area is 2.4381 acres, including the 2 existing duplexes in the Dutchtown View West S/D. The lots are at least 12,000 sq ft, which is the minimum lot size for a duplex in the RA zone.

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 existing duplexes currently have a lot size of 17,742 sqft and 28,654 sqft. This request includes reduction of those lot sizes. Additionally, there are 4 two-story duplexes of similar design across the street on Bob Kirby Road.

4) THE USE WILL NOT SIGNIFICANTLY INJURE THE VALUE OF ADJACENT PROPERTY. A. The proposed two-family dwellings are considered low-density residential uses and are compatible with other low-density residential uses.

5) THE USE WILL NOT DRAW ADDITIONAL TRAFFIC THROUGH RESIDENTIAL AREAS. A. Traffic volume in this neighborhood will not be substantially increased as a result of the proposed 10-unit development. Additionally, Bob Kirby Rd is a minor collector.

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 is a sinkhole located in the central portion of the property. A geotechnical study must be prepared and submitted to the Knox County Department of Engineering and Public Works during the design phase. The results of the study must support encroachment into the 50' sinkhole buffer to allow construction of the duplexes as shown on the development plan.

ESTIMATED TRAFFIC IMPACT: 120 (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: 0 (public school children, grades K-12)

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

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

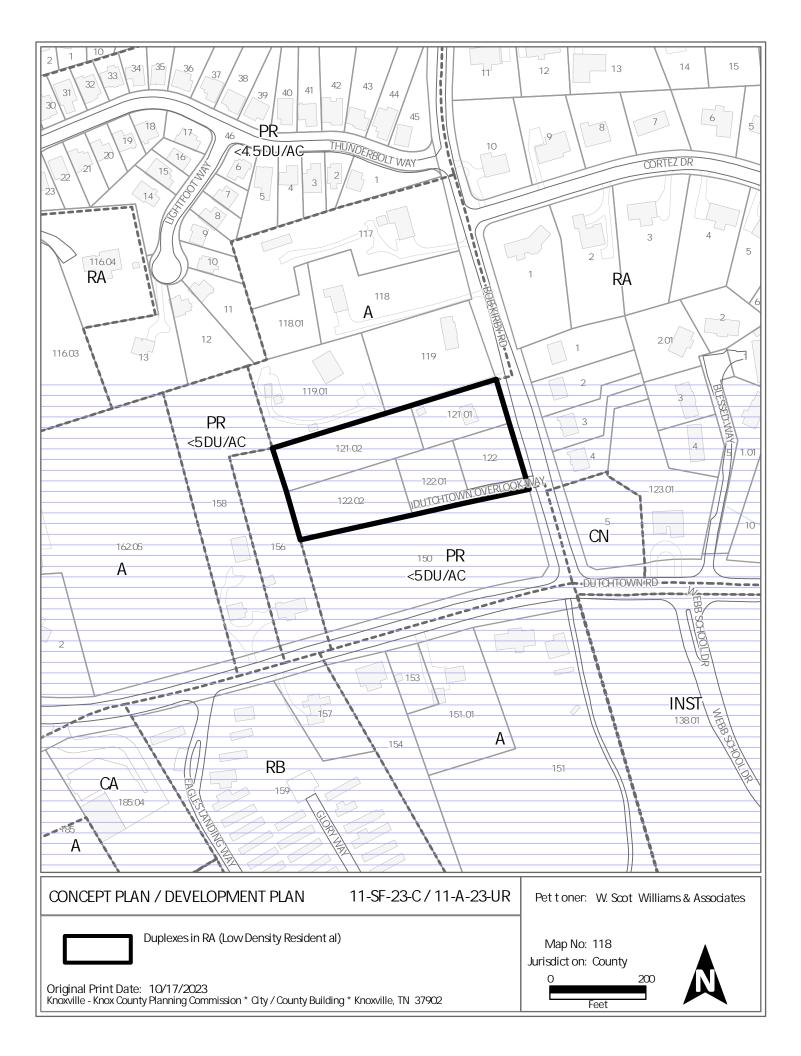
• Students are assigned to schools based on current attendance zones as determined by Knox County

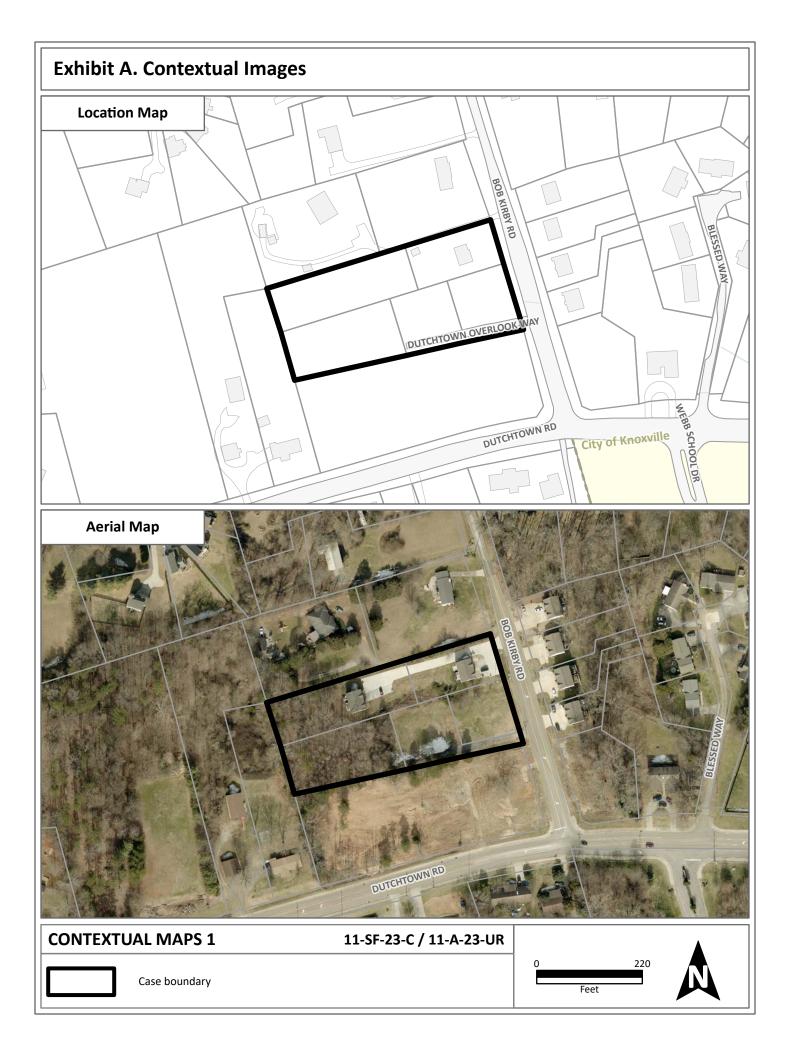
Schools. Students may request transfers to different zones, and zone boundaries are subject to change.
Estimates presume full build-out of the proposed development. Build-out is subject to market forces, and timing varies widely from proposal to proposal.

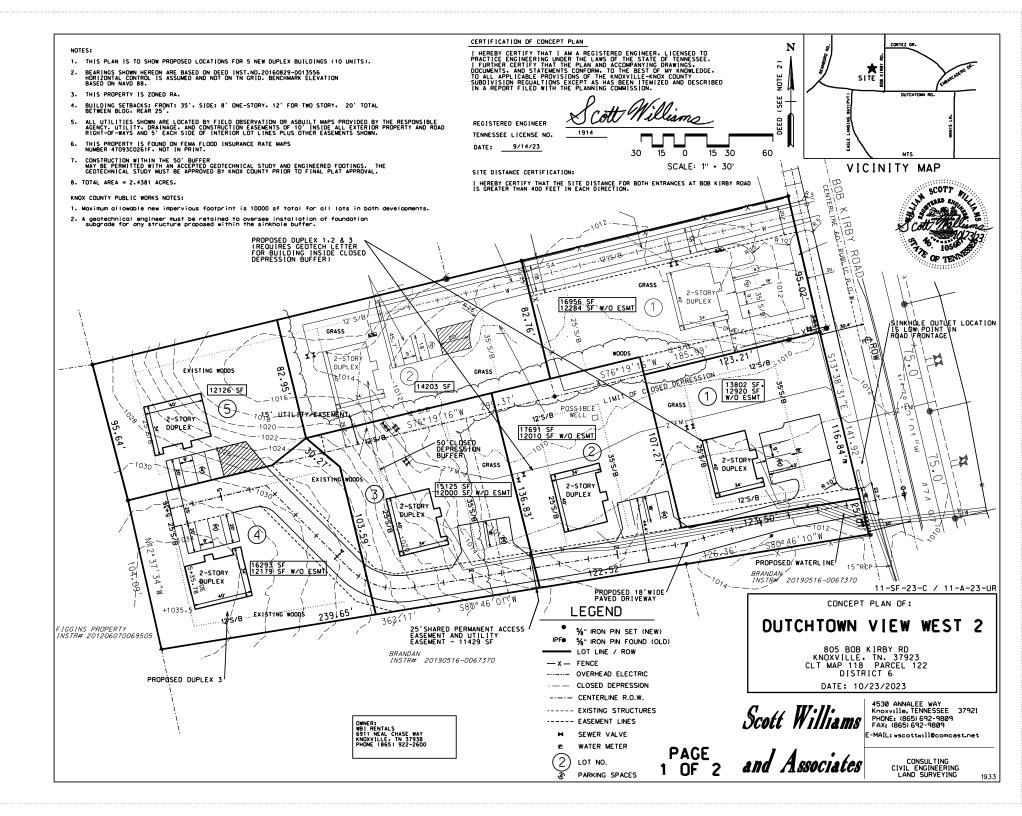
• Student yields from new development do not reflect a net addition of children in schools. Additions occur incrementally over the build-out period. New students may replace current population that ages through the system or moves from the attendance zone.

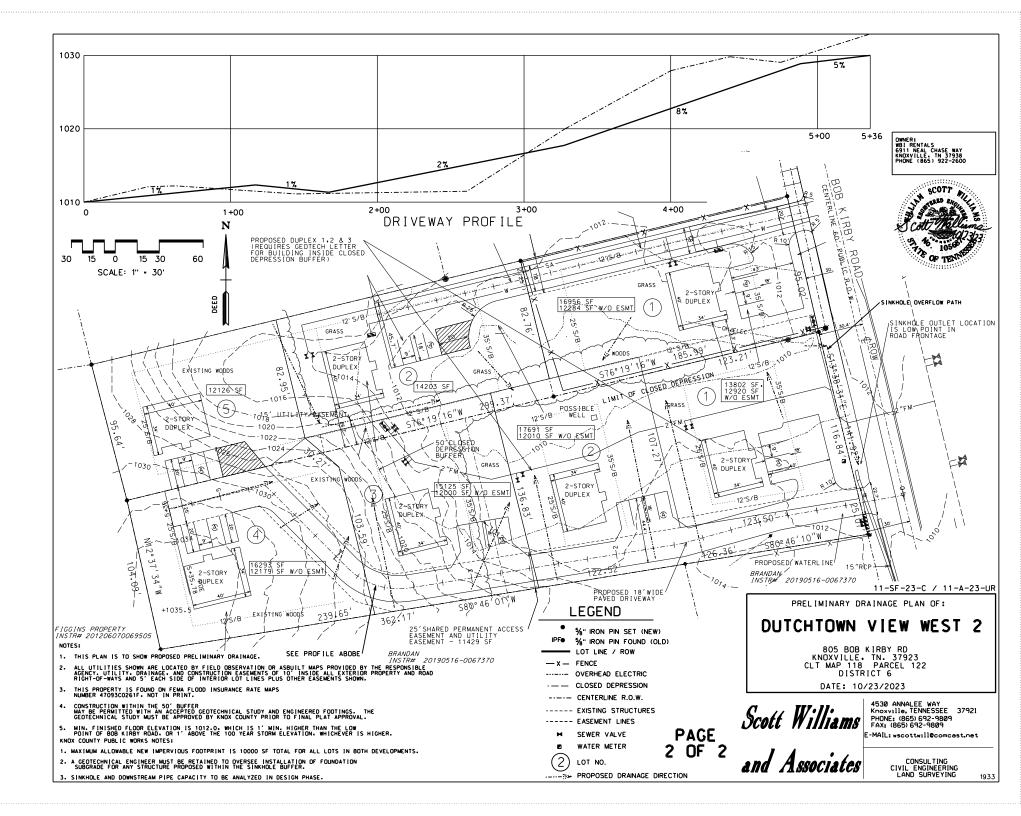
Knoxville-Knox County Planning Commission's approval or denial of this concept plan request is final, unless the action is appealed to Knox County Chancery Court. The date of the Knox County Chancery Court hearing will depend on when the appeal application is filed.

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.











Planning KNOXVILLE I KNOX COUNTY	

# Development Request

Development Plan
 Planned Development
 Use on Review / Special Use
 Hillside Protection COA

SUBDIVISION M Concept Plan Final Plat

ZONING Plan Amendment SP OYP

□ Rezoning

Applicant Name	1	& ASSOCIATES	•		the second se	EER
					Affiliation	
9/25/2023		11/9/2023		Γ		File Number(s
Date Filed		Meeting Date (if	applicable)		11-A-23 11-SF-2	-UR /
CORRESPON	IDENCE All o	correspondence related to	this application sh	ould be direc	ted to the appro	wed contact listed below
1.5	Property Owner	Option Holder				t/Landscape Architect
SCOTT W	ILLIAMS	-	W. SCOT	TWILL	IAMS + A	SSOCIATES
Name			Company	<u>у</u>		30CH143
4530 AN	NALEE WAY	4	1.	_		
Address		I	City	LE	State	37921
RELAD	0000					ZIP
865-692-	9809	WSCOTWIL	L@ Comca	ST.NET	Г	
Phone		Email	141			
CURRENT PR	OPERTY INFO					
WBI Ren roperty Owner 1 7805,9813,	tals LLC Name (if different) 9821 Dutchton	6911 Nez   Chase Non Overlook Way	Owner Address		D	5-922-2600 operty Owner Phone 8 12202
WBI Ren Troperty Owner 1 7805, 9813, 817 Bob Ki	Hals LLC Name (if different) 9821 Dutchton roby Rd.	Property	Owner Address	18 112, 11.	8 12201, 11	
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DEVELOPMENT REQUEST			
<ul> <li>Development Plan IX Use on Review / Special Use I Hillside F</li> <li>Residential I Non-Residential</li> <li>Home Occupation (specify)</li> </ul>	Related	d City Permit Number(s)	
Other (specify) Duplexes			
SUBDIVISION REQUEST			
Dutchtown View West 2 Proposed Subdivision Name		Related	Rezoning File Number
Tot	5 al Number of Lots Created	lk	
Other (specify)			
Attachments / Additional Requirements     ZONING REQUEST			
ZOMING NECTORSI			
Zoning Change Proposed Zoning		Pendi	ng Plat File Number
Plan Amendment Change			
Proposed Plan Designation(s)			
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Other (specify) STAFF USE ONLY			
PLAT TYPE	Fee 1		
Staff Review Planning Commission			Total
ATTACHMENTS	0101 \$5	00.00	
Property Owners / Option Holders     Variance Request	Fee 2		
ADDITIONAL REQUIREMENTS	1		\$500.00
Design Plan Certification (Final Plat)			\$500.00
Use on Review / Special Use (Concept Plan) Traffic Impact Study	Fee 3		
COA Checklist (Hillside Protection)	1		
AUTHORIZATION			
I declare under penalty of perjury the foregoing is true and correct:			
1) He/she/it is the owner of the property AND 2) The application and all associa	ted materials are being subm	nitted with his/h	er/its consent
IN MILLENICH.		01.	1
Applicant Signature Please Print	<u>2</u> <u>N</u>		123
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Phone Northber Email	MCAST.NET		
	1		09/26/2023, SG
Kall, Member Kon 1	W. Workley, :	TR.	9/12/23
Property Owner Signature Please Print	L	Date P	aid
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# **Development Request**

**SUBDIVISION** 

ZONING

DEVELOPMENT

PL	anning	<ul> <li>Development Plan</li> <li>Planned Development</li> <li>Use on Review / Special Use</li> <li>Hillside Protection COA</li> </ul>	✓ Concept Plan □ Final Plat	<ul> <li>Plan Amendment</li> <li>Sector Plan</li> <li>One Year Plan</li> <li>Rezoning</li> </ul>
W. Scott \	Williams & Associates			
Applicant	Name		Affiliati	on
9/26/202	3	11/9/2023	11-SF-23-C / 11	L-A-23-UR
Date Filed		Meeting Date (if applicable)	File Number(s)	
CORRE	SPONDENCE	All correspondence related to this application s	should be directed to the	approved contact listed below.
Scott Will	iams W. Scott Williams	and Associates		
Name / Co	ompany			
4530 Ann	alee Way Way Knoxvill	e TN 37921		
Address				
Phone / Er	9809 / wscottwill@com	icast.net		
FIIONE / EI	IIIdii			
CURRE	NT PROPERTY INFO			
Ron Worl	ey Worley Builders, Inc	c. 6911 Neal Chase Way Knoxville	TN 37918	865-922-2600 / ron@worleybuil
Owner Na	ime (if different)	Owner Address		Owner Phone / Email
9805 DUIT		NAY / 9813, 9821 DUTCHTOWN OVERLOC	)κ W/ΔV· 811 & 817 BC	
Property A				
	12201, 12202, 12102, 1			2.45 acres
Parcel ID		Part of	Parcel (Y/N)?	Tract Size
West Kno	x Utility District	West Knox Utility	District	
Sewer Pro	ovider	Water Provider		Septic (Y/N)
STAFF	USE ONLY			
	of Bob Kirby Rd, north	of Dutchtown Rd		
General Lo	-			
City	Commission District 3	RA (Low Density Residential)	Multifa Reside	amily Residential, Single Family Intial
County	District	Zoning District		ng Land Use

DEVELOPMENT REQUEST				
Development Plan Plann	ed Development 🛛 🔽 l	Use on Review / Special Use	Related City Permit Number	-(s)
Hillside Protection COA	E F	Residential 🗌 Non-residential		
Home Occupation (specify)				
Other (specify) <b>Duplexes</b>				
SUBDIVSION REQUEST				
Dutchtown West 2			Related Rezoning File Numb	ber
Proposed Subdivision Name				
<b>_</b>	ulit Deveele	5		
Unit / Phase Number	plit Parcels	Total Number of Lots Created		
Additional Information				
Attachments / Additional Requi	rements			
ZONING REQUEST				
Zoning Change			Pending Plat File Number	•
Proposed Zon	ing			
🗌 Plan				
Amendment Proposed Pla	an Designation(s)			
<u>4.1</u>				
Proposed Density (units/acre) P Additional Information	revious Zoning Requests			
STAFF USE ONLY				
PLAT TYPE		Fee 1	Total	
Staff Review Planning	g Commission	\$500.00		
ATTACHMENTS Property Owners / Option Hold	ers 🗌 Variance Req	uest Fee 2		
ADDITIONAL REQUIREMEN		uest ree z		
COA Checklist (Hillside Protection				
Design Plan Certification (Final	Plat)	Fee 3		
Site Plan (Development Reques	t)			
<ul> <li>Traffic Impact Study</li> <li>Use on Review / Special Use (Coll</li> </ul>	oncept Plan)			
	,			
	the foregoing is true and (	correct: 1) He/she/it is the owner of the p	roperty, AND 2) the application an	ıd
all associated materials are being			, .,, <u>-,</u> .pp	-
Applicant Signature	W. Scott Williams	s & Associates	9/26/2023	
Applicant Signature	Please Print		Date	
Phone / Email				
	Ron Worley Worl	ley Builders, Inc.	9/26/2023	
Property Owner Signature	Please Print		Date	_

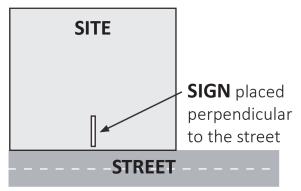
Property Owner Signature



### 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:

10/27/2023	and	11/10/2023
(applicant or staff to post sign)		(applicant to remove sign)
Applicant Name: W. Scott Williams & Asso	ociates	
Date: 09/26/2023		Sign posted by Staff
File Number: 11-A-23-UR & 11-SF-23-C (D	utchtown)	Sign posted by Applicant