

# **DEVELOPMENT PLAN REPORT**

► FILE #: 12-F-24-DP
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AGENDA ITEM #: 44

AGENDA DATE: 12/12/2024

APPLICANT:	BATSON HIMES NORVELL AND POE					
OWNER(S):	LKM Properties c/o Melissa Clark					
TAX ID NUMBER:	91 25603 (PART OF)	View map on KGIS				
JURISDICTION:	County Commission District 6					
STREET ADDRESS:	5981 SCHAAD RD					
► LOCATION:	East side of Bakertown Rd, north side of Sc	haad Rd				
APPX. SIZE OF TRACT:	3.83 acres					
GROWTH POLICY PLAN:	Planned Growth Area					
ACCESSIBILITY:	Access is via Schaad Rd, a 4-lane arterial street with a median and a pavement width of 75 ft within a 112 ft right-of-way. Access is also via Bakertown Rd, a major collector street with 54 ft of pavement width within 8 140 ft of right-of-way.					
UTILITIES:	Water Source: West Knox Utility District					
	Sewer Source: West Knox Utility District					
FIRE DISTRICT:	Karns Fire Department					
WATERSHED:	Beaver Creek					
► ZONING:	PC(k) (Planned Commercial)					
EXISTING LAND USE:	Agriculture/Forestry/Vacant Land					
PROPOSED USE:	Gas station with convenience store and car wash					
HISTORY OF ZONING:	This property was rezoned to PC (Planned Com RZ/6-I-06-SP) as part of a larger rezoning.	nmercial) in 2006 (6-U-06-				
SURROUNDING LAND	North: Rural residential - A (Agricultural)					
USE AND ZONING:	South: Agriculture/forestry/vacant land - PC (k conditions	(Planned Commercial) with				
	East: Agriculture/forestry/vacant land - PC (k with conditions	ः) (Planned Commercial)				
	West: Agriculture/forestry/vacant land, single (Agricultural), RA (Low Density Reside					
NEIGHBORHOOD CONTEXT:	Schaad Rd is a recently constructed minor arterial street. Due to the recent availability of street infrastructure, this section of Schaad Rd remains mostly undeveloped large agricultural tracts. However, the general area is mostly single family subdivisions.					

### STAFF RECOMMENDATION:

Approve the development plan for a gas station with a convenience store and car wash, subject to 8

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#### conditions.

1) If during design plan approval or construction of the development, it is discovered that unforeseen off-site improvements within the right-of-way are necessary, the developer will either enter into a memorandum of understanding (MOU) with the County for these improvements or reimburse the County for their direct expenses (if completed by County crews) to make corrections deemed necessary.

2) Entering into a Memorandum of Understanding with Knox County Engineering and Public Works to widen Bakertown Rd to 20 ft with a 5 ft sidewalk and 2 ft shoulders.

3) Implementing the recommendations of the Weigel's Store #118 on Bakertown Road Traffic Letter (Ardurra, 10/25/2024) as required by Knox County Engineering and Public Works during the design plan phase. If the TIS is further revised, it must be submitted to the Planning staff for review and approval by all applicable agencies.

4) Provide a Type B landscape screen along the northern boundary (Exhibit B). The detailed landscape plan must be submitted to Planning staff for review and approval during permitting.

5) Light sources shall be arranged so that lighting is directed away from any boundary of the lot or tract and does not trespass on adjacent residential uses.

6) Adding a note to the final plat that the access easement, as shown on the development plan, must be recorded before building permits are issued.

7) Meeting the requirements of the Knox County Zoning Ordinance, including but not limited to the standards of the PC zone (Article 5.33) and Signs, billboards, and other advertising structures (Article 3.90).
8) Meeting all requirements of the Knox County Department of Engineering and Public Works.

With the conditions noted, this plan meets the requirements for approval in the PC district and the criteria for approval of a development plan.

### COMMENTS:

This proposal is for a new Weigel's gas station, convenience store, and car wash. The project site is 3.83 acres of a 7-acre parcel on the newly built Schaad Road at Bakertown Road.

DEVELOPMENT PLAN ANALYSIS PER ARTICLE 6, SECTION 6.50.06 (APPROVAL OR DENIAL) In the exercise of its administrative judgment, the Planning Commission shall determine if the proposed plan is in harmony with the general purpose and intent of the zoning ordinance and adopted plans.

### 1) ZONING ORDINANCE

PC (k) (Planned Commercial), subject to one condition: No development plan for commercial development shall be accepted for review by MPC (now Knoxville-Knox County Planning) until the new Ball Camp Pike realignment is completed adjacent to this site. MPC and County Engineering staff will determine when the road project is at a point of sufficient completion.

A. Staff has determined that a development plan can be approved since the road is open but still under construction. The traffic letter states that the 30-mph posted speed limit is temporary until the full section is completed, at which time the speed limit will most likely match the other sections of the completed roadway, which are posted at 45 mph.

B. The PC zone is intended for a unified grouping of commercial buildings that do not require or desire a central business district location. This zone's objective is to achieve the highest quality site design, building arrangement, landscaping, and traffic circulation patterns possible. The plan is for a gas station with a convenience center and car wash on one lot. A landscape plan has been provided to buffer the residential zone to the rear and screen the parking lot. The property will have 2 right-in, right-out driveways on Schaad Road. There will be one driveway on Bakertown Road, which will run along the rear of the property and connect to another commercial lot by an access easement.

### 2) KNOX COUNTY COMPREHENSIVE PLAN - IMPLEMENTATION POLICIES

A. Implementation Policy 2.1: Create buffers or transitions. - A Type B buffer has been provided along the rear of the property adjacent to the residential. This is a 12-ft dense screening buffer that should fully screen the residential lots from the subject development.

B. Implementation Policy 4.2: Require pedestrian and vehicular connectivity with development. - A sidewalk along Bakertown Rd connecting to Schaad Rd sidewalks will be constructed.

C. Implementation Policy 9.6: Align capital improvement projects. - The Schaad Road construction project creates an opportunity for more mixed-use development.

### 3) KNOX COUNTY COMPREHENSIVE PLAN - PLACE TYPE

A. The property is classified as SMR (Suburban Mixed Residential), where commercial use is considered secondary. SMR is typically located near or adjacent to collector roads within proximity to existing or planned

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neighborhood services. The new Schaad Rd is an arterial street, while Bakertown Rd is a collector street. This intersection of classified roads is an appropriate location for commercial use within the SMR place type. This property is adjacent to residential development and is part of the larger PC-zoned parcel, out of which this will likely be subdivided.

### 4) KNOXVILLE - FARRAGUT - KNOX COUNTY GROWTH POLICY PLAN

A. The property is within the Planned Growth Boundary. The purposes of the Planned Growth Boundary designation are to encourage a reasonably compact pattern of development, promote the expansion of the Knox County economy, offer a wide range of housing choices, and coordinate the actions of the public and private sectors, particularly with regard to the provision of adequate roads, utilities, schools, drainage and other public facilities and services. The proposal complies with the Planned Growth Boundary.

ESTIMATED TRAFFIC IMPACT: Not required.

#### ESTIMATED STUDENT YIELD: Not applicable.

The Planning Commission's approval or denial of this development plan request is final, unless the action is appealed either to the Board of Zoning Appeals or to a court of competent jurisdiction within thirty (30) days of the decision being appealed (Knox County, Tennessee Code of Ordinances, Appendix A, Zoning, 6.50.08).





## DESIGN PLAN FOR

# LKM PROPERTIES LP

## TAX MAP 091 PART OF PARCEL 256.03 6TH CIVIL DISTRICT, KNOX COUNTY, TENNESSEE



SHEET	NO.	DESCRIPTION	

- TITLE SHEET
- EXISTING CONDITIONS SITE PLAN
- GRADING & DRAINAGE
- 5-7 EROSION & SEDIMENT CONTROL PLAN
- 8-9 DETAILS
  - LANDSCAPE





OCTOBER 3, 2024 REVISED: DECEMBER 02, 2024 OWNER/DEVELOPER

LKM PROPERTIES LP P.O. BOX 654 POWELL, TN 37849



SHEET 1 OF 10 SHEETS 25520-TS 0:\25520\25520.DWG





















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Neon Service Co.						
	APPROVED BY:	DRAWN BY:				
DATE: 10-24-24		R.H.				
NAME: Weigel's #118 Scaad Rd @ Bakertown						
DRAWING NUM	0-24-241204-3					



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32" Logo 4 REQUIRED	
This design is the exclusive and confidential property of Neon Service Company. It is not to be used, reproduced, copied or exhibited in any fashion without the written permission of Neon Service Company. All rights reserved. The value of this design is \$	Neon Service Co.SCALE: 1/4" = 1'APPROVED BY:DRAWN BY:DATE: 10-24-24R.H.R.H.NAME: Weigel's #118 Scaad Rd @ BakertownDRAWING NUMBER10-24-241204-3















L	Luminaire Schedule											
5	Symbol		Qty	Label	Arrangement	Description	Mounting Height	LLD		Arr. Lum. Lumens	Arr. Watts	BUG Rating
	E	$\rightarrow$	8	A	Single	CRUS-SCFT-LED-VHD-30	15'	1.000	1.000	22192	152	B3-U0-G3
	F	-	16	В	Single	CRUS-SC-VHD-30	15'	1.000	1.000	21289	152	B4-U0-G2
	-	<	3	С	2 @ 90	SLM-LED-30L-SIL-FT-30-70CRI-D90	22' POLE+2' BASE	1.000	1.000	60690	426	B4-U0-G4
			3	D	3 @ 90	SLM-LED-30L-SIL-FT-30-70CRI-T90	22' POLE+2' BASE	1.000	1.000	91035	639	B4-U0-G4
	-	-	6	E	4 @ 90 Degrees	SLM-LED-30L-SIL-FT-30-70CRI-Q90	22' POLE+2' BASE	1.000	1.000	121380	852	B4-U0-G4

PHOTOMETRIC E∨ALUATION NOT FOR CONSTRUCTION

Based on the information provided, all almensions and luminaire locations shown represent recommended positions. The engineer and/or architect nust determine the applicability of the layout to existing or future field condition

This lightly plan represents likewistion level calculated from latewisery data beam under control control on the control on the test beam under control on the control on the test beam under control on the control on the test beam under control on the control of the control o





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Planning
KNOXVILLE I KNOX COUNTY

# **Development Request**

	100 C	DEVELOPMEN	Г	SUBDIVISION	ZONING
Dlan	aina	Development	Plan	🗌 Concept Plan	Rezoning
Plan		Planned Deve		🗌 Final Plat	Plan Amendment
KNOXVILLE I KN	юх соинту 🥣		w / Special Use		Sector Plan
		Hillside Protection	•		Comp Plan
Batson Himes Norv	ell and Poe				
Applicant Name				Affiliat	ion
10/29/2024		12/12/2024		12-F-24-DP	
Date Filed		Meeting Date (if ap	plicable)	File Number(s)	
<b>CORRESPONDE</b>	Owner	Option Holder	to this application si	<i>hould be directed to the</i> □Engineer	approved contact listed below.
David Poe Baston H	limes Norvell &	POE			
Name / Company					
4334 Papermill Dr. I	Knoxville TN 379	909			
Address					
865-588-6472 / Poe	@bhn-p.com				
Phone / Email					
CURRENT PROP	PERTY INFO				

LKM Properties c/o Melissa Clark	3100 Weigel Ln Powell TN 37849	865-938-2042	865-938-2042 / mclark@weigel		
Owner Name (if different)	Owner Address	Owner Phone /	<sup>/</sup> Email		
0 BAKERTOWN RD					
Property Address					
91 25603		3.83 acres			
Parcel ID	Part of Parcel (Y/N)?	Tract Size			
West Knox Utility District	West Knox Utility District		No		
Sewer Provider	Water Provider		Septic (Y/N)		
COMMUNITY ENGAGEMENT	Sign and return the <b>Public Notice and Community Er</b>	<b>ngagement</b> form wi	th this application.		
	· ·				

Planning strives to provide community members with information about upcoming cases in a variety of ways. In addition to posting public notice signs, our agency encourages applicants to provide information and offer opportunities for dialogue related to their upcoming case(s). We require applicants to acknowledge their role in this process.

DEVELOPMENT REQUEST					
Development Plan     Planned Development	🗌 Use on F	Review / Special Use		Related City F	Permit Number(s)
Hillside Protection COA	🗌 Resident	ial 🗌 Non-resid	ential		
Home Occupation (specify)					
Other (specify) Gas station with convenience store	and car wash	I			
SUBDIVSION REQUEST					
				Related Rezo	ning File Number
Proposed Subdivision Name					
Unit / Phase Number		Total Number of Lots	s Created		
Additional Information					
Attachments / Additional Requirements					
ZONING REQUEST					
				Pending Plat File Number	
Change Proposed Zoning					
Plan					
Amendment Proposed Plan Designation(s)					
Proposed Density (units/acre) Previous Rezoning Re	equests				
Additional Information					
STAFF USE ONLY					
PLAT TYPE			Fee 1		Total
Staff Review Planning Commission			\$1,600.00		
ATTACHMENTS					
<ul> <li>Property Owners / Option Holders</li> <li>Variance</li> <li>Amendment Request (Comprehensive Plan)</li> </ul>	e Request		Fee 2		
ADDITIONAL REQUIREMENTS Use on Review / Special Use (Concept Plan)			Fee 3		
Traffic Impact Study					
COA Checklist (Hillside Protection)					
AUTHORIZATION					
By signing below, I declare under penalty of perjury the application and all associated materials are being submitted	with his/her/its				
individual must sign the Property Owners/Option Holders Fo	orm.				
Batson Him	es Norvell an	d Poe			10/29/2024

	Batson Himes Norvell and Poe	10/29/2024	
Applicant Signature	Please Print	Date	
Phone / Email			
	LKM Properties c/o Melissa Clark	10/29/2024	
Property Owner Signature	Please Print	Date	



# NAMES OF ALL PROPERTY OWNERS INVOLVED OR HOLDERS OF OPTION ON SAME MUST BE LISTED BELOW:

Please print or type in black ink.

NAME

ADDRESS

OWNER / OPTION

Knoxville, TN



# Development Request SUBDIVISION ZONING

Development Plan

□ Planned Development

Use on Review / Special Use

 $\Box$  Hillside Protection COA

Concept Plan

ZC	INING		
	Plan Ame	ndr	nent
	🗆 SP		PA
	Rezoning		

Batson Himes Norvell and Poe			Engineer	/Surveyor		
Applicant Name		Affiliation				
10-28-24		<b>12-12-24</b> Meeting Date (if applicable)			File Number(s	
Date Filed				12-F-24-DP		
CORRESPOND	ENCE All c	orrespondence relate	ed to this application sh	ould be dir	ected to the approv	ed contact listed below.
Applicant	Property Owner	Option Holder	Project Surveyor	🗌 Engin	eer 🗌 Architect/	Landscape Architect
David Poe			Batsor	Himes N	Iorvell and Poe	
Name			Compan	У		
4334 Papermill	Dr		Knoxvi	lle	TN	37909
Address			City		State	ZIP
865-588-6472		poe@bhn	-p.com			
Phone		Email				

### **CURRENT PROPERTY INFO**

LKM Properties C/O Melissa Clark	3100 Weigel Ln	865-938-2042
Property Owner Name (if different)	Property Owner Address	Property Owner Phone
0 Bakertown Rd	091 25603	
Property Address	Parcel ID	
WKUD	WKUD	Ν
Sewer Provider	Water Provider	Septic (Y/N)

#### COMMUNITY ENGAGEMENT

Sign and return the **Public Notice & Community Engagement** form with this application.

Planning strives to provide community members with information about upcoming cases in a variety of ways. In addition to posting public notice signs, our agency encourages applicants to provide information and offer opportunities for dialogue related to their upcoming case(s). **We require applicants to acknowledge their role in this process.** 

### **DEVELOPMENT REQUEST**

Development Plan Use on Review / Special Use Hillside Protection COA	Related City Permit Number(s)
🗌 Residential 🔳 Non-Residential	
Home Occupation (specify)	
Weigels gasoline fueling/retail and Carwash Other (specify)	

### SUBDIVISION REQUEST

		Related Rezoning File Numb	er
Proposed Subdivision Name			
Unit / Phase Number	Total Number of Lots Created		
Other (specify)			
Attachments / Additional Requirements			
ZONING REQUEST			
<ul> <li>Zoning Change</li> <li>Proposed Zoning</li> <li>Plan Amendment Change</li> <li>Proposed Plan Designation(s)</li> </ul>		Pending Plat File Number	
Proposed Density (units/acre) Previous Rezoning Requ			
STAFF USE ONLY			
PLAT TYPE Staff Review Planning Commission	Fee 1	Total	
ATTACHMENTS  Property Owners / Option Holders Variance Request Amendment Request (Comprehensive Plan)	Fee 2	\$1,600.0	0
<ul> <li>ADDITIONAL REQUIREMENTS</li> <li>Use on Review / Special Use (Concept Plan)</li> <li>Traffic Impact Study</li> <li>COA Checklist (Hillside Protection)</li> </ul>	Fee 3		
AUTHORIZATION			

**By signing below, 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 associated materials are being submitted with his/her/its consent. If there are additional owners or options holders, each additional individual must sign the Property Owners/Option Holders Form.

Melissa Clark Digitally signed by Melissa Clark Date: 2024.10.21 10:46:48 -04'00'	Melissa Clark	10/21/24	
Applicant Signature	Print Name / Affiliation	Date	
865-617-4052	mclark@weigels.com		
Phone Number	Email		
William B. Weigel Digitally signed by William B. Weigel Date: 2024.10.21 10:47:59 -04'00'	William B. Weigel	10/21/2024	
Property Owner Signature	Please Print	Date Paid	



# Public Notice and Community Engagement

# Sign Posting and Removal

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.

**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.

> Have you engaged the surrounding property owners

to discuss your request?

□ No, but I plan to prior to the

Planning Commission meeting

🗌 Yes 🔳 No

# Community Engagement

Planning strives to provide community members with information about upcoming cases in a variety of ways. In addition to posting public notice signs, our agency encourages applicants to provide information and offer opportunities for dialogue related to their upcoming case(s).

## Acknowledgement

**By signing below**, you acknowledge that public notice signs must be posted and visible on the property consistent with the guidelines above and between the dates listed below.

## 11/29/2024

12/13/2024

Date to be Posted

Date to be Removed

Melissa Clark Digitally signed by Melissa Clark Date: 2024.10.28 15:54:20 -04'00'

Melissa Clark

### 10/28/2024

**Applicant Signature** 

Applicant Name

Date 12-F-24-DP FILE NUMBER