



MEMORANDUM

TO: Knoxville-Knox County Planning Commission

FROM: Jessie Hillman, Principal Planner

DATE: November 10, 2025 (REVISED)

FILE #: 11-A-25-HPA Agenda Item #13

SUBJECT: Request for 2.8 acres of disturbance within the Hillside Protection Overlay at 4136

McKamey Road

STAFF RECOMMENDATION:

Approve the applicant's Level II Certificate of Appropriateness request to disturb up to 2.8 acres within the HP (Hillside Protection Overlay) zoning district, subject to one condition that the limits of disturbance be clearly fenced to protect the "Critical Root Zone" of trees as defined in 14.1 of the Tree Protection Ordinance and subject to inspection before and during construction activities associated with this request.

BACKGROUND:

The Hillside and Ridgetop Protection Plan was adopted by the City of Knoxville in 2011 to provide the vision and means for protecting hillsides and hillside development while minimizing offsite environmental damage. The basis for the plan stems from a recognition that forested ridges and hillsides are a defining characteristic of the region's natural heritage and a primary contributor to maintaining long term property values, clean air and water, and wildlife protection.

The plan is codified in Knoxville's Zoning Ordinance through Articles 8.9 and 16.8, which provide the regulatory framework and enforcement procedures for maintaining the HP Overlay District. Article 8.9 describes standards for how the overlay is to be applied, and it delineates disturbance limitations based on the steepness of slopes. Disturbance is defined in the Hillside and Ridgetop Protection Plan as, "any activity that results in a change in existing soil, topography, or vegetation."

Article 16.8 describes how disturbance limitations are enforced via a Certificate of Appropriateness (COA), which is administered by Planning staff. However, if a COA request requires a deviation from the applicability and/or disturbance standards of Article 8.9, the Planning Commission will evaluate whether the request is to be approved, approved with conditions, or denied, per Article 16.8.B.4.d.

This codified enforcement of the Hillside and Ridgetop Protection Plan is supported by multiple Development Policies in the adopted General Plan:

- Policy 3.5: Conserve the natural assets that make this region attractive and enhance quality of life.
- Policy 6.2: Compliment natural landforms when grading and minimize grading on steep slopes and within floodways.
- Policy 6.3: Encourage development in areas with the fewest environmental constraints.
- Policy 6.10: Develop a metropolitan forestry program to conserve and reestablish trees and woodlands.
- Policy 7.2: Protect water resources by reducing pollution and retaining trees and ground cover on ridges and near streams, rivers, lakes and sinkholes.
- Policy 9.2: Encourage development practices that respect and fit the natural landscape, minimizing the loss of trees, woodlands and wildlife habitat.

STAFF ANALYSIS:

Developers of this 3.9-acre parcel at 4136 McKamey Road submitted a Special Use request for a four-duplex subdivision in the RN-1 (Single-Family Residential Neighborhood) zone. During the review, staff discovered that extensive, unpermitted clearing and grading had occurred on the site in preparation for residential development. Approximately 95% of the subject property is in the Hillside Protection Overlay, and the slope analysis conducted by staff indicates that 2.61 acres is the maximum area that can be disturbed on the parcel. The applicant is requesting to disturb 2.8 acres within the HP Overlay.

There is a TVA overhead utility easement that crosses the middle of this parcel from east to west and has resulted in approximately .84 acres of land being disturbed within the HP Overlay. This area is unbuildable due to easement restrictions. The requested excess disturbance of .19 acres by the applicant is proportional to limitations on the site due to the utility easement.

Considering the unpermitted disturbance that has already occurred on site, staff recommend a condition for approval that the limits of disturbance be clearly fenced and defined for inspection and approval by the City's Landscape Reviewer and Inspector prior to any further construction activity. This will ensure that the remaining .89 acres in the HP Overlay remain undisturbed and protected.





SPECIAL USE REPORT

► FILE#: AGENDA ITEM #: 10-B-25-SU 13

POSTPONEMENT(S): **AGENDA DATE:** 10/2/2025 11/13/2025

► APPLICANT: **HANI JOSEPH**

OWNER(S): Hani Joseph Home Sweet Homes, TN Inc.

TAX ID NUMBER: 92 L A 00201 View map on KGIS

JURISDICTION: City Council District 3 STREET ADDRESS: 4136 MCKAMEY RD

LOCATION: Southeast side of McKamey Rd, southwest of Woods-Smith Rd

► APPX. SIZE OF TRACT: 3.9 acres

SECTOR PLAN: Northwest County

GROWTH POLICY PLAN: N/A (Within City Limits)

ACCESSIBILITY: Access is via Mckamey Road, a major collector with a pavement width of 24

ft within a right-of-way which varies between 50 ft and 60 ft.

UTILITIES: Water Source: Knoxville Utilities Board

> Sewer Source: Knoxville Utilities Board

FIRE DISTRICT: **Knoxville Fire Department**

WATERSHED: Third Creek

ZONING: RN-1 (Single Family Residential Neighborhood), HP (Hillside Protection

Overlay)

EXISTING LAND USE: **Rural Residential**

▶ PROPOSED USE: **Duplex subdivision**

HISTORY OF ZONING: A request to rezone this property from RN-1 (Single Family Residential) to

RN-2 (Single Family Residential) was denied in 2025 (5-B-25-RZ).

SURROUNDING LAND North: Rural residential, single family residential - RN-1 (Single Family **USE AND ZONING:**

Residential Neighborhood), HP (Hillside Protection Overlay)

South: Single family residential - RN-2 (Single Family Residential

Neighborhood), HP (Hillside Protection Overlay

Rural residential, single family residential - RN-1 (Single Family East:

Residential Neighborhood), RN-2 (Single Family Residential

Neighborhood), HP (Hillside Protection Overlay)

West: Rural residential, single family residential - RN-1 (Single Family

Residential Neighborhood), HP (Hillside Protection Overlay

NEIGHBORHOOD CONTEXT: This area is comprised of a mix of single family detached and multifamily

dwellings on small suburban-style lots.

STAFF RECOMMENDATION:

Postpone this application for 30 days to the December 11, 2025 Planning Commission meeting to allow

AGENDA ITEM #: 13 FILE #: 10-B-25-SU 11/4/2025 03:41 PM MIKE REYNOLDS PAGE #: the hillside protection request to be heard (11-A-25-HPA) and determine the amount of disturbable area.

ESTIMATED TRAFFIC IMPACT: Not required.

ESTIMATED STUDENT YIELD: Not applicable.

Schools affected by this proposal: Amherst Elementary, Northwest Middle, and Karns High.

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.

AGENDA ITEM #: 13 FILE #: 10-B-25-SU 11/4/2025 03:41 PM MIKE REYNOLDS PAGE #: 13-2



Request to Postpone • Table • Withdraw

nani Joseph			10/30/25
Applicant Name (as it appears on the current Planning Commis	ssion agenda)		Date of Request
November 13, 2025	₹		File Number(s)
Scheduled Meeting Date	10-B-2	25-SU	
POSTPONE			
POSTPONE: To be placed on a postponement list, a po New applications are eligible for a one-time automatic the Planning Commission meeting. All other application paid for in advance and approved by the Planning Commeeting. After this, applicants must request postponer applicable deadline, the item will be tabled.	postponement for 30 day ns may request a 30-day, on nmission at their regular m	rs. The deadline is noon on the 1 60-day, or 90-day postponemen neeting. The deadline is noon th	Thursday preceding t, which must be e day before the
SELECT ONE: 30 days 60 days 90 days			
Postpone the above application(s) until the December		Planning Commission N	Meeting.
WITHDRAW			
	upon by the Planning Com	he refund check will be mailed to mailed to mailed to mailed to mission before it can be officially the mailed to mission before it can be officially the mailed to mission before it can be officially the mailed to mission before it can be mailed to mission before it can be mailed to mission before it can be officially the mailed to mission before it can be officially the mailed to mission before it can be officially the mailed to mission before it can be officially the mailed to mission before it can be officially the mailed to mission before it can be officially the mailed to mission before it can be officially the mailed to mission before it can be officially the mission befo	y tabled. There is
Having Sympas Applicant Signature	Hani Joseph		
Applicant Signature	Please Print		
865-282-5652	hanijoseph7@gm	ail.com	
STAFF ONLY	Email		
Salamond Dalla	as DeArmond	10/31/2025	□ No Fee
Staff Signature Ple	ease Print	Date Paid	
Eligible for Fee Refund?			
Approved by:	Date:		
Payee Name Payee Phone	Payee /	Address	August 2025

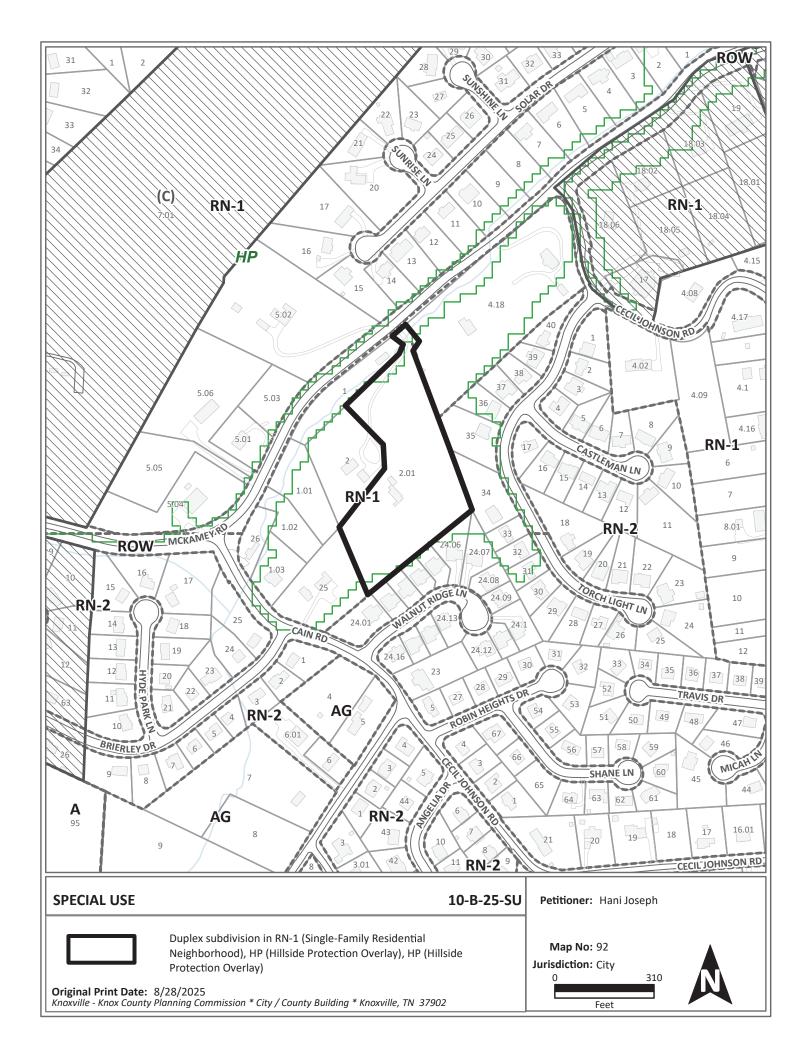


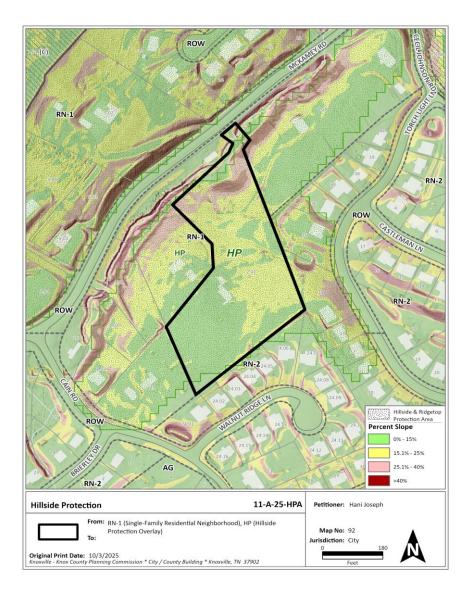
Exhibit A. Contextual Images Location Map CECIL JOHNSON RO CASTLEMAN LN MCKAMEY RD WALMUT RIDGE LIV TORCH LIGHT LN **Aerial Map CONTEXTUAL MAPS 1** 10-B-25-SU 340 Case boundary

Exhibit A. Contextual Images Location Map CECH JOHNSON RD CASTLEMAN LN MCKAMEY RD WALTUT RIDGE LAV TORCH LIGHT LN **Aerial Map CONTEXTUAL MAPS 1** 11-A-25-HPA

Case boundary

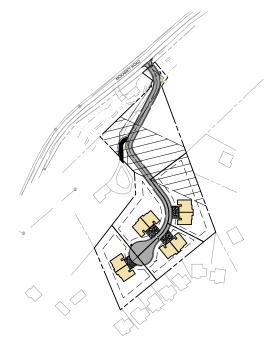
Staff - Slope Analysis Case: 11-A-25-HPA

CATEGORY	SQFT	ACRES	RECOMMENDED DISTURBANCE BUDGET (Percent)	DISTURBANCE AREA (Sqft)	DISTURBANCE AREA (Acres)
Total Area of Site	169,880.2	3.90			
Non-Hillside	9,005.8	0.21	N/A		
0-15% Slope	77,332.6	1.78	100%	77,332.6	1.78
15-25% Slope	66,541.3	1.53	50%	33,270.6	0.76
25-40% Slope	12,487.0	0.29	20%	2,497.4	0.06
Greater than 40% Slope	4,513.5	0.10	10%	451.4	0.01
Ridgetops					
Hillside Protection (HP) Area	160,874.4	3.69	Recommended disturbance budget within HP Area	113,552.0	2.61
			Percent of HP Area	70.0	5%



PROPOSED DUPLEX SUBDIVISION SPECIAL USE

4136 MCKAMEY ROAD KNOXVILLE, TENNESSEE OCTOBER, 2025



SITE PLAN

LIST OF DRAWINGS

C100 PROPERTY PLAT C101 EXISTING CONDITIONS PLAN C200 SITE LAYOUT PLAN C201 DRIVEWAY PROFILE C300 SITE GRADING PLAN C400 SITE DRAINAGE PLAN C500 SITE UTILITIES PLAN C600 HILLSIDE PROTECTION PLAN C700 SITE DISTANCE PROFILES

PROPOSED

SPRINKLE ENGINEERING, LLC - MATT SPRINKLE, PE PO BOX 4013 MARYVILLE, TN 37802 PHONE NUMBER: 885-599-9192 MATT@SPRINKLEENGINEERING.COM DESIGN ENGINEER

092LA00201 44510 4136 MCKAMEY ROAD KNOXVILLE, TENNESSEE 37921

EXISTING USE:
EXISTING ZONING:
PROPOSED USE:
MIN LOT AREA(ZF):
MIN LOT WIDTH:
MAX BLDG HEIGHT:
MAX BLDG COVERAGE:
MAX BLDG COVERAGE:
MAX BLDG SOVERAGE:
MAX BLDG SOVERAGE:
MAX BLDG SOVERAGE:
MAX BLDG SOVERAGE:
MAX BLDG STEBACK:
MIN NIT. SIDE SETBACK:
MIN ORT. SIDE SETBACK
MIN REAR SETBACK

50 40% 40% 410 OF THE AVG BLOCKFACE; IN NO CASE LESS THAN 25' 8' OR 15% OF LOT WIDTH, WHICHEVER IS LESS, IN NO CASE LESS THAN 20' COMBINED

ACREAGE OF EX SITE: DISTURBED AREA: HP AREA BUDGET: 3.90 AC 2.8 AC(INCLUDES ENTIRE TVA EASEMENT AREA) 2.6 AC

BASIS OR BEARING



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No.			T	ATE,

RESIDENTIAL SUBDIVISION 4136 MCKAMEY ROAD KNOXVILLE, TN 37921

HOME SWEET HOMES, TN

PRELIMINARY NOT FOR CONSTRUCTION

COVER SHEET

0-8-25





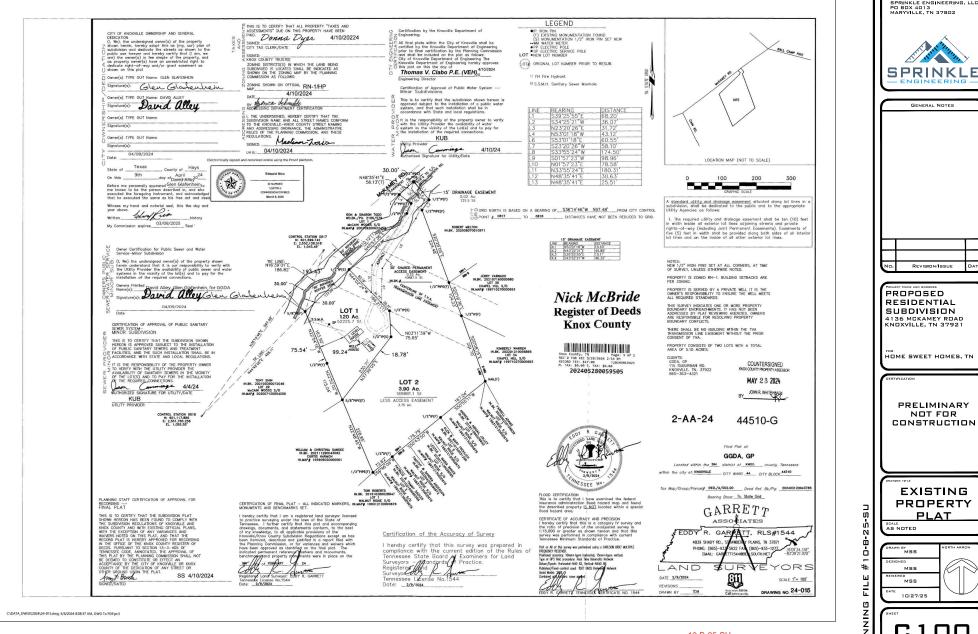


VICINITY MAP

USGS TOPO QUAD



10-B-25-SU Revised: 10/27/2025

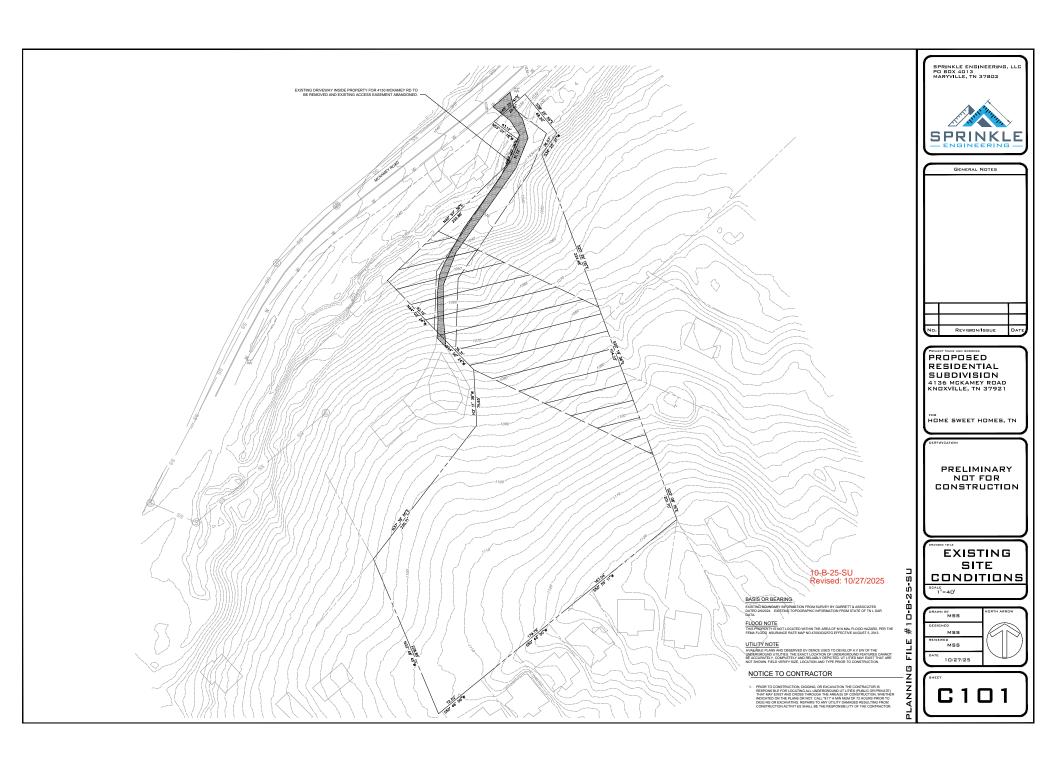


SPRINKLE ENGINEERING, LLC

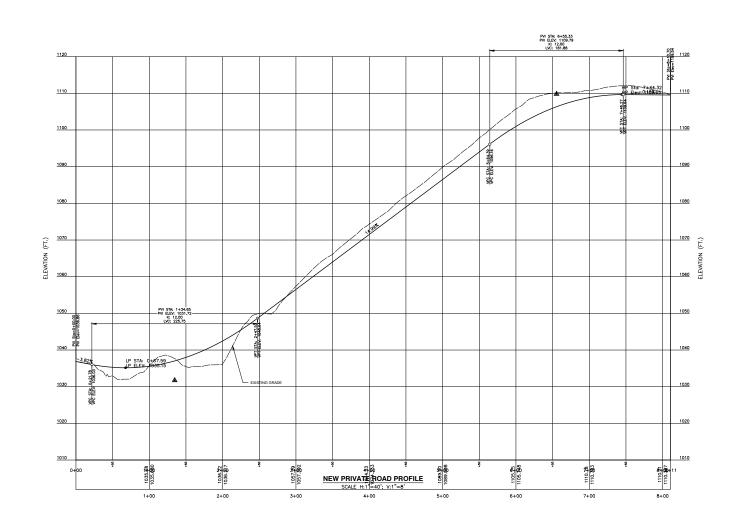


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SPRINKLE ENGINEERING, LLC PO BOX 4013 MARYVILLE, TN 37802 **SPRINKLE** GENERAL NOTES

REVISION/ISSUE

PROPOSED RESIDENTIAL SUBDIVISION 4136 MCKAMEY ROAD KNOXVILLE, TN 37921

HOME SWEET HOMES, TN

PRELIMINARY NOT FOR CONSTRUCTION

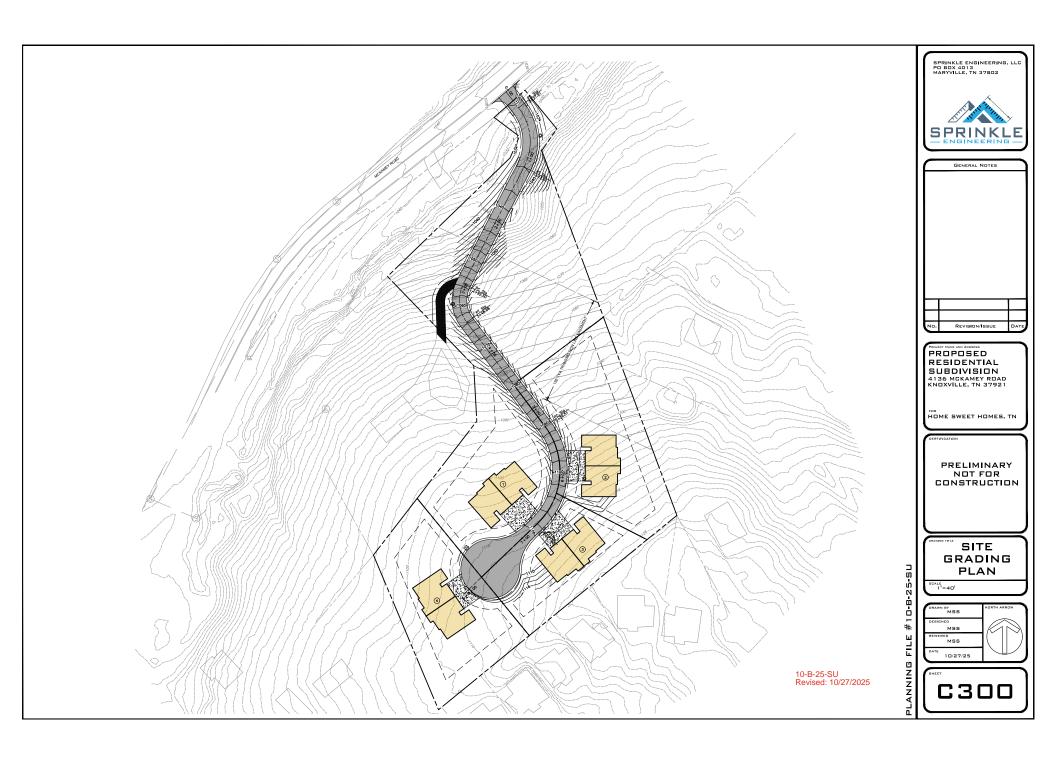
DRIVEWAY PROFILE

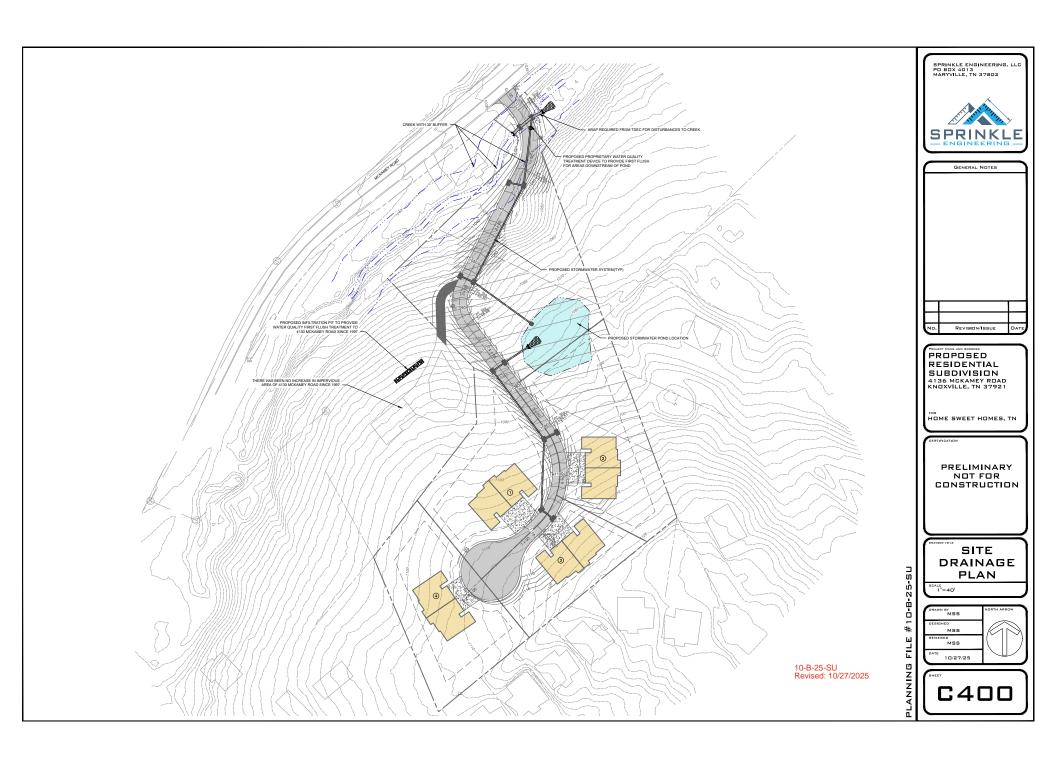
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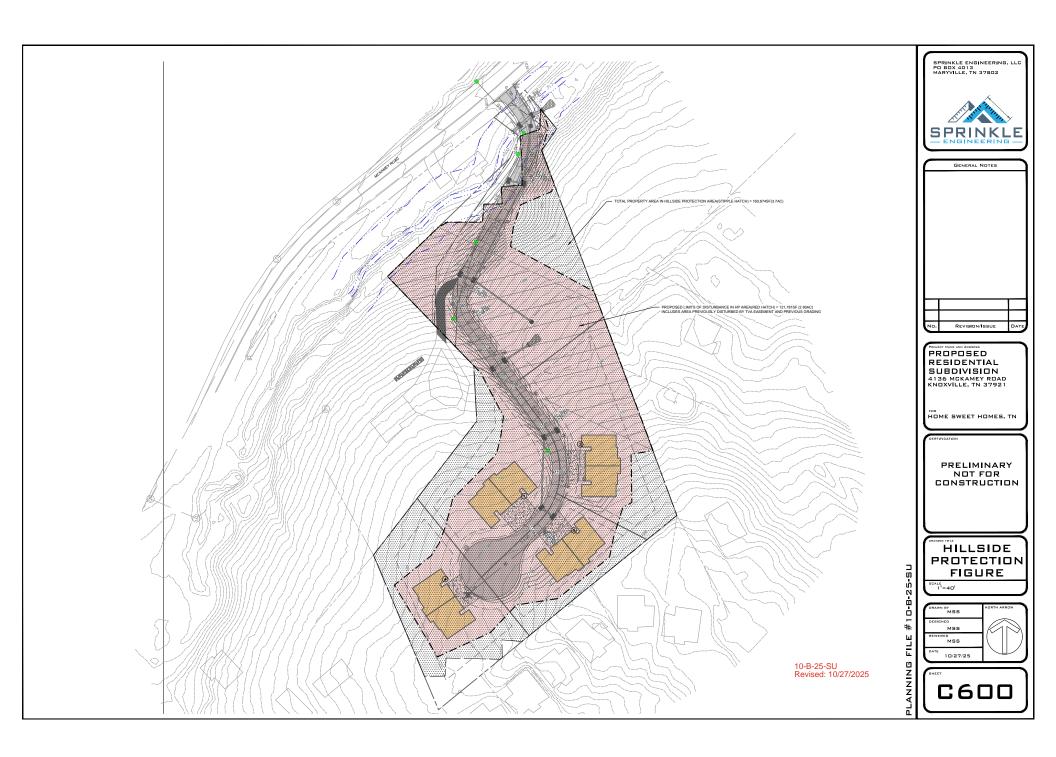
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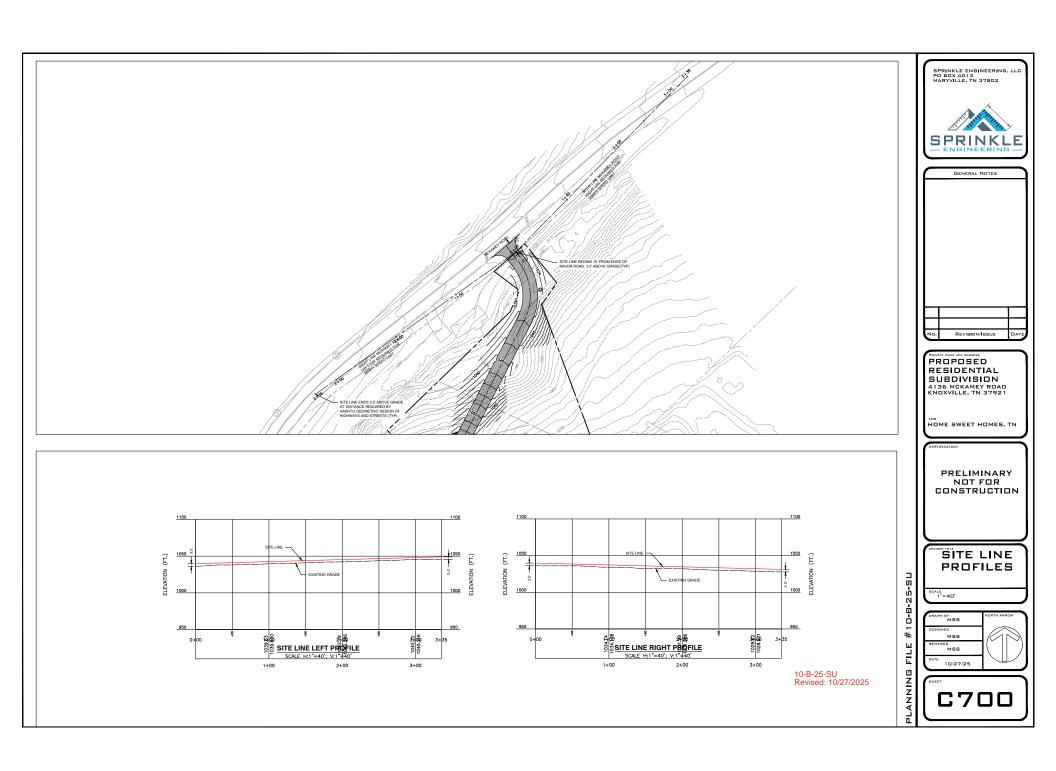
10-B-25-SU Revised: 10/27/2025



















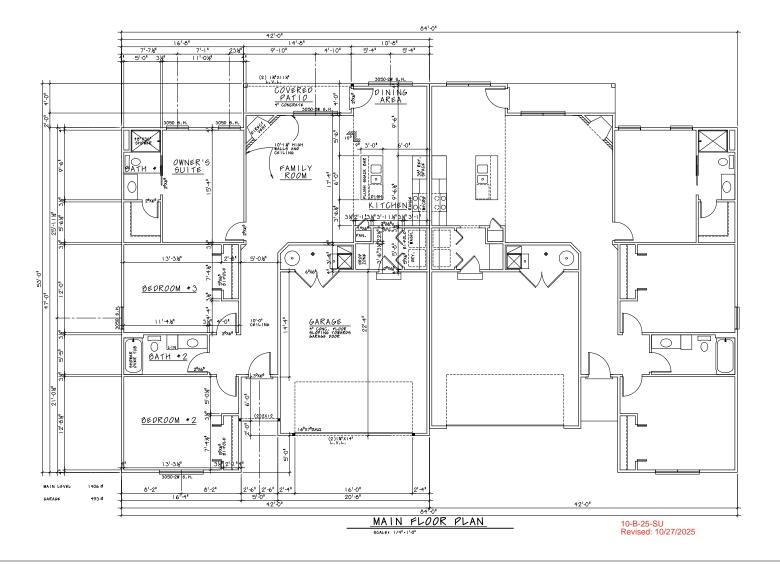


SHEET 2 of 5





NOTE: ALL LVL'S ARE 1.96 OR BETTER



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SHEET 4 of 5



Development Request

Subdivision	☐ Concept Plan*	☐ Final Plat			Request
Zoning	Rezoning	☐ Plan Amendment*	☐ Governmenta	l Rezoning	
Development	☐ Development Plan*	☐ Planned Development*	Use on Review	v / Special Use*	☐ Hillside Protection COA*
*These applicatio	n types require a pre-ap	plication consultation with P	lanning staff.		
Hani Joseph			Property	y Owner	
Applicant Name			Affiliation		
8/25/25		10/02/25			File Number(s)
Date Filed		Meeting Date (if applicab	le)	10-	B-25-SU
Corresp	ondence				
		approved contact listed belon n materials and is part of the			ovide here and elsewhere on
☐ Applicant ☐	Property Owner	Option Holder Proje	ct Surveyor	Engineer 🗌	Architect/Landscape Architect
Matt Sprinkle			Sprinkle Engir	neering, LLC	
Name			Company		
PO Box 4013			Maryville	TN	37802
Address			City	State	ZIP
865-599-9192					
Phone		Email			
Current Pr	operty Info				
Home Sweet H	Homes TN Inc	2004 RADIAN	ICE DR KNOXVIL	LE, TN 37912	865-282-5652
Property Owner N	Name (if different)	Property Owner	Address		Property Owner Phone
4136 McKame	ey Road		092LA	00201	
Property Address			Parcel IC)	
KUB		KUB			N
Sewer Provider		Water I	Provider		Septic (Y/N)
Developme	ent Request				
Residential [Non-Residential			F	RELATED CITY PERMIT NUMBER
D Proposed Use	uplexes				
Specify if a traffic	impact study is required	d: Yes (required to be su	bmitted with applic	cation) 🔳 No	

N/A		RELATED REZONING FILE NUMBE
N/A		
roposed Subdivision Name		
Init / Phase Number	Divide Parcel Proposed Number of Lots (to	otal)
Other (specify)		Y 10 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
pecify if requesting: Variance Alternative		
pecify if a traffic impact study is required: Yes	(required to be submitted with application)	□No
Zoning Request		
N/A		PENDING PLAT FILE NUMBER
☐ Zoning Change		
Proposed Zoning Prop	osed Density (units/acre, for PR zone only)	
☐ Sector Plan ☐ One Year Plan ☐ Compreher	nsive Plan	
Plan Amendment Change		
Proposed Plan Desig	nation(s)	
☐ If, in Knox county, submit plan amendment request with application Prev	ious Rezoning Requests	
Other (specify)		
□ I declare	under penalty of perjury the foregoing is true and	correct: 11 Ha/cha/it is the owner of the
Authorization property	AND 2) The application and all associated materials	are being submitted with his/her/its co
Matthew S. Sprinkle Dictus, "routing in Sprinks and Sprinks Co. Co. Sprinkle Dictus, "routing in the Sprinks District Sprinks District Sprinks District Dist	Matt Sprinkle/Civil Engineer	8/21/25
Applicant Signature	Print Name / Affiliation	Date
865-599-9192		
Phone Number	Email	Naive (c
Walle Collect	Hani Tospph	8-22-202
Property Owner Signature	Please Print	Date Paid 08/26/2025, SG
		Date Faid 08/26/2025, SG
Staff Use Only	ADDITIONAL PROLUBENCE	Departs Owners / Outilines
FEE 1 FEE 2	ADDITIONAL REQUIREMENTS FEE 3	Property Owners / Option Hold
		TO
0402		\$500.00



Development Request

Subdivision	☐ Concept Plan*	☐ Final Plat			neques
Zoning	Rezoning	☐ Plan Amendment*	☐ Governmental Re	zoning	
Development	☐ Development Plan	* Planned Development*	☐ Use on Review / S	pecial Use* [Hillside Protection COA*
*These application	n types require a pre-a	pplication consultation with Pl	anning staff.		
Hani Joseph			Property O	wner	
Applicant Name			Affiliation		
9/24/25		November 13, 2025		Naj and	File Number(s)
Date Filed		Meeting Date (if applicable)		L O-B-25- 11-/	SU A-25-HPA
Corresp	ondence		and the second second second second		
All correspondence this form will be in	e will be directed to the cluded in the applicat	ne approved contact listed belo ion materials and is part of the	w. The contact informa public record of your c	ition you provid	de here and elsewhere on
☐ Applicant ☐	Property Owner	☐ Option Holder ☐ Project	t Surveyor 🔳 Engir	neer 🗌 Arc	hitect/Landscape Architec
Matt Sprinkle			Sprinkle Engineer	ing, LLC	
Name			Company		
PO Box 4013			Maryville	TN	37802
Address			City	State	ZIP
865-599-9192		matt@sprinkleengine	eering.com		
Phone		Email			
Current Pro	operty Info	I is along weather passadily of your per more story. Mr. by 1999 has no	kang a Delan unung abantu Mangrapan ng kanpuntan tendelap Mangrapan ng kanpuntan tendelap	to a set of the	
Home Sweet H	lomes TN Inc	2004 Radiance	e Drive Knoxville, T	N 37912	865-282-5652
Property Owner N 4136 McKame		Property Owner	Address 092LA0020		Property Owner Phone
Property Address			Parcel ID		
кив		KUB			N
Sewer Provider		Water Pr	rovider		Septic (Y/N)
Developme	nt Request				
Residential	Non-Residential		The state of the second	RELA	TED CITY PERMIT NUMBER
Proposed Use		lillside Protection due to de de de de la lillside Protection due to de sub			

Subdivision Request RELATED REZONING FILE NUMBER **Proposed Subdivision Name** ☐ Combine Parcels ☐ Divide Parcel Unit / Phase Number Proposed Number of Lots (total) ☐ Other (specify) Specify if requesting:

Variance

Alternative design standard **Zoning Request** PENDING PLAT FILE NUMBER ☐ Zoning Change **Proposed Zoning** Proposed Density (units/acre, for PR zone only) ☐ Sector Plan ☐ One Year Plan ☐ Comprehensive Plan ☐ Plan Amendment Change Proposed Plan Designation(s) ☐ If, in Knox county, submit plan amendment request with application **Previous Rezoning Requests** ☐ Other (specify) ☑ 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 Matthew S. Sprinkle Matt Sprinkle/Civil Engineer 9/24/25 Applicant Signature Print Name / Affiliation Date matt@sprinkleengineering.com 865-599-9192 Phone Number Email 09/24/2025 SG

Froperty Ow	Segh vner Signature		Hani 5 Please Print	oseph	1 1 2	9/24/25 Date Paid	
Staff Use	e Only	ministrative Review			REQUIREMENTS	Property Owners / Option I	
FEE 1	Φ Ε ΩΩ ΩΩ	FEE 2		FEE 3	resident and	4=00.00	TOTAL
1207	\$500.00					\$500.00	

Public Notice and 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). The contact information you provide in your application may be used for that purpose. We require applicants to acknowledge their role in this process.

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.

Acknowledgement		Have you engaged the
By signing below , you ackr posted and visible on the pi	surrounding property owners to discuss your request?	
and between the dates liste	ed below.	☐ Yes 🔀 No
09/19/2025	10/03/2025	☐ No, but I plan to prior to the Planning Commission meeting
Date to be Posted	Date to be Removed	

Applicant Signature Applicant Name Date