

CASE SUMMARY

APPLICATION TYPE: REZONING



File Number: 10-P-15-RZ **Related File Number:**
Application Filed: 8/26/2015 **Date of Revision:**
Applicant: ROBERT BYRNE

PROPERTY INFORMATION

General Location: Northwest side McKamey Rd., north of Amherst Rd.
Other Parcel Info.:
Tax ID Number: 92 09302 **Jurisdiction:** County
Size of Tract: 15.92 acres
Accessibility: Access is via McKamey Rd., a major collector street with 19' of pavement width within 50' of right-of-way.

GENERAL LAND USE INFORMATION

Existing Land Use: School, dwelling
Surrounding Land Use:
Proposed Use: School, assisted living facility, independent senior living **Density:** 5 du/ac
Sector Plan: Northwest County **Sector Plan Designation:** LDR and SLPA
Growth Policy Plan: Urban Growth Area (Outside City Limits)
Neighborhood Context: This area is developed primarily with low density residential uses under R-1, RP-1 and RA zoning. There is some A (Agricultural) zoned land to the south and east.

ADDRESS/RIGHT-OF-WAY INFORMATION (where applicable)

Street: 5311 McKamey Rd
Location:
Proposed Street Name:
Department-Utility Report:
Reason:

ZONING INFORMATION (where applicable)

Current Zoning: A (Agricultural)
Former Zoning:
Requested Zoning: PR (Planned Residential)
Previous Requests: None noted
Extension of Zone: Not an extension of PR, but property is adjacent to RP-1 and RA zoning.
History of Zoning: None noted

PLAN INFORMATION (where applicable)

Current Plan Category:
Requested Plan Category:

SUBDIVISION INFORMATION (where applicable)

Subdivision Name:

No. of Lots Proposed:

No. of Lots Approved: 0

Variances Requested:

S/D Name Change:

OTHER INFORMATION (where applicable)

Other Bus./Ord. Amend.:

MPC ACTION AND DISPOSITION

Planner In Charge:

Mike Reynolds

Staff Recomm. (Abbr.):

RECOMMEND that County Commission APPROVE PR (Planned Residential) zoning at a density of up to 3.75 du/ac. (Applicant requested 5 du/ac)

Staff Recomm. (Full):

PR is an appropriate zone for residential development of this site and is consistent with the sector plan recommendation for the property, which is within the Planned Growth Area on the Growth Policy Plan. The recommended density of up to 3.75 du/ac is consistent with the slope protection recommendations of the Hillside and Ridgetop Protection Plan (HRPP) for residential densities and development. At the requested density of 5 du/ac, the proposal exceeds (by 19 units) the maximum 57 units recommended in accordance with the HRPP guidelines.

Comments:

REZONING REQUIREMENTS FROM ZONING ORDINANCES (must meet all of these):

THE PROPOSED AMENDMENT SHALL BE NECESSARY BECAUSE OF SUBSTANTIALLY CHANGED OR CHANGING CONDITIONS IN THE AREA AND DISTRICTS AFFECTED, OR IN THE CITY/COUNTY GENERALLY:

1. PR is the most appropriate residential zone that can be considered for this site, because of its flexibility in lot sizes, and the ability to cluster development in the more suitable areas of the site. The developer should make every attempt to preserve existing trees on the site and keep development off of the steepest slopes. The steepest area of this site is in the northern portion of the site.
2. PR zoning is a logical extension of similar zoning from the north and west and the requested density is consistent with the sector plan proposal for the property. However, because of the slope constraints of the site, staff is recommending a lesser density.
3. The PR zone requires use on review approval of a development plan by MPC prior to construction. This will provide the opportunity for staff to review the plan and address issues such as traffic circulation, lot layout, recreational amenities, drainage, types of units and other potential development concerns. It will also give the opportunity for public comment at the MPC meeting.

THE PROPOSED AMENDMENT SHALL BE CONSISTENT WITH THE INTENT AND PURPOSE OF THE APPLICABLE ZONING ORDINANCE:

1. PR zoning 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 elements and open space treatment.
2. Additionally, the zoning states that each development shall be compatible with the surrounding or adjacent zones. Such compatibility shall be determined by the Planning Commission by review of development plans. Staff maintains that PR is the most appropriate zone for proposed development of this site.

THE PROPOSED AMENDMENT SHALL NOT ADVERSELY AFFECT ANY OTHER PART OF THE COUNTY, NOR SHALL ANY DIRECT OR INDIRECT ADVERSE EFFECTS RESULT FROM SUCH AMENDMENT:

1. PR zoning at the recommended density will allow the property to be developed, but will require use on review development plan approval by MPC prior to construction.
2. Based on the 15.32-acre calculated size of the property, the proposed PR zoning at a density of up to 5 du/ac would allow for a maximum of 76 dwelling units to be proposed for the site. That number of attached units, as proposed, would add approximately 746 vehicle trips per day to the street system and would add approximately 14 children under the age of 18 to the school system. The recommended density of up to 3.75 du/ac would allow for a maximum of 57 dwelling units to be proposed for the site. That number of detached units would add approximately 576 vehicle trips per day to the street system and would add approximately 11 children under the age of 18 to the school system.

3. McKamey Rd. is a major collector street with sufficient capacity to support low density residential development of this site.
4. PR zoning at the recommended density is compatible with the scale and intensity of the surrounding development and zoning pattern, and also considers the slope constraints of the property. The proposed density of 5 du/ac would not conform with the slope protection policies of the HRPP.
5. Public water and sanitary sewer utilities are available in the area, but may need to be extended to serve the site.
6. The applicant is proposing to retain the existing school on the site and to develop a new assisted living facility. The acreage dedicated to these uses may not be counted toward overall density for development of individual residential units on site. Staff has determined that the area of the on-site pond may be counted toward density, as long as the pond is maintained as an amenity on the proposed development plan.

THE PROPOSED AMENDMENT SHALL BE CONSISTENT WITH AND NOT IN CONFLICT WITH THE GENERAL PLAN OF KNOXVILLE AND KNOX COUNTY, INCLUDING ANY OF ITS ELEMENTS, MAJOR ROAD PLAN, LAND USE PLAN, COMMUNITY FACILITIES PLAN, AND OTHERS:

1. The Northwest County Sector Plan designates this site for low density residential uses with some slope protection, consistent with the proposed PR zoning and density. Staff ran a slope analysis (attached) on the site which revealed that about 1.2 acres of the site consists of slopes greater than 25%. The recommended density is consistent with the residential density recommendations of the HRPP.
2. The site is located within the Planned Growth Area on the Knoxville-Knox County-Farragut Growth Policy Plan map.
3. This request may lead to future requests for PR zoning in the future on other A-zoned properties in the area, consistent with the sector plan proposal for the area.

Upon final approval of the rezoning, the developer will be required to submit a concept plan/use on review development plan prior to the property's development. The plan will show the property's proposed lot pattern and street network and will also identify the types of residential units that may be constructed. Grading and drainage plans may also be required at this stage, if deemed necessary by Knox County Engineering and MPC staff.

Action: Approved **Meeting Date:** 10/8/2015

Details of Action: RECOMMEND that County Commission APPROVE PR (Planned Residential) zoning at a density of up to 4.8 du/ac.

Summary of Action: RECOMMEND the Knox County Commission approve PR (Planned Residential) zoning at a density up to 4.8 dwelling units per acre

Date of Approval: 10/8/2015 **Date of Denial:** **Postponements:**

Date of Withdrawal: **Withdrawn prior to publication?:** **Action Appealed?:**

LEGISLATIVE ACTION AND DISPOSITION

Legislative Body:	Knox County Commission	
Date of Legislative Action:	11/16/2015	Date of Legislative Action, Second Reading:
Ordinance Number:		Other Ordinance Number References:
Disposition of Case:	Approved	Disposition of Case, Second Reading:
If "Other":		If "Other":
Amendments:		Amendments:
Date of Legislative Appeal:		Effective Date of Ordinance: