

CASE SUMMARY

APPLICATION TYPE: USE ON REVIEW



File Number: 11-F-16-UR **Related File Number:**
Application Filed: 10/4/2016 **Date of Revision:**
Applicant: BAKER CREEK BOTTOMS, LLC

Suite 403 • City County Building
400 Main Street
Knoxville, Tennessee 37902
865 • 215 • 2500
FAX • 215 • 2068
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PROPERTY INFORMATION

General Location: Southeast and northwest sides Sevier Heights Rd, and south side Wallace Dr.
Other Parcel Info.:
Tax ID Number: 109 K F 005, 006, 007, & OTHER: 109KD010 **Jurisdiction:** City
Size of Tract: 4.6 acres
Accessibility: Access is via Sevier Heights Rd., a local street with 15' of pavement width within 30' of right-of-way, Lancaster Dr., a minor collector street with 20' of pavement width within 50' of right-of-way, or Wallace Dr., a local street with 16' of pavement width within 40' of right-of-way.

GENERAL LAND USE INFORMATION

Existing Land Use: Vacant church
Surrounding Land Use:
Proposed Use: Use on Review for mixed commercial development (restaurant, craft brewery, office) and Special Exception for residential uses **Density:**
Sector Plan: South City **Sector Plan Designation:** GC (General Commercial) pending
Growth Policy Plan: Urban Growth Area (Inside City Limits)
Neighborhood Context: A now closed church is located on the subject property, which is surrounded by a detached residential neighborhood, zoned R-1.

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

Street: 3706 Sevier Heights Rd
Location:
Proposed Street Name:
Department-Utility Report:
Reason:

ZONING INFORMATION (where applicable)

Current Zoning: C-3 (General Commercial) pending
Former Zoning:
Requested Zoning:
Previous Requests:
Extension of Zone:
History of Zoning: Rezoning request to C-3 is pending.

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.): APPROVE the request of a mixed use development as shown on the development plan, including 12 residential units as a special exception in the C-3 zone, subject to 13 conditions.

Staff Recomm. (Full):

1. Connection to sanitary sewer and meeting all other applicable requirements of the Knox County Health Department.
2. Meeting all applicable requirements of the Knoxville Zoning Ordinance.
3. Meeting all applicable requirements of the Knoxville Department of Engineering.
4. Installation of sidewalks as identified on the development plan meeting the applicable requirements of the ADA guidelines and the requirements of the Knoxville Department of Engineering.
5. Approval by City Council of the pending rezoning to C-3 with the condition as recommended by the Metropolitan Planning Commission.
6. Installation of landscaping screening along the southeast property line, adjacent to the residential properties, as shown on the development plan within six months of the issuance of any occupancy permits for the facility.
7. Installation of parking lot landscaping associated with a particular phase of the development within six months of the issuance of occupancy permits.
8. Obtaining all necessary zoning variances, including but not limited to the number of required parking spaces and parking lot dimensional requirements.
9. Installing a sidewalk along Sevier Height Rd., from Lancaster Dr. to Wallace Dr., on at least one side of the street in accordance with the requirements of and approval by the Knoxville Department of Engineering.
10. Installation of an ADA accessible route from the off-site parking lot to the internal driveway and/or sidewalk system of the site with the primary uses.
11. Removal of 2 of the 4 driveways along Wallace Drive, east of Sevier Heights Road, unless otherwise approved by the Knoxville Department of Engineering.
12. Meeting all applicable requirements of the Knoxville Urban Forester.
13. Installing landscaping along the southeast boundary of the off-site parking lot, adjacent to Sevier Heights Rd., to be approved by MPC staff.

With the conditions noted, this plan meets the requirements for approval within a C-3 (General Commercial) district and the criteria for approval of a use on review.

Comments: The applicant proposes to reuse the existing church buildings for a mix of uses, including retail, office, restaurant, residential, hotel, warehouse, and brewery uses. In November, MPC recommended approval of C-3 zoning for the property with a condition requiring use on review approval of a development plan before any occupancy permits are issued. The rezoning will be heard on first reading by City Council on December 6, 2016, so the rezoning will not be finalized before the MPC consideration of the development plan unless City Council approves the rezoning on emergency. Staff has recommended a condition of this use on review that the rezoning must be approved by City Council with the condition or this use on review will not be valid.

The large sanctuary (building 02) is proposed to be a theatre venue (playhouse venue) with a capacity of 500 seats. The smaller sanctuary (building 01) is proposed to have a 3,150 sqft restaurant, 2,000 sqft of retail, and 500 sqft of office space. Building 04 is an existing house on the site that is to be converted to a hotel use with 2 rooms.

There is a 9,800 square foot brewery proposed in building number 03, which is a use permitted on review in the C-3 district. Breweries that are larger than 10,000 sqft must be separated from residential and office uses by no less than 200 feet from property line to property line. The subject site is adjacent to residential uses and zoning to the east so the proposed brewery can only expand 200 sqft. The building where the brewery is located is two stories, one of which is a basement level. The brewery will

be on the main (upper) floor, which is at grade with the driveway on the front of the building. Deliveries are proposed to be through the front of the building and not the rear. The brewery will include a 2,000 square foot tasting room located at the main entrance to the facility, as shown on the development plan. The basement level of this building is proposed to be warehouse space and will have deliveries to the rear of the building. A landscape screen is proposed along the shared property boundary with the residential uses to the southeast. This landscape screen should be installed at the beginning of the redevelopment project.

The 12 proposed residential units require a special exception approval by the planning commission and are being reviewed as part of this use on review. Residential uses on this site at an LDR density (less than 6 du per acre) is compatible with the surrounding residential uses. There are 12 dwelling units proposed on the 4.4 acre site, which is approximately 2.7 du/acre. The residential units are proposed in building 05, which will also contain approximately 11 hotel rooms.

The proposed development also includes site improvements such as new parking lot striping, adding trees in the parking lots, closure of one driveway to Sevier Heights Rd. and one driveway to Wallace Dr., and a landscape screen on the southeast side of the property, adjacent to the residential properties. The parking lot landscaping should either be installed all at once at the beginning of the redevelopment project or in phases for the parking associated with the required parking for individual uses.

EFFECT OF THE PROPOSAL ON THE SUBJECT PROPERTY, SURROUNDING PROPERTIES AND THE COMMUNITY AS A WHOLE

1. The proposal will have little impact on schools in regard to the number of school age children that will live at this development. South-Doyle Middle School is a short distance away but the proposed development is not anticipated to adversely impact the function or safety of the school.
2. Public water and sewer utilities are available to serve the development.
3. Deterioration of the existing structures will be halted and the renovated structures and site will result in improved neighborhood appearance.
4. The development will cater to people interested in the taking advantage of the adjacent and nearby recreational opportunities.
5. The proposed mix of uses does not require a traffic impact study to be submitted as part of this use on review. The site is, however, in a neighborhood setting and will generate additional traffic on the areas neighborhood streets. The former church use also generated traffic but during much more concentrated time frames when other traffic is usually lighter.

CONFORMITY OF THE PROPOSAL TO CRITERIA ESTABLISHED BY THE KNOXVILLE ZONING ORDINANCE

1. The proposed mixed use development is consistent with the general standards for uses permitted on review: The proposed development is consistent with the adopted plans and policies of the General Plan, One Year Plan and Sector Plan, if amended as recommended. The use is in harmony with the general purpose and intent of the Zoning Ordinance. The use is compatible with the character of the neighborhood where it is proposed. The use will not significantly injure the value of adjacent property. The use will draw additional traffic through residential areas, however, the impact is not anticipated to much different than the former use of a church, though at different times.
2. The proposal meets all relevant requirements of the C-3 zoning district, as well as other criteria for approval of a use-on-review, if the C-3 zoning is approved as recommended.

CONFORMITY OF THE PROPOSAL TO ADOPTED MPC PLANS

1. The use is in conformity with the Sector Plan and One Year plan for the area which proposes GC (General Commercial), if approved as recommended.

Action: Approved **Meeting Date:** 12/8/2016

- Details of Action:**
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 3. Meeting all applicable requirements of the Knoxville Department of Engineering.
 4. Installation of sidewalks as identified on the development plan meeting the applicable requirements of the ADA guidelines and the requirements of the Knoxville Department of Engineering.
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side of the street in accordance with the requirements of and approval by the Knoxville Department of Engineering.

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Date of Approval:

12/8/2016

Date of Denial:

Postponements: 11/10/2016

Date of Withdrawal:

Withdrawn prior to publication?: **Action Appealed?:**

LEGISLATIVE ACTION AND DISPOSITION

Legislative Body:

Knoxville City Council

Date of Legislative Action:

Date of Legislative Action, Second Reading:

Ordinance Number:

Other Ordinance Number References:

Disposition of Case:

Disposition of Case, Second Reading:

If "Other":

If "Other":

Amendments:

Amendments:

Date of Legislative Appeal:

Effective Date of Ordinance: