

CASE SUMMARY

APPLICATION TYPE: USE ON REVIEW

KNOXVILLE-KNOX COUNTY

M P C
METROPOLITAN
P L A N N I N G
C O M M I S S I O N

T E N N E S S E E

Suite 403 • City County Building
400 Main Street
Knoxville, Tennessee 37902
865 • 215 • 2500
FAX • 215 • 2068
www.knoxmpc.org

File Number: 6-C-14-UR

Related File Number:

Application Filed: 4/28/2014

Date of Revision:

Applicant: HMH DEVELOPMENT, INC.

PROPERTY INFORMATION

General Location: North side of Hardin Valley Rd., east side of E. Gallaher Ferry Rd.

Other Parcel Info.:

Tax ID Number: 116 PART OF PARCEL 02926

Jurisdiction: County

Size of Tract: 14.8 acres

Accessibility: Access is via Hardin Valley Rd., a minor arterial street with a 21' pavement width within a 40' right-of-way.

GENERAL LAND USE INFORMATION

Existing Land Use: Vacant land

Surrounding Land Use:

Proposed Use: Reduce the peripheral setback from 35' to 25'.

Density: 2.7 du/ac

Sector Plan: Northwest County

Sector Plan Designation: Low Density Residential and Stream Protection Ar

Growth Policy Plan: Rural Area

Neighborhood Context: The site is located in an area that has a mix of rural/agricultural and low density residential development.

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

Street: 2220 E Gallaher Ferry Rd

Location:

Proposed Street Name:

Department-Utility Report:

Reason:

ZONING INFORMATION (where applicable)

Current Zoning: PR (Planned Residential)

Former Zoning:

Requested Zoning:

Previous Requests:

Extension of Zone:

History of Zoning: Property rezoned to PR in 2005.

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:

Tom Brechko

Staff Recomm. (Abbr.):

APPROVE the request to reduce the peripheral boundary setback from 35' to 25' in the areas shown on the development plan for Hunters Way, Phase I Subdivision, subject to 2 conditions.

Staff Recomm. (Full):

1. Meeting all applicable requirements of the Knox County Zoning Ordinance.
2. Compliance with Knox County's stream buffer requirements.

With the conditions noted, this plan meets the requirements for approval in the PR zone and the other criteria for approval of a use on review.

Comments:

The applicant is requesting that the Planning Commission approve the reduction in the required peripheral boundary setback from 35' to 25' for portions of this subdivision located on the north side of Hardin Valley Rd. and east side of E. Gallaher Ferry Rd. The Knox County Zoning Ordinance allows the Planning Commission to reduce the peripheral setback down to 15' when the property adjoins residential zoning districts such as the PR (Planned Residential) & A (Agricultural) districts.

Staff is recommending approval of the reduction in the areas designated on the attached Development Plan for Hunters Way Phase I, prepared by Batson, Himes, Norvell & Poe and stamped with a revised date of May 28, 2014. The peripheral setback will not be reduced through the curve in Hardin Valley Rd. and the areas that have an overlap with Knox County's stream buffer requirements.

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

1. The setback reduction will have no impact on local services since all utilities are in place to serve this site.
2. Granting this request should have little impact on adjoining property which includes primarily agricultural property and common open space areas.

CONFORMITY OF THE PROPOSAL TO CRITERIA ESTABLISHED BY THE KNOX COUNTY ZONING ORDINANCE

1. The proposed setback reduction is consistent with standards for development within the PR (Planned Residential) Zone and all other requirements of the Zoning Ordinances.
2. The request 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 and Sector Plan (See comments below). The use is in harmony with the general purpose and intent of the Zoning Ordinance. The use will not draw additional traffic through residential areas since access is to a minor arterial street.

CONFORMITY OF THE PROPOSAL TO ADOPTED PLANS

1. The Northwest County Sector Plan designates this property as low density residential use and stream protection area. The proposed density for this subdivision is 2.84 du/ac which is consistent with the Sector Plan designation. With the requested setback reduction, the subdivision remains consistent with the Sector Plan.
2. The site is located within the Rural Area on the Knoxville-Knox County-Farragut Growth Policy Plan map.

Action:

Approved

Meeting Date: 6/12/2014

Details of Action:

1. Meeting all applicable requirements of the Knox County Zoning Ordinance.
2. Compliance with Knox County's stream buffer requirements.

With the conditions noted, this plan meets the requirements for approval in the PR zone and the other criteria for approval of a use on review.

Summary of Action:

APPROVE the request to reduce the peripheral boundary setback from 35' to 25' in the areas shown on the development plan for Hunters Way, Phase I Subdivision, subject to 2 conditions.

Date of Approval:

6/12/2014

Date of Denial:

Postponements:

Date of Withdrawal:

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

LEGISLATIVE ACTION AND DISPOSITION

Legislative Body:

Knox County Board of Zoning Appeals

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: