

CASE SUMMARY

APPLICATION TYPE: USE ON REVIEW



File Number: 7-C-21-UR **Related File Number:** 7-SA-21-C
Application Filed: 5/26/2021 **Date of Revision:**
Applicant: SCOTT SMITH, S & E PROPERTIES, LLC

PROPERTY INFORMATION

General Location: North side of Hardin Valley Road, due West of Mission Hill Lane
Other Parcel Info.:
Tax ID Number: 116 06704 **Jurisdiction:** County
Size of Tract: 6.98 acres
Accessibility:

GENERAL LAND USE INFORMATION

Existing Land Use: RR (Rural Residential)
Surrounding Land Use:
Proposed Use: Detached residential subdivision **Density:**
Sector Plan: Northwest County **Sector Plan Designation:** RR (Rural Residential) & HP (Hillside Protection) &
Growth Policy Plan: Rural Area
Neighborhood Context:

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

Street: 12041 Hardin Valley 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:

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.:

PLANNING COMMISSION ACTION AND DISPOSITION

Planner In Charge: Mike Reynolds

Staff Recomm. (Abbr.): Approve the development plan for up to 18 detached dwelling units on individual lots and the peripheral setback reduction from 35-ft to 30-ft for the southern lot line of Lot 18, subject to 2 conditions.

Staff Recomm. (Full): Applicant is requesting a 25-ft peripheral setback for the southern lot line of Lot 18.

- 1) Meeting all applicable requirements of the Knox County Zoning Ordinance.
- 2) The peripheral setback for the southern lot line of Lot 18 shall be 35-ft if the Hardin Valley Road right-of-way is less than 40-ft from the road centerline.

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

Comments:

DEVELOPMENT STANDARDS FOR USES PERMITTED ON REVIEW (ARTICLE 4.10 – SECTION 2)

The planning commission, in the exercise of its administrative judgment, shall be guided by adopted plans and policies, including the general plan and the following general standards:

1) THE PROPOSED USE IS CONSISTENT WITH THE ADOPTED PLANS AND POLICIES, INCLUDING THE GENERAL PLAN AND SECTOR PLAN.

A. The Northwest County Sector Plan recommends RR (Rural Residential) uses for this site with a maximum of 3 du/ac if a traffic impact letter is submitted along with the rezoning application to demonstrate the adequacy of the road system back to the Planned Growth area on the Growth Policy Plan map. The proposed subdivision has a density of 2.58 du/ac.

B. A greenway easement will be provided on the south side of Conner Creek to accommodate the proposed greenway in the Knox County Greenway Corridor Study (adopted January 2020).

2) THE USE IS IN HARMONY WITH THE GENERAL PURPOSE AND INTENT OF THE ZONING ORDINANCE.

A. The PR (Planned Residential) zone 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 and open space treatment. Each planned unit development shall be compatible with the surrounding or adjacent zones. Such compatibility shall be determined by the planning commission by review of the development plans.

B. The proposed subdivision will have detached residential lot sizes that are comparable to those in existing and recently developed subdivisions in the area.

C. The property was rezoned to PR up to 3 du/ac and the proposed subdivision has a density of 2.58 du/ac.

3) THE USE IS COMPATIBLE WITH THE CHARACTER OF THE NEIGHBORHOOD WHERE IT IS PROPOSED, AND WITH THE SIZE AND LOCATION OF BUILDINGS IN THE VICINITY.

A. The proposed single-family detached subdivision has a similar character as other residential subdivisions in this area.

4) THE USE WILL NOT SIGNIFICANTLY INJURE THE VALUE OF ADJACENT PROPERTY.

A. The use of the property for single-family residential should not significantly injure the value of the adjacent properties.

5) THE USE WILL NOT DRAW ADDITIONAL TRAFFIC THROUGH RESIDENTIAL AREAS.

A. The development will have direct access to Hardin Valley Road which is a minor arterial street.

6) THE NATURE OF DEVELOPMENT IN THE SURROUNDING AREA IS NOT SUCH AS TO POSE A POTENTIAL HAZARD TO THE PROPOSED USE OR TO CREATE AN UNDESIRABLE ENVIRONMENT FOR THE PROPOSED USE.

A. There are no known uses in the area that could be a potential hazard or create an undesirable environment for the proposed residential use.

Action: Approved as Modified

Meeting Date: 9/9/2021

Details of Action:

- 1) Meeting all applicable requirements of the Knox County Zoning Ordinance.
- 2) [REMOVED BY THE PLANNING COMMISSION] The peripheral setback for the southern lot line of Lot 18 shall be 35-ft if the Hardin Valley Road right-of-way is less than 40-ft from the road centerline.
- 2) [ADDED BY THE PLANNING COMMISSION] The Lot 18 driveway must be located on the uphill side of the lot and subject to approval by Knox County Engineering and Public Works.

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

Summary of Action:

Approve the development plan for up to 18 detached dwelling units on individual lots and the peripheral setback reduction from 35-ft to 25-ft for the southern lot line of Lot 18, subject to 2 conditions.

Date of Approval: 9/9/2021

Date of Denial:

Postponements: 7/8/2021 - 8/12/2021

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: