

# CASE SUMMARY

APPLICATION TYPE: REZONING



**File Number:** 9-F-18-RZ                      **Related File Number:**  
**Application Filed:** 7/29/2018              **Date of Revision:**  
**Applicant:** BRIAR ROCK PARTNERS, LLC

## PROPERTY INFORMATION

**General Location:** Southeast side S. Northshore Dr., southwest of Dunwoody Blvd.  
**Other Parcel Info.:**  
**Tax ID Number:** 133 N D 001                      **Jurisdiction:** County  
**Size of Tract:** 17.74 acres  
**Accessibility:** Access is via S. Northshore Dr., a major arterial street with 24' of pavement width within 70' of right-of-way.

## GENERAL LAND USE INFORMATION

**Existing Land Use:** Vacant land and residence  
**Surrounding Land Use:**  
**Proposed Use:** Detached residential development                      **Density:** 5 du/ac  
**Sector Plan:** Southwest County              **Sector Plan Designation:** LDR with HP  
**Growth Policy Plan:** Planned Growth Area  
**Neighborhood Context:** This area has been developed primarily with rural agricultural and low to medium density residential uses, under A, RP-1, R-2, PR and RA zoning.

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

**Street:** 8512 S Northshore Dr  
**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:** Yes, extension of PR zoning from the north and west  
**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.:

## **PLANNING COMMISSION ACTION AND DISPOSITION**

Planner In Charge:

Jeff Archer

Staff Recomm. (Abbr.):

RECOMMEND withdraw, per applicants request.

Staff Recomm. (Full):

On November 16th, staff received a letter from the applicant to withdraw 9-F-18-RZ from consideration.

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. The recommended zoning and density for the subject property are appropriate to allow reasonable use of the site, while remaining compatible with surrounding development and zoning, and consistent with the policies of the HRPP.
2. With application of the residential density and land disturbance guidelines from the HRPP, the maximum density should be about 4 du/ac. The slope analysis, map and calculations are attached.
3. The property is in the vicinity of several RP-1 and PR planned residential developments.
4. 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 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 this development.

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. Staff's recommended zoning and density will be compatible with the scale and intensity of the surrounding development and zoning pattern.
2. The site is not located within the Parental Responsibility Zone for schools, but sidewalks may still be required on at least one side of each street within the development, and possibly along the S. Northshore Dr. frontage.
3. The PR zoning district has provisions for preservation of open space and providing recreational amenities as part of the development plan. The applicant will be expected to demonstrate how these provisions are met as part of the required development plan review.
4. The proposed PR zoning at a density of up to 5 du/ac would allow for a maximum of 88 dwelling units to be proposed for the site. That number of detached units, as proposed, would add approximately 922 vehicle trips per day to the street system and would add approximately 36 children under the age of 18 to the school system. The recommended PR zoning at a density of up to 4 du/ac would allow for a maximum of 70 dwelling units to be proposed for the site. That number of detached units would add approximately 747 vehicle trips per day to the street system and would add approximately 29 children under the age of 18 to the school system.
5. Depending on where access to the development is proposed, road improvements to S. Northshore Dr. may be necessary. The applicant will be expected to make any road improvements that are deemed necessary by the Knox County Engineering Department. The applicant will also be required

to certify on the plans that adequate sight distance is available at the project entrance. A traffic impact study will be required if the development is projected to create more than 750 trips per day.

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 Southwest County Sector Plan proposes low density residential uses for the site, which allows consideration of PR zoning at a maximum density of 5 du/ac.
2. Approval of this request could lead to future requests for PR zoning in this area.
3. The recommended zoning and density do not present any apparent conflicts with any other adopted plans.

Upon final approval of the rezoning, the developer will be required to submit a development plan for MPC consideration of use on review approval prior to the property's development. The plan will show the property's proposed development, landscaping 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:** Withdrawn **Meeting Date:** 12/13/2018

**Details of Action:**

**Summary of Action:** RECOMMEND withdraw, per applicants request.

**Date of Approval:** **Date of Denial:** **Postponements:**

**Date of Withdrawal:** 11/16/2018 **Withdrawn prior to publication?:**  **Action Appealed?:**

### **LEGISLATIVE ACTION AND DISPOSITION**

**Legislative Body:** Knox County Commission

**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:**