

METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY Planning Department Lindsley Hall 730 Second Avenue South

# PLANNING COMMISSION

James Lawson, Chairman Doug Small, Vice Chairman Stewart Clifton Judy Cummings Tonya Jones

Ann Nielson Victor Tyler James McLean Councilman J. B. Loring Phil Ponder, representing Mayor Bill Purcell

# AGENDA

### OF THE

# METROPOLITAN PLANNING COMMISSION

January 13, 2005 \*\*\*\*\* 4:00 PM Howard School Auditorium, 700 Second Ave., South

#### CALL TO ORDER I.

ADOPTION OF AGENDA II. Action: Approved (6-0)

III. APPROVAL OF DECEMBER 9, 2004 MINUTES Action: Approved (6-0)

**RECOGNITION OF COUNCILMEMBERS** IV. Action: Approved (7-0)

PUBLIC HEARING: ITEMS REQUESTED TO BE DEFERRED OR V. WITHDRAWN Action: Approved (7-0)

1/18/2005 12:17:45 PM

# VI. PUBLIC HEARING: CONSENT AGENDA

Note Items on the Consent Agenda will be voted on at a single time. No individual public hearing will be held, nor will the Commission debate these items unless a member of the audience or the Commission requests that the item be removed from the Consent Agenda.

Action: Approved (7-0)

# VII. SUBAREA PLAN AMENDMENT FOR SOUTHEAST COMMUNITY PLAN

# Action: Deferred (7-0) to the February 10, 2005, COMMISSION meeting

VIII. SUBAREA PLAN AMENDMENT FOR SUBAREA 7 PLAN: 1999 UPDATE Action: Deferred (7-0) to the January 27, 2005, COMMISSION meeting

### IX. PUBLIC HEARING: PREVIOUSLY DEFERRED ITEMS AND ITEMS ON PUBLIC HEARING ZONING MAP AMENDMENTS

1.

### 2004Z-144G-06

Map114, Parcels 209.02, 213, and 329 Subarea 6 (2003) District 23 (Whitson)

A request to change from R10 to RM9 district properties at 7301 Sonya Dr. and Sonya Dr. (unnumbered), east of Old Hickory Boulevard, (13.32 acres), requested by CCH Partners, G.P., applicant/owner. (See Planning Unit Development Proposal 2005P-001G-06)

Action: Approved with conditions (6-1), including the condition that there be no development in areas of sensitive soils or steep slopes.

2.

# 2005P-001G-06

Stoneridge Townhomes Map114, Parcel 209.02, 213 and 329 Subarea 6 (2003) District 23 (Whitson)

A request for preliminary approval for a Planned Unit Development located at 301 Sonya Drive and Sonya Drive (unnumbered), northeast of Old Hickory Boulevard, classified R10 and proposed for RM9, (13.32 acres), to permit 115 townhomes, requested by CCH Partners, G.P., owner, and Civil Site Design, engineer. (See Zone Change Proposal 2004Z-144G-06)

Action: Withdrawn (7-0)

**2004Z-161G-12** Map 187, Parcel 10 Subarea 12 (2004) District 31 (Toler)

A request to change from AR2a to RS15 district property located at 6891 Burkitt Road, approximately 2,200 feet west of Wattemore Lane (70.76 acres), requested by Kevin F. Gangaware of Civil Site Design Group PLLC, applicant, for Gene K. Smith, owner. (See Subarea Plan Amendment request for the Southeast Community Plan) Action: Deferred to the February 10, 2005, COMMISSION meeting

# X. FINAL PLATS

4.

# 2004S-355U-10

Hobbs Place Maps 131-01, Parcel 11 Subarea 10 (1994) District 34 (Williams)

A request for final plat approval to create two lots on the north side of Hobbs Road, approximately 350 feet east of Trimble Road (0.93 acres), classified within the R20 district, requested by Haury & Smith Contractors, Inc., owner, Gresham Smith & Partners, surveyor.

Action: Approved with conditions (7-0)

# XI. PLANNED UNIT DEVELOPMENTS

5.

**154-73-G-14** Hermitage Woods - Raintree Village Map 86, Parcel 355 Subarea 14 (1996) District 12 (Gotto)

A request to cancel a portion of a Commercial Planned Unit Development district located at Old Hickory Boulevard (unnumbered), north of Central Pike, classified RM9, (10.65 acres), where 74 multi-family units are approved, requested by Barge Waggoner Sumner and Cannon, for Davco O.H. Blvd, Properties, owner.

Action: Approved with conditions (7-0), including the amended Public Works' condition #1 to read "The developer will install 3-way stop signs if the speed bump on Hermitage Woods Drive is removed."

# XII. MANDATORY REFERRALS

6.

#### 2004M-092U-08

Map 092-10, Parcels 033, 034, 140, 164 Subarea 8 (2002) District 21 (Whitmore)

A request to close an unbuilt 200-foot portion of 31st Ave., North, between Delaware Ave. and Georgia Ave., requested by Hella Temple, property owner. <u>Action: Approved with conditions (7-0)</u>, including new condition that Metro retains an easement to allow for construction of a cul-de-sac if needed in the future.

# XIII. PUBLIC HEARING ZONING MAP AMENDMENTS

7.

### 2004Z-150U-07

Map 102, Parcels 22, 23, and part of 24 (9.10 acres), and part of 26(14.25 acres)

Subarea 7 (2000) District 20 (Walls)

A request to change from R6 and CL to SCR district properties located at 6806 and 6710 Charlotte Pike, and Charlotte Pike (unnumbered), between Charlotte Pike and I-40 at Old Hickory Boulevard, (53.10 acres), requested by Littlejohn Engineering Associates, for Nashville West Shopping Center, LLC, and Metro Govt., owners. (See Planned Unit Development Proposal 2004P-036U-07) **Action: Deferred (7-0) to the January 27, 2005, COMMISSION meeting** 

8.

#### 2004P-036U-07

Nashville West Shopping Center (Revised) Map 102, Parcels 22, 23, and part of 24 (9.10 acres), and part of 26 (14.25 acres) Subarea 7 (2000)

District 20 (Walls)

A request for preliminary approval for a Planned Unit Development located at Charlotte Pike (unnumbered), 6710 and 6806 Charlotte Pike, Annex Ave (unnumbered), abutting the north margin of Charlotte Pike and the south margin of I-40, classified R6, CS and CL, (53.1 acres) to permit the development of 474,484 square feet of retail, restaurant and office use and 24 residential units, requested by Littlejohn Engineering Associates for Nashville West Shopping Center LLC, owners. (See Zone Change Proposal 2004Z-150U-07)

4

Action: Deferred (7-0) to the January 27, 2005, COMMISSION meeting

**211-73-U-07** Charlotte Pike PUD Map 102, Parcel 22 Subarea 7 (2000) District 20 (Walls)

A request to cancel an Commercial Planned Unit Development district located at Charlotte Pike (unnumbered), opposite Templeton Drive, classified CL, (10.91 acres), requested by Nashville West Shopping Center, owner. Action: Deferred (7-0) to the January 27, 2005, COMMISSION meeting

10.

9.

**2004Z-158G-06** Map155, Parcel 56 Subarea 6 (2003) District 35 (Tygard)

A request to change from AR2a to RS10 district property located at 8872 McCrory Lane, approximately 160 feet north of Spring Ridge Drive (4.92 acres), requested by Michael Hartley, Landmark Realty Services Corp., applicant, Roger Brown, owner. (See Planned Unit Development Proposal 2005P-004G-06)

Action: Deferred (6-0) to the February 24, 2005, COMMISSION meeting. The applicant should change the zoning request to RS20.

11.

# 2005P-004G-06 Brown Property PUD

Map 155, Parcel 56 Subarea 6 (2003) District 35 (Tygard)

A request for preliminary approval for a Planned Unit Development district located at 8872 McCrory Lane, north of Spring Ridge Drive, classified AR2a and proposed for RS10, (4.92 acres), to permit 16 single-family lots, requested by Walter Davidson and Associates, for Roger Coleman Brown, owner. (See Zone Change Proposal 2004Z-158G-06).

<u>Action: Deferred (6-0) to the February 24, 2005, COMMISSION meeting</u>, in order for the applicant to take into consideration environmental, stream, traffic, surrounding lot sizes and pattern. Maps 101 and 102, Parcel 6 and 161 Subarea 6 (2003) District 35 (Tygard)

A request to change from R80 to RM4 district properties located at River Road (unnumbered) and 5820 River Road, west of Charlotte Pike (57.42 acres), requested by William E.Kantz, Jr., applicant, Mary O'Neil, Catherine Grose, and David Finney, owners.

Action: Deferred (7-0) to the January 27, 2005, COMMISSION meeting

13.

**2005Z-004G-13** Map164-00, Parcel portion of 201 Subarea 13 (2003) District 32 (Coleman)

A request to change from R8 to CS district a portion of property located on Hobson Pike, 560 feet east of Murfreesboro Pike (.34 acres), requested by Brian Hamilton of Civil Site Design Group, PLLC, applicant for Belz/Becker-Lewis-Shlenkon Properties, owner. Action: Approved (7-0)

14.

**2005Z-005U-08** Map 070-15, Parcel 39 Subarea 8 (2002) District 2 (Isabel)

A request to change from IWD to MUG district property located at 2200 MetroCenter Boulevard, at the intersection of Metrocenter Boulevard and Athens Way (20.88 acres), requested by Amulet Associates LP, applicant and owner. Action: Approved (7-0) CS, as requested in the amended application.

15.

**2005Z-006U-12** Map161, Parcel 108 Map172, Parcel 160 Subarea 12 (2004) District 31 (Toler)

A request to change from AR2a to CL district property located at Nolensville Road (unnumbered), south of Swiss Avenue (10.76 acres), requested by Michael Cochrane of Gresham Smith & Partners, applicant, for Thomas H. and Ruby Smith and Lucy Ann Hardy, owners.

Action: Deferred indefinitely (7-0)

2005Z-007G-12 Map173-00, Parcels 107, 184, 189 Subarea 12 (2004) District 31 (Toler)

A request to change from AR2a to RS10 district properties located at 1015 Barnes Road and Barnes Road (unnumbered), east of Nolensville Pike (50.26 acres), requested by David Coode of Lose & Associates, applicant, for Mayles B. Owens, Amy D. Ruggles, Clyde Delvin IV, Clyde Delvin III, Cynthia A. Delvin, owners. (See Planned Unit Development Proposal 2005P-003G-12) Action: Deferred (7-0) to the January 27, 2005, COMMISSION meeting

17.

2005P-003G-12 Delvin Downs Map 173, Parcel 107, 184, 189 Subarea 12 (2004) District 31 (Toler)

A request for preliminary approval for a Planned Unit Development district located at 1015 Barnes Road and Barnes Road (unnumbered), west of Standford Village Drive, classified AR2a and proposed for RS10, (50.26 acres), to permit 154 single-family lots, requested by Lose and Associates, for Mayles B. Owens, Amy D. Ruggles, Clyde Delvin IV, Clyde Delvin III, Cynthia A. Delvin, owners. (See Zone Change Proposal 2005Z-007G-12)

Action: Deferred (7-0) to the January 27, 2005, COMMISSION meeting

18.

2005Z-008U-10 Map 092-10, Parcel 391 Map 092-14, Parcel 82 Subarea 10 (1994) District 21 (Whitmore)

A request to change from IR to MUG district properties located at 350 28th Avenue North and Charlotte Pike (unnumbered), west of Park Plaza (9.44 acres), requested by Seth T. McDowell of Agilitas Property Development, applicant, for PLC Properties LLC and the Industrial Development Board of Nashville, owners.

7

Action: Approved(7-0) MUL, as requested in the amended application.

Map155, Parcel 121,122 Subarea 6 (2003) District 35 (Tygard)

A request to change from CL (0.42 acres) and OL (5.9 acres) to RM9 district a portion of property located at Route 5 Highway 100, south of Collins Road (6.33 acres total), requested by Craighead Patten Properties, applicant, for Mary and James Johnson and Betty French, owners.

Action: Approved with conditions (7-0)

20.

**2005Z-011G-06** Map 142-00, Parcel portion of 280 Subarea 6 (2003) District 35 (Tygard)

A request to change from R15 to CS district a portion of property located at 2940 Old Hickory Boulevard, approximately 850 feet south of Highway 70 (1.44 acres), requested by Ryan Lovelace of Civil Site Design Group, PLLC, applicant, for Linda Mauk et al, owners.

Action: Approved (5-1)

21.

**2005Z-012U-07** Map130-01, Parcel 53 Subarea 7 (2000) District 23 (Whitson)

A request to change from CS to RM40 district property located at 112 Harding Place, approximately 360 east of Harding Pike (.83 acres), requested by Kevin Gangaware of Civil Site Design Group, PLLC, applicant, for SCJ Realty Partners LLC, owner. (See Planned Unit Development 2005P-005U-07). Action: Approved (6-0)

2005P-005U-07 Harding Place Condominiums Map130-01, Parcel 53 Subarea 7 (2000) District 23 (Whitson)

A request for preliminary approval for a Planned Unit Development district located at 112 Harding Place, east of Harding Pike, classified CS and proposed for RM40, (0.83 acres), to permit 14 condominium units, requested by Civil Site Design Group, PLLC, for SCJ Realty Partners, LLC, owner. (See Zone Change 2005Z-012U-07) <u>Action: Approved with conditions (6-0) with amendment to condition #1 that the</u> <u>development will not disturb the trees or vegetation within the side slopes of creek</u> <u>or the top edge of the bank.</u>

# XIV. PRELIMINARY SUBDIVISION PLATS

23.

# 2005S-004G-03

Carrington Place Map 058, Parcel 078 Subarea 3 (1998) District1 (Gilmore)

A request for preliminary plat approval for 129 lots abutting the east margin of Eaton's Creek Road and the south margin of Briley Parkway (52.3 acres), classified within the RS15 District, requested by Elsie Carrington, owner, Anderson, Delk & Associates, Inc., surveyor.

Action: Deferred (7-0) to January 27, 2005 COMMISSION meeting

# XV. FINAL PLATS

24.

# 2000S-026G-14

Cole's Retreat, First Revision Maps 076-13, Parcels 005-007 Map 087-10, Parcels 32 And 33 Subarea 14 (1996) District 12 (Gotto)

A request to revise a final plat approval for five lots to include a sidewalk variance, abutting the east terminus of Wonderland Pass, approximately 100 feet east of Tulip Grove Road (2.08 acres), classified within the RS15 District, requested by Arnold A. and Alice Faye Cole, developers, Michael Moran, surveyor.

Action: Approved (7-0)

2004S-195U-07

West Meade Farms, Section 6, Resubdivision of Lot 45 Maps129-07, Parcel 40 Subarea 7 (2000) District 23 (Whitson)

A request for final plat approval to subdivide 1 lot into 2 lots, north side of Melinda Drive, west of Groome Drive, (2.02 acres), classified RS40, requested by John Kohl & Co., surveyor, for William and Evelyn Rodgers, owners. <u>Action: Disapproved (6-0)</u>

26.

25.

# 2005S-010U-03

Orbie D. Nelson Estate Final Plat Map 081-01, Parcel 085 and 086 Subarea 3 (1998) District 2 (Isabel)

A request for final plat approval to create 2 lots abutting the south margin of Doak Avenue at the southern terminus of Hailey Avenue (2.80 acres), classified within the RS10 District, requested by the Estate of Orbie D. Nelso, owner, Elkins Surveying Company, surveyor.

Action: Approved (7-0), including variance for lot size

27.

2005S-016U-05 Talley Subdivision Map 072-06, Parcel 342 Subarea 5 (1994) District 7 (Cole)

A request for final plat approval to create 3 lots abutting the northeast corner of Kenmore Place and McGavock Pike (0.75 acres), classified within the RS7.5 district, requested by James W. Talley, owner, Wamble & Associates, surveyor. Action: Approved with conditions (7-0)

# XVI. PLANNED UNIT DEVELOPMENTS (revisions)

28.

103-79-G-14

Vanguard Secure Storage-Phase 2 Map 53, Parcel 36 Subarea 14 (1996) District 11 (Brown)

A request to revise a portion of the preliminary plan and for final approval for a phase of the Commercial Planned Unit Development District abutting the southwest margin of Robinson Road, north of Merritt Street (2.23 acres), classified R10, to permit the development of 32,000 square foot storage facilities, requested by Richard Williams, Williams Inc., applicant for Charles Byrd, Jr, owner. Action: Approved with conditions (7-0)

29.

23-85-P-13 Hamilton Creek Apartments Map 150, Parcel 236 Subarea 13 (2003) District 29 (Wilhoite)

A request to cancel a portion of a Residential Planned Unit Development located at 3140 Hamilton Church Road, abutting the north margin of Hamilton Church Road east of Murfreesboro Pike, classified R10, (8.45 acres), to cancel a portion of the plan approved for 116 multi-family units, requested by Councilmember Wilhoite and owned by Hamilton Church Apartment, L.P. owners. <u>Action: Disapproved (6-1)</u>

30.

### **2004P-009G-14** Bridgewater, Phase 1 Map 98, Parcel 34

Subarea 14 (1996) District 12 (Gotto)

A request for final approval for a phase of the Planned Unit Development located abutting the west margin of Earhart Road and the north margin of John Hager Road, classified R15, (72.36 acres), to develop 150 single-family lots, requested by Frank C. Batson Homes for Neal Smith, owner.

Action: Approved with conditions (7-0), including that a parcel created by the relocation of John Hager Road must be deeded to adjacent property owners to allow for road frontage

# XVII. MANDATORY REFERRALS

31.

# 2005M-001U-10

Map 97, Parcel 129 Subarea 10 (1994) District 19 (Wallace)

A Council bill ordinance authorizing the Director of Public Property, or his designee, to grant an easement and accespt \$7,000 in consideration, to install a fiber optic switching station at 1 Music Square East, requested by Real Property Services. Action: Approved (7-0)

32.

**2005M-002U-10** Map104-4, Parcel 100 Subarea 10 (1994) District 19 (Wallace)

A request for an easement acquisition at 2215 Garland Avenue, requested by Metro Water Services, Project No. 04-DL-0757. Action: Approved (7-0)

33.

**2005M-003G-04** Map 42, Parcel 44 Subarea 4 (1998) District 4 (Craddock)

A request for an easement acquisition at 726 Old Hickory Boulevard, for a 20' wide access and drainage easement acquisition, requested by Metro Water Services, Project No. 04-DL-0758. Action: Approved (7-0)

34.

### **2005M-004U-07** Map 79, Parcel 5 Subarea 7 (2000) District 20 (Walls)

A request for an easement acquisition at 6750 Centennial Boulevard, requested by Metro Water Services, Project No. 04-DL-0760. Action: Approved (7-0)

### 2005M-005U-08

Map 81-16, Parcel 294-300 Subarea 8 (2002) District 19 (Wallace)

A request for an easement acquisition at 1015, 1017, 1021, 1023, 1025, 1027, and 1031 Scovel Street, requested by Metro Water Services, Project No. 04-DL-0759. Action: Approved (7-0)

36.

2005M-006U-14

Map 96, Parcel 61 Subarea 14 (1996) District 14 (White)

A request for an easement acquisition at Elm Hill Pike (unnumbered), requested by Metro Water Services, Project No. 04-DL-0761. Action: Approved (7-0)

37.

**2005M-007G-12** Map 181, Parcel 11 Subarea 12 (2004) District 31 (Toler)

A request to abandon and relocate an easement at 6601 Sugar Valley Drive, requested by Metro Water Services, Project No. 04-DL-0762. Action: Approved (7-0)

38.

**2005M-008G-06** Map 142-6-A, Parcel 100 Subarea 6 (2003) District 22 (Crafton)

A request for an easement acquisition at 810 Bellevue Road, requested by Metro Water Services, Project No. 03-D-0351. Action: Approved (7-0) A request for an easement acquisition at 908 Tower Place, requested by Metro Water Services, Project No. 03-D-365A. Action: Approved (7-0)

40.

39.

**2005M-010U-10** Maps 104-12, Parcel 352 Subarea 10 (1994) District 18 (Hausser)

A request for an easement acquisition at 1515 Wedgewood Avenue, requested by Metro Water Services, Project No. 04-DL-0743. Action: Approved (7-0)

41.

**2005M-011U-14** Map106, Parcel 41 Subarea 14 (1996) District 15 (Loring)

A request for an easement acquisition at 813 Massman Drive, requested by Metro Water Services, Project No. 04-DL-0736. Action: Approved (7-0)

42.

**2005M-012U-07** Map 129, Parcel 007 Subarea 7 (2000) District 23 (Whitson)

A request for an easement acquisition at 801 Percy Warner Boulevard, requested by Metro Water Services, Project No. 04-SG-172. Action: Approved (7-0)

A request for an easement acquisition at 1700 Antioch Pike, requested by Metro Water Services, Project No. 04-DL-0746. Action: Approved (7-0)

44.

**2005M-014U-07** Map 103-01, Parcel 81,82,83 Subarea 7 (2000) District 24 (Summers)

A request for an easement acquisition at 6007 Neighborly Avenue and Neighborly Avenue (unnumbered), requested by Metro Water Services, Project No. 04-DL-0732. Action: Approved (7-0)

45.

**2005M-015U-12** Map 161, Parcel 98 Subarea 12 (2004) District 31 (Toler)

A request for an easement acquisition at 14985 Old Hickory Boulevard, requested by Metro Water Services, Project No. 04-DL-0737. Action: Approved (7-0)

46.

**2005M-016G-13** Map 183, Parcel 100 Subarea 13 (2003) District 32 (Coleman)

A request for an easement acquisition at 1551 Heil Quaker Boulevard, requested by Metro Water Services, Project No. 04-DL-0733. Action: Approved (7-0) **2005M-017G-12** Map 181, Parcel 11 Subarea 12 (2004) District 31 (Toler)

A request for an easement acquisition at 6601 Sugar Valley Drive, requested by Metro Water Services, Project No. 04-DL-0744. Action: Approved (7-0)

48.

**2005M-029G-02** Map 40, Parcels 148,199, 208, 209 and 221 Subarea 2 (1995) District 3 (Tucker – At Large)

A request for an aerial encroachment to place fiber optic cable in the right-of-way on existing utility poles for a distance of approximately 394 feet, on the west side of Hickory Hills Boulevard, north of the intersection of Westcap Road, requested by MTA Distributors, applicant. Action: Approved (7-0)

# XVIII. OTHER BUSINESS

**49.** Administrative approval of mandatory referrals **A proposed rule was distributed to Commission for action at January 27, 2005,** <u>COMMISSION meeting</u>

**50.** Contract renewal for Lou Edwards **Action: Approved (7-0)** 

**51.** Amended Employee Contract for John Broome. **Action: Approved (7-0)** 

52. A request to rehear the Planning Commission's approval of a final plat to subdivide 1 existing lot into 2, located at the southeast corner of Davidson Road and Bresslyn Road (2.13 acres), classified within RS40 district, requested by Joan B. Hager, owner and John Hood, surveyor.

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Action: Deferred to January 27, 2005, COMMISSION meeting

- 53. Executive Director Reports
- **54.** Legislative Update

**2005M-018U-12** Map 161, Parcel 266 Subarea 12 (2004) District 27 (Foster)

An ordinance authorizing the Director of Public Property Administration to execute an agreement modifying the restrictive covenants and grant a permanent easement and temporary construction easement across Fire Station #10 located at 15530 Old Hickory Boulevard (Map 161, Parcel 266) and accepting \$25,521.00 from BSM Nippers, LLC in consideration for the granting of said easements, requested by the Metro Director of Public Property Administration, owner. <u>Action: Approved with conditions (7-0)</u>

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# XIX. ADJOURNMENT

