# Town of Thompson's Station Municipal Planning Commission Meeting Agenda September 27, 2016

**Meeting Called To Order** 

**Pledge Of Allegiance** 

Minutes-

Consideration Of The Minutes Of The August 23, 2016 Meeting.

Documents:

08232016 MINUTES.PDF

**Public Comments-**

**Town Planner Report** 

**New Business:** 

1. Suspension Of Plats Within Tollgate Village And Bridgemore Village.

Documents:

ITEM 1 LTR MBSC BRIDGEMORE TEMP PLAT SUSPENSION.PDF ITEM 1 LTR MBSC TOLLGATE TEMP PLAT SUSPENSION.PDF ITEM 1 NOA TO MBSC BV 1A 1B 2A SURETY REAPPROVAL.PDF ITEM 1 NOA TO MBSC SURETY APPROVAL.PDF ITEM 1 TA MEMO TO MBSC RE FUTURE PLATS.PDF ITEM 1 TOM WHITE RESPONSE LETTER.PDF

2. Residential Business For The Operation Of A Hot Rod Shop Located At 1881 Evergreen Road (RB 2016-002)

Documents:

ITEM 2 RING RODS RESIDENTIAL BUSINESS.PDF

3. Tollgate Village Section 16 For The Creation Of 111 Lots On 48.25 Acres (File: PP 2016-006).

Documents:

ITEM 3 - PRELIMINARY PLAT.PDF
ITEM 3 STAFF REPORT TV PHASE 16 PRELIM PLAT.PDF
ITEM 3 AND 4 TV SITE DEVELOPMENT PLAN.PDF

4. Tollgate Village Section 17 For The Creation Of 76 Lots On 34.29 Acres (File: PP 2016-007).

Documents:

ITEM 4 PRELIMINARY PLAT.PDF
ITEM 4 STAFF REPORT TV PHASE 17 PRELIM PLAT.PDF

# ITEM 3 AND 4 TV SITE DEVELOPMENT PLAN.PDF

# Adjourn

This meeting will be held at 7:00 p.m. at the Thompson's Station Community Center 1555 Thompson's Station Rd West

# Minutes of the Meeting

# of the Municipal Planning Commission of the Town of Thompson 's Station, Tennessee August 23, 2016

### Call to Order:

The meeting of the Municipal Planning Commission of the Town of Thompson's Station was called to order at 7:00 p.m. on the 23<sup>rd</sup> day of August, 2016 at the Thompson's Station Community Center with the required quorum. Members and staff in attendance were: Chairman Jack Elder; Vice Chairman Mike Roberts; Commissioner Ben Dilks; Commissioner Sarah Benson; Commissioner Don Blair; Commissioner Darren Burress; Town Administrator Joe Cosentini; Town Planner Wendy Deats; Town Attorney Todd Moore and Town Clerk Jennifer Jones. Commissioner Debra Bender was unable to attend.

# Pledge of Allegiance.

### **Minutes:**

The minutes of the July 26, 2016 meeting were previously submitted.

Commissioner Roberts moved for approval of the July 26, 2016 meeting minutes. The motion was seconded and carried unanimously.

# **Public Comment:**

**Greg Sassman – 3003 Blossom Trail Ln, Franklin TN** – Voiced concerns that the annexation by resolution process is flawed.

Anne Goetze – 4080 Carter's Creek Pk. – Asked the question for an update on the process for annexation. Chairman Elder directed her to speak to Staff outside of a public meeting.

# **Town Planner Report:**

Mrs. Deats updated the Commission on the following items:

- SIA Bids were submitted to TDOT and the contract should be awarded within the next couple of weeks. Project completion date per the bid is 9/30/2017.
- Traffic Signal at Tollgate Ragan Smith is continuing to reach out to TDOT. No meeting has been set at this time.

### **New Business:**

1. Board of Mayor and Aldermen Recommendation to suspend all plats within Tollgate Village and Bridgemore Village.

Mr. Cosentini reviewed his memo and recommended that all future plats submitted on behalf of MBSC TN Homebuilders or MBSC Bridgemore LLC be suspended until a resolution can be reached between the developer and the Board of Mayor and Aldermen on the ongoing roadway maintenance and infrastructure completion issues.

The Commission then was called into an Executive Recess by Chairman Elder with Town Attorney Todd Moore at 7:09 pm. Chairman Elder called the Commission back into the regular meeting at 7:19 pm.

Municipal Planning Commission – Minutes of the Meeting August 23, 2016 Page 2

Chairman Elder noted that a letter regarding the suspension of plats was received from Attorney Thomas V. White, who represents MSBC.

After discussion, Commissioner Dilks made a motion to temporarily suspend all plats in Bridgemore Village, Section 4B, Bridgemore Village Section 7 & 8, Tollgate Village, Section 15 and any future sections of Tollgate Village until our next Planning Commission meeting in September on the basis that the bonds are not in place and the infrastructure maintenance is not being performed to the Town's standards per the development agreement and also that notice be given by Town Staff to MBSC that we will hold a hearing at our next Planning Commission meeting. The motion was seconded and carried unanimously.

2. Final Plat Request for Fields of Canterbury, Section 11 for the creation of 32 lots (FP: 2016-004).

Mrs. Deats reviewed her Staff report and recommended approval based on the project's compliance with the approve Phase 11 preliminary plat and the following contingencies:

- 1. Prior to recordation of the final plat, a letter of credit shall be submitted to the Town in the amount of \$297,000 for roadways, drainage and utilities.
- 2. Prior to recordation of the final plat, a letter of credit shall be submitted to the Town in the amount of \$120,000 for sewer.
- 3. As builts shall be required for the drainage and sewer system with a letter from the Design Engineer that they are constructed per the approved drawings and functioning as intended.

Bucky Ingram with Hood Development came forward to speak on behalf of the applicant.

After discussion, Commissioner Dilks made a motion to approve the Final Plat Request for Fields of Canterbury, Section 11 for the creation of 32 lots (FP: 2016-004) with the Staff recommended contingencies. The motion was seconded and carried unanimously.

3. Final Plat for Section 6B within phase 6 of Bridgemore Village to create 21 lots (File: FP 2016-005).

Mrs. Deats reviewed her Staff report and recommended approval based on the project's consistency with the Land Development Ordinance and the following contingencies:

- 1. Prior to the recordation of the final plat, a letter of credit will be required in the amount of \$125,000 for roads, drainage and erosion control.
- 2. Prior to the recordation of the final plat, a letter of credit shall be required in the amount of \$71,000 for sewer.
- 3. As builts shall be required for the drainage and sewer system with a letter from the Design Engineer that they are constructed per the approved drawings and functioning as intended.

Phillip Jones, attorney for BluePrint properties, Jim Franks, owner of BluePrint Properties, and Brett Smith with Ragan Smith all came forward to speak and answer questions on behalf of the applicant.

After discussion, Commissioner Dilks made a motion to approve the Final Plat for Section 6B within phase 6 of Bridgemore Village to create 21 lots (File: FP 2016-005) with the Staff recommended contingencies. The motion was seconded and carried unanimously.

Municipal Planning Comn	nission – Minutes of the Meeting
August 23, 2016	_
Page 3	

4. Land Development Ordinance Amendment to amend standards for residential uses (File: Amend2016-006).

Mrs. Deats reviewed her Staff report and recommended that the Planning Commission recommend to the Board of Mayor and Aldermen the adoption of the amendments to the Land Development Ordinance.

After discussion, Commissioner Roberts made a motion to approve Item 4, Land Development Ordinance Amendment to amend standards to residential uses (File: Amend 2016-006), but removing "mixed use" from the Live-Work definition. The motion was seconded, and carried unanimously.

5. Plan of Services – Approval of a plan of services for the annexation by referendum of approximately 692 acres of land south of Coleman Road, north of West Harpeth Rd; Map 104, Parcel 39.04; Map 119, Parcel 2.00. (File: Annex 2016-006)

Mrs. Deats reviewed her Staff report and recommends that the Planning Commission recommend to the Board of Mayor and Aldermen approval of plan of services for the land north of West Harpeth Road, south of Coleman Road (Map 104, Parcel 07; Map 104, Parcel 39.04; and Map 119, Parcel 2.0).

After discussion, Chairman Elder made a motion to approve Item 5, a Plan of Services - Approval of a plan of services for the annexation by referendum of approximately 692 acres of land south of Coleman Road, north of West Harpeth Rd; Map 104, Parcel 39.04; Map 119, Parcel 2.00. (File: Annex 2016-006). The motion was seconded and carried unanimously.

There being no further business, Commissioner Roberts made a motion to adjourn. The motion was seconded and the meeting was adjourned at 8:06 p.m.

		Jack Elder, Chairman	
Attest:			
	Don Blair, Secretary		



1550 Thompson's Station Road W. P.O. Box 100 Thompson's Station, TN 37179

August 29, 2016

MBSC Bridgemore LLC Henry and Wallace Attn: Brian Rowe 312 S. Gay St., Suite 200 Knoxville, TN 37902

Re: Planning Commission Action - Plat Suspension

Mr. Rowe,

The Thompson's Station Planning Commission voted on August 23, 2016 to temporarily suspend all future plat approvals for Bridgemore Village. The suspension is due to insufficient surety in place for several phases of the subdivision and for the lack of regular maintenance on installed infrastructure. The Commission set a hearing for its next regularly scheduled meeting on September 27, 2016. MBSC Bridgemore LLC may appear at such hearing and contest the extension of the suspension of future plat approvals at this hearing.

This action does not prevent MBSC Bridgemore from doing regular maintenance, completing infrastructure, or posting necessary surety prior to the hearing.

Please let me know if you have any questions.

Sincerely,

Joe Cosentini Town Administrator

Attachment – Notice of action letter Re: surety amounts by phase



1550 Thompson's Station Road W. P.O. Box 100 Thompson's Station, TN 37179

August 29, 2016

MBSC Tennessee Homebuilders LLC Henry and Wallace Attn: Brian Rowe 312 S. Gay St., Suite 200 Knoxville, TN 37902

Re: Planning Commission Action - Plat Suspension

Mr. Rowe,

The Thompson's Station Planning Commission voted on August 23, 2016 to temporarily suspend all future plat approvals for Tollgate Village. The suspension is due to insufficient surety in place for several phases of the subdivision and for the lack of regular maintenance on installed infrastructure. The Commission set a hearing for its next regularly scheduled meeting on September 27, 2016. MBSC Tennessee Homebuilders LLC may appear at such hearing and contest the extension of the suspension of future plat approvals at this hearing.

This action does not prevent MBSC Tennessee Homebuilders from doing regular maintenance, completing infrastructure, or posting necessary surety prior to the hearing.

Please let me know if you have any questions.

Sincerely,

Joe Cosentini Town Administrator

Attachment - Notice of action letter Re: surety amounts by phase



1550 Thompson's Station Road W. P.O. Box 100 Thompson's Station, TN 37179

# PLANNING COMMISSION ACTION FORM

July 27, 2016

Henry & Wallace Attn.: Brian Rowe 312 Gay Street Knoxville, TN 37902

RE: Planning Commission Meeting of July 26, 2016

Subdivision/Project: Bridgemore Village Sureties

At referenced meeting the following action took place:

### **Sureties**

1. The letter of credit for the roads, drainage, erosion control and sewer shall be:

Section 1A - \$71,000;

Section 1B - \$175,000; and

Section 2A - \$60,000.

2. The letter of credit for sewer shall be:

Section 1A - \$9,000;

Section 1B - \$109,000; and

Section 2A - \$4,400.

<sup>\*</sup>The Town of Thompson's Station will require the sureties to be submitted in compliance with the Town's Land Development Ordinance. The LOCs shall be for a term of one (1) year and shall include an automatic renewal clause for each year.



1550 Thompson's Station Road W. P.O. Box 100 Thompson's Station, TN 37179

# PLANNING COMMISSION ACTION FORM

July 27, 2016

Henry & Wallace Attn.: Brian Rowe 312 Gay Street Knoxville, TN 37902

RE: Planning Commission Meeting of July 26, 2016

Subdivision/Project: Tollgate Village Sureties

At referenced meeting the following action took place:

# **Tollgate Village Sureties**

1. The letter of credit for the roads, drainage, erosion control and sewer shall be:

Section 1 - \$18,000;

**Section 2 - \$29,000**;

Section 3 - \$43,000;

Section 4 - \$22,000;

Section 5 - \$25,000;

Section 6 - \$70,000;

**Section 7 - \$44,000**;

Section 10 - \$27,500;

Section 11 - \$52,000;

Section 12A - \$25,200;

Section 12B - \$43,000; and

Section 13A - \$86,000.

2. The letter of credit for sewer shall be:

**Section 1 - \$6,000**;

Section 2 - \$13,500;

Section 4 – \$13,500;

**Section 5 - \$13,500;** 

**Section 6 - \$4,100;** 

Section 7 - \$4,000;

**Section 10 - \$14,000**;

Section 11 - \$18,500;

**Section 12A - \$1,500;** 

**Section 12B - \$8,000**;

Section 13A – \$12,000;

Pump station 1 - \$12,000 and

Pump station 2 - \$12,000.

<sup>\*</sup>The Town of Thompson's Station will require the sureties to be submitted in compliance with the Town's Land Development Ordinance. The LOCs shall be for a term of one (1) year and shall include an automatic renewal clause for each year.



1550 Thompson's Station Road W. P.O. Box 100 Thompson's Station, TN 37179

DATE:

August 16, 2016

TO:

Planning Commission (PC)

FROM:

Joe Cosentini, Town Administrator

SUBJECT:

Future Plats (Bridgemore/Tollgate)

As you know, the Town has been working to resolve the ongoing matter of roadway maintenance and infrastructure completion related to the Bridgemore and Tollgate subdivisions. The two attached letters were sent to the developer of the respective developments requesting information on the issues concerning their reluctance to perform necessary maintenance or final completion of infrastructure within the older phases. In addition, the letters indicate that permits would not be granted within the sections that do not have adequate surety and that no additional plats would be approved until a resolution was agreed to by the Board of Mayor and Aldermen (BOMA). To date, no information has been received by the Town from MBSC TN Homebuilders or MBSC Bridgemore LLC.

The Thompson's Station Board of Mayor and Aldermen discussed this item briefly at their meeting on August 9, 2016 where it was determined that the Planning Commission is the proper entity to suspend future plats. That said, BOMA unanimously (Note: Mayor Napier was not present) passed a recommended that the Planning Commission suspend all plats in the subdivisions of Bridgemore and Tollgate until a resolution can be reached on fixing the streets. The Town Attorney is providing a legal opinion on what this potential action by the Planning Commission would entail.

Since the BOMA meeting on August 9<sup>th</sup>, there have been requests for meetings by the principal members of the development group and Town staff, elected officials, appointed officials, and residents. This is certainly viewed by staff as a positive step toward reaching consensus. Hopefully these meetings result in a solution. However, until such time, it is still the recommendation of Staff that the plats be suspended as recommended below.

### Recommendation:

It is staff's recommendation that all future plats submitted on behalf of MBSC TN Homebuilders or MBSC Bridgemore LLC be suspended until a resolution can be reached between the developer and the Board of Mayor and Aldermen on the ongoing roadway maintenance and infrastructure completion issues.

# TUNE, ENTREKIN & WHITE, P.C.

ATTORNEYS AT LAW

JOHN C. TUNE 1931-1983

THOMAG V. WHITE
JOHN W. HELLEY, JR.
THOMAG C. SCOTT
PETER J. STRIANSE
HUGH W. ENTREKIN
JOHN P. WILLIAMS \*
ROBERT L. DELANEY
GEORGE A. DEAN
LESA HARTLEY BKONEY
JOSEPH P. RUSNAK
TODD E. PANTHER \*
DAVID B. GRAY
SHAWN R. HENRY
T. CHAO WHITE
BRANDT M. MCMILLAN \*

UBS TOWER SUITÉ 1700 315 DEADERICK STREET NASHVILLE, TENNESSEE 37238 ERVIN M. ENTREKIN 1927-1990

TEL (615) 244-2770 FAX (615) 244-2778

"Rule 31 Hated General Civil Mediator

August 23, 2016

FACSIMILE: 615-794-3313

Jack Elder, Chair Planning Commission Thompson's Station PO Box 100 Thompson's Station, TN

Re: Plat Suspension, Tollgate Village/Bridgemore Village

Dear Chairman Elder,

As you know, our firm represents the owners of the two developments referenced above. Our client has informed us that there is an item on your agenda tonight to suspend plats which have previously been approved by the Planning Commission relating to those two developments, and to refuse or fail to act on future submissions. We request that this letter be made a part of the record of this evening's meeting.

The revocation or suspension of any plat previously approved under these circumstances is blatantly arbitrary and capricious. The sections referenced in the agenda and supporting documentation met the requirements when approved and continue to meet the requirements at the present time. Furthermore, a failure to act on future submissions is likewise arbitrary and capricious.

Furthermore, no notice or opportunity to be heard has been given to the owner of the property concerning this potential action by the Planning Commission. These property rights are being taken without procedural due process under either the state or federal constitutions. A particular itemization of any deficiency should be provided to the property owner prior to any action by the planning commission, and an opportunity for the property owner to demonstrate that such deficiencies do not exist or have been cured.

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### TUNE, ENTREKIN & WHITE, P.C.

Letter to Jack Elder, Chair August 23, 2016 Page 2

be provided to the property owner prior to any action by the planning commission, and an opportunity for the property owner to demonstrate that such deficiencies do not exist or have been cured.

In fact, under the provisions of the Tennessee Vested Rights Act of 2014, any of the plats which were approved after January 1, 2015, are subject to the protection of that statute. The act specifically provides that there must be a notification of the alleged deficiencies, and that 90 days must be given to cure the alleged deficiencies. No such notice has been given pursuant to the terms of that statute.

Our client remains ready, willing and able to complete these developments to the satisfaction of the Planning Commission, the town, and the general public. Just last week our client was in Thompson's Station, meeting with town officials and resident leaders to begin a dialogue that will hopefully lead to a quick resolution of all current issues. Actions such as these do nothing to encourage our client and rather seem calculated to provoke a response. Ultimately, such actions will not assist in resolving the differences between the town and our client and are illegal as well.

The Planning Commission should not suspend or revoke any of the previously approved plats; nor should it refuse to accept or act upon future submissions.

In a spirit of cooperation, if the Planning Commission defers action on these matters tonight, our client will not convey Section 7 or Section 8 in Bridgemore Village until at least September 28, 2016.

Our client is working diligently to seek a global resolution on remaining issues. We are hopeful that the City Attorney will confirm to you, the Planning Commission, and to the Board of Mayor and Alderman our prior conversations in which we agreed that our client (MBSC) has no control over or power to terminate Crystal Clear's exclusive telecommunications easement at Bridgemore and Tollgate.

 $\ell_s^*$ 

Letter to Jack Elder, Charune, Entrekin & White, P.C.

August 23, 2016

Page 3

Sincerely,

Tuné, Entrekin, & White, PC

Thomas V. White

cc: Todd Moore 866-800-0980 Wendy Deats 615-794-3313

TVW:das

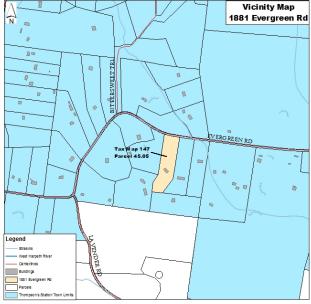
# Thompson's Station Planning Commission Staff Report – Item 2 (File: RB 2016-002) September 27, 2016

Residential Business to permit a hot rod shop located at 1881 Evergreen Road.

# **PROJECT DESCRIPTION**

The applicant, Tommy Ring, owner of Ring Rods has submitted a request to permit a residential business on his property located at 1881 Evergreen Road.





### BACKGROUND

The project site is 5.45 acres and is located along the south side of Evergreen Road. The site is bounded by agricultural/residential land to the north (across Evergreen Road), east, south and west, residential. The site is developed with a single-family residence and an outbuilding where the business activities occur. The site is zoned T2 Rural which permits residential business upon approval.

# **ANALYSIS**

# Residential Business

Residential Businesses are permitted for "larger residential properties which are conducive to both residential and business land uses" (LDO Section 4.11.3). The standards regulating residential businesses

are in place to promote and encourage economic activity that will not be a nuisance and can be maintained in consistency with the surrounding community and land uses.

The *italicized* text is the Land Development Ordinance standard with Staff response below.

1. A residential business may not be permitted on lots less than one (1) acre in size.

The property is 5.45 acres.

2. The residents of the property must be engaged in the business. Additional non-residents may be employed in the residential business providing all parking can be provided on-site and the use does not become a nuisance to the community. Adequate parking for all employees shall be indicated on the site plan.

The property owner resides on site and builds hot rods within an outbuilding. There are no employees associated with this business.

3. With the exception of land uses that require cultivation of the land, all residential business uses shall be maintained within an enclosed building, not to exceed 5000 square feet.

No new construction is required for the proposed residential business. The site has a 1,200 square foot building.



4. All storage of materials used for the residential business shall be kept within an enclosed structure or shall be completely screened from the roadways and adjacent properties.

Any materials necessary for the business will be stored in within the enclosed outbuilding on-site or screened from public view.

5. All buildings utilized for the business shall maintain a minimum setback of 50 feet from any property line.

The existing building is 75 feet from the closest property line to the east.

6. Any land alterations necessary for the installation of any accessory structure shall be subject to review and approval of a grading plan.

The site is developed with a residence and an outbuilding. No other alterations to the property is necessary as part of the residential business.

7. All businesses shall comply with the code requirements for buffer yard performance standards.

The project site is over five acres with rolling hillsides and natural vegetation to offer adequate buffering between residences. The other properties within the vicinity also have varying topography with vegetation typical for farms and large lot developments.

8. Any business that exceeds the thresholds within the Noise Ordinance shall be required to soundproof the building.

The Town does not have a noise ordinance at this time, noise impacts to the surrounding land uses are not anticipated given the site's size, location of the outbuilding, and the distance to neighboring housing.

9. No activities, materials or equipment related to the residential business may negatively impact visibility from the public right-of-way or neighboring residences.

The proposed business will be conducted within the outbuilding which is located in the rear of the primary residence. Furthermore, no materials or equipment associated with the business will be visible from the neighboring residences or the public right-of-way.

10. Any proposed signage shall be required to obtain a sign permit prior to the installation of any signs.

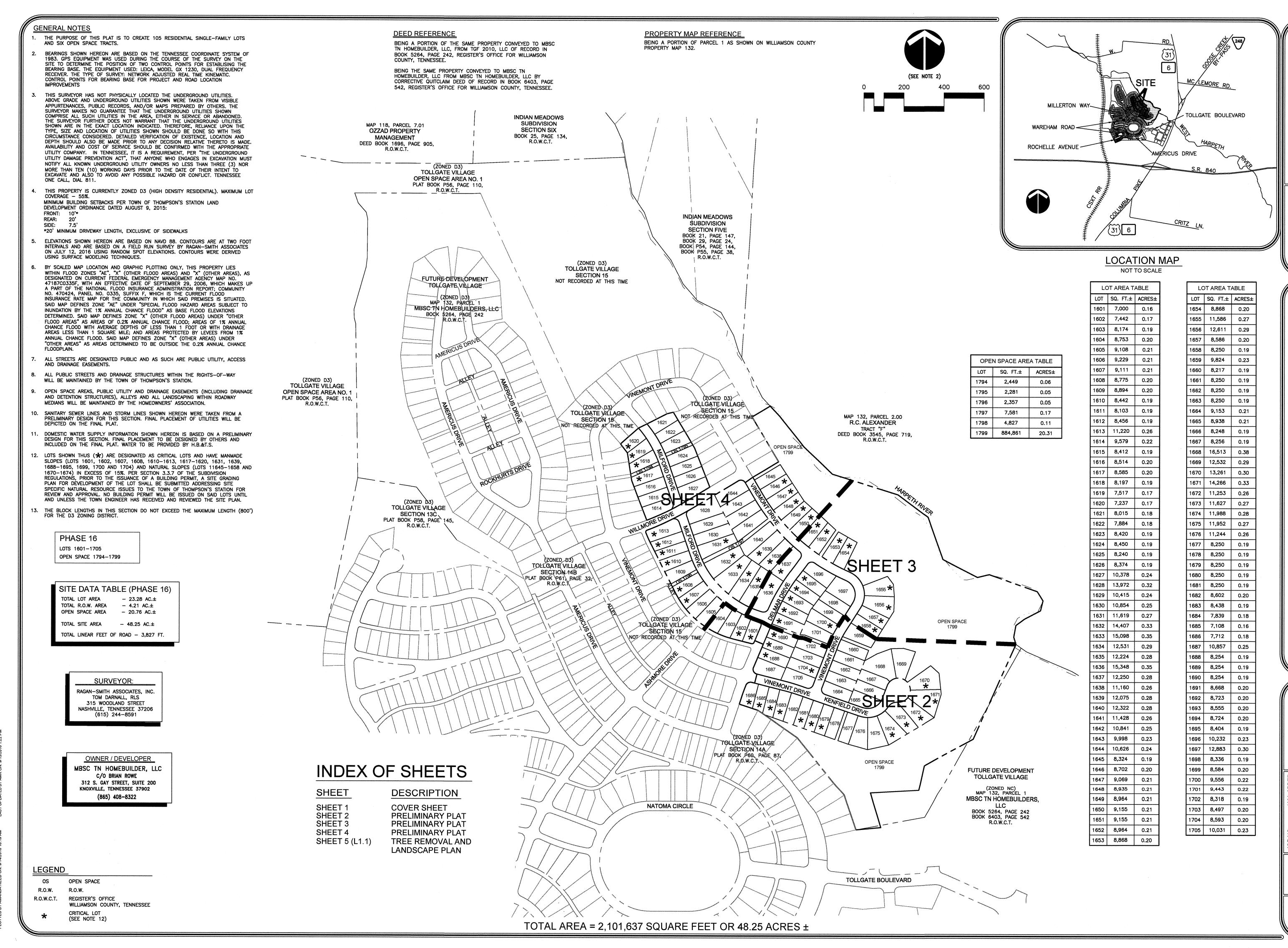
No signs are proposed with this request and any sign requested will be required to conform to the requirements set forth within the Land Development Ordinance.

# **RECOMMENDATION**

Based on the project's consistency with the Land Development Ordinance, Staff recommends that the Planning Commission approve the request for the residential business.

# **ATTACHMENTS**

Application packet



LAND PLANNERS • CIVIL ENGINEAN DSCAPE ARCHITECTS • SURVE OHATTAN STANDOOD STREET CHATTAN TATO COWARD TO THE COMARK THE CO



# TOLLGATE VILLAGE - PHASE 16 MBSC TN HOMEBUILDER, LLC

PROVED: JTD

AMR

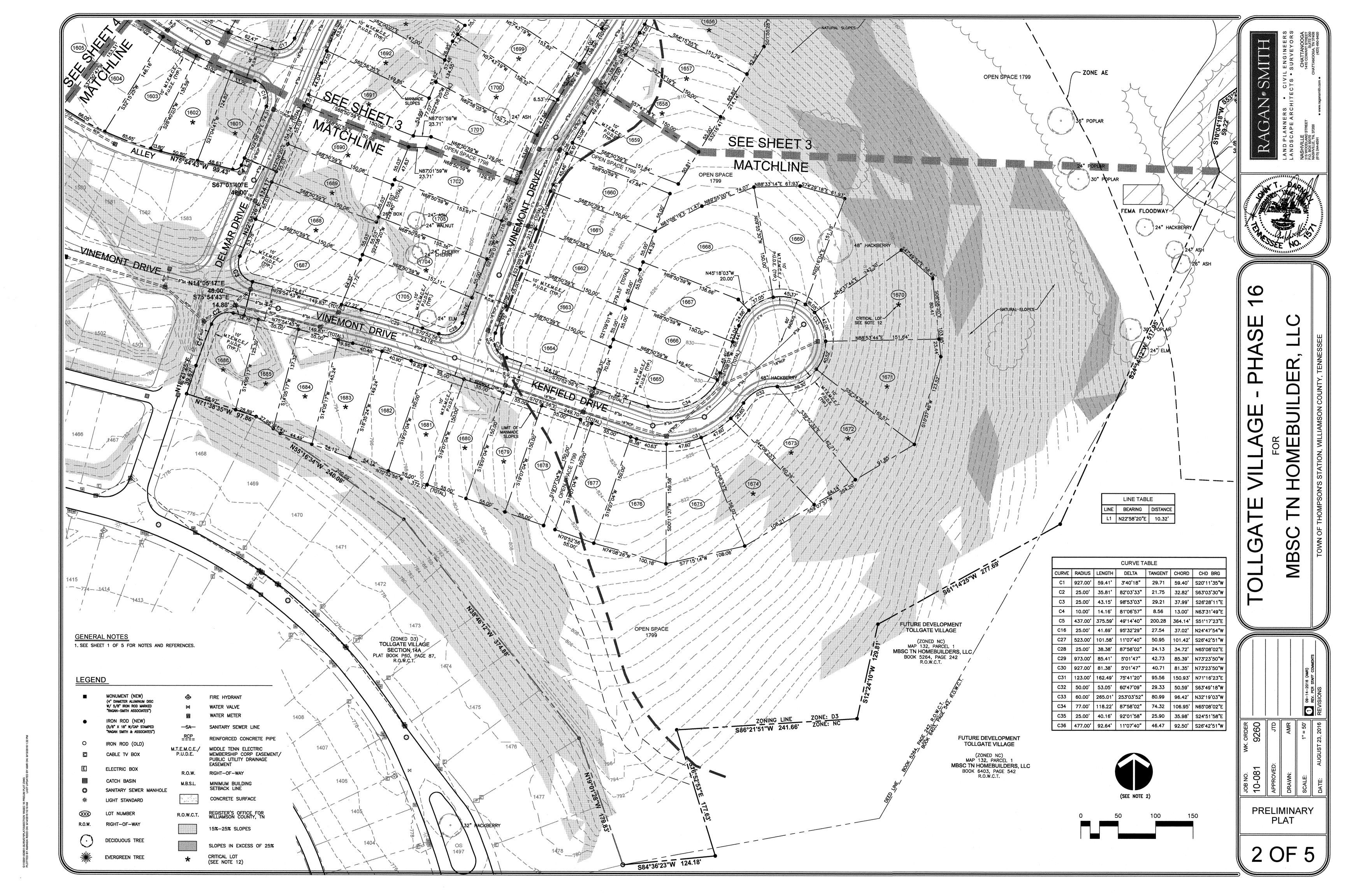
ALE: 1" = 200'

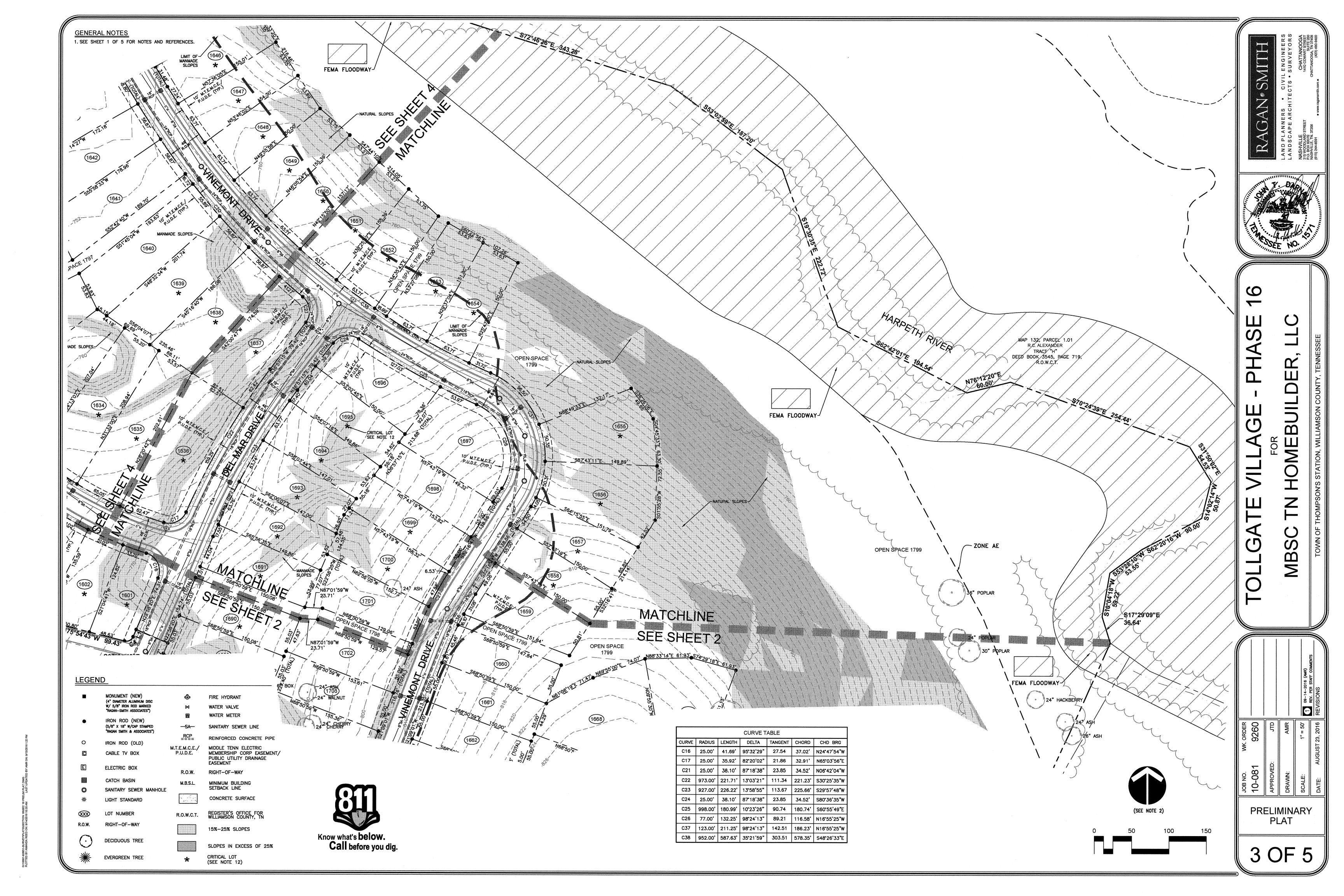
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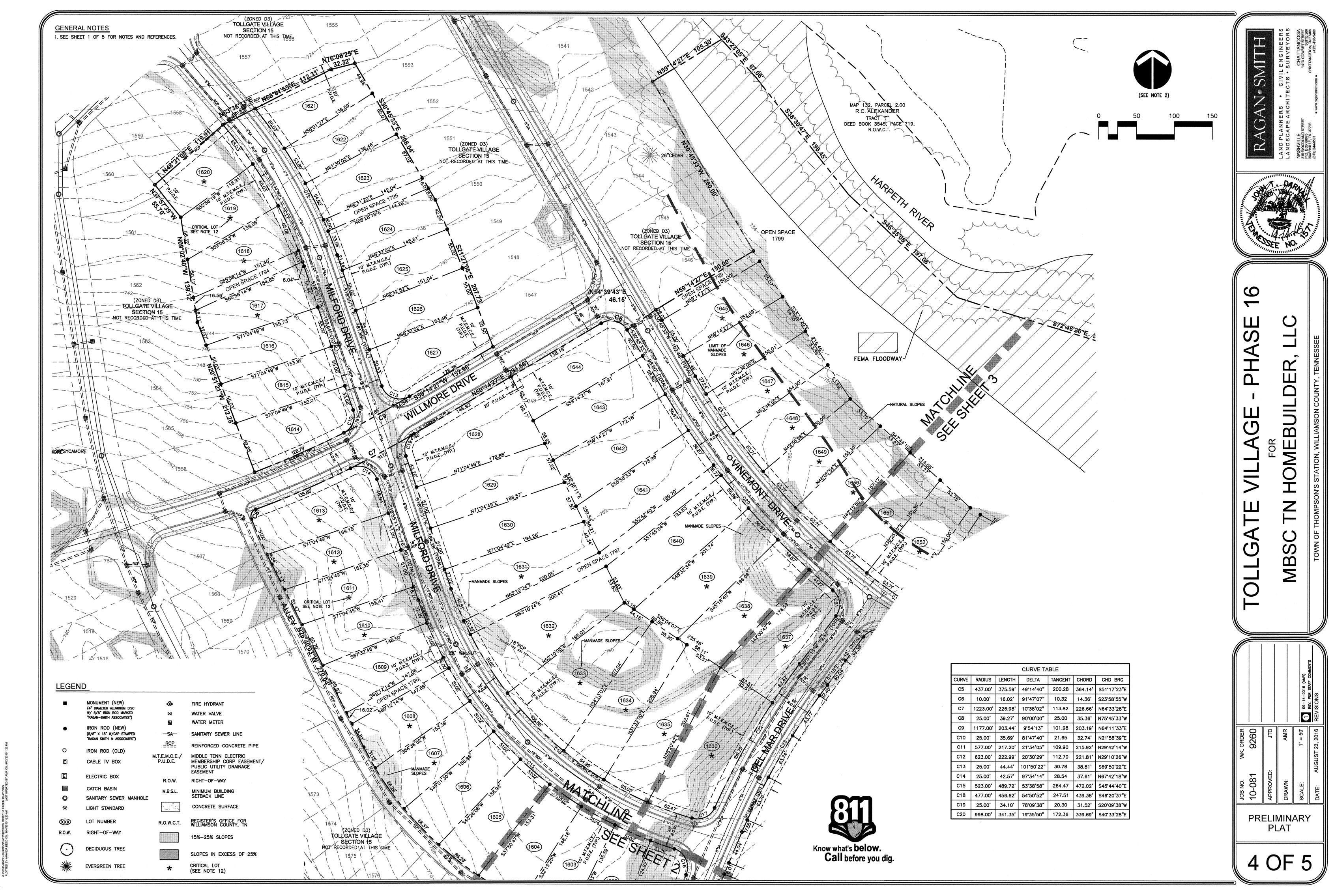
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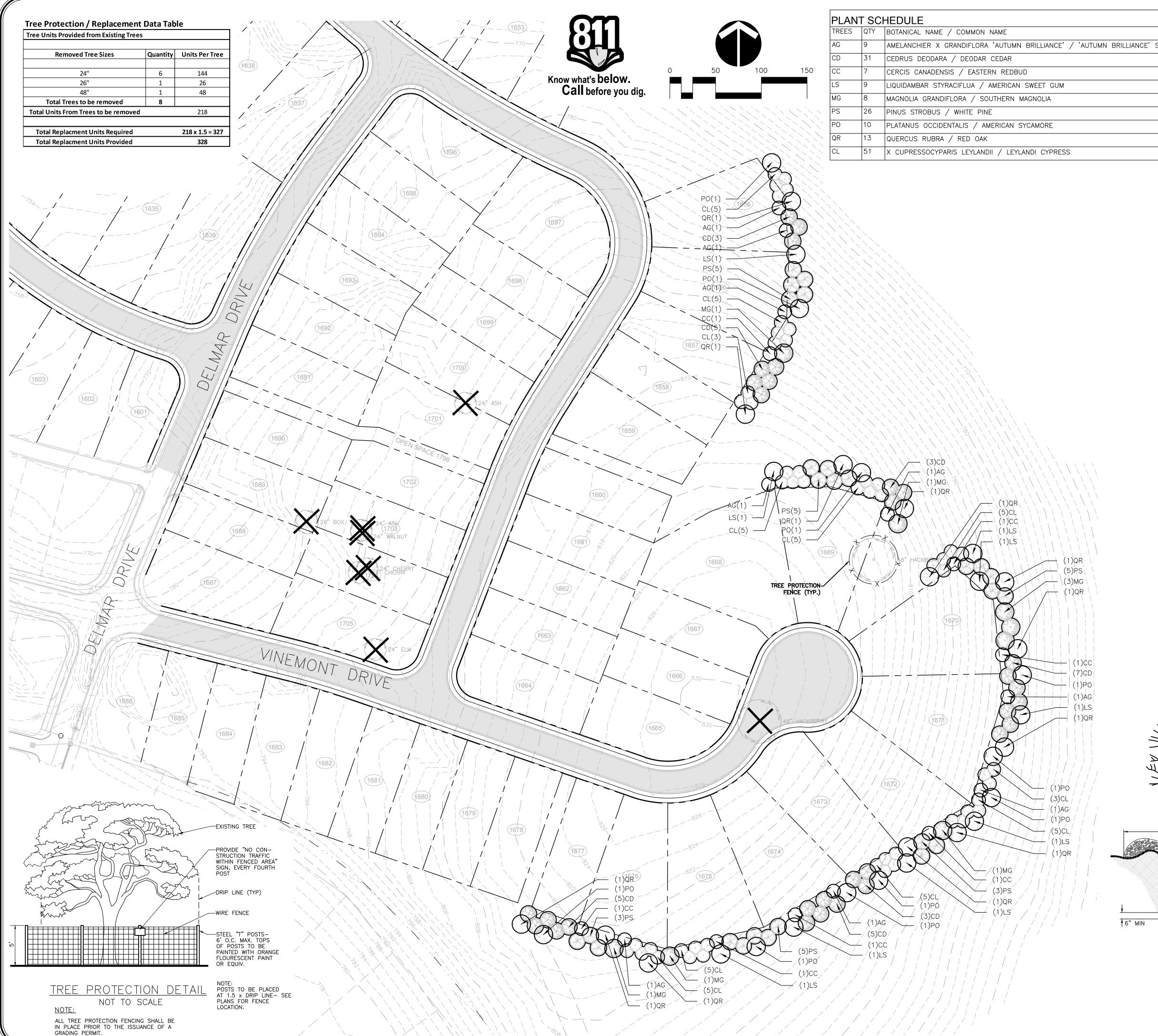
PRELIMINARY PLAT

1 OF 5









### SPACING REMARKS AMELANCHIER X GRANDIFLORA 'AUTUMN BRILLIANCE' / 'AUTUMN BRILLIANCE' SERVICEBERRY DECIDUOUS AS SHOWN |B&B " CAL. EVERGREEN AS SHOWN 2" CAL. DECIDUOUS AS SHOWN | B&B 2" CAL. DECIDUOUS AS SHOWN |B&B 2" CAL. EVERGREEN AS SHOWN | FULL TO BASE 2" CAL. EVERGREEN AS SHOWN CAL. DECIDUOUS AS SHOWN | B&B CAL. ノ" CAL. DECIDUOUS AS SHOWN |B&B EVERGREEN 2" CAL. AS SHOWN | FULL TO BASE

# PLANTING NOTES

FINAL ACCEPTANCE.

6' DIA. MULCH F

TREE PLANTING

NOT TO SCALE

- 1. ANY SERIES OF TREES TO BE PLACED IN A PARTICULAR ARRANGEMENT WILL BE FIELD CHECKED FOR ACCURACY. ANY PLANTS MISARRANGED WILL BE
- 2. SOIL USED IN BACKFILLING PLANTING PITS SHALL BE TOPSOIL AND MIXED WITH 25% PEAT BY VOLUME. EXCEPT FOR ERICACEOUS PLANTS, VERY ACID OR SOUR SOIL (SOIL HAVING A pH less than 6) SHALL BE MIXED WITH SUFFICIENT LIME TO PRODUCE A SLIGHTLY ACID REACTION (A pH of 6.0 to 6.5). ADD 10-10-10 COMMERCIAL FERTILIZER AT THE RATE OF 2 POUNDS PEŔ CUBIC YARD. MIX BOTH FERTILIZER AND PEAT THOROUGHLY BY HAND OR ROTARY TILLER.
- 3. SOIL USED IN BACKFILLING ERICACEOUS PLANTS SHALL BE TOPSOIL MIXED WITH 50% PEAT BY VOLUME. ADD 5-10-5 COMMERCIAL FERTILIZER AT THE RATE OF 5 POUNDS PER CUBIC YARD. MIX BOTH FERTILIZER AND PEAT THOROUGHLY BY HAND OR ROTARY TILLER.
- 4. UPON SECURING PLANT MATERIAL AND BEFORE INSTALLATION, THE CONTRACTOR SHALL NOTIFY THE LANDSCAPE ARCHITECT OR OWNER'S REPRESENTATIVE FOR A PRE-INSTALLATION INSPECTION TO VERIFY ALL PLANT MATERIAL MEETS SPECIFICATION. MATCH TREES OF SAME SPECIES IN GROWTH CHARACTER AND UNIFORMITY.
- 5. APPLY HERBICIDE (TREFLAN OR EQUIVALENT) TO ALL PLANT BEDS PRIOR TO PLANTING FOR NOXIOUS WEED CONTROL AT A RATE OF 2 POUNDS PER 1,000 SQUARE FEET. 6. CONTRACTOR SHALL SUBMIT A 10 OUNCE SAMPLE OF THE TOPSOIL
- PROPOSED TO A TESTING LABORATORY FOR ANALYSIS. SUBMIT TEST RESULTS WITH RECOMMENDATIONS FOR SUITABILITY TO THE OWNER'S REPRESENTATIVE FOR APPROVAL. 7. PLANTS SHALL BE ORIENTED FOR BEST APPEARANCE AND VERTICAL. ALL
- NON-BIODEGRADABLE ROOT CONTAINERS SHALL BE REMOVED. 8. SELECTIVELY TRIM TREE BRANCHES BY 25%, MAINTAINING NATURAL SHAPE. PRUNE ALL DEAD AND BROKEN BRANCHES IN TREES AND SHRUBS. REMOVE TAGS, TWINE OR OTHER NON-BIODEGRADABLE MATERIAL.
- 9. SCARIFY SUBSOIL IN PLANTING BEDS TO A DEPTH OF 3 INCHES. ALL PLANTING BEDS SHALL RECEIVE A MINIMUM OF 6 INCHES OF TOPSOIL. 10.CONTRACTOR SHALL PROVIDE SMOOTH, NEATLY TRENCHED (3 INCH DEEP)
- 11.ALL PLANTING BEDS TO HAVE A MINIMUM 4 INCH DEEP PINE BARK MULCH, PINE STRAW MULCH OR OTHER MULCH AS SPECIFIED. 12.DIMENSIONS FOR TRUNK CALIPER, HEIGHTS, AND SPREAD SPECIFIED ON THE MATERIAL SCHEDULE ARE A GENERAL GUIDE FOR THE MINIMUM REQUIRED SIZE OF EACH PLANT. QUALITY AND SIZE OF PLANTS, SPREAD OF ROOTS AND SIZE OF BALLS SHALL BE IN ACCORDANCE WITH A.N.S.I. Z80 "AMERICAN STANDARD FOR NURSERY STOCK" (CURRENT EDITION) AS PUBLISHED BY THE AMERICAN ASSOCIATION OF NURSERYMEN, INC.
- 13.THE QUANTITIES INDICATED ON THE MATERIAL SCHEDULE ARE PROVIDED FOR THE BENEFIT OF THE CONTRACTOR, BUT SHOULD NOT BE ASSUMED TO ALWAYS BE CORRECT. IN THE EVENT OF A DISCREPANCY, THE PLANTING PLAN (PLANT SYMBOLS) WILL TAKE PRECEDENCE OVER THE MATERIAL SCHEDULE. THE CONTRACTOR SHALL BE RESPONSIBLE FOR HIS/HER OWN QUANTITY CALCULATIONS AND THE LIABILITY PERTAINING TO THOSE QUANTITIES AND ANY RELATED CONTRACT DOCUMENTS AND/OR PRICE QUOTATIONS. 14.CONTRACTOR TO WARRANTY ALL MATERIAL FOR ONE YEAR AFTER DATE OF

-DO NOT HEAVILY PRUNE THE TREE AT PLANTING. PRUNE ONLY CROSSOVER LIMBS, CO-DOMINANT LEADERS, AND BROKEN OR DEAD BRANCHES. SOME INTERIOR TWIGS AND LATERAL BRANCHES MAY BE PRUNED; HOWEVER, DO NOT REMOVE THE TERMINAL BUDS OF BRANCHES THAT EXTEND TO THE EDGE OF THE CROWN. -MARK THE NORTH SIDE OF THE TREE IN THE NURSERY, AND ROTATE TREE TO FACE NORTH AT THE SITE WHEN

EVER POSSIBLE. -EACH TREE MUST BE PLANTED SUCH THAT THE TRUNK FLARE IS VISIBLE AT THE TOP OF THE ROOT BALL. NO MULCH SHALL BE WITHIN A MINIMUM OF 3" FROM THE TRUNK OF THE TREE. DO NOT COVER THE TOP OF ROOT BALL WITH SOIL. SET TOP OF ROOT BALL FLUSH TO GRADE OR 1-2" HIGHER IN SLOWLY

DRAINING SOILS. ~4" PINE STRAW MULCH, DO NOT PLACE MULCH IN CONTACT WITH TREE TRUNK. -3" RAISED EARTH RING

-REMOVE ALL TWINE, ROPE, WIRE, AND BURLAP FROM TOP 为 OF ROOT BALL. SCARIFY SIDES BEFORE PLANTING.

IN HOLE.

-TAMP SOIL AROUND ROOT BALL BASE FIRMLY WITH FOOT PRESSURE SO THAT ROOT BALL DOES NOT SHIFT. BACKFILL WITH TOPSOIL IN 9" LAYERS. WATER EACH LAYER UNTIL SETTLED. DO NOT TAMP AFTER WATERING.

-PLACE ROOT BALL ON UNEXCAVATED OR TAMPED SOIL. 1. DO NOT STAKE TREES UNLESS

APPROVED BY THE LANDSCAPE ARCHITECT. IF STAKED, REMOVE AFTER ONE GROWING SEASON. 2. DO NOT WRAP TREE TRUNKS UNLESS APPROVED BY THE LANDSCAPE ARCHITECT. REMOVE WRAP AFTER PLANTING. 3. NON-BIODEGRADABLE BURLAP TO

BE REMOVED OR ROLLED UNDER ROOT BALL AFTER PLANT IS PLACED

1

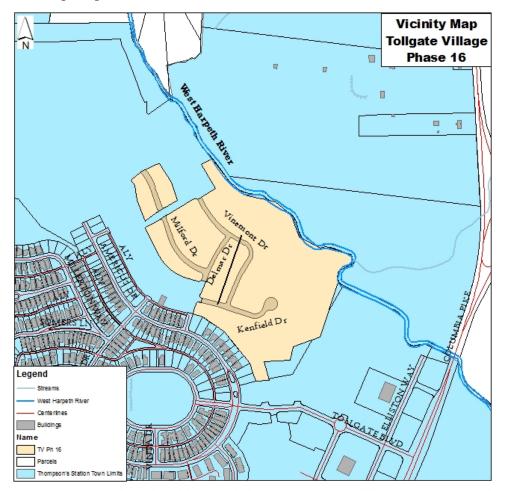
TREE REMOVAL & LANDSCAPE PLAN

# Thompson's Station Planning Commission Staff Report –Item 3 (PP 2016-006) September 27, 2016

Preliminary plat for Phase 16 to create 105 single family lots and six open space lots.

# PROJECT DESCRIPTION

A request to approve the preliminary plat for Phases 16 of Tollgate Village to create 105 single family lots and six open space lots.



# **BACKGROUND**

On July 28, 2015, a preliminary plat was approved by the Planning Commission for phase 15 within Tollgate Village. On February 23, 2016, the Planning Commission approved a revision to the phase 15 preliminary plat to revise the layout of a portion of the section. Approval of the phase incorporated a contingency to require an updated traffic study with a schedule of improvements for the traffic mitigation including secondary access and a traffic signal. At this time, the applicant has completed plans for the traffic signal, however TDOT has not issued any approvals for installation.

Roads in several sections of the Tollgate Village have not been completed or adequately maintained by developer, and with the exception of sections 13C, 14A and 14B, no bonds or letters of credit to insure completion of such roads have been posted. Due to the failure to complete or maintain these roads and lack of bonds posted, the Board of Mayor and Aldermen requested that the Planning Commission suspend plats in Tollgate Village. On August 23, 2016, the Planning Commission

suspended phase 15 and any future plats for Tollgate Village until the September 27, 2016 Planning Commission meeting when the Commission will further discuss the issue of plat suspension.

Tollgate Village was granted an allocation of 943 equivalent dwelling units (edus) for the development. To date, they've received plat approvals for 711 of the allocated edus (including phase 15). If the plats for phases 16 and 17 are approved, 887 taps will be used, leaving 56 edus available for the remaining development.

# **ANALYSIS**

# **Preliminary Plat**

The preliminary plat provides an analysis of the site's special features and the response to those features (LDO Section 5.4.3). This preliminary plat for phases 16 includes the creation of 105 single family lots and six lots totaling approximately 21 acres of open space. However, the layout of this phase is not consistent with the approved development plan (dated 4-15-14). Changes include a revision to the layout of the roads, including roads not identified on the development plan, removal of two open space areas, the addition of another open space lot and the phase is shifted eastward up the hill previously identified as open space. The applicant has submitted an open space exhibit showing that the shift is due to stormwater infrastructure and that 120 acres (35%) of the land will still be platted as open space. However, given the changes within phases 15, 16 and 17, Staff recommends a development plan be submitted showing the proposed revisions prior to plat approvals.

# **Traffic Improvements**

An updated traffic study has not been submitted to determine appropriate secondary access. Based upon the original traffic prepared for the project in 2003, the recommended improvements have not been complete and an updated traffic study for the current approved development plan (dated 4-15-14) has not been submitted. Therefore, Staff does not recommend further approvals until traffic mitigation is appropriately identified and completed.

# <u>Sewer</u>

The Town Engineer has requested an evaluation of the main pump station and report of the necessary upgrades due to the flow that will be generated from the two other pump stations within Tollgate Village. Therefore, prior to further plat approvals, sewer infrastructure improvements must be reviewed, approved and installed.

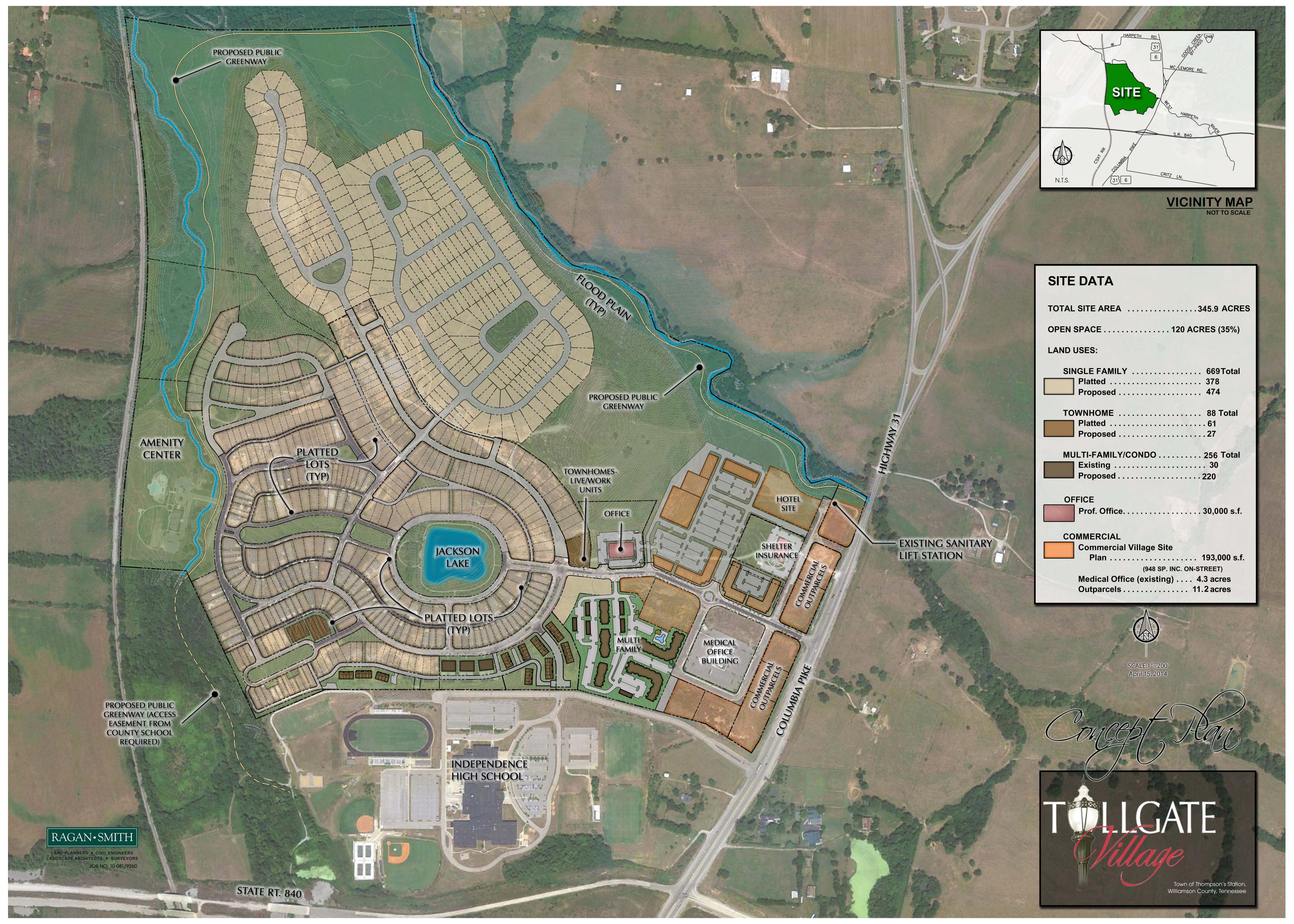
# **RECOMMENDATION**

Based on the suspension of plats, the need for a revised development plan along with a commitment to necessary traffic and sewer improvements, Staff recommends that the Planning Commission defer the preliminary plat for phase 17 of Tollgate Village to October 25, 2016.

# **ATTACHMENT**

**Preliminary Plat** 

Tollage Village Approved Development Plan (4-15-14)



- THE PURPOSE OF THIS PLAT IS TO CREATE 71 RESIDENTIAL SINGLE-FAMILY LOTS AND FIVE OPEN SPACE TRACTS.
- BEARINGS SHOWN HEREON ARE BASED ON THE TENNESSEE COORDINATE SYSTEM OF 1983. GPS EQUIPMENT WAS USED DURING THE COURSE OF THE SURVEY ON THE SITE TO DETERMINE THE POSITION OF TWO CONTROL POINTS FOR ESTABLISING THE BEARING BASE. THE EQUIPMENT USED: LEICA, MODEL GX 1230, DUAL FREQUENCY RECEIVER. THE TYPE OF SURVEY: NETWORK ADJUSTED REAL TIME KINEMATIC. CONTROL POINTS FOR BEARING BASE FOR PROJECT AND ROAD LOCATION
- THIS SURVEYOR HAS NOT PHYSICALLY LOCATED THE UNDERGROUND UTILITIES. ABOVE GRADE AND UNDERGROUND UTILITIES SHOWN WERE TAKEN FROM VISIBLE APPURTENANCES, PUBLIC RECORDS, AND/OR MAPS PREPARED BY OTHERS. THE SURVEYOR MAKES NO GUARANTEE THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED. THEREFORE, RELIANCE UPON THE TYPE. SIZE AND LOCATION OF UTILITIES SHOWN SHOULD BE DONE SO WITH THIS CIRCUMSTANCE CONSIDERED. DETAILED VERIFICATION OF EXISTENCE, LOCATION AND DEPTH SHOULD ALSO BE MADE PRIOR TO ANY DECISION RELATIVE THERETO IS MADE AVAILABILITY AND COST OF SERVICE SHOULD BE CONFIRMED WITH THE APPROPRIATE UTILITY COMPANY. IN TENNESSEE, IT IS A REQUIREMENT, PER "THE UNDERGROUND UTILITY DAMAGE PREVENTION ACT", THAT ANYONE WHO ENGAGES IN EXCAVATION MUST NOTIFY ALL KNOWN UNDERGROUND UTILITY OWNERS NO LESS THAN THREE (3) NOR MORE THAN TEN (10) WORKING DAYS PRIOR TO THE DATE OF THEIR INTENT TO EXCAVATE AND ALSO TO AVOID ANY POSSIBLE HAZARD OR CONFLICT. TENNESSEE
- THIS PROPERTY IS CURRENTLY ZONED D3 (HIGH DENSITY RESIDENTIAL). MAXIMUM LOT COVERAGE - 55%. MINIMUM BUILDING SETBACKS PER TOWN OF THOMPSON'S STATION LAND DEVELOPMENT ORDINANCE DATED AUGUST 9, 2015: FRONT: 10'\* REAR: 20'
- SIDE: 7.5' \*20' MINIMUM DRIVEWAY LENGTH, EXCLUSIVE OF SIDEWALKS
- ELEVATIONS SHOWN HEREON ARE BASED ON NAVD 88. CONTOURS ARE AT TWO FOOT INTERVALS AND ARE BASED ON A FIELD RUN SURVEY BY RAGAN-SMITH ASSOCIATES ON JANUARY 26, 2015 USING RANDOM SPOT ELEVATIONS. CONTOURS WERE DERIVED USING SURFACE MODELING TECHNIQUES.
- BY SCALED MAP LOCATION AND GRAPHIC PLOTTING ONLY, THIS PROPERTY LIES WITHIN FLOOD ZONES "AE", AND "X" (OTHER AREAS), AS DESIGNATED ON CURRENT FEDERAL EMERGENCY MANAGEMENT AGENCY MAP NO. 47187C0335F. WITH AN EFFECTIVE DATE OF SEPTEMBER 29, 2006, WHICH MAKES UP A PART OF THE NATIONAL FLOOD INSURANCE ADMINISTRATION REPORT: COMMUNITY NO. 470424. PANEL NO. 0335, SUFFIX F, WHICH IS THE CURRENT FLOOD INSURANCE RATE MAP FOR THE COMMUNITY IN WHICH SAID PREMISES IS SITUATED. SAID MAP DEFINES ZONE "AE" UNDER "SPECIAL FLOOD HAZARD AREAS SUBJECT TO INUNDATION BY THE 1% ANNUAL CHANCE FLOOD" AS BASE FLOOD ELEVATIONS DETERMINED. SAID MAP DEFINES ZONE "X" (OTHER AREAS) UNDER "OTHER AREAS" AS AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN.
- ALL STREETS ARE DESIGNATED PUBLIC AND AS SUCH ARE PUBLIC UTILITY, ACCESS AND DRAINAGE EASEMENTS.
- ALL PUBLIC STREETS AND DRAINAGE STRUCTURES WITHIN THE RIGHTS-OF-WAY WILL BE MAINTAINED BY THE TOWN OF THOMPSON'S STATION.
- OPEN SPACE AREAS, PUBLIC UTILITY AND DRAINAGE EASEMENTS (INCLUDING DRAINAGE AND DETENTION STRUCTURES), ALLEYS AND ALL LANDSCAPING WITHIN ROADWAY MEDIANS WILL BE MAINTAINED BY THE HOMEOWNERS' ASSOCIATION.
- SANITARY SEWER LINES AND STORM LINES SHOWN HEREON WERE TAKEN FROM A PRELIMINARY DESIGN FOR THIS SECTION. FINAL PLACEMENT OF UTILITIES WILL BE DEPICTED ON THE FINAL PLAT.
- DOMESTIC WATER SUPPLY INFORMATION SHOWN HEREON IS BASED ON A PRELIMINARY DESIGN FOR THIS SECTION. FINAL PLACEMENT TO BE DESIGNED BY OTHERS AND INCLUDED ON THE FINAL PLAT. WATER TO BE PROVIDED BY H.B.&T.S.
- 12. LOTS SHOWN THUS (\*) ARE DESIGNATED AS CRITICAL LOTS AND HAVE MANMADE SLOPES IN EXCESS OF 15%. PER SECTION 3.3.7 OF THE SUBDIVISION REGULATIONS, PRIOR TO THE ISSUANCE OF A BUILDING PERMIT, A SITE GRADING PLAN FOR DEVELOPMENT OF THE LOT SHALL BE SUBMITTED ADDRESSING SITE SPECIFIC NATURAL RESOURCE ISSUES TO THE TOWN OF THOMPSON'S STATION FOR REVIEW AND APPROVAL. NO BUILDING PERMIT WILL BE ISSUED ON SAID LOTS UNTIL AND UNLESS THE TOWN ENGINEER HAS RECEIVED AND REVIEWED THE SITE PLAN.
- 13. THE BLOCK LENGTHS IN THIS SECTION DO NOT EXCEED THE MAXIMUM LENGTH (800') FOR THE D3 ZONING DISTRICT.

PHASE 17 LOTS 1706-1755

OPEN SPACE 1789-1793

SITE DATA TABLE (PHASE 17)

TOTAL LOT AREA - 13.76 ACRES± TOTAL R.O.W. AREA - 3.73 ACRES± OPEN SPACE AREA - 16.80 ACRES±

TOTAL SITE AREA - 34.29 ACRES± TOTAL LINEAR FEET OF ROAD - 4322 FEET

SURVEYOR:

RAGAN-SMITH ASSOCIATES, INC. TOM DARNALL, RLS 315 WOODLAND STREET NASHVILLE, TENNESSEE 37206 (615) 244-8591

OWNER / DEVELOPER MBSC TN HOMEBUILDER, LLC C/O BRIAN ROWE 312 S. GAY STREET, SUITE 200 KNOXVILLE, TENNESSEE 37902 (865) 408-8322

LEGEND

os OPEN SPACE

R.O.W.C.T.

R.O.W. R.O.W. REGISTER'S OFFICE WILLIAMSON COUNTY, TENNESSEE CRITICAL LOT

(SEE NOTE 12)

LOT AREA TABLE LOT SQ. FT.± ACRES± 1706 8,261 0.19 8,316 0.19 8,298 0.19 8,274 0.19 8,804 0.20 10,603 0.24 10,679 0.25 9,148 0.21 8,250 0.19 8,250 0.19 8,250 0.19 8,250 0.19 8,250 0.19 1719 8,716 0.20 9,031 1720 0.21 1721 9,132 0.21 1722 9,202 0.21 1723 9,197 0.21 1724 9,345 0.21 1725 9,243 0.21 1726 8,614 0.20 8,250 0.19 1727 8,250 1728 0.19 8,250 0.19 9,841 0.23 1731 | 13,716 0.31 1732 | 12,940 | 0.30 1733 14,161 0.33 1734 14,599 0.34 1735 11,258 0.26 1736 9,216 0.21 1737 9,534 0.22 1738 8,436 0.19 1739 9,027 0.21 1740 10,478 0.24 1741 9,041 0.21 1742 8,250 0.19 1743 8,250 0.19 1744 8,250 0.19 1745 8,250 0.19 1746 8,250 0.19 1747 8,250 0.19 1748 8,172 0.19 1749 8,541 0.20 1750 8,412 0.19 1751 7,866 1752 7,341 0.17 1753 7,458 0.17 1754 7,575 0.17 1755 8,429 0.19 1756 6,837 0.16 1757 6,678 0.15 1758 6,678 0.15 1759 6,678 0.15 1760 7,077 0.16 1761 7,013 0.16 1762 6,678 0.15 1763 | 6,678 | 0.15 1764 6,678 0.15 1765 6,624 0.15 1766 6,710 0.15 1767 7,220 0.17 1768 6,300 0.14 1769 6,300 0.14 1770 8,014 0.18

1771 7,013

1772 6,678

1773 6,678

1774 6,678

1775 6,678

1776 7,013

0.16

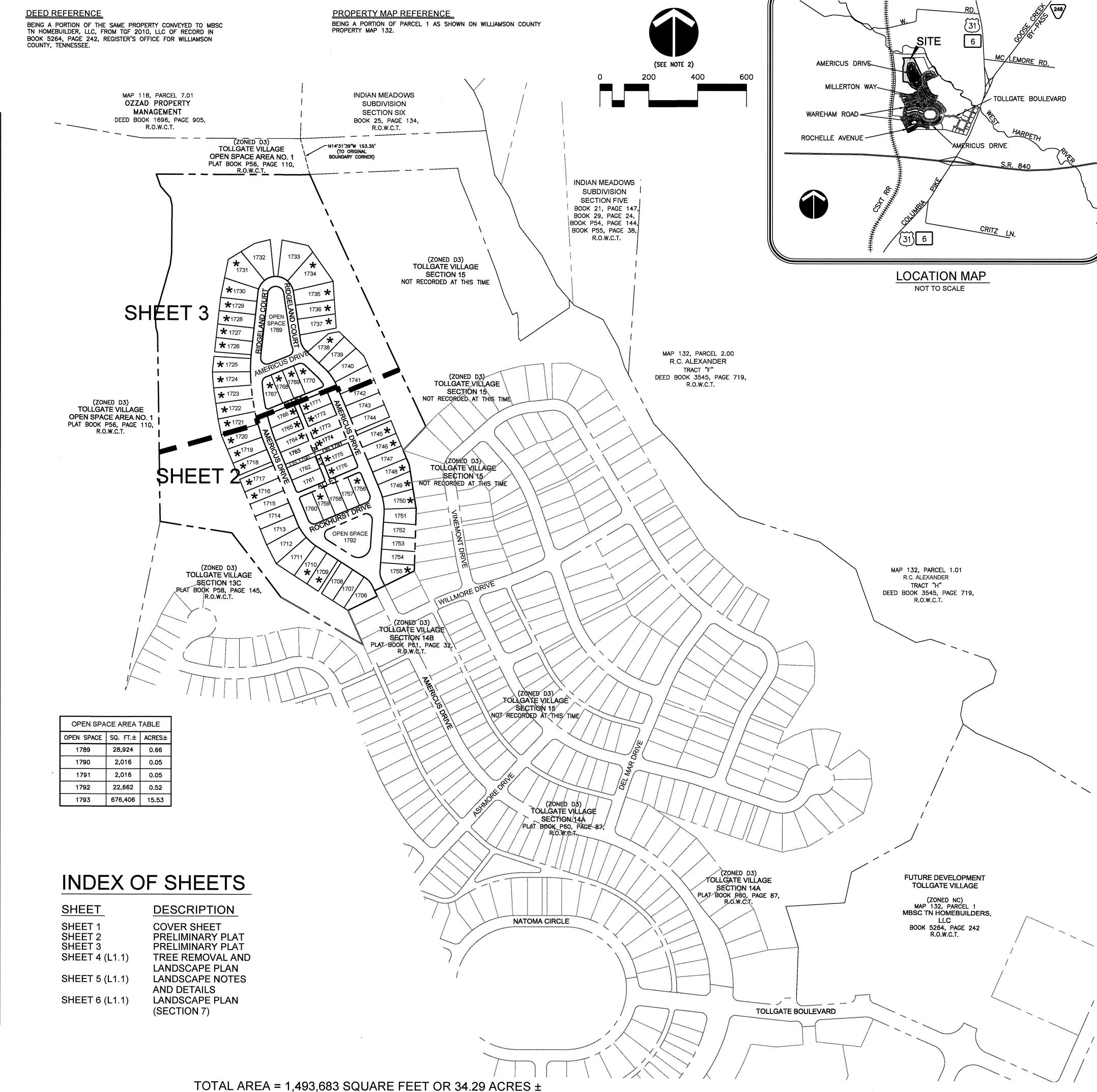
0.15

0.15

0.15

0.15

0.16



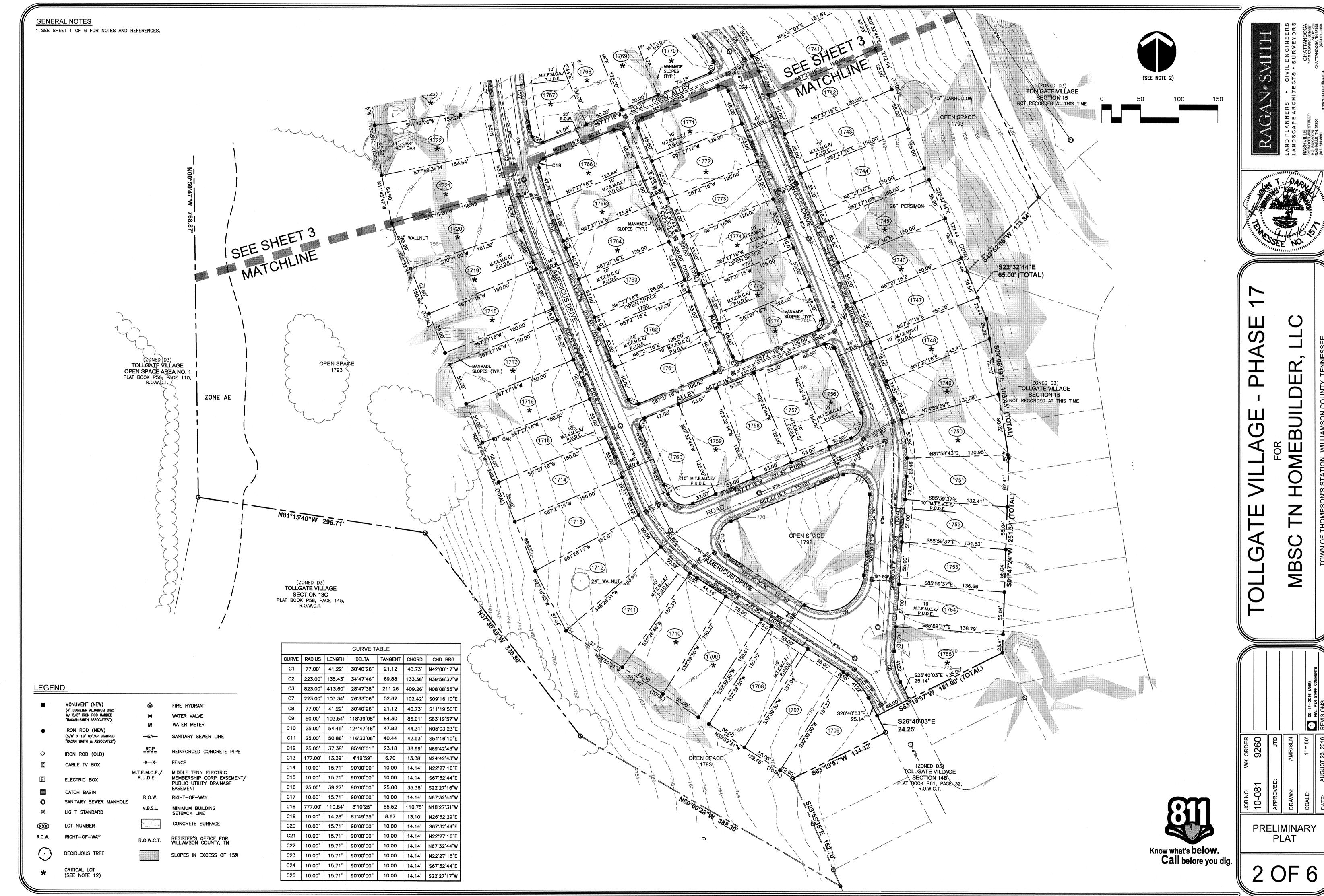
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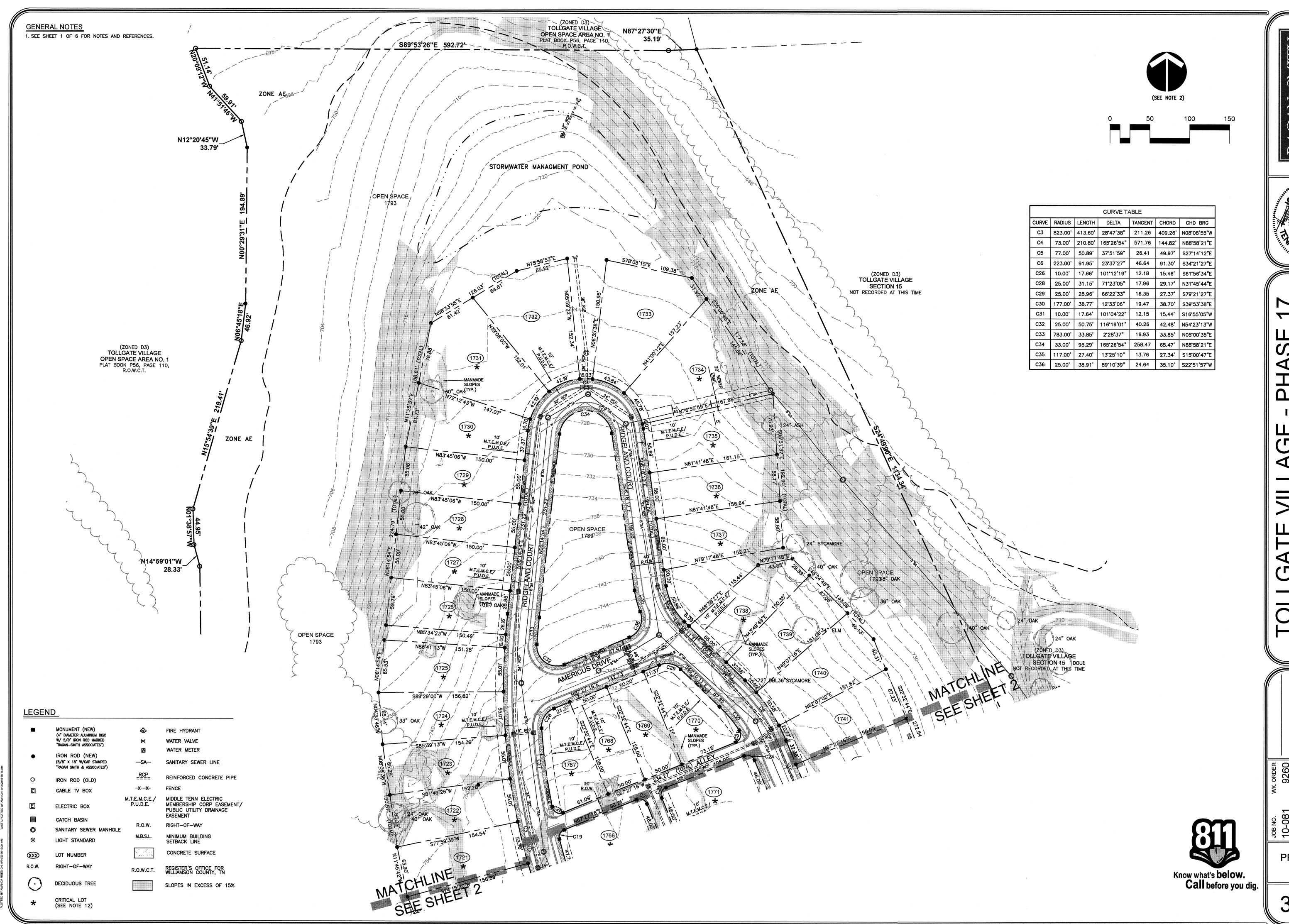
9

**PRELIMINARY** 

PLAT

OF 6

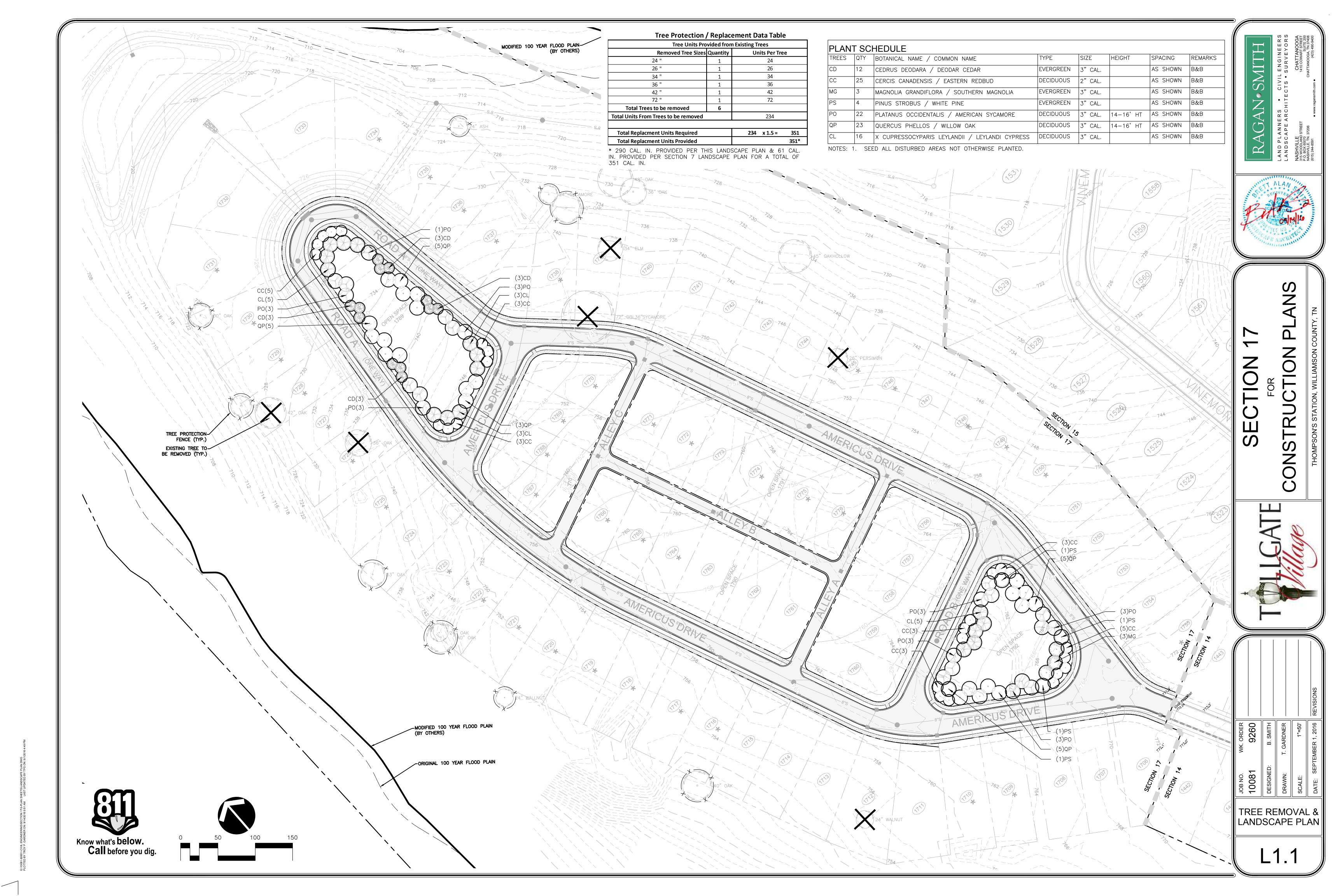




MB

PRELIMINARY PLAT

3 OF 6



REMOVE THE TERMINAL BUDS OF BRANCHES THAT EXTEND TO THE EDGE OF THE CROWN. MARK THE NORTH SIDE OF THE TREE IN THE NURSERY, AND ROTATE TREE TO FACE NORTH AT THE SITE WHEN EVER POSSIBLE. FEACH TREE MUST BE PLANTED SUCH THAT THE TRUNK FLARE IS VISIBLE AT THE TOP OF THE ROOT BALL. NO MULCH SHALL BE WITHIN A MINIMUM OF 3" FROM THE TRUNK OF THE TREE. DO NOT COVER THE TOP OF ROOT BALL WITH SOIL. SET TOP OF ROOT BALL FLUSH TO GRADE OR 1-2" HIGHER IN SLOWLY DRAINING SOILS. 74" PINE STRAW MULCH, DO NOT PLACE MULCH IN CONTACT WITH TREE TRUNK. √3" RAISED EARTH RING 6' DIA. MULCH RING -REMOVE ALL TWINE, ROPE, WIRE, AND BURLAP FROM TOP 为 OF ROOT BALL. -SCARIFY SIDES BEFORE PLANTING. -TAMP SOIL AROUND ROOT BALL BASE FIRMLY WITH FOOT PRESSURE SO THAT ROOT BALL DOES NOT SHIFT. BACKFILL WITH TOPSOIL IN 9" LAYERS. WATER EACH LAYER UNTIL SETTLED. DO NOT 6" MIN TAMP AFTER WATERING. -PLACE ROOT BALL ON UNEXCAVATED OR TAMPED SOIL. ROOT BALL MIN 1. DO <u>NOT</u> STAKE TREES UNLESS

> AFTER ONE GROWING SEASON. 2. DO <u>NOT</u> WRAP TREE TRUNKS UNLESS APPROVED BY THE TREE PLANTING LANDSCAPE ARCHITECT. REMOVE WRAP AFTER PLANTING. NOT TO SCALE

3. NON-BIODEGRADABLE BURLAP TO BE REMOVED OR ROLLED UNDER ROOT BALL AFTER PLANT IS PLACED IN HOLE.

APPROVED BY THE LANDSCAPE

ARCHITECT. IF STAKED, REMOVE

\_\_DO NOT HEAVILY PRUNE THE TREE AT

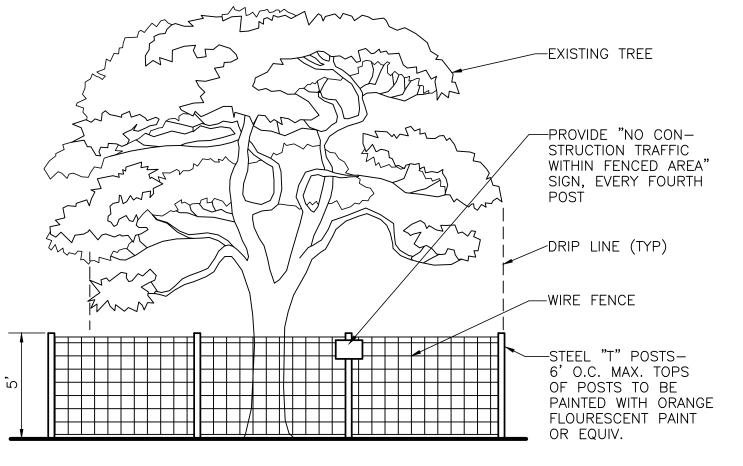
PLANTING. PRUNE ONLY CROSSOVER

LIMBS, CO-DOMINANT LEADERS, AND

BROKEN OR DEAD BRANCHES. SOME

MAY BE PRUNED; HOWEVER, DO NOT

INTERIOR TWIGS AND LATERAL BRANCHES



POSTS TO BE PLACED

PLANS FOR FENCE

LOCATION.

AT 1.5 x DRIP LINE- SEE

TREE PROTECTION DETAIL NOT TO SCALE

NOTE: ALL TREE PROTECTION FENCING SHALL BE IN PLACE PRIOR TO THE ISSUANCE OF A GRADING PERMIT.

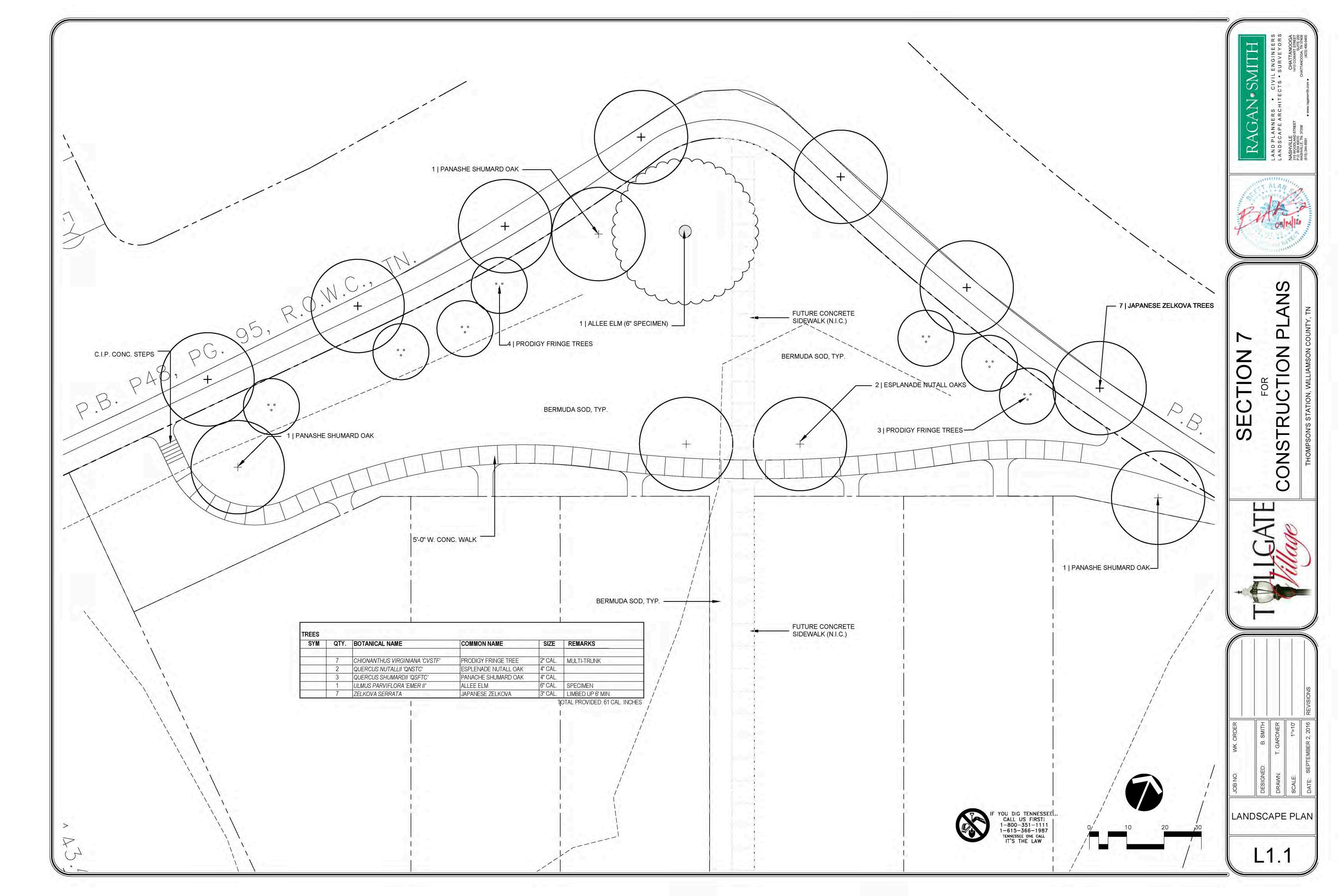
# PLANTING NOTES

- 1. ANY SERIES OF TREES TO BE PLACED IN A PARTICULAR ARRANGEMENT WILL BE FIELD CHECKED FOR ACCURACY. ANY PLANTS MISARRANGED WILL BE RELOCATED.
- 2. SOIL USED IN BACKFILLING PLANTING PITS SHALL BE TOPSOIL AND MIXED WITH 25% PEAT BY VOLUME. EXCEPT FOR ERICACEOUS PLANTS, VERY ACID OR SOUR SOIL (SOIL HAVING A pH less than 6) SHALL BE MIXED WITH SUFFICIENT LIME TO PRODUCE A SLIGHTLY ACID REACTION (A pH of 6.0 to 6.5). ADD 10-10-10 COMMERCIAL FERTILIZER AT THE RATE OF 2 POUNDS PER CUBIC YARD. MIX BOTH FERTILIZER AND PEAT THOROUGHLY BY HAND OR ROTARY TILLER.
- 3. SOIL USED IN BACKFILLING ERICACEOUS PLANTS SHALL BE TOPSOIL MIXED WITH 50% PEAT BY VOLUME. ADD 5-10-5 COMMERCIAL FERTILIZER AT THE RATE OF 5 POUNDS PER CUBIC YARD. MIX BOTH FERTILIZER AND PEAT THOROUGHLY BY HAND OR ROTARY TILLER.
- 4. UPON SECURING PLANT MATERIAL AND BEFORE INSTALLATION, THE CONTRACTOR SHALL NOTIFY THE LANDSCAPE ARCHITECT OR OWNER'S REPRESENTATIVE FOR A PRE-INSTALLATION INSPECTION TO VERIFY ALL PLANT MATERIAL MEETS SPECIFICATION. MATCH TREES OF SAME SPECIES IN GROWTH CHARACTER AND UNIFORMITY.
- 5. APPLY HERBICIDE (TREFLAN OR EQUIVALENT) TO ALL PLANT BEDS PRIOR TO PLANTING FOR NOXIOUS WEED CONTROL AT A RATE OF 2 POUNDS PER 1,000 SQUARE FEET.
- 6. CONTRACTOR SHALL SUBMIT A 10 OUNCE SAMPLE OF THE TOPSOIL PROPOSED TO A TESTING LABORATORY FOR ANALYSIS. SUBMIT TEST RESULTS WITH RECOMMENDATIONS FOR SUITABILITY TO THE OWNER'S REPRESENTATIVE FOR APPROVAL.
- 7. PLANTS SHALL BE ORIENTED FOR BEST APPEARANCE AND VERTICAL. ALL NON-BIODEGRADABLE ROOT CONTAINERS SHALL BE REMOVED. 8. SELECTIVELY TRIM TREE BRANCHES BY 25%, MAINTAINING NATURAL SHAPE. PRUNE ALL DEAD AND BROKEN BRANCHES IN TREES AND SHRUBS. REMOVE
- TAGS, TWINE OR OTHER NON-BIODEGRADABLE MATERIAL. 9. SCARIFY SUBSOIL IN PLANTING BEDS TO A DEPTH OF 3 INCHES. ALL
- PLANTING BEDS SHALL RECEIVE A MINIMUM OF 6 INCHES OF TOPSOIL. 10.CONTRACTOR SHALL PROVIDE SMOOTH, NEATLY TRENCHED (3 INCH DEEP)
- 11.ALL PLANTING BEDS TO HAVE A MINIMUM 4 INCH DEEP PINE BARK MULCH, PINE STRAW MULCH OR OTHER MULCH AS SPECIFIED. 12.DIMENSIONS FOR TRUNK CALIPER, HEIGHTS, AND SPREAD SPECIFIED ON THE MATERIAL SCHEDULE ARE A GENERAL GUIDE FOR THE MINIMUM REQUIRED SIZE OF EACH PLANT. QUALITY AND SIZE OF PLANTS, SPREAD OF ROOTS AND SIZE OF BALLS SHALL BE IN ACCORDANCE WITH A.N.S.I. Z80 "AMERICAN STANDARD FOR NURSERY STOCK" (CURRENT EDITION) AS PUBLISHED BY THE AMERICAN ASSOCIATION OF NURSERYMEN, INC.
- 13.THE QUANTITIES INDICATED ON THE MATERIAL SCHEDULE ARE PROVIDED FOR THE BENEFIT OF THE CONTRACTOR, BUT SHOULD NOT BE ASSUMED TO ALWAYS BE CORRECT. IN THE EVENT OF A DISCREPANCY, THE PLANTING PLAN (PLANT SYMBOLS) WILL TAKE PRECEDENCE OVER THE MATERIAL SCHEDULE. THE CONTRACTOR SHALL BE RESPONSIBLE FOR HIS/HER OWN QUANTITY CALCULATIONS AND THE LIABILITY PERTAINING TO THOSE QUANTITIES AND ANY RELATED CONTRACT DOCUMENTS AND/OR PRICE
- QUOTATIONS. 14.CONTRACTOR TO WARRANTY ALL MATERIAL FOR ONE YEAR AFTER DATE OF FINAL ACCEPTANCE.

# **SEEDING NOTES**

- 1. SEED ALL DISTURBED AREAS WITH KY-31 AT THE RATE OF 5 POUNDS PER 1,000 S.F. ALL SEED TO BE 98% PURE WITH 85% GERMINATION AND CONFORM TO ALL STATE REQUIREMENTS FOR GRASS SEED. THE FERTILIZER TO BE 6-12-12 COMMERCIAL TYPE WITH 50% OF ITS ELEMENTS DERIVED FROM ORGANIC SOURCES.
- 2. PLACE STRAW MULCH ON SEEDED AREAS. STRAW TO BE OATS OR WHEAT STRAW, FREE FROM WEEDS, FOREIGN MATTER DETRIMENTAL TO PLANT LIFE, AND DRY. HAY OR CHOPPED CORNSTALKS ARE NOT ACCEPTABLE.
- 3. THE CONTRACTOR SHALL VERIFY THAT THE PREPARED SOIL BASE IS READY TO RECEIVE WORK. CULTIVATE THE TOPSOIL TO A DEPTH OF 4 INCHES WITH A MECHANICAL TILLER AND SUBSEQUENTLY RAKE UNTIL SMOOTH. REMOVE FOREIGN MATERIALS COLLECTED DURING CULTIVATION AND RAKING OPERATIONS.
- 4. APPLY FERTILIZER ACCORDING TO THE MANUFACTURER'S RECOMMENDATIONS. LIMESTONE MAY BE APPLIED WITH THE FERTILIZER. APPLY FERTILIZER AFTER SMOOTH RAKING AND PRIOR TO ROLLER COMPACTION AND MIX THOROUGHLY
- IN THE UPPER 2 INCHES OF TOPSOIL. 5. APPLY SEED EVENLY IN TWO INTERSECTING DIRECTIONS AND RAKE IN LIGHTLY. WATER TOPSOIL LIGHTLY PRIOR TO APPLYING SEED. DO NOT SEED AREA IN EXCESS OF THAT WHICH CAN BE MULCHED ON THE SAME
- 6. ROLL SEEDED AREA WITH ROLLER NOT EXCEEDING 112 POUNDS. 7. IMMEDIATELY FOLLOWING SEEDING AND COMPACTING, APPLY STRAW MULCH AT THE RATE OF ONE AND ONE HALF BALES PER 1,000 SQUARE FEET. IMMEDIATELY AFTER MULCHING, APPLY WATER WITH A FINE SPRAY AND SATURATE THE GROUND TO A DEPTH OF 4 INCHES.
- 8. CONTRACTOR IS RESPONSIBLE FOR WATERING SEEDED AREAS TO PREVENT GRASS AND SOIL FROM DRYING OUT UNTIL THE INSTALLATION IS INSPECTED AND ACCEPTED BY THE OWNER'S REPRESENTATIVE. 9. CONTRACTOR IS RESPONSIBLE FOR RESEEDING BARE SPOTS FOR A PERIOD

OF ONE YEAR AFTER ACCEPTANCE OF INSTALLATION.

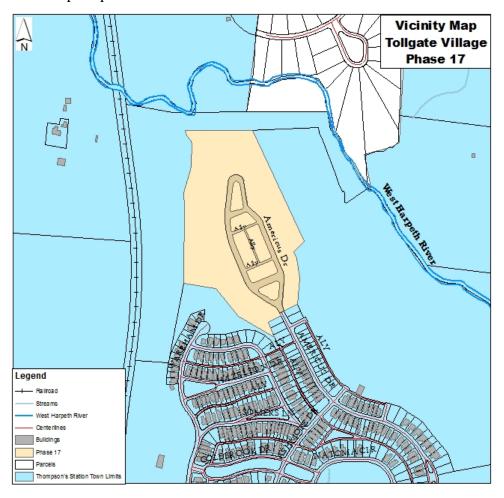


# Thompson's Station Planning Commission Staff Report –Item 4 (PP 2016-007) September 27, 2016

Preliminary plat for Phase 17 to create 71 single family lots and five open space lots within Tollgate Village.

# **PROJECT DESCRIPTION**

A request to approve the preliminary plat for Phases 17 of Tollgate Village to create 71 single family lots and five open space lots.



# **BACKGROUND**

On July 28, 2015, a preliminary plat was approved by the Planning Commission for phase 15 within Tollgate Village. On February 23, 2016, the Planning Commission approved a revision to the phase 15 preliminary plat to revise the layout of a portion of the section. Approval of the phase incorporated a contingency to require an updated traffic study with a schedule of improvements for the traffic mitigation including secondary access and a traffic signal. At this time, the applicant has completed plans for the traffic signal, however TDOT has not issued any approvals for installation.

Roads in several sections of the Tollgate Village have not been completed or adequately maintained by developer, and with the exception of sections 13C, 14A and 14B, no bonds or letters of credit to insure completion of such roads have been posted. Due to the failure to complete or maintain these roads and lack of bonds posted, the Board of Mayor and Aldermen requested that the Planning

Commission suspend plats in Tollgate Village. On August 23, 2016, the Planning Commission suspended phase 15 and any future plats for Tollgate Village until the September 27, 2016 Planning Commission meeting when the Commission will further discuss the issue of plat suspension.

Tollgate Village was granted an allocation of 943 equivalent dwelling units (edus) for the development. To date, they've received plat approvals for 711 of the allocated edus (including phase 15). If the plats for phases 16 and 17 are approved, 887 taps will be used, leaving 56 edus available for the remaining development.

# **ANALYSIS**

# **Preliminary Plat**

The preliminary plat provides an analysis of the site's special features and the response to those features (LDO Section 5.4.3). This preliminary plat for phase 17 includes the creation of 71 single family lots and 16.8 acres of open space. However, the layout of this phase is not consistent with the approved development plan (dated 4-15-14). While the changes for this phase are not significant, the applicant received approval for modifications to phase 15 and is proposing additional changes to phase 16, including roads not identified on the development plan, removal of two open space areas, the addition of another open space lot and shift of the entire phase. Therefore, collectively these changes become significant and should require a revision to the development plan. Therefore, Staff recommends a development plan be submitted showing the proposed revisions prior to plat approvals.

# **Traffic Improvements**

An updated traffic study has not been submitted to determine appropriate secondary access. Based upon the original traffic prepared for the project in 2003, the recommended improvements have not been complete and an updated traffic study for the current approved development plan (dated 4-15-14) has not been submitted. Therefore, Staff does not recommend further approvals until traffic mitigation is appropriately identified and completed.

# <u>Sewer</u>

The Town Engineer has requested an evaluation of the main pump station and report of the necessary upgrades due to the flow that will be generated from the two other pump stations within Tollgate Village. Therefore, prior to further plat approvals, sewer infrastructure improvements must be reviewed, approved and installed.

# **RECOMMENDATION**

Based on the suspension of plats, the need for a revised development plan along with a commitment to necessary traffic and sewer improvements, Staff recommends that the Planning Commission defer the preliminary plat for phase 17 of Tollgate Village to October 25, 2016.

# **ATTACHMENT**

**Preliminary Plat** 

Tollage Village Approved Development Plan (4-15-14)

