

ORDINANCE 2012-39

TO BE ENTITLED "AN ORDINANCE TO REZONE ±.96 ACRES FROM LOW RESIDENTIAL DISTRICT (R-1) TO HIGH RESIDENTIAL DISTRICT (R-3) FOR THE PROPERTY LOCATED AT 711 HILLSBORO ROAD."

SECTION I: BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Franklin, Tennessee, that the following described property shall be, and are hereby, rezoned from its present zoning classification of Low Residential District (R-1) to High Residential District (R-3):

Zoning Reference Number: 12-07:

Map-Group-Parcel	Acres
063-G-09.00	±.96
TOTAL	±.96

Land located in the 9th Civil District of Williamson County, Tennessee, on the Hillsboro highway and described as follows:

Beginning at a point in the west margin of the Hillsboro Highway, the northeast corner of Lot No. 2 acquired by Bogbie et ux from Crawford et ux by deed dated sixth day of October 1945 and registered in Deed Book No. 84, Page 254, ROWCT. Acquired by Crawford and et ux from Watson in Deed Book No. 84, Page 298, ROWCT, thence along the west margin of say highway, south 16 east 200 feet to a stake, thence south 72 west 210 feet to a stake in Reese's line, thence north 16 west with said line 200 feet to a stake, thence northwest corner of said Lot No. 2, thence north 72 east 210 feet to the beginning, being a part of ssaid Lot No. 2, acqured by Crawford et ux, under the deed above referred to.

SECTION II: BE IT FINALLY ORDAINED by the Board of Mayor and Aldermen of the City of Franklin, Tennessee, that this Ordinance shall take effect from and after its passage on third and final reading, the health, safety, and welfare of the citizens requiring it.

ATTEST: CITY OF FRANKLIN, TENNESSEE

BY: \_\_\_\_\_  
Eric S. Stuckey  
City Administrator

BY: \_\_\_\_\_  
Dr. Ken Moore  
Mayor

PLANNING COMMISSION RECOMMENDED DISAPPROVAL: 6/28/12

PASSED FIRST READING: 7/24/12

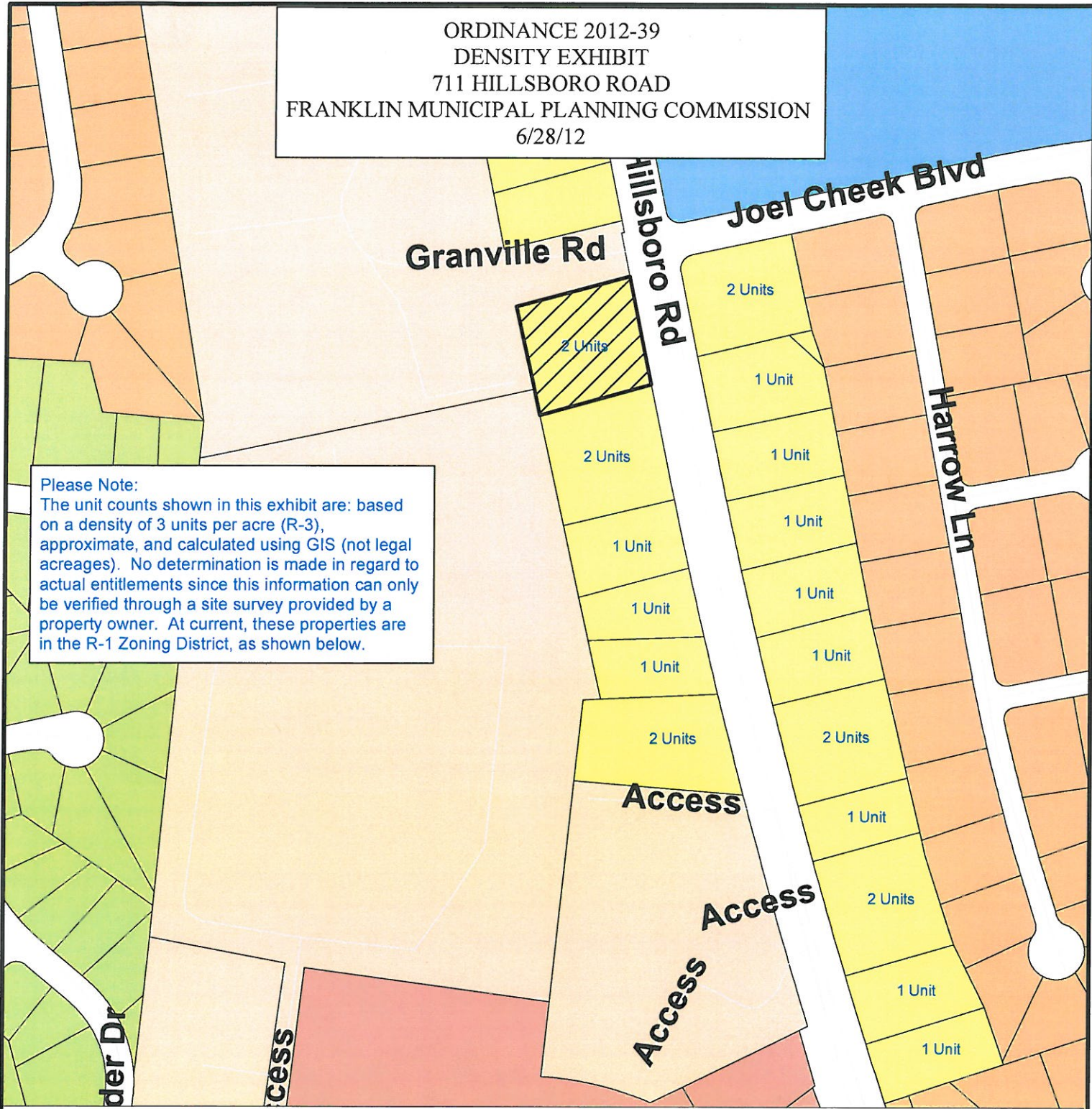
PUBLIC HEARING HELD: \_\_\_\_\_

PASSED SECOND READING: \_\_\_\_\_

PASSED THIRD READING: \_\_\_\_\_

ORDINANCE 2012-39  
 DENSITY EXHIBIT  
 711 HILLSBORO ROAD  
 FRANKLIN MUNICIPAL PLANNING COMMISSION  
 6/28/12

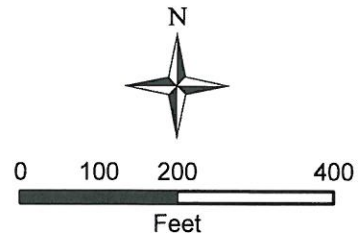
**Please Note:**  
 The unit counts shown in this exhibit are: based on a density of 3 units per acre (R-3), approximate, and calculated using GIS (not legal acreages). No determination is made in regard to actual entitlements since this information can only be verified through a site survey provided by a property owner. At current, these properties are in the R-1 Zoning District, as shown below.



**Legend**

- |                                    |                                     |
|------------------------------------|-------------------------------------|
| 711 Hillsboro Road                 | GO General Office District          |
| <b>Zoning</b>                      | CC Central Commercial District      |
| AG Agricultural District           | NC Neighborhood Commercial District |
| ER Estate Residential              | GC General Commercial District      |
| R-1 Residential District           | MN Neighborhood Mixed-Use District  |
| R-2 Residential District           | ML Local Mixed-Use District         |
| R-3 Residential District           | MX Regional Mixed-Use District      |
| Historic Core Residential District | LI Light Industrial District        |
| RX Residential Variety             | HI Heavy Industrial District        |
| OR Office Residential District     | CI Civic and Institutional District |

This map was created by the Franklin Planning Department. It was compiled from the most authentic information available. The City is not responsible for any errors or omissions contained hereon. All data and materials (c) copyright 2012. All rights reserved.



<b>Exhibit 1 - West Side - Hillsboro Road - North to Joel Creek Blvd</b>			
Density			
	Acreage (All Lots)	Units per Acre	Possible Units *
R-3	4.44	3	13
R-2	4.44	2	8
R-1	4.44	1	4
Lot Width			
	Lot Widths (All Lots)	Minimum Lot Width	Possible Units
R-3	944	60	15
R-2	944	75	12
R-1	944	100	9
Lot Size			
	Lot Sizes (All Lots)	Minimum Lot Size	Possible Units
R-3	193,406	9,000	21
R-2	193,406	15,000	12
R-1	193,406	30,000	6
<b>Exhibit 1 - East Side - Hillsboro Road - North to Joel Creek Blvd</b>			
Density			
	Acreage (All Lots)	Units per Acre	Possible Units *
R-3	7.32	3	21
R-2	7.32	2	14
R-1	7.32	1	7
Lot Width			
	Lot Widths (All Lots)	Minimum Lot Width	Possible Units
R-3	1,534	60	25
R-2	1,534	75	20
R-1	1,534	100	15
Lot Size			
	Lot Sizes (All Lots)	Minimum Lot Size	Possible Units
R-3	318,859	9,000	35
R-2	318,859	15,000	21
R-1	318,859	30,000	10

\* The minimum number of possible units applies (shown in green) to each scenario since this figure is the limiting criteria.

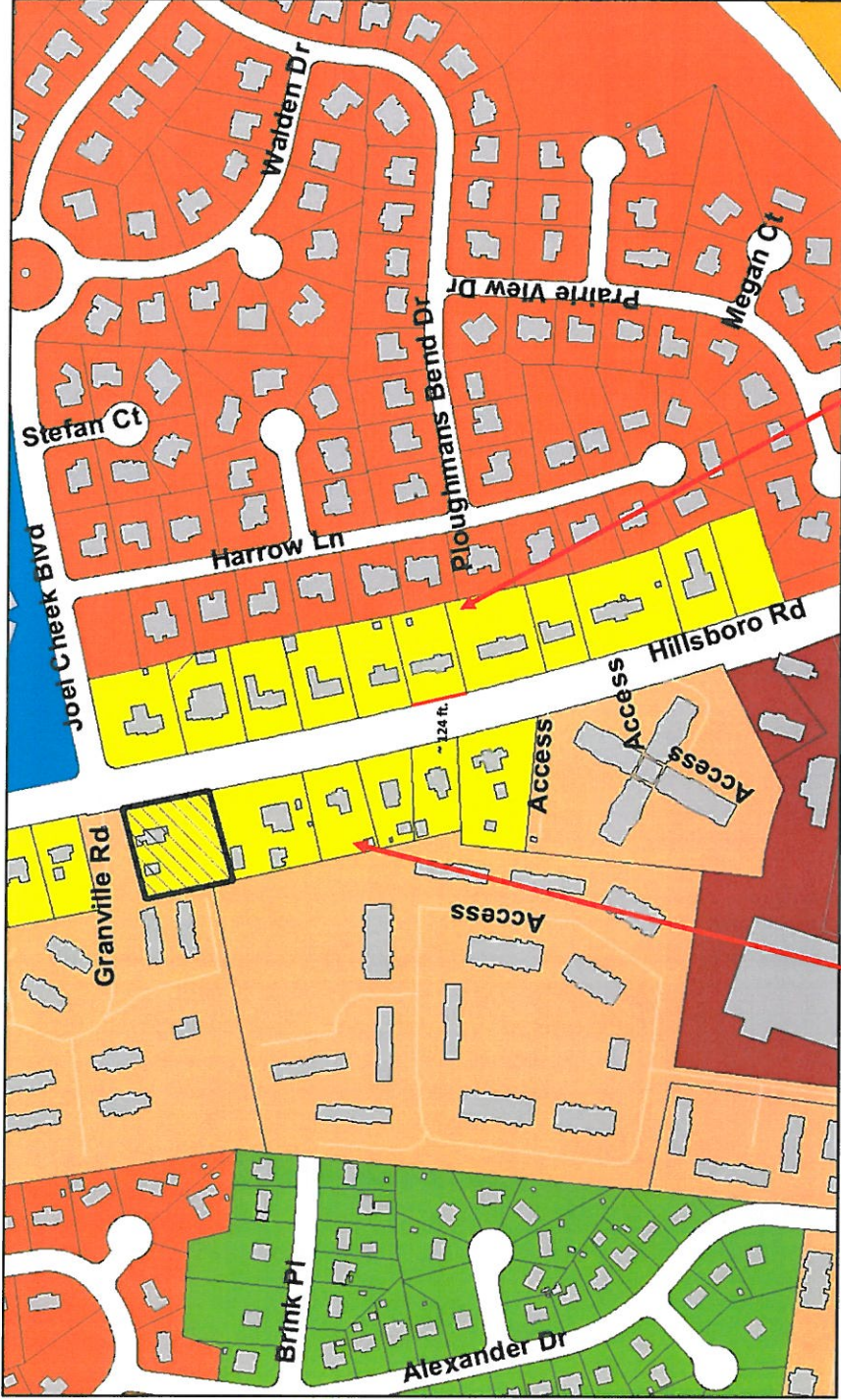
<b>Exhibit 2 - West Side - Hillsboro Road - Joel Creek Blvd to Rebel Circle</b>			
<b>Density</b>			
	<b>Acreage (All Lots)</b>	<b>Units per Acre</b>	<b>Possible Units *</b>
R-3	4.30	3	12
R-2	4.30	2	8
R-1	4.30	1	4
<b>Lot Width</b>			
	<b>Lot Widths (All Lots)</b>	<b>Minimum Lot Width</b>	<b>Possible Units</b>
R-3	881	60	14
R-2	881	75	11
R-1	881	100	8
<b>Lot Size</b>			
	<b>Lot Sizes (All Lots)</b>	<b>Minimum Lot Size</b>	<b>Possible Units</b>
R-3	187,308	9,000	20
R-2	187,308	15,000	12
R-1	187,308	30,000	6

\* The minimum number of possible units applies (shown in green) to each scenario since this figure is the limiting criteria.

<b>Exhibit 3 - West Side - Hillsboro Road - Franklin High School to Mack Hatcher</b>			
Density			
	Acreage (All Lots)	Units per Acre	Possible Units *
R-3	7.58	3	22
R-2	7.58	2	15
R-1	7.58	1	7
Lot Width			
	Lot Widths (All Lots)	Minimum Lot Width	Possible Units *
R-3	1,616	60	26
R-2	1,616	75	21
R-1	1,616	100	16
Lot Size			
	Lot Sizes (All Lots)	Minimum Lot Size	Possible Units *
R-3	330,185	9,000	36
R-2	330,185	15,000	22
R-1	330,185	30,000	11
<b>Exhibit 3 - East Side - Hillsboro Road - Franklin High School to Mack Hatcher</b>			
Density			
	Acreage (All Lots)	Units per Acre	Possible Units *
R-3	5.24	3	15
R-2	5.24	2	10
R-1	5.24	1	5
Lot Width			
	Lot Widths (All Lots)	Minimum Lot Width	Possible Units *
R-3	954	60	15
R-2	954	75	12
R-1	954	100	9
Lot Size			
	Lot Sizes (All Lots)	Minimum Lot Size	Possible Units *
R-3	228,254	9,000	25
R-2	228,254	15,000	15
R-1	228,254	30,000	7

\* The minimum number of possible units applies (shown in green) to each scenario since this figure is the limiting criteria.

Exhibit 1



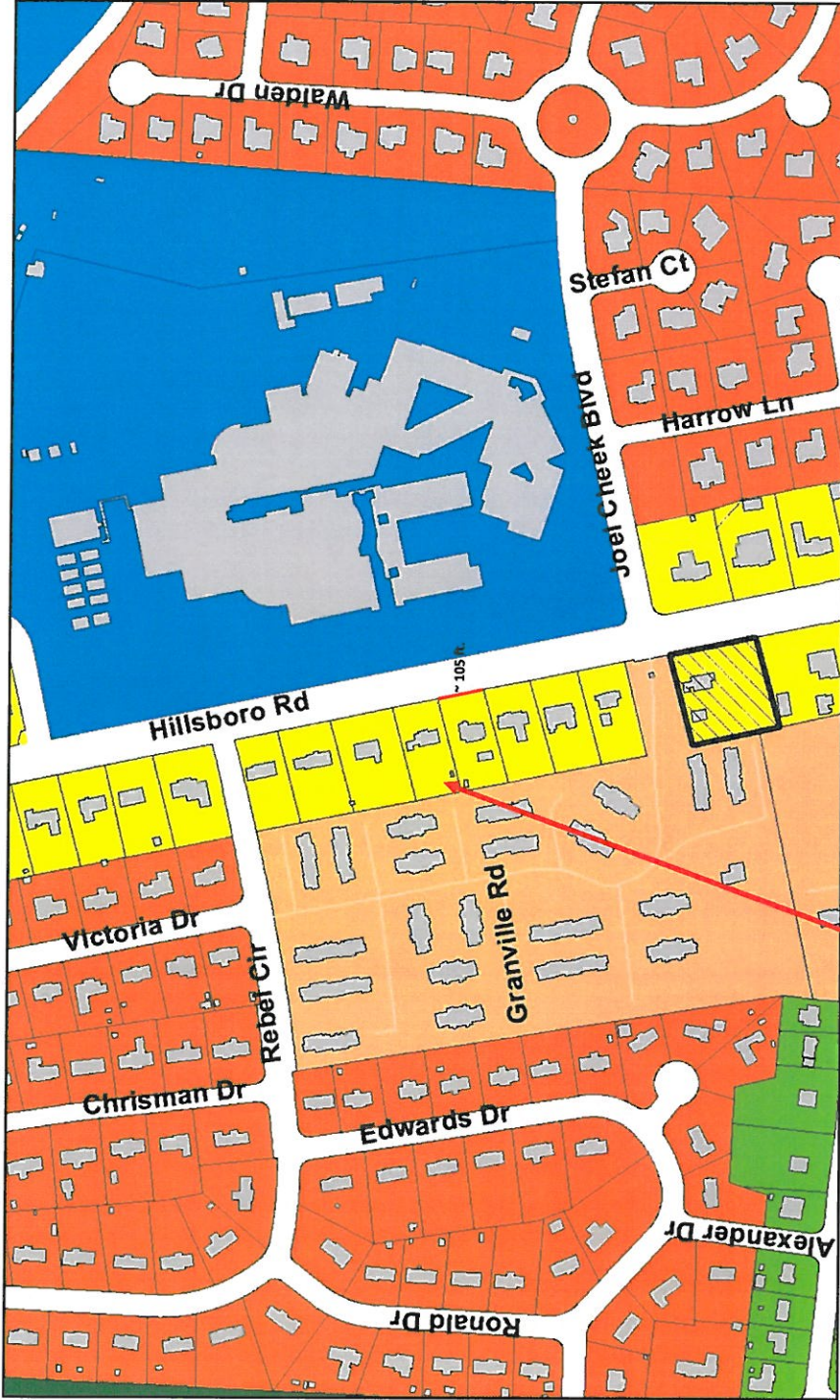
The base district density is more limiting than both the minimum lot width and minimum lot size. See attached spreadsheet for calculations.

West Side - Hillsboro Road - North to Joel Creek Blvd			
Density			
	Acreage (All Lots)	Units per Acre	Possible Units
R-3	4.44	3	13
R-2	4.44	2	8
R-1	4.44	1	4
Existing Lots			6

The base district density is more limiting than both the minimum lot width and minimum lot size. See attached spreadsheet for calculations.

East Side - Hillsboro Road - North to Joel Creek Blvd			
Density			
	Acreage (All Lots)	Units per Acre	Possible Units
R-3	7.32	3	21
R-2	7.32	2	14
R-1	7.32	1	7
Existing Lots			11

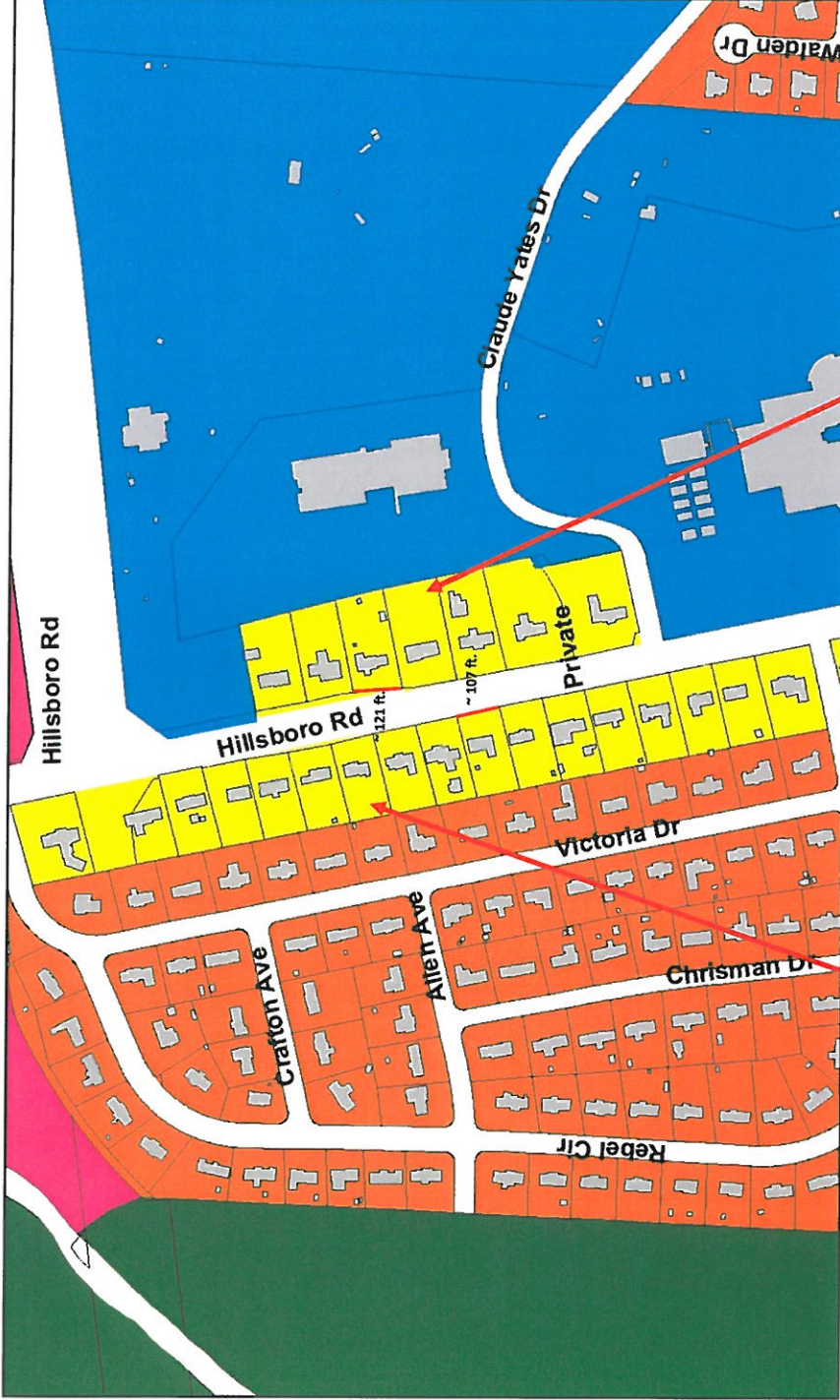
Exhibit 2



West Side - Hillsboro Road - Joel Cheek to Rebel Circle			
	Density		
	Acreage (All Lots)	Units per Acre	Possible Units
R-3	4.30	3	12
R-2	4.30	2	8
R-1	4.30	1	4
Existing Lots			8

The base district density is more limiting than both the minimum lot width and minimum lot size. See attached spreadsheet for calculations.

Exhibit 3



The base district density is more limiting than both the minimum lot width and minimum lot size. See attached spreadsheet for calculations.

West Side - Hillsboro Road - Franklin High School to Mack Hatcher			
Density			
	Acreage (All Lots)	Units per Acre	Possible Units
R-3	7.58	3	22
R-2	7.58	2	15
R-1	7.58	1	7
Existing Lots *			15

\* Excludes the lots acquired as a result of the Mack Hatcher Extension

The base district density is more limiting than both the minimum lot width and minimum lot size. See attached spreadsheet for calculations.

East Side - Hillsboro Road - Franklin High School to Mack Hatcher			
Density			
	Acreage (All Lots)	Units per Acre	Possible Units
R-3	5.24	3	15
R-2	5.24	2	10
R-1	5.24	1	5
Existing Lots			7



WS #15  
7/10/12

**MORTON STEIN**  
**317 MAIN STREET, SUITE 201**  
**FRANKLIN, TN 37064**

To: Franklin Planning Commission

From: Morton Stein, AICP

Subject: Hardcastle Rezoning Request to R-3

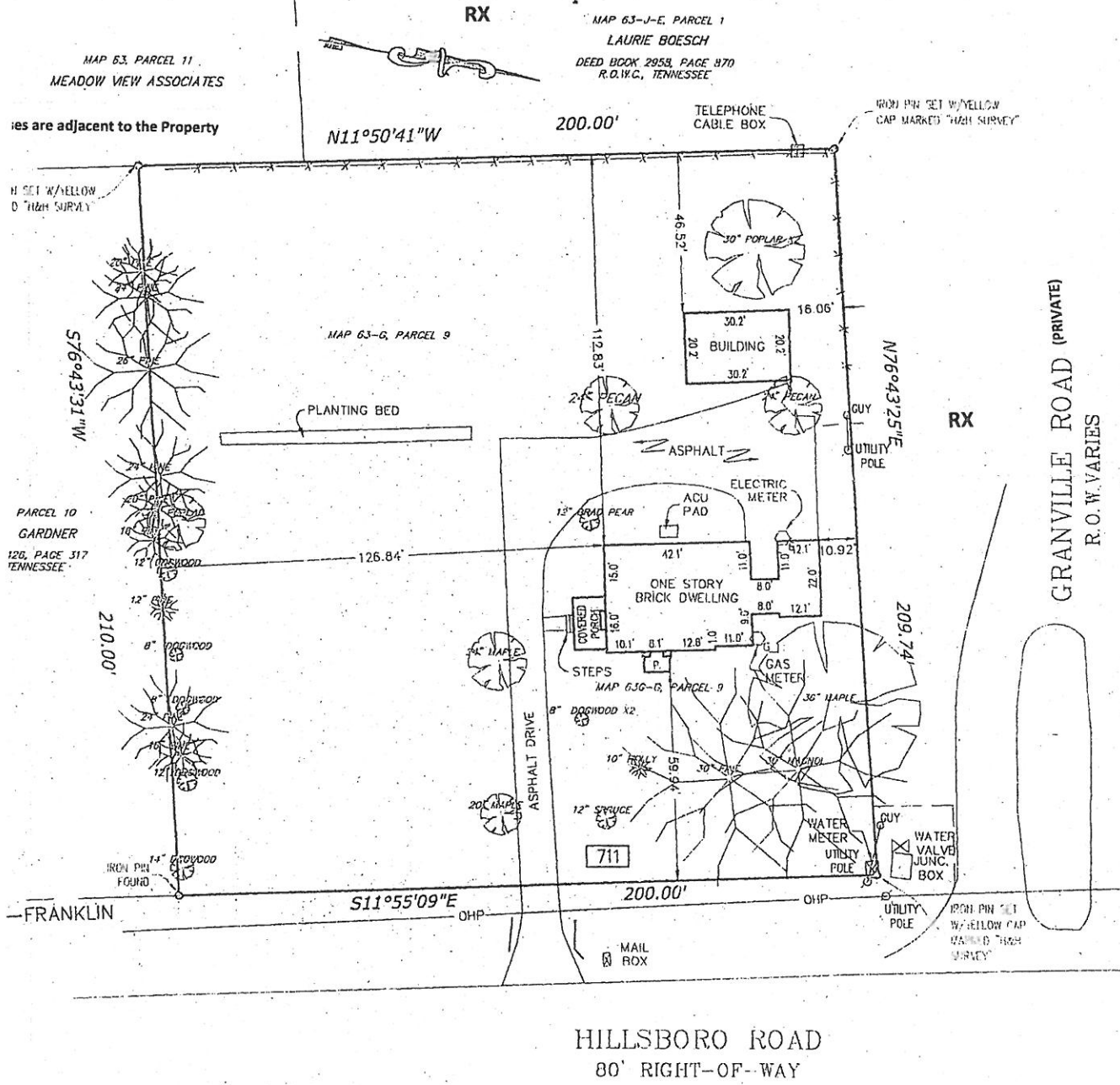
Date: May 11, 1012

The reason for this request to rezone the property at 711 Hillsboro Road to R-3 is to allow the owner to subdivide his property into two lots and build a house on the second lot. Presently the lots fronting Hillsboro Road in this area are zoned R-1. The property to the rear and side of this lot are zoned RX. The minimum lot size for the R-1 district is 30,000 square feet. Most of the lots on Hillsboro Road in this area are less than 30,000 square feet. Dividing this lot into two 20,000 plus square feet with 100 foot width will be in character with the present development on this portion of Hillsboro Road. The owners plan to build a new house on the lot to conform to the existing houses on Hillsboro Road.

Statement of Impacts:

The addition of one house will not have any impact on the existing water and sewer facilities and minimal impact on other facilities such as street network, drainage, police and fire, recreation and schools. Refuse collection will use the standard pick up containers for residential use. Deed restriction will require that the house be single family with construction size and materials consistent with existing houses fronting on Hillsboro Road.

Attached Residential Uses are adjacent to the Property



Owner: Loy & Cathy Hardcastle  
 901 Fair St., Franklin TN 37064  
 794-7400 [hardcast@realtracs.com](mailto:hardcast@realtracs.com)

R-1

Existing Zoning: R-1  
 Character Area: Central Franklin Special Area 4  
 Development Standard: Conventional  
 Proposed Zoning: R-3

HARDCASTLE I  
 Project No. \_\_\_  
 Prepared by:

AREA = ±41,962 S.F. OR 0.96 AC.



HISTORIC  
FRANKLIN  
TENNESSEE

# MEMORANDUM

July 10, 2012

**TO:** Board of Mayor and Aldermen

**FROM:** Eric Stuckey, City Administrator  
Vernon Gerth, Assistant City Administrator for Community and Economic Development  
Catherine Powers, Planning and Sustainability Director  
Jonathan Langley, Long-Range Planning Supervisor

**SUBJECT:** Ordinance 2012-39, an ordinance to rezone ± 0.96 acres from Low Residential District (R-1) to High Residential District (R-3) for the property located at 711 Hillsboro Road

**Purpose**

The purpose of this memorandum is to provide the Board of Mayor and Aldermen (BOMA) with information regarding an ordinance to rezone ± 0.96 acres from Low Residential District (R-1) to High Residential District (R-3) for the property located at 711 Hillsboro Road.

**Background**

On June 28, 2012, the FMPC voted (6-1) to recommend disapproval of this rezoning request. The project information and comments from the FMPC staff report are included below.

PROJECT INFORMATION	
Existing Land Use	Detached Residential
Proposed Land Use	Detached Residential
Existing Zoning	R-1
Proposed Zoning	R-3
Acreage	0.96 acres
Proposed Number of Lots	N/A
Proposed Dwelling Units	N/A
Proposed Nonresidential Square Footage	N/A
Proposed Open Space	Formal Open Space: N/A Informal Open Space: N/A Total Open Space: N/A
Physical Characteristics	Fairly level site; an existing house is on a portion of the lot.
Character Area Overlay/ Development Standard	CFCO-4 / Conventional
Other Applicable Overlays	None;
Proposed Building Height	N/A
Minimum Landscape Surface Ratio	.50 in R-1, .40 in R-3



SURROUNDING ZONING AND LAND USE		
Location	Land Use	Zoning
North	Attached Residential	RX
South	Detached Residential	R-1
East	Detached Residential	R-1
West	Attached Residential	RX

INFRASTRUCTURE AVAILABILITY	
Water	Available;
Sewer	Available;
Reclaimed Water	Not Available;

**LAND USE PLAN RECOMMENDATIONS**

The Central Franklin Character Area will continue to function as the central core having a unique quality that capitalizes on the history of the area and the diversity of the land uses. The area's small-town identity will be preserved through attention to massing and scale. Neighborhoods and existing residential uses will be protected by providing a consistent appearance and quality within and outside the Historic Preservation Overlay. Compatible infill development is encouraged in the downtown core with attention to context sensitive design, particularly with respect to existing residential uses and structures.

In particular, the predominant uses in Special Area 4 will include detached and attached residential development. Within Special Area 4, commercial, civic, and institutional uses will only occur at nodes located at major intersections of collector and arterial streets. Established single family residential uses along Hillsboro Road should be preserved and commercial intrusion and attached residential should be discouraged.

**PROJECT MEETS FRANKLIN'S**

**LAND USE PLAN:** Yes  
**GREENWAY/OPEN SPACE PLAN:** N/A  
**HISTORIC DISTRICT GUIDELINES:** N/A

**PROJECT REVIEW**

**STAFF RECOMMENDATION:**

Disapproval.

**COMMENTS:**

This rezoning request is submitted in order to rezone the property at 711 Hillsboro Road from R-1 to R-3. The lot is approximately .96 acres, which means that given the existing zoning of the property only one unit is permitted. If this request is granted, the R-3 Zoning District would permit a maximum of 2 units in this location. As the map accompanying this item illustrates, the property is located in a unique area that contains a mix of uses including: detached



residential, attached residential, commercial, and institutional. Additionally, the lot is unique in that a subdivision could occur to permit one additional detached residential unit, yet remain compatible with the existing character along Hillsboro Road. However, the challenge with this request relates to the overall zoning plan for the area. As the included map shows, most of the detached residential properties along Hillsboro Road are within the R-1 Zoning District. From a consistency standpoint, the City has interest in maintaining a zoning plan that provides contiguity between zoning districts. Therefore, while infill in this location seems appropriate, a rezoning to the R-3 Zoning District will change the consistency of the zoning currently in place along Hillsboro Road, where a similar zoning district is not present on adjacent properties. If the FMPC determines that a rezoning to R-3 is appropriate in this instance, staff recommends that this section of Hillsboro Road (both east and west, up to Joel Creek Boulevard) be further studied for possible rezoning to R-3 to maintain consistency in the City's zoning plan for this area.

**CONDITIONS OF APPROVAL:**

**PLANNING:**

1. None;

**PLANNING (LANDSCAPE):**

2. None;

**ENGINEERING:**

3. None;

**BUILDING AND NEIGHBORHOOD SERVICES:**

4. None;

**FIRE:**

5. None;

**PARKS:**

6. None;

**WATER/SEWER:**

7. None;

**Financial Impact**

Not applicable to this item.

**Options**

Not applicable to this item.

**Recommendation**

Disapproval of Ordinance 2012-39 is recommended.