

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING RIVER CITY COMPANY C/O TOM DUGAN (CARTA) TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 215 BROAD STREET FOR THE INSTALLATION OF CANOPIES AND SIGNAGE, AS SHOWN ON THE MAP AND DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That RIVER CITY COMPANY C/O TOM DUGAN (CARTA), (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way located at 215 Broad Street for the installation of canopies and signage, as shown on the map and drawing attached hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED, That said temporary usage shall be subject to the following conditions:

1. Temporary User shall execute the Indemnification Agreement attached hereto in favor of the City of Chattanooga, its officers, agents and employees for any and all claims for damages for injuries to persons or property related to or arising out of the temporary usage.

2. Temporary User agrees to vacate the property and temporary use upon reasonable notice from the City to do so.

3. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

4. Proposed canopies and signage must meet the City of Chattanooga’s minimum height requirement.

ADOPTED: _____, 2013

/mms

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and RIVER CITY COMPANY C/O TOM DUGAN (CARTA) (hereinafter "Temporary User"), this _____ day of _____, 2013.

For and in consideration of the granting of the temporary usage of the right-of-way located at 215 Broad Street for the installation of canopies and signage, as shown on the map and drawing attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

1. Temporary User shall defend, and hold harmless the City of Chattanooga, Tennessee, its officers, agents and employees from any and all claims for damages for injuries to persons or property related to or arising out of the aforementioned temporary use.

2. Temporary User shall vacate the property and temporary use upon reasonable notice from the City to do so; the parties hereto agree that "reasonable notice" shall be deemed to be thirty (30) days. Temporary User shall restore the property to its original condition when it is returned to the City.

3. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

4. Proposed canopies and signage must meet the City of Chattanooga's minimum height requirement.

RIVER CITY COMPANY

_____, 2013
Date

BY: _____
Tom Dugan, CARTA

CITY OF CHATTANOOGA, TENNESSEE

_____, 2013
Date

BY: _____
Andy Berke, Mayor

City of Chattanooga



Resolution Request Form

(This form is only required for resolutions requiring expenditure of City funds)

Date: April 22, 2013

Preparer: William C. Payne

Department: Public Works - Engineering

Brief Description of Purpose for Resolution:

Resolution Number (if approved by Council): _____ District 7

A City Council Action is requested to approve the request Temporary Usage No. 106377 for River City Company c/o Tom Dugan, CARTA for the right-of-way of 215 Broad Street for the installation of canopies and signage, as shown on the attached drawings.

Name of Vendor/Contractor/Grant, etc.	N/A	New Contract/Project? (Yes or No)	N/A
Total project cost \$	N/A	Funds Budgeted? (YES or NO)	N/A
Total City of Chattanooga Portion \$	N/A	Provide Fund	N/A
City Amount Funded \$	N/A	Provide Cost Center	N/A
New City Funding Required \$	N/A	Proposed Funding Source if not budgeted	N/A
City's Match Percentage %	N/A	Grant Period (if applicable)	N/A

List all other funding sources and amount for each contributor.

Amount(s)	Grantor(s)
\$	

Agency Grant Number _____

CFDA Number if known _____

Other comments: (Include contingency amount, contractor, and other information useful in preparing resolution)

Approved by:

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

Please submit completed form to @budget, City Attorney and City Finance Officer

Memorandum

To: Bill Payne

From: Bill Cannon

cc: Dennis Malone

Date: April 17, 2013

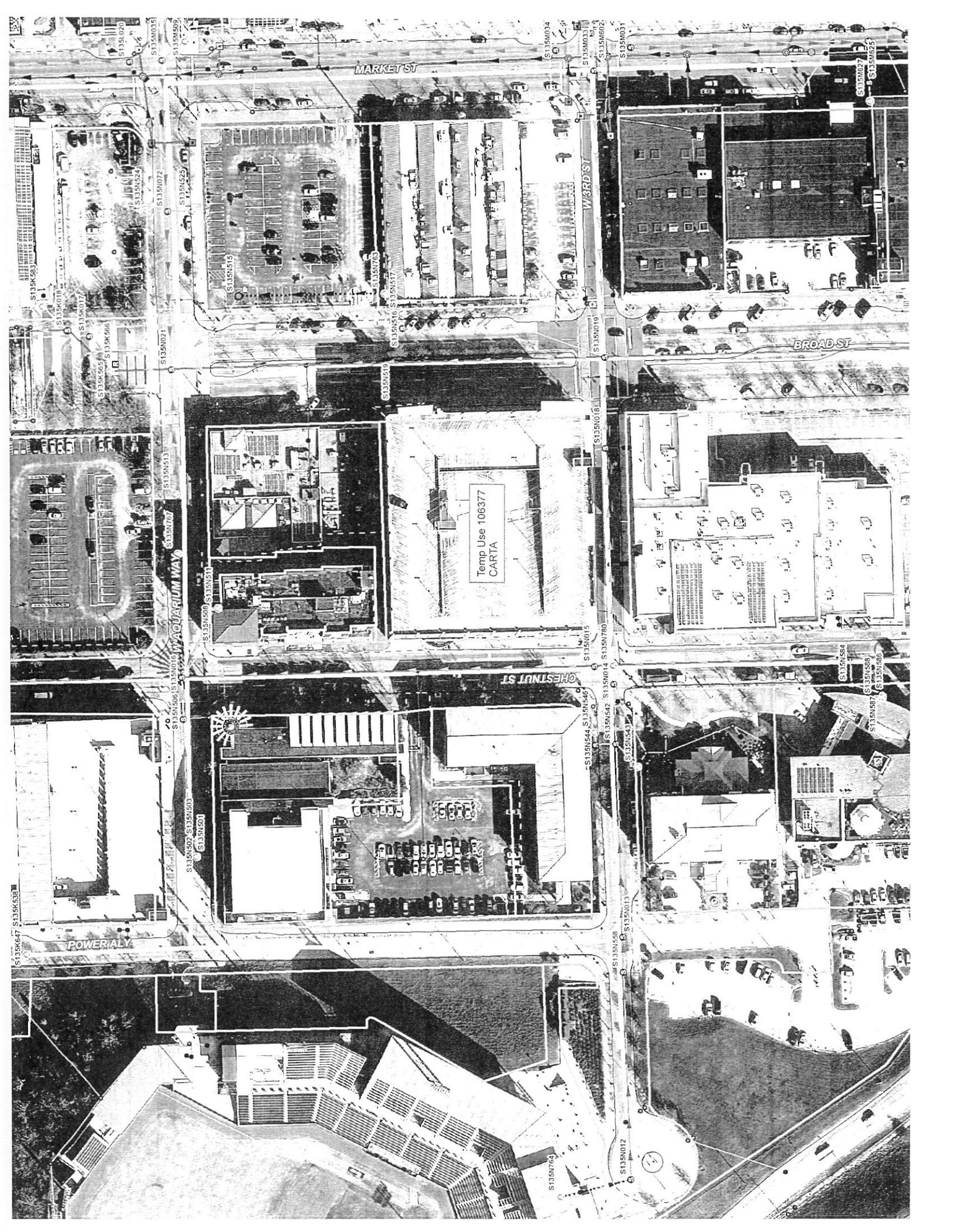
Re: Temporary Usage Request #106377
River City Co. for CARTA (Tom Dugan)
215 Broad Street, 3rd Street and Chestnut Street
Recommendations Regarding Temporary Usage Request

I have completed my review of CARTA's request for Temporary Usage of the right of way from around the perimeter of their building at 215 Broad Street for the use of said right-of-way for the installation of canopies and signage. Please refer to the attached map and images. My comments are as follows:

- The CARTA facility has bus traffic as well as retail activities.
- The proposed canopies and signage will project approximately 8 feet into the right of way.
- As per the submitted plans, the proposed canopies and signage should not conflict with the City minimum height requirement.

After review, granting this Temporary Usage does not conflict with the Public's interest. Therefore, I recommend that the request for ***Temporary Usage be granted subject to the following condition.***

- ***Proposed canopies and signage must meet the City of Chattanooga's minimum height requirement.***

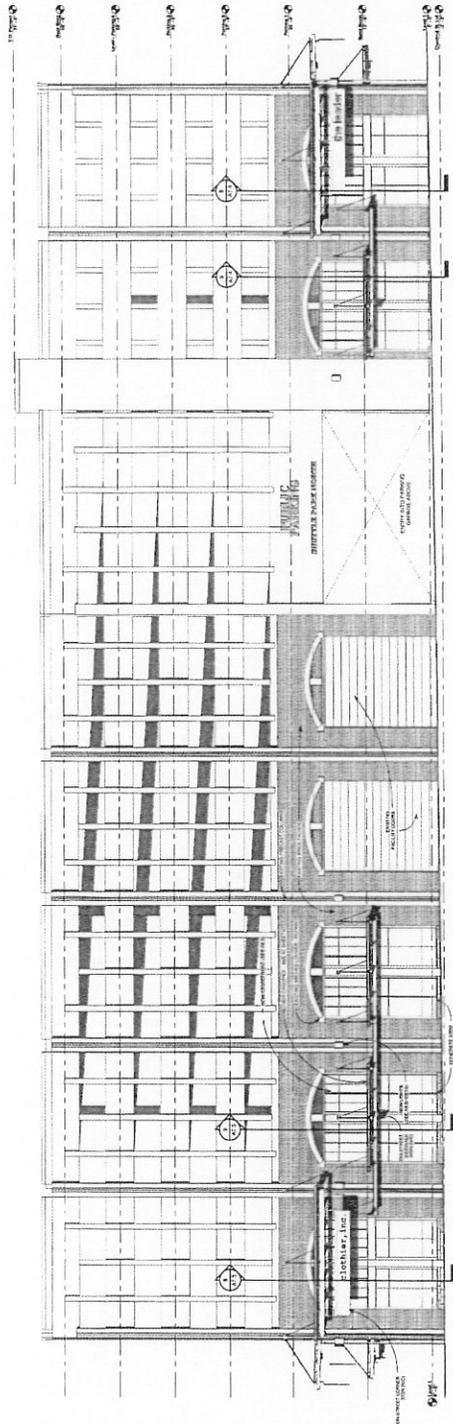


Building Information

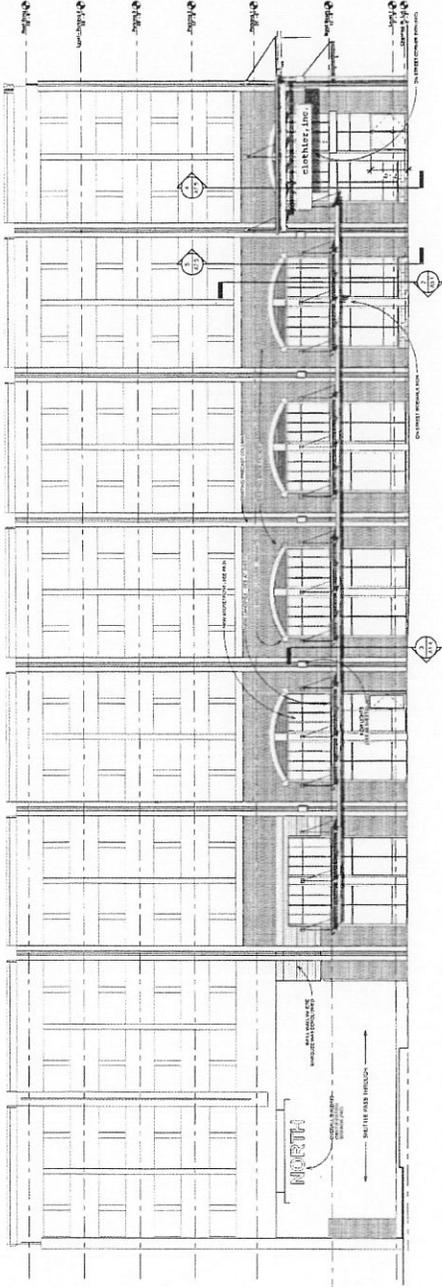
Project Name: THE BLOCK RENOVATION
Project No: 17-00000000
Client: RIVER CITY COMPANY
Architect: RIVER STREET ARCHITECTURE

RIVER CITY COMPANY
THE BLOCK RENOVATION
Chattanooga, Tennessee

river street architecture
714 CHERRY STREET, CHATTANOOGA, TENNESSEE 37402
P: 423.264.0606 F: 423.752.8499 WWW.RIVER-STREET.COM



1 Building Elevation - South



2 Building Elevation - West

NOTES:

1. ALL DIMENSIONS ARE TO FACE UNLESS NOTED OTHERWISE.
2. REFER TO SHEET A2.1 FOR GENERAL NOTES AND DIMENSIONS.
3. REFER TO SHEET A2.3 FOR GENERAL NOTES AND DIMENSIONS.
4. REFER TO SHEET A2.4 FOR GENERAL NOTES AND DIMENSIONS.
5. REFER TO SHEET A2.5 FOR GENERAL NOTES AND DIMENSIONS.
6. REFER TO SHEET A2.6 FOR GENERAL NOTES AND DIMENSIONS.
7. REFER TO SHEET A2.7 FOR GENERAL NOTES AND DIMENSIONS.
8. REFER TO SHEET A2.8 FOR GENERAL NOTES AND DIMENSIONS.
9. REFER TO SHEET A2.9 FOR GENERAL NOTES AND DIMENSIONS.
10. REFER TO SHEET A2.10 FOR GENERAL NOTES AND DIMENSIONS.

SCALE: 1/8" = 1'-0"



For Office Use Only

J. Crabtree
Technician Signature

1/11/13
Date

WO# 106377

January 10, 2013
(DATE)

William C. Payne, P. E.
City Engineer
Development Resource Center
1250 Market Street, Suite 2100
Chattanooga, Tennessee 37402

ENTERED RECEIVED
JAN 11 2013
STORM WATER
CLOSED
SR# 685636 → 1-14-2013

Re: Request for Temporary Usage

Dear Mr. Payne:

This is a request for a temporary usage of THE P.O.W FOR METAL AWNING OVER STOREFRONT @ 215 BROAD STREET ALONG BROAD, 3RD AND CHESTNUT STREETS, AS SHOWN ON ATTACHED PLAN

The reason for this request is as follows:

BUILDING IS BUILT TO PROPERTY LINE (PER C.3 ZONING) AND CITY SIDEWALK; THEREFORE PLACEMENT OF AWNING WILL OVERHANG CITY SIDEWALK AND INTO THE PUBLIC RIGHT OF WAY.

In making this request: Temporary User agrees as follows:

1. Temporary User will defend, indemnify, and hold harmless the City of Chattanooga, Tennessee its officers, agents, and employees from any and all claims for damages for injuries to persons or property related to or arising out of the aforementioned temporary use.
2. Temporary User will vacate the property and temporary use upon reasonable notice from the City to do so; the parties have to agree that reasonable notice shall be deemed to be thirty (30) days to restore the property to substantially the same condition that existed prior to granting the temporary use, including complying with any environmental regulations upon the request of the city to vacate the property and temporary use.
3. Temporary User will provide full access for maintenance of any utilities located within the easement.
4. Temporary User will obtain any and all other permits, variances, or approvals necessary to accommodate the temporary use.
5. Temporary user agrees to maintain the property in the condition equal to or better than the condition at the time the temporary use is granted.
6. If this request is for maintaining wells the applicant will upon satisfactory completion of use as determined by the Tennessee Department of Environment and Conservation, the wells will be abandoned using standard and acceptable practices, which shall include grouting from the bottom to top with a mixture of Portland cement and powdered bentonite and restoring the surface to its original condition as reasonably as possible.

My address and phone number is as follows:

RIVER CITY COMPANY (423) 265-0370
690 MARKET STREET, SECOND FLOOR
CHATTANOOGA, TN 37402 (email address) jwilliamson@rivercitycompany.com
(Processing Fee of \$110.00 payable to: City of Chattanooga)

JW WILLIAMSON 01/09/2013
(Print) Applicant Name Date

CARTA (TOM DUGAN) 01/09/2013
(Print) Owner's Name Date

This application must include the owner's signature and a site map of the referenced location to complete processing.



CITY OF CHATTANOOGA
PUBLIC WORKS DEPARTMENT
SERVICE REQUEST

Date/Time Printed: 1/14/13 @ 12:28 PM

CityworksSR #: 685636

SR Type:	ENG - Temporary Right-of-Way Use		
Submitted to:	CANNON, WILLIAM E	Dispatched:	CANNON, WILLIAM E
Input By:	FISHER, CAROLYN C	Priority:	3
Create Date:	1/14/2013 12:28:32 PM	Status:	CLOSED
District:	8	Due Date:	4/14/2013 12:24:00 PM
Location:	215 BROAD ST 37402		

Question	Answer

Callers/Complainants

First Name	Last Name	Address	Apt.	Zip
RIVER CITY	COMPANY	850 MARKET STREET		37402
Home Phone	Work Phone	Other Phone		
	(423) 265-3700			

Additional Information

CSRID	<i>Jim Williamson</i>
-------	-----------------------

Additional Details/Comments:

By FISHER, CAROLYN C: 1/14/2013 12:28:32 PM
 REQUEST FOR TEMP. USE OF THE R.O.W. FOR METAL AWNINGS OVER STOREFRONT @ 215 BROAD STREET ALONG BROAD, 3RD AND CHESTNUT STREET, AS SHOWN ON ATTACHED PLANS.
 REASON: BUILDING IS BUILT TO PROPERTY LINE (PER C-3 ZONING) AND CITY SIDEWALK , THEREFORE PLACEMENT OF AWNINGS WILL OVERHANG CITY SIDEWALK AND INTO THE PUBLIC R.O.W.



**CITY OF CHATTANOOGA
PUBLIC WORKS DEPARTMENT
UNIFIED WORK ORDER**

Project/Funding:

Work Order Number: * 1 0 6 3 7 7 *



Address: 215 BROAD ST

Tax Map/Grid: 135N

Required Work Type: ENG - Temporary Use		Category: ADMIN	Date Needed: 3/15/2013
WO Initiated: 1/14/2013 12:30:54 PM	Initiated By: FISHER, CAROLYN C	Requested By: CANNON, WILLIAM E	Priority: 3
		District: 8	Transferred To/Submitted to: CANNON, WILLIAM E - 1/14/2013 12:31:02 PM
			Status: UNDINV

Instructions:

Comments: From: Request ID: 685636, 1/14/2013 12:30:38 PM Problem Details:

By FISHER, CAROLYN C: 1/14/2013 12:31:59 PM
REQUEST FOR TEMP. USE OF THE R.O.W. FOR METAL AWNINGS OVER STOREFRONT @ 215 BROAD STREET
ALONG BROAD, 3RD AND CHESTNUT STREET, AS SHOWN ON ATTACHED PLANS.
REASON: BUILDING IS BUILT TO PROPERTY LINE (PER C-3 ZONING) AND CITY SIDEWALK, THEREFORE
PLACEMENT OF AWNINGS WILL OVERHANG CITY SIDEWALK AND INTO THE PUBLIC R.O.W.

Date Completed:

Supervisor:

WO Closed :

Associated Service Request(s), If Any:

SR#	Date/Time Init.	Priority	Description	Problem Address
685636	1/14/2013 12:28:32 PM	3	ENG - Temporary Right-of-Way Use	215 BROAD ST
Customer Name		Customer Work Phone	Customer Home Phone	Customer Zip
COMPANY, RIVER CITY		(423) 265-3700		37402

Jim Williamson

Work Comments/Results:

RIVERCITY COMPANY
850 MARKET ST FL 2
CHATTANOOGA, TN 37402
PH. 423.265.3700 FAX 423.265.6952

CORNERSTONE COMMUNITY BANK
CHATTANOOGA, TENNESSEE
87-436/613

NUMBER
000549

*ONE HUNDRED TEN AND XX / 100

DATE
1/9/2013

AMOUNT
*****110.00*

PAY
TO THE
ORDER
OF

CITY OF CHATTANOOGA
CHATTANOOGA, TN 37402

AMOUNTS IN EXCESS OF 10,000 REQUIRES TWO SIGNATURES.

[Signature]

THIS DOCUMENT CONTAINS HEAT SENSITIVE INK. TOUCH OR PRESS HERE. RED IMAGE DISAPPEARS WITH HEAT.
⑈000549⑈ ⑆06⑆304363⑆ ⑆2304⑆274⑈



CITY OF CHATTANOOGA

DATE 1-11-13 RECEIPT NO. 193625

Received from Jim Williamson c/o River City

Amount of One hundred ten Dollars and xx Cents xx

For Temp Use for 215 Broad Street

Cash \$ _____

Check \$ 110.00 Collection Report No. _____

TIC
Department/Division
WSD
Signature