

ORDINANCE NO. 12738

AN ORDINANCE GRANTING UNTO RIVER CITY COMPANY C/O JIM WILLIAMSON AND THE CHATTANOOGA AREA REGIONAL TRANSPORTATION AUTHORITY (CARTA) A FRANCHISE TO CONSTRUCT AN ELEVATED PLATFORM FOR THE BLOCK DEVELOPMENT AT 215 BROAD STREET ON A PORTION OF THE 200 BLOCK OF BROAD STREET BEGINNING AT THE NORTHEAST CORNER, AS REFERENCED IN CASE NO. MR-2013-087, AS SHOWN ON THE DRAWINGS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

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SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That there be and is hereby granted unto the River City Company c/o Jim Williamson and the Chattanooga Area Regional Transportation Authority (CARTA) (hereinafter "Grantees") a franchise to construct an elevated platform for the block development at 215 Broad Street on a portion of the 200 block of Broad Street beginning at the northeast corner, as referenced in Case No. MR-2013-087, as shown on the drawings attached hereto and made a part hereof by reference.

SECTION 2. BE IT FURTHER ORDAINED, That this franchise is granted upon the conditions as set forth below:

1. All underground City utilities must maintain their respective easements;
2. Tennessee-American Water Company, Chattanooga Gas Company, AT&T, and Comcast to retain their respective easements;
3. Grantees will comply with all applicable City ordinances and state laws;

4. Grantees will comply with any special requirements by City Engineer or City Traffic Engineer with respect to the specific location of the entry features;

5. Engineering Design shall be prepared by a competent architect or engineer and installation shall be performed by a competent, licensed, bonded, and insured contractor;

6. Construction and placement of the entry features will have no adverse effect on any adjacent properties;

7. Grantees will assume full and complete responsibility for maintenance of the entry features and permanently maintain said entry features in a safe condition;

8. City of Chattanooga will suffer no costs of any kind as a result of granting this franchise and this elevated platform will not provide in any way into the vehicular traffic roadway, and is only accessible via the interior of the High Point Climbing and Fitness tenant space. This area is not open or accessible by the general public and only under the supervision of High Point employees. The accompanying drawings further depict and describe the size and location of these elevated balconies;

9. Grantees will defend, indemnify and hold harmless the City of Chattanooga, Tennessee, its officers, employees, successors, and assigns from any and all actions or claims for damages arising out of or related to the installation or maintenance of the entry features; and

10. Grantees provides for approval of evidence of insurance to further indemnify the City against losses whatever kind and nature during construction and as a result of the entry features being constructed and placed in the right-of-way.

11. Grantees shall pay a one-time administrative fee of \$1,000.00.

SECTION 3. BE IT FURTHER ORDAINED, That the term of this franchise shall be for a period of twenty (20) years.

SECTION 4. BE IT FURTHER ORDAINED, That this ordinance shall not be operative, as distinguished from its effectiveness, unless and until the franchise herein granted is accepted by the Grantees by due execution of the acceptance attached hereto.

SECTION 5. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

Passed on second and final reading July 16, 2013

Yusuf Hakeem  
CHAIRPERSON

APPROVED:  DISAPPROVED:

My Bel  
MAYOR

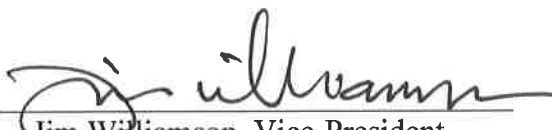
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ACCEPTANCE

The foregoing franchise and its terms and conditions are hereby accepted.

This the 16~~th~~ day of July, 2013.

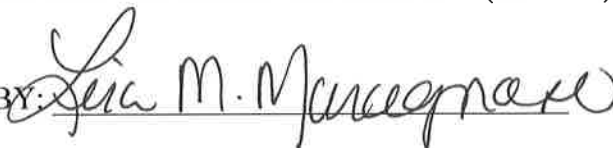
RIVER CITY COMPANY

BY:   
Jim Williamson, Vice-President  
Planning and Development

WITNESS:

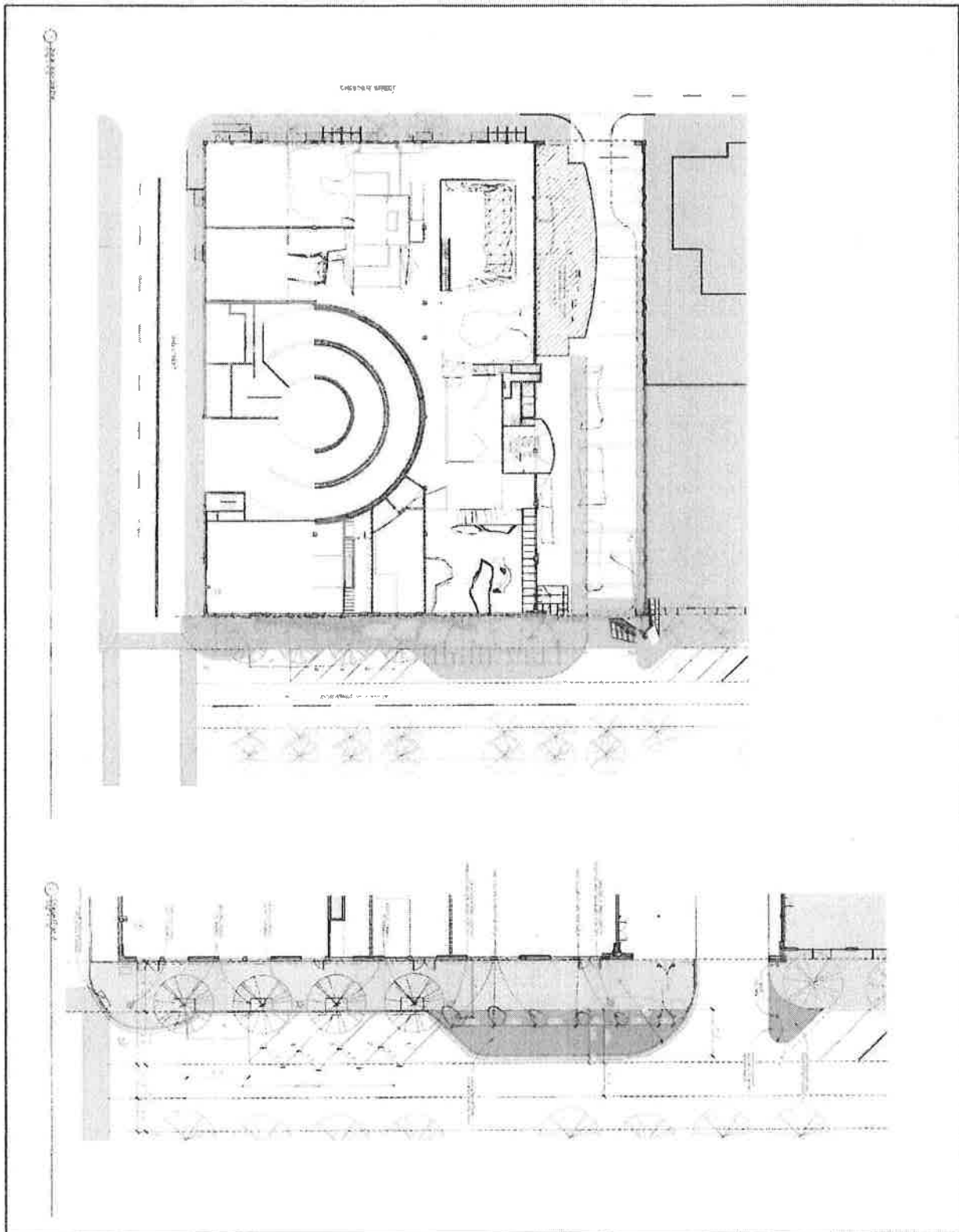


CHATTANOOGA AREA REGIONAL  
TRANSPORTATION AUTHORITY (CARTA)

BY: 

WITNESS:





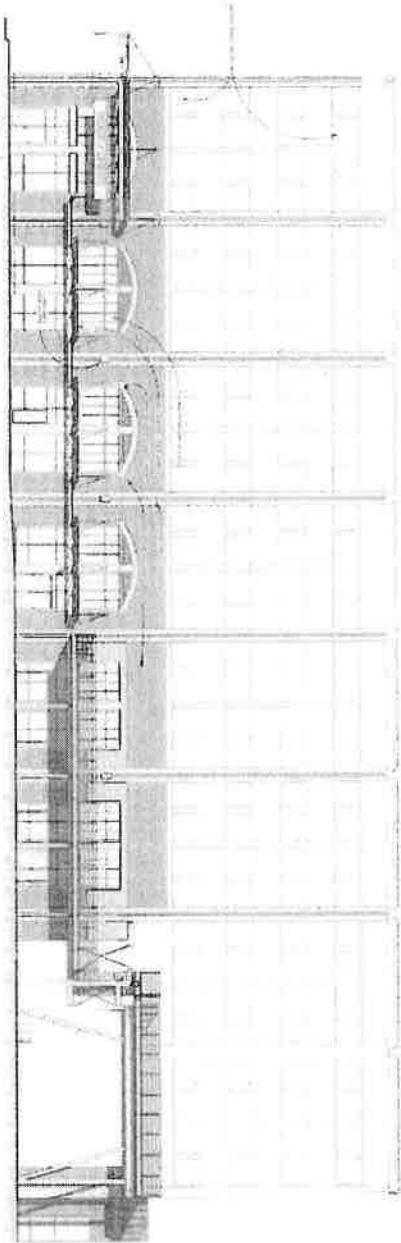
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RIVER CITY COMPANY  
**THE BLOCK** Renovation  
 Chattanooga, Tennessee

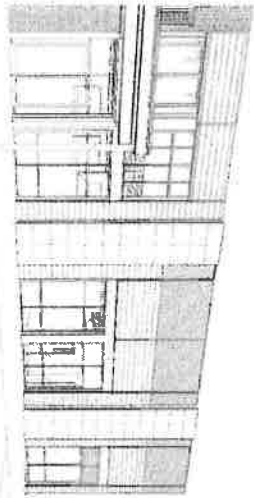
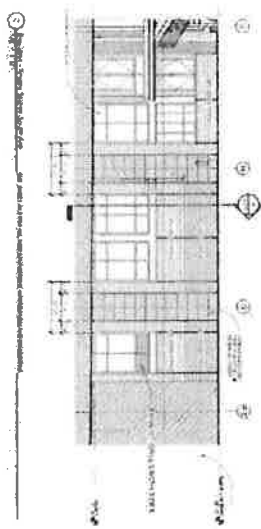
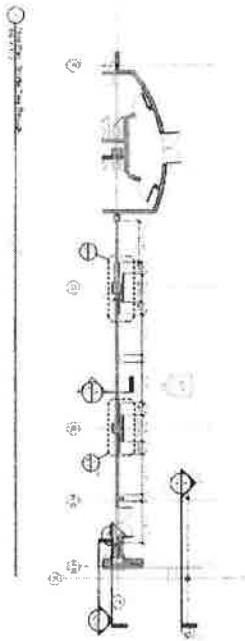
**river street architecture.**  
 architectural planning solutions

The River City Company is a subsidiary of RSC  
 401 W. 10th Street, Chattanooga, TN 37403  
 Phone: 423.262.1111 Fax: 423.262.1112 www.riverstreetarchitecture.com

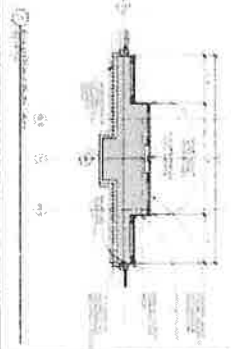
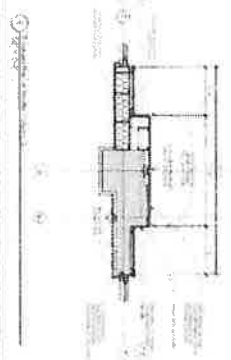
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SECTION 101 - THROUGH SECTION



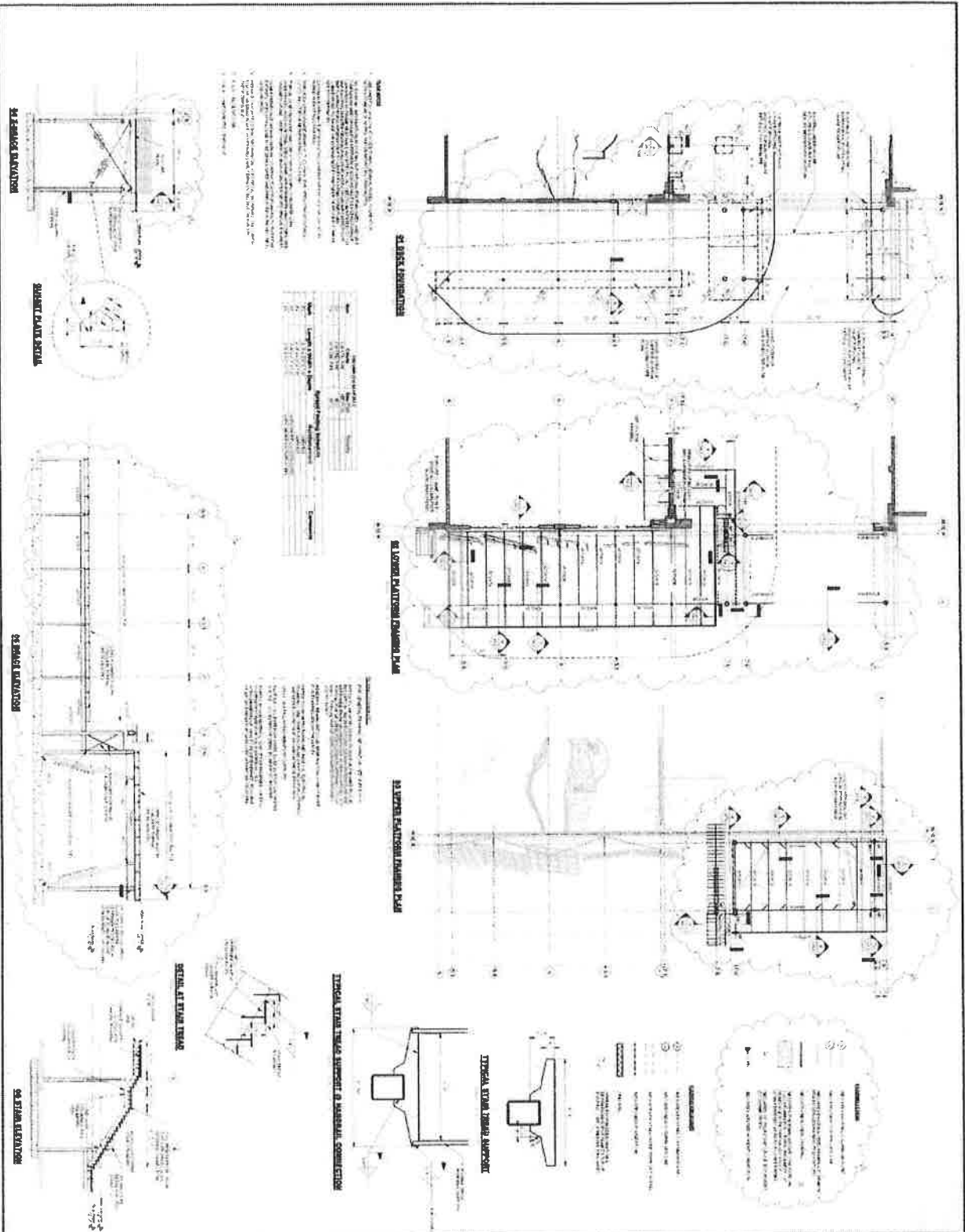
ELEVATION 101 - EAST ELEVATION



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RIVER CITY COMPANY  
 THE BLOCK Renovation  
 Chattanooga Tennessee

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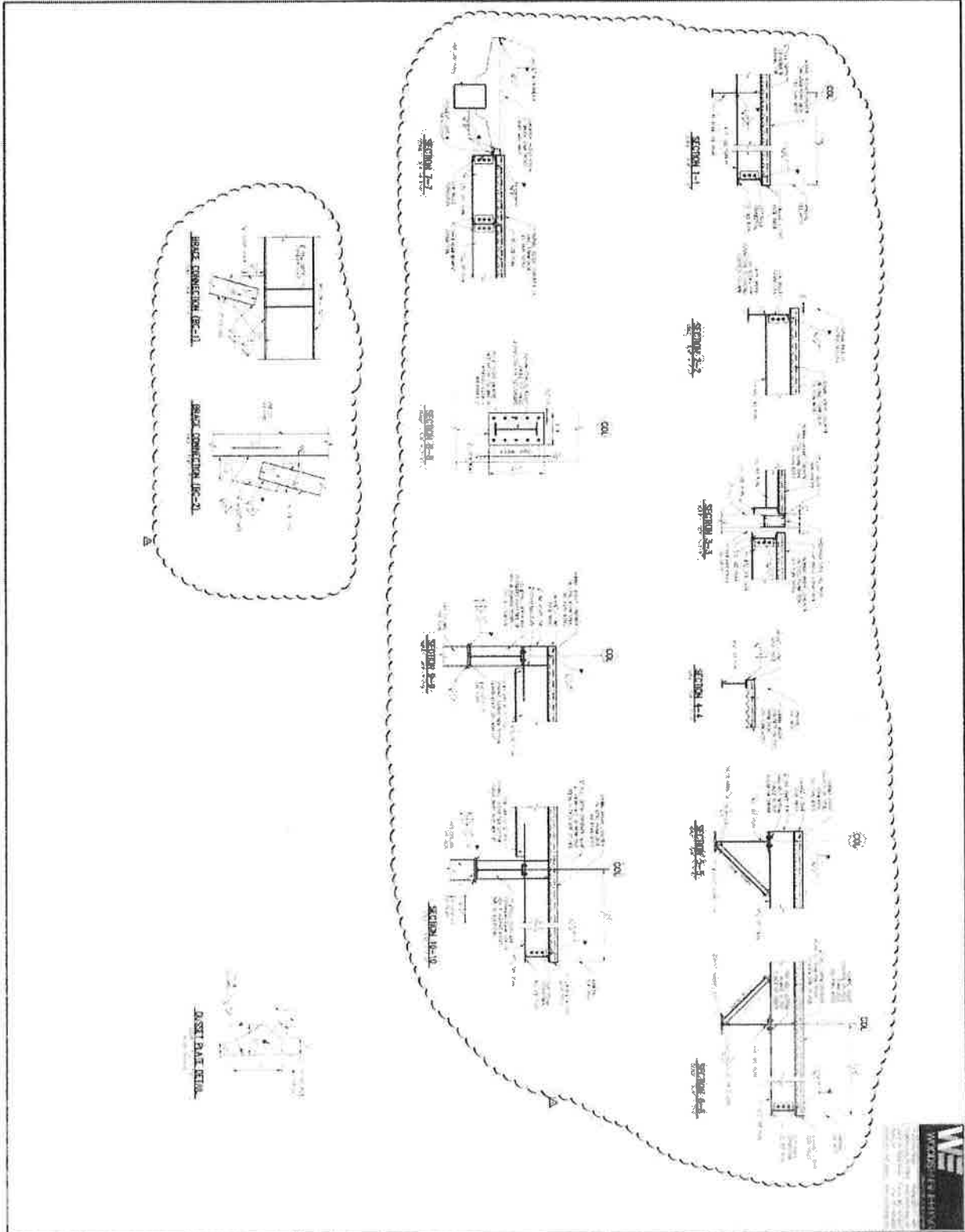
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RIVER CITY COMPANY  
 THE BLOCK Renovation  
 Chattanooga, Tennessee

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SA 2	DATE	BY	CHKD

RIVER CITY COMPANY  
 THE BLOCK Renovation  
 Chattanooga, Tennessee

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