

RESOLUTION NO. 24726

A RESOLUTION AUTHORIZING JOHN A. LEONARD TO USE TEMPORARILY THE 200 BLOCK OF BROAD STREET TO INSTALL OUTSIDE DINING AND MOUNTED CANOPIES AND THE 200 BLOCK OF MARKET STREET TO INSTALL OUTSIDE DINING WITHIN THE CITY'S RIGHTS-OF-WAY, AS SHOWN ON THE DRAWINGS 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 John A. Leonard (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the 200 block of Broad Street to install outside dining and mounted canopies and the 200 block of Market Street to install outside dining within the City's rights-of-way, as shown on the drawings attached hereto and made a part hereof by reference.

BE IT FURTHER ORDAINED, That said temporary usage shall be subject to the following additional 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.

ADOPTED: April 11, 2006

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and JOHN A. LEONARD (hereinafter "Temporary User"), this 11th day of APRIL, 2006.

For and in consideration of the granting of the temporary usage of the 200 block of Broad Street to install outside dining and mounted canopies and the 200 block of Market Street to install outside dining within the City's rights-of-way, as shown on the drawings attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

1. Temporary User will 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 will 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 will restore the property to its original condition when it is returned to the City.

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

JOHN A. LEONARD

_____, 2006
Date

BY: _____


CITY OF CHATTANOOGA, TENNESSEE

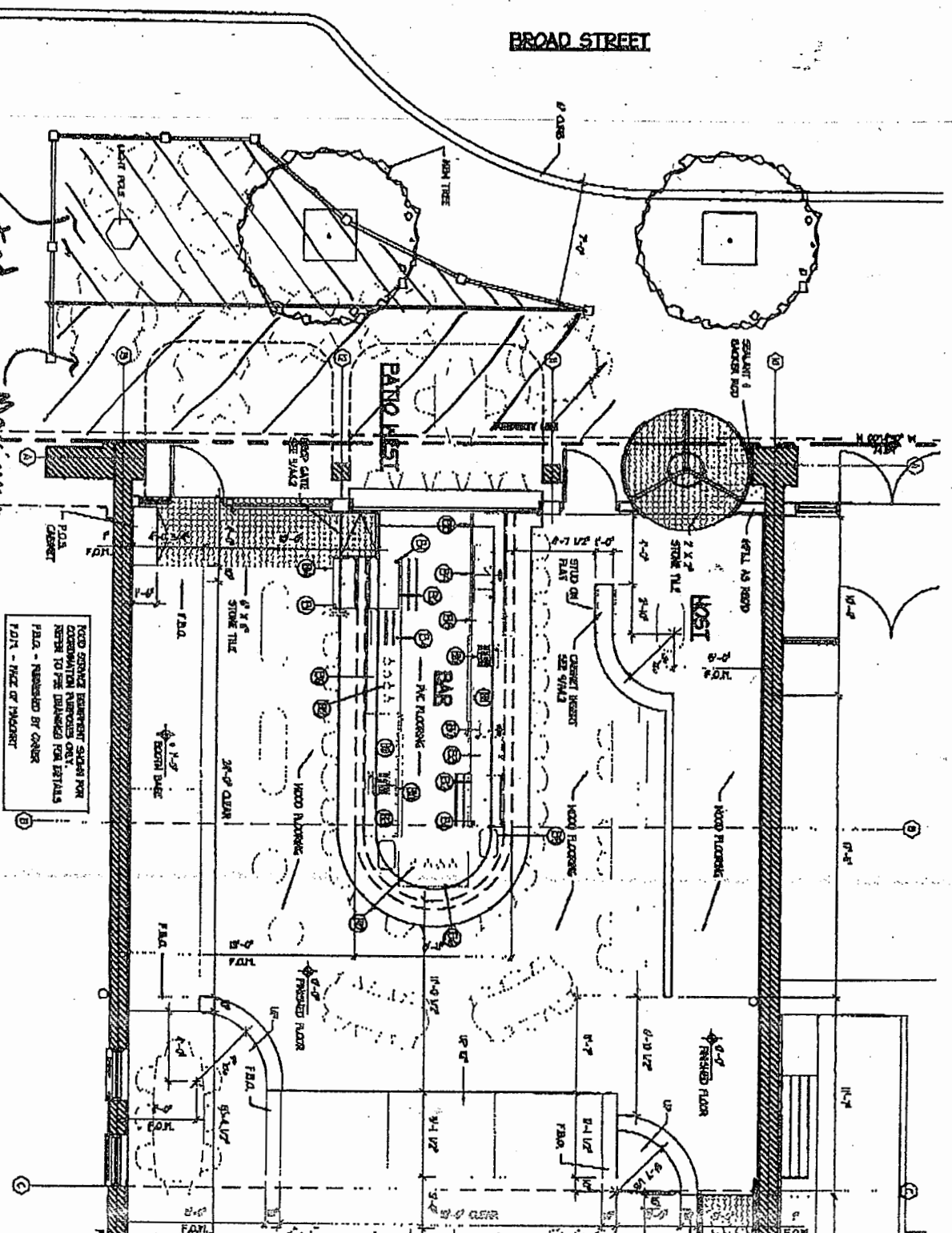
_____, 2006
Date

BY: _____
Ron Littlefield, Mayor

Requested,
but not
Approved,
w/cp

Maximum
Temporary
Use Area
w/cp


WEST END FURNITURE PLAN



WOOD GRAIN ELEMENT SPACES FOR
COORDINATION PURPOSES ONLY.
REFER TO PER DELIVERED FOR DETAILS.
FLOOR - FINISH BY OWNER

A2.2a

PATIO WEST
PARTIAL
FLOOR PLAN
14 MARCH 2006
SHEET

BLUE WATER GRILL
at the
TROLLEY BARNES BUILDING
BROAD STREET
CHATTANOOGA, TENNESSEE

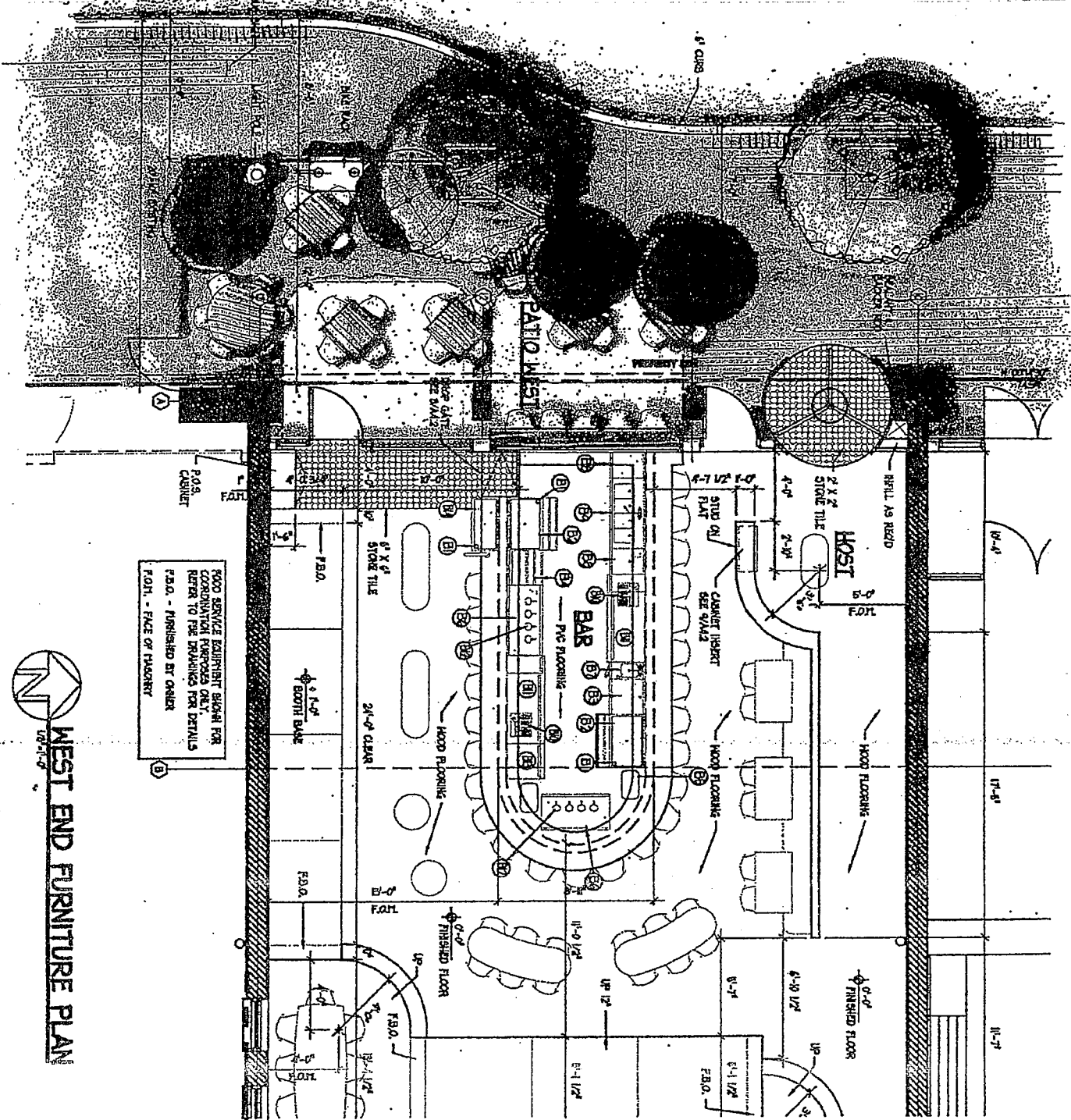
BLUE WATER



BILLINGSLEY/ARCHITECTURE
PLANNING
ARCHITECTURE
INTERIORS
REPUBLIC CENTRE SUITE #00
635 CHESTNUT STREET
CHATTANOOGA, TN 37450
PH: (423) 752-0030
FAX: (423) 752-0035

REVISION

BROAD STREET



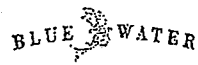
FOOD SERVICE EQUIPMENT ROOM FOR
 COOPERATION PURPOSES ONLY.
 REFER TO THE DRAWINGS FOR DETAILS
 F.S.O. - FINISHED BY OWNER
 F.O.I. - FACE OF FINANCERY

WEST END FURNITURE PLAN

A2.2a

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 PARTIAL
 FLOOR PLAN
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BLUE WATER GRILL
 at the
 TROLLEY BARNES BUILDING
 BROAD STREET
 CHATTANOOGA, TENNESSEE



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