

RESOLUTION NO. 25324

A RESOLUTION AUTHORIZING MICHAEL ADAMS TO USE TEMPORARILY THE RIGHT-OF-WAY AT THE CORNER OF MARKET STREET AND MAIN STREET TO INSTALL A SUPPLY FAN AND AN EXHAUST FAN THROUGH THE WALL ON THE MAIN STREET SIDE OF THE BUILDING, 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 Michael Adams (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way at the corner of Market Street and Main Street to install a supply fan and an exhaust fan through the wall on the Main Street side of the building, as shown on the drawings attached hereto and made a part hereof by reference.

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

1. A pan shall be placed under the fans to keep substances from falling onto the City's right-of-way and said pan shall be connected to the grease trap within the establishment.
2. 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.
3. Temporary User agrees to vacate the property and temporary use upon sixty (60) days notice from the City to do so.
4. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

ADOPTED: November 6, 2007

/add

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and MICHAEL ADAMS (hereinafter "Temporary User"), this 6th day of November, 2007.

For and in consideration of the granting of the temporary usage of the right-of-way at the corner of Market Street and Main Street to install a supply fan and an exhaust fan through the wall on the Main Street side of the building, 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. A pan shall be placed under the fans to keep substances from falling onto the City's right-of-way and said pan shall be connected to the grease trap within the establishment.
2. 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.
3. 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 sixty (60) days. Temporary User will restore the property to its original condition when it is returned to the City.
4. Temporary User will provide adequate access for maintenance of any utilities located within the easement.

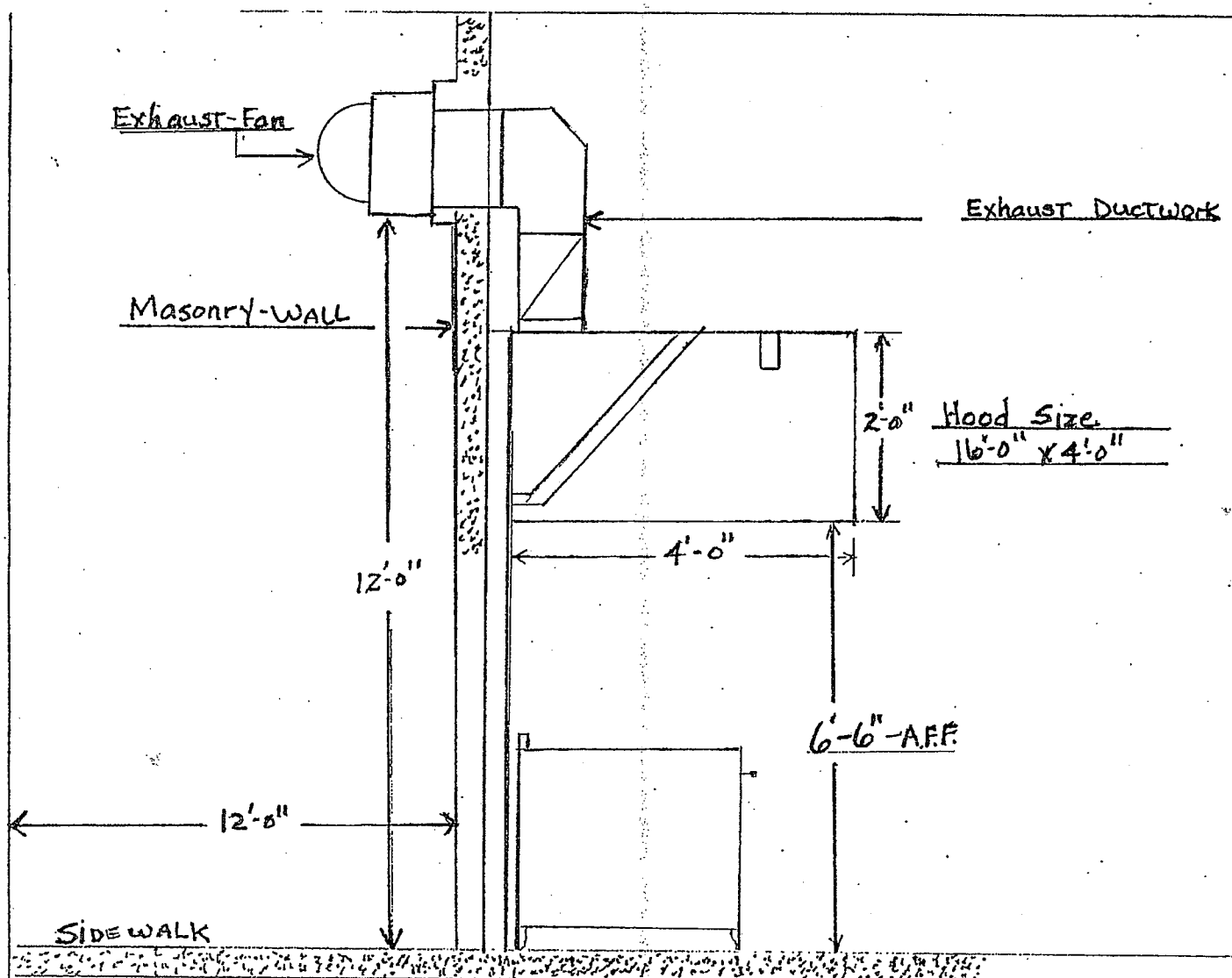
11/13, 2007
Date

MICHAEL ADAMS
Michael Adams
for *Michael Adams*

CITY OF CHATTANOOGA, TENNESSEE

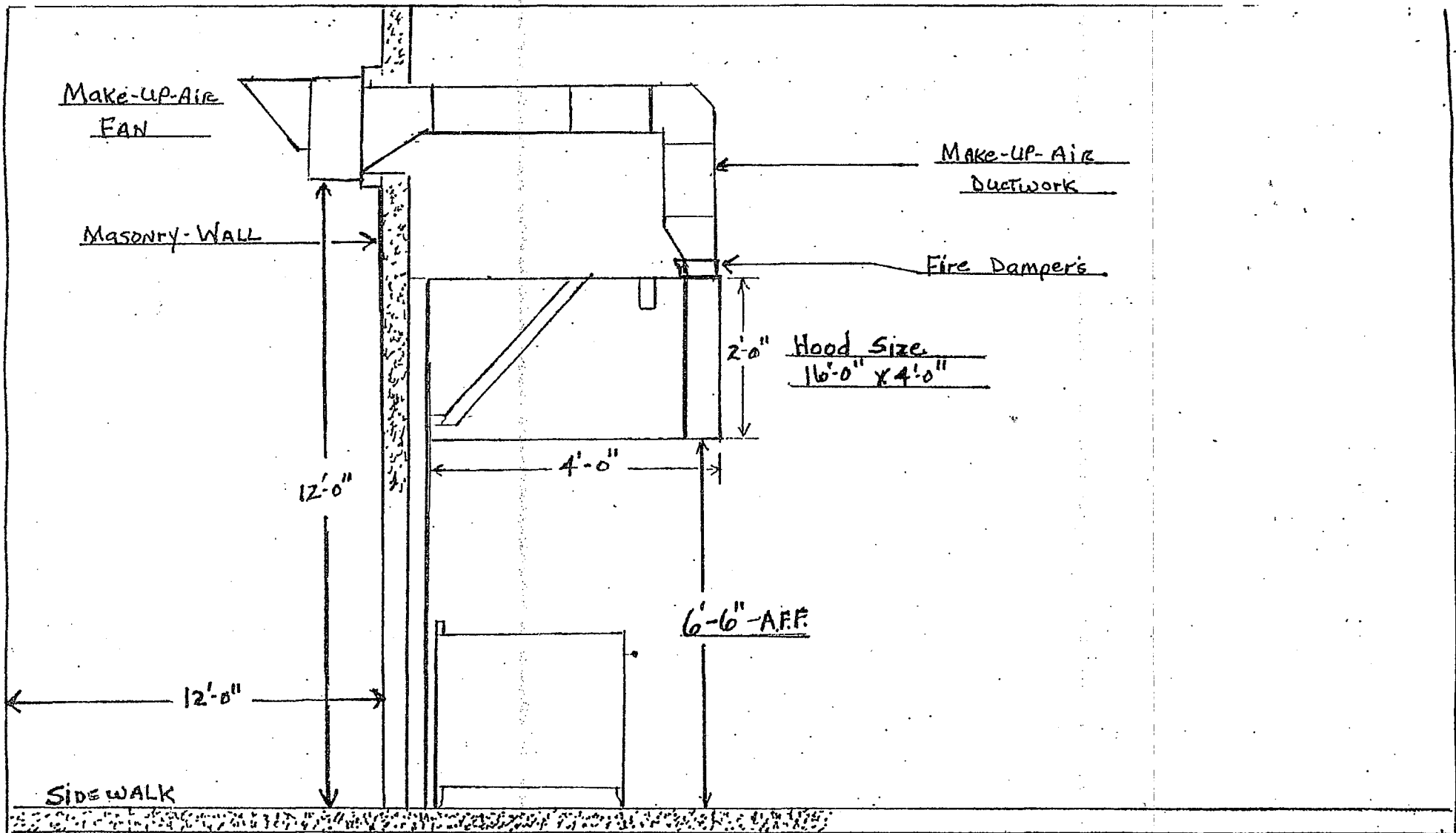
Nov 9, 2007
Date

BY: *Ron Littlefield*
Ron Littlefield, Mayor



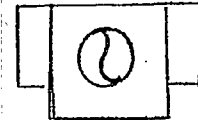
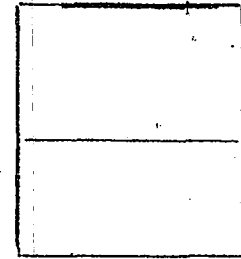
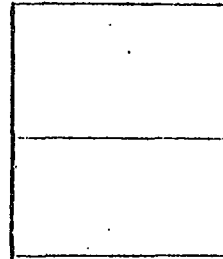
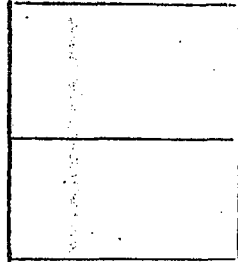
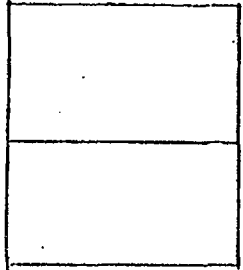
BLOW PIPE SHEET METAL
 5001 COVINGTON ST.
 CHATT., TN. 37407-3534

Mike Adams
Blue Orlean's
Creole Restaurant



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 CHATT., TN. 37407-3534

Mike Adams
Blue Orlean's
Creole Restaurant



12'-0"
SIDEWALK

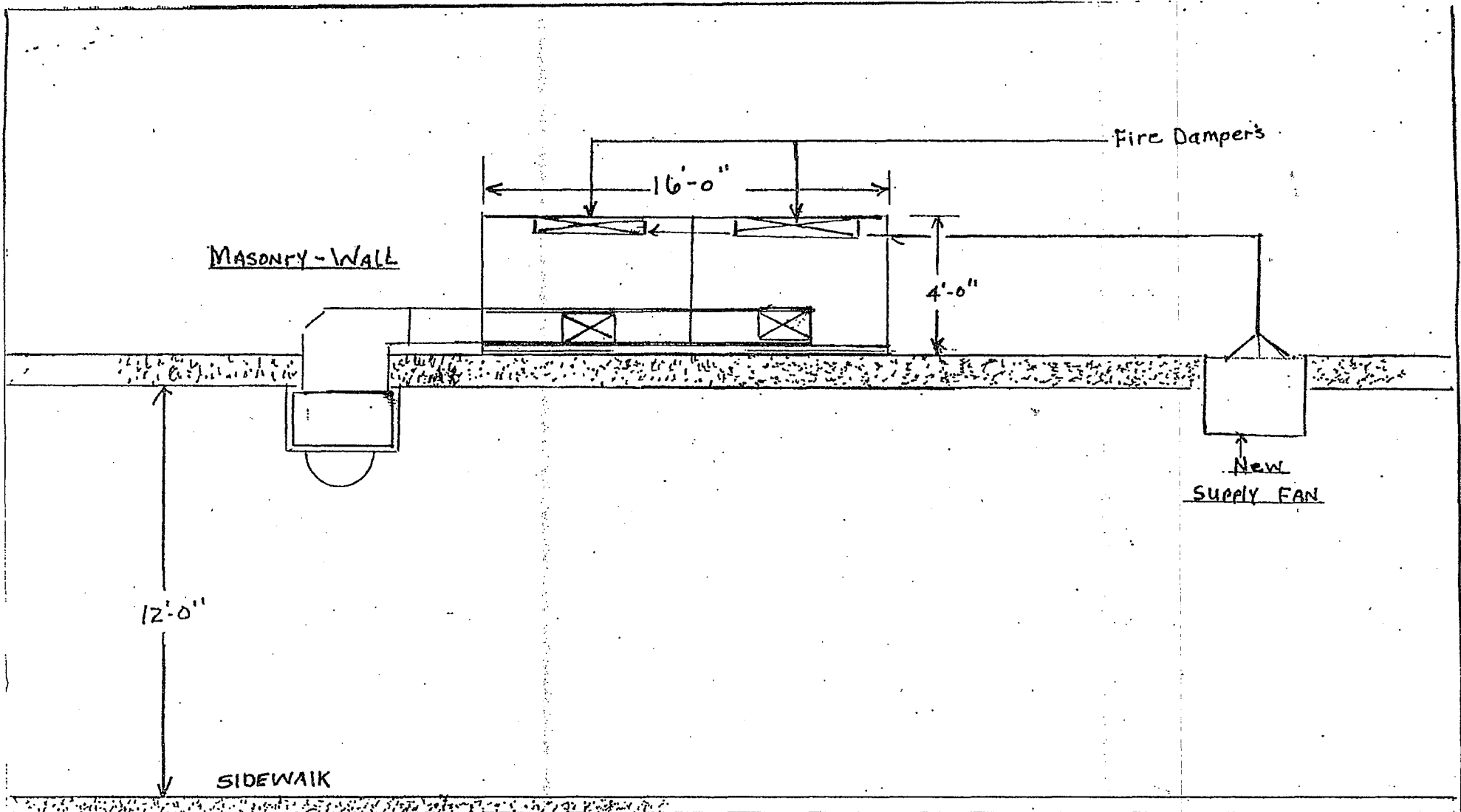
New
EXHAUST FAN

New
SUPPLY FAN

12'-0"

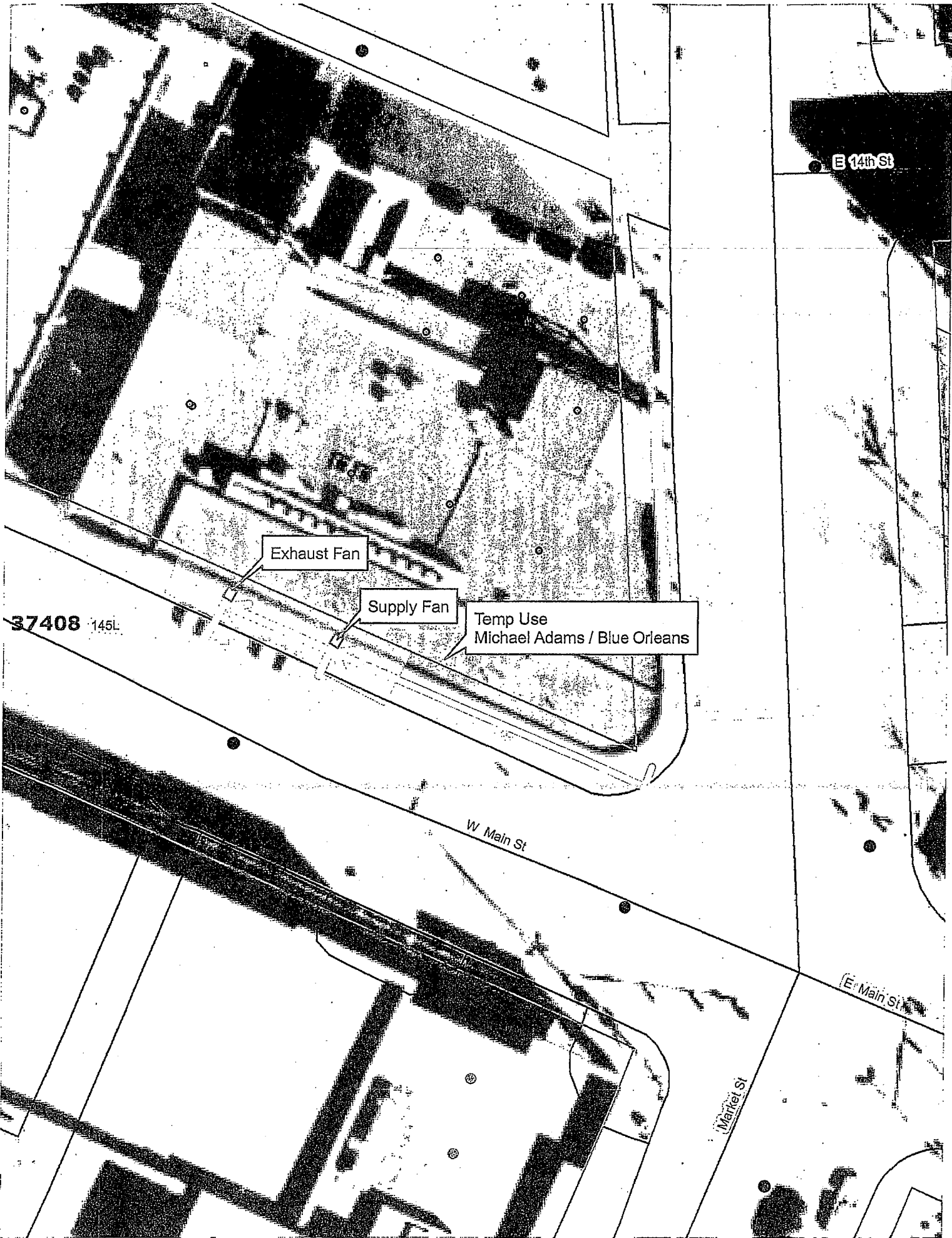
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E 14th St

37408 145L

Exhaust Fan

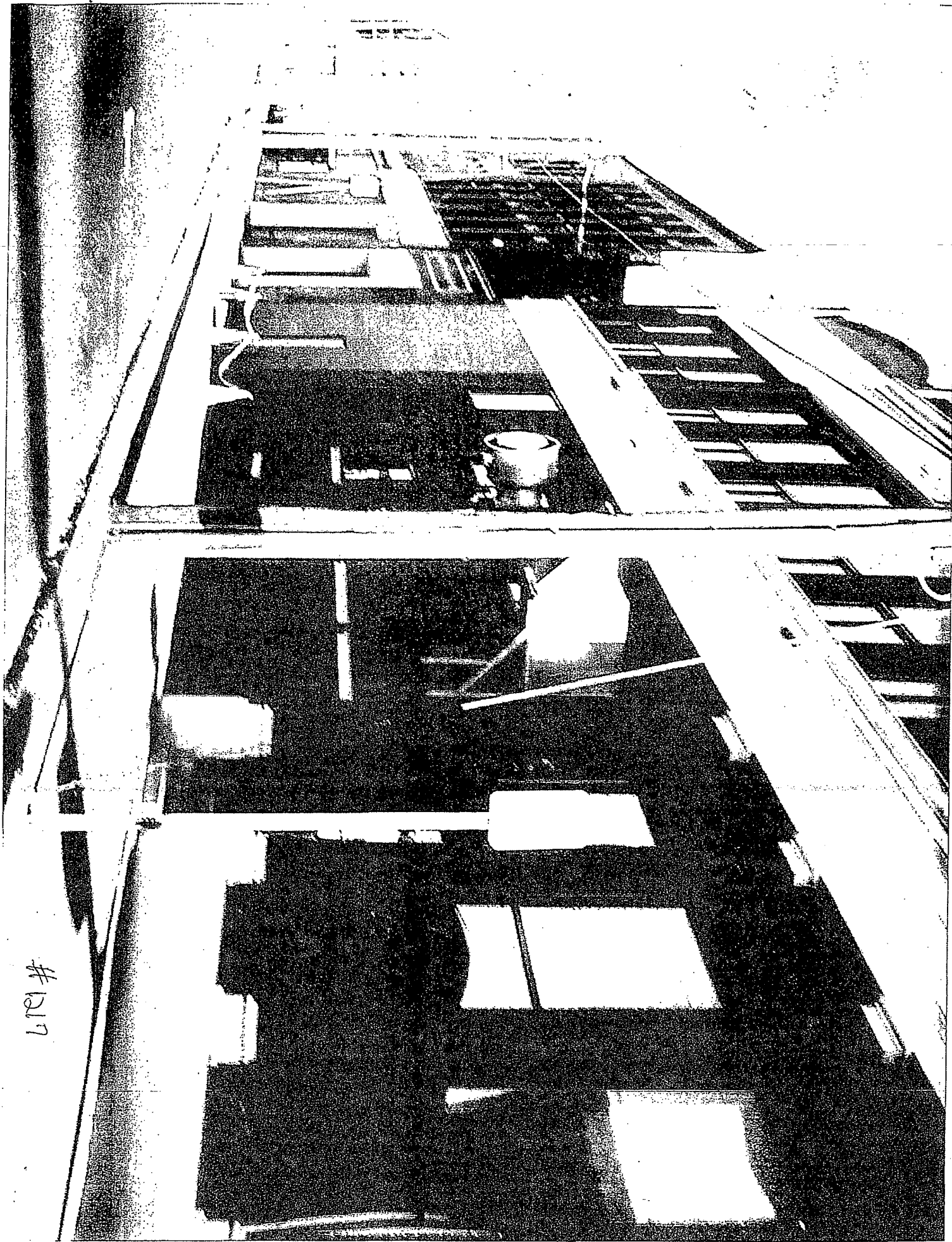
Supply Fan

Temp Use
Michael Adams / Blue Orleans

W Main St

E Main St

Market St



#1217

