

RESOLUTION NO. 26909

A RESOLUTION AUTHORIZING ABUNDANT LIFE CHURCH OF GOD C/O REVEREND LEBRON HAWKINS TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 3001 NORTH CHAMBERLAIN AVENUE TO ALLOW GRAVEL PARKING SPACE AND ACCESS FROM THE ALLEY, AS SHOWN IN THE MAP AND DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That ABUNDANT LIFE CHURCH OF GOD C/O REVEREND LEBRON HAWKINS, (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way located at 3001 North Chamberlain Avenue to allow gravel parking space and access from the alley, as shown in 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. The temporary usage of the right-of-way is for the full width of the subject alley and 88 feet ± in length.

ADOPTED: December 6, 2011

/mms

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and ABUNDANT LIFE CHURCH OF GOD C/O REVEREND LEBRON HAWKINS (hereinafter "Temporary User"), this 6th day of December, 2011.

For and in consideration of the granting of the temporary usage of the right-of-way located at 3001 North Chamberlain Avenue to allow gravel parking space and access from the alley, as shown in 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. The temporary usage of the right-of-way is for the full width of the subject alley and 88 feet ± in length.

ABUNDANT LIFE CHURCH OF GOD

\_\_\_\_\_, 2011  
Date

BY: \_\_\_\_\_  
Reverend Lebron Hawkins

CITY OF CHATTANOOGA, TENNESSEE

Dec 7, 2011  
Date

BY:   
Ron Littlefield, Mayor



Temp Use #75434  
Abundant Life  
Church of God