

RESOLUTION NO. 26967

A RESOLUTION AUTHORIZING OAK HILL NEIGHBORHOOD ASSOCIATION C/O TERRY McCULLOUGH TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED IN THE 4000 BLOCK OF GRAND AVENUE AT ITS INTERSECTION WITH WEST 40TH STREET TO INSTALL COMMUNITY MARKERS TO INDICATE THE ASSOCIATION BOUNDARIES, AS SHOWN ON THE MAPS AND 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 OAK HILL NEIGHBORHOOD ASSOCIATION C/O TERRY McCULLOUGH. (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way located in the 4000 block of Grand Avenue at its intersection with West 40th Street to install community markers to indicate the Association boundaries, as shown on the maps and drawings 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 dimensions and placement of markers must be coordinated with and approved by the City of Chattanooga's Traffic Engineering Department.

5. The placement of subject markers must not be located within the site triangle.

ADOPTED: January 31, 2012

/mms

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and OAK HILL NEIGHBORHOOD ASSOCIATION C/O TERRY McCULLOUGH (hereinafter "Temporary User"), this 31st day of January, 2012.

For and in consideration of the granting of the temporary usage of the right-of-way located in the 4000 block of Grand Avenue at its intersection with West 40th Street to install community markers to indicate the Association boundaries, as shown on the maps and 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 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 dimensions and placement of markers must be coordinated with and approved by the City of Chattanooga's Traffic Engineering Department.

5. The placement of subject markers must not be located within the site triangle.

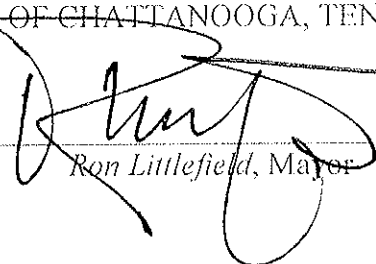
OAK HILL NEIGHBORHOOD ASSOCIATION

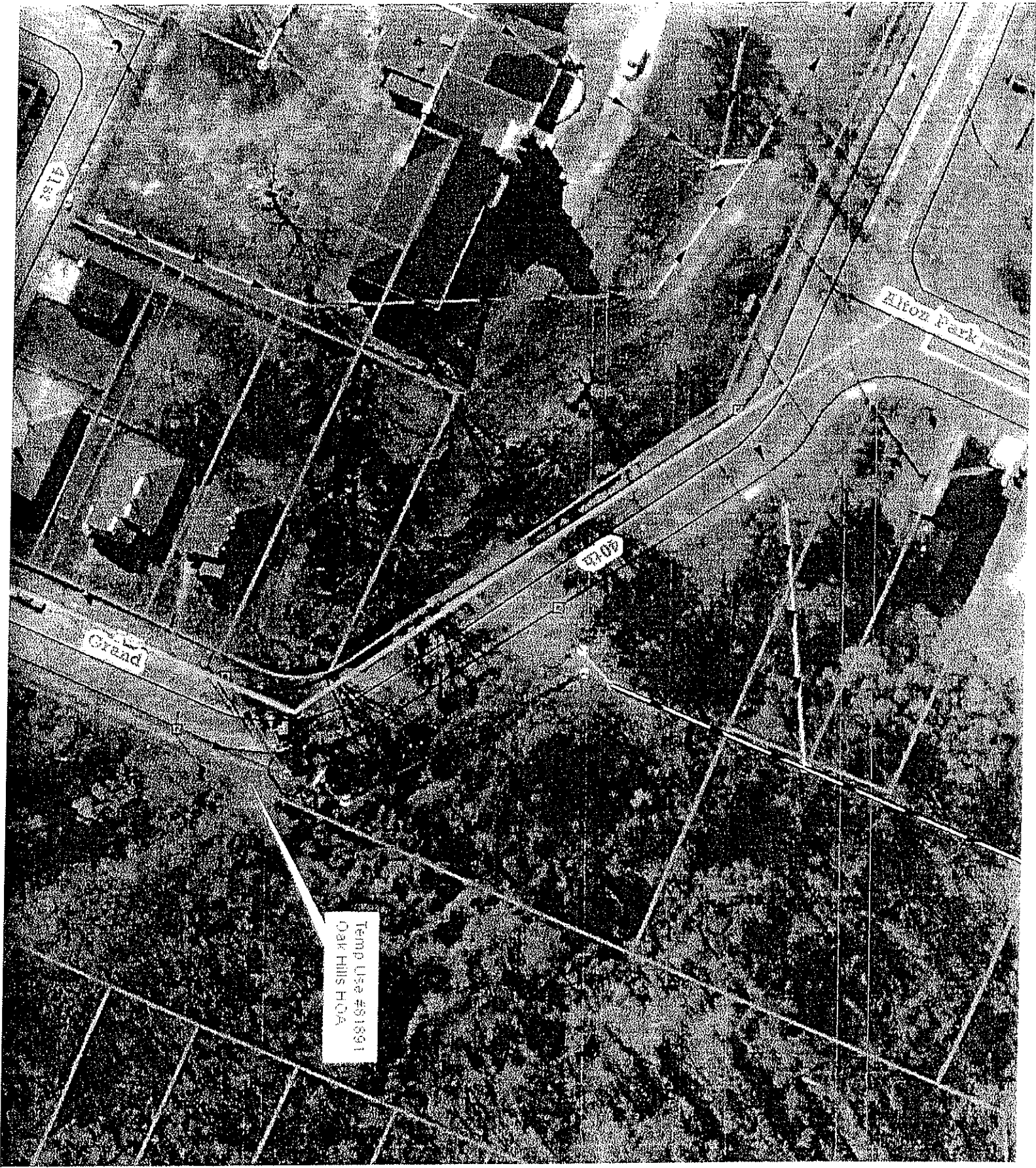
Feb 2, 2012
Date

BY: 
Terry McCullough

CITY OF CHATTANOOGA, TENNESSEE

Feb 2, 2012
Date

BY: 
Ron Littlefield, Mayor



Temp Use #91891
Oak Hills HOA

Grand

Alton Park

2400

24th

ALTON PARKS BLVD

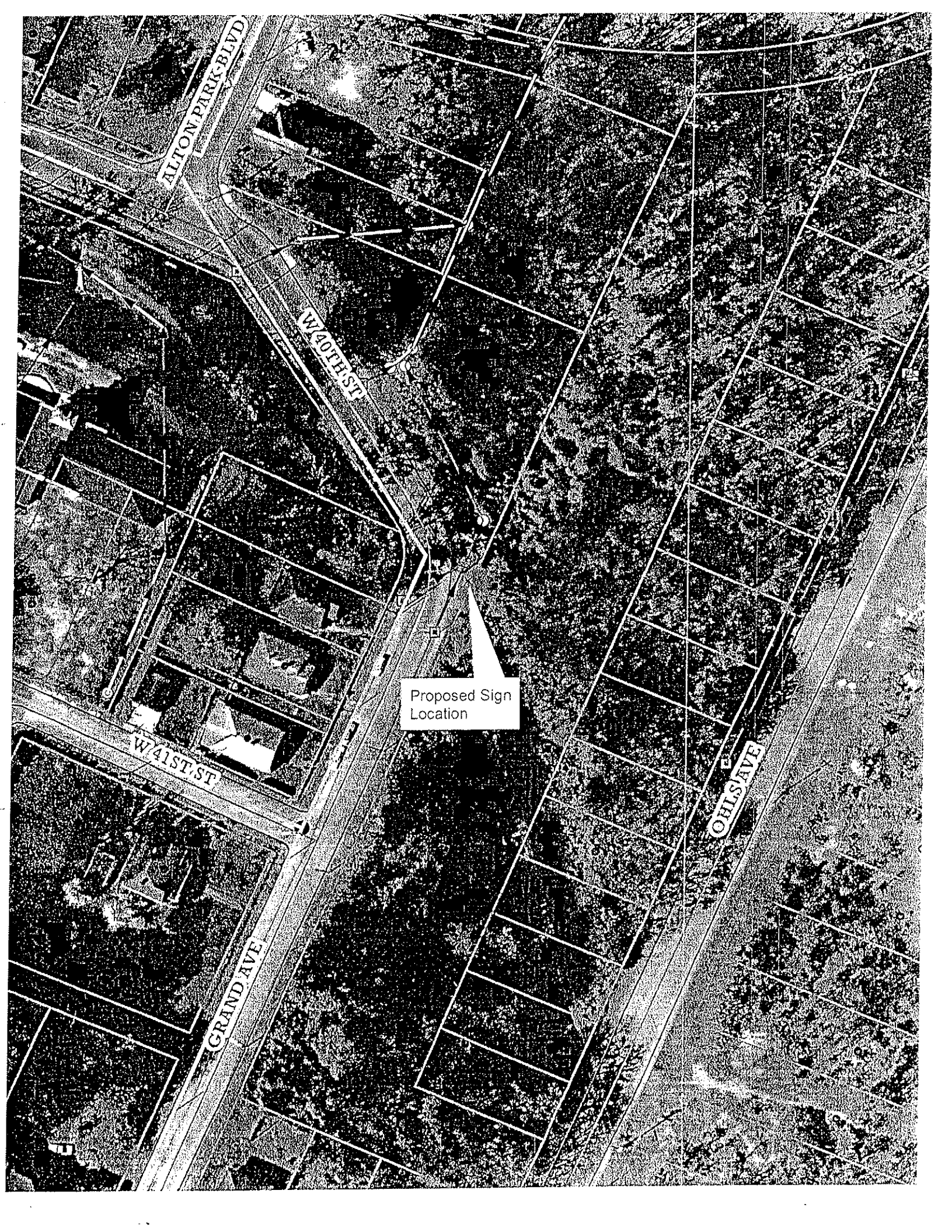
W 40TH ST

W 41ST ST

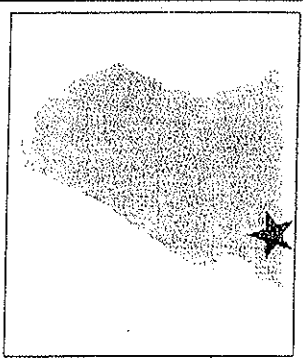
GRAND AVE

OHIO AVE

Proposed Sign Location



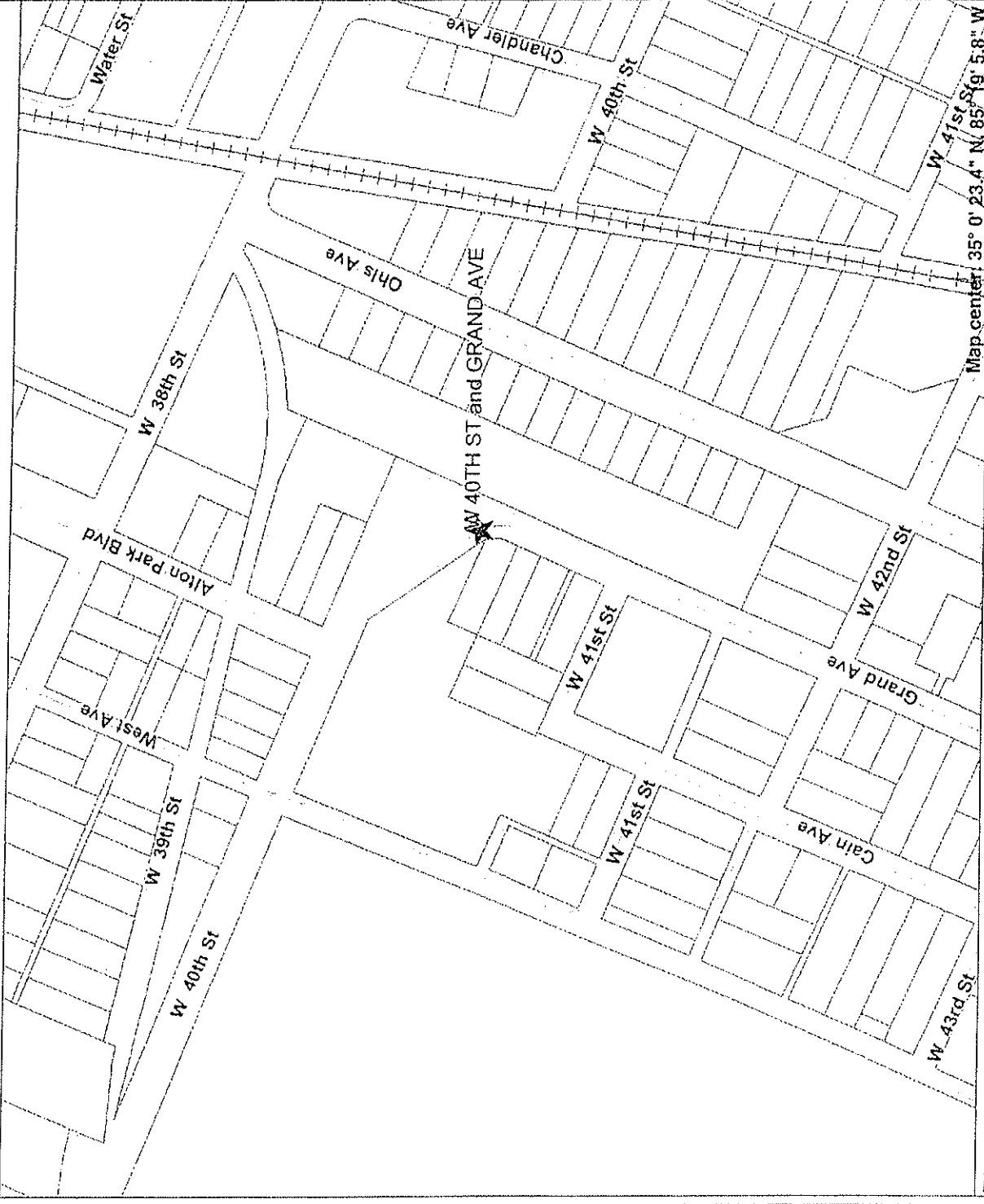
HCGIS - Internet Mapping Service



Legend

- Interstates
- Railways
- Roads
- Parcels
- Water Bodies
- cover

Scale: 1:2,838

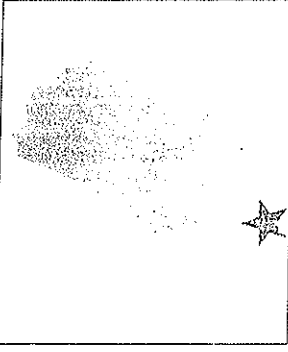


This map is a user generated static output from an internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED AS A LEGAL DOCUMENT.

HCGIS - Internet Mapping Service



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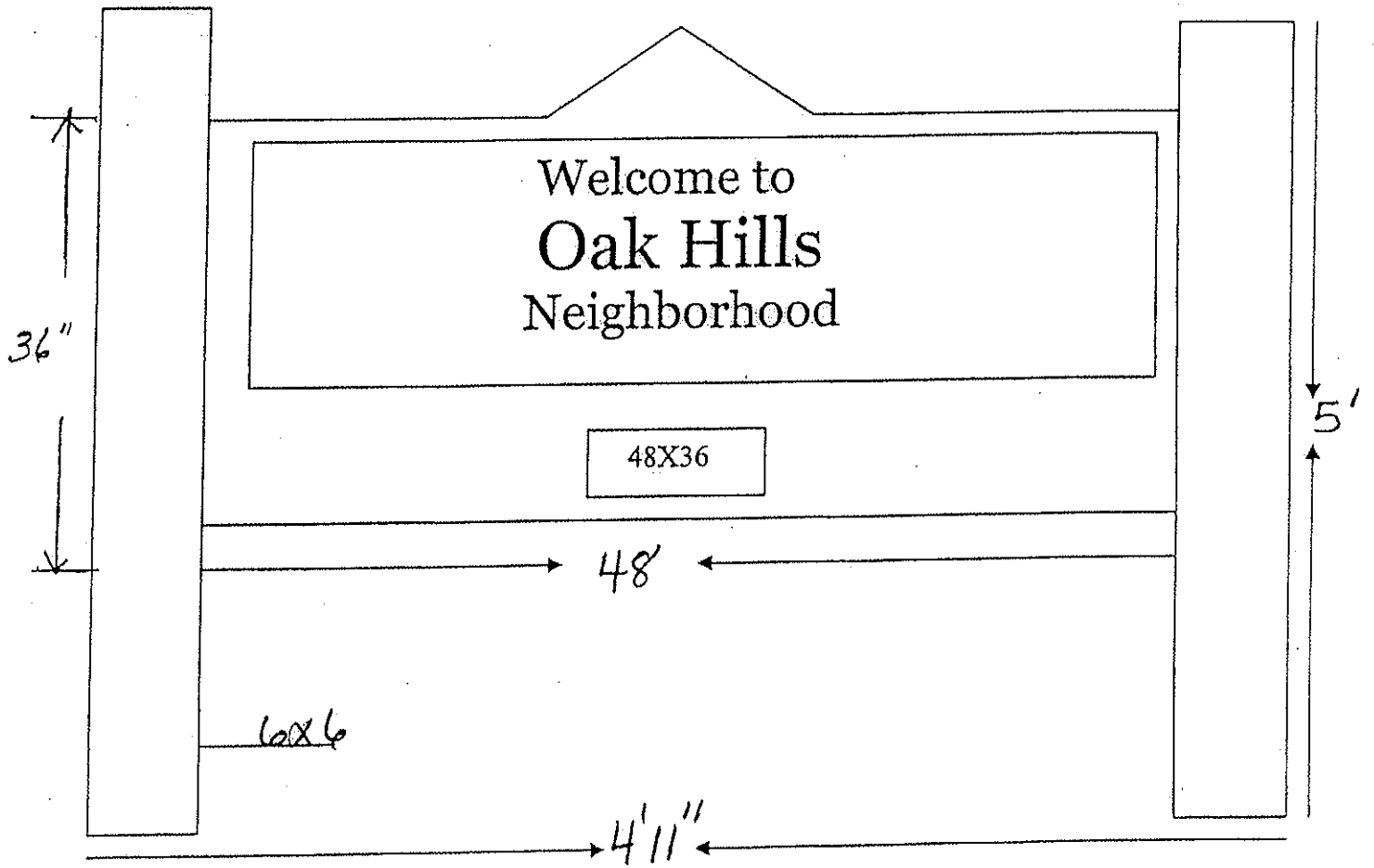


Legend

- Interstates
- Railways
- Roads
- Parcels
- Water Bodies
- cover
- Color 2008 1ft



Scale: 1:2,838



Leavening
Oak Hills
Neighborhood

48X36
Sign

~~36~~"
48"

5'

4' 11"

