

RESOLUTION NO. 26975

A RESOLUTION AUTHORIZING SYLVIA McCOLLUM TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT THE INTERSECTION OF 112 WOODLAND AVENUE FOR THE INSTALLATION OF A SIGNAGE ALONG A PORTION OF SAID RIGHT-OF-WAY, AS SHOWN IN THE MAP AND PHOTOS 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 Sylvia McCollum, (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way located at 112 Woodland Avenue for the installation of a signage along a portion of said right-of-way, as shown in the map and photos 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 signage must meet the minimum elevation requirements as per City codes and standards.

ADOPTED: February 7, 2012

/meb

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), SYLVIA McCOLLUM, (hereinafter "Temporary User"), this 7th day of February, 2012.

For and in consideration of the granting of the temporary usage of the right-of-way located at 112 Woodland Avenue for the installation of a signage along a portion of said right-of-way, as shown in the map and photos attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

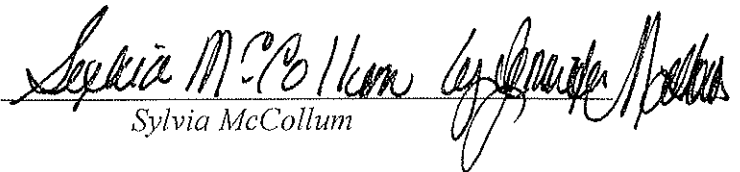
1. Temporary User shall defend, and hold harmless the City of Chattanooga, Tennessee, its officers, agents and employees from any and all claims for damages for injuries to persons or property related to or arising out of the aforementioned temporary use.

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.

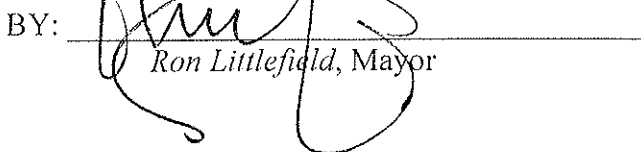
4. The signage must meet the minimum elevation requirements as per City codes and standards.

_____, 2012
Date

BY: 
Sylvia McCollum

CITY OF CHATTANOOGA, TENNESSEE

2/10, 2012
Date

BY: 
Ron Littlefield, Mayor

Memorandum

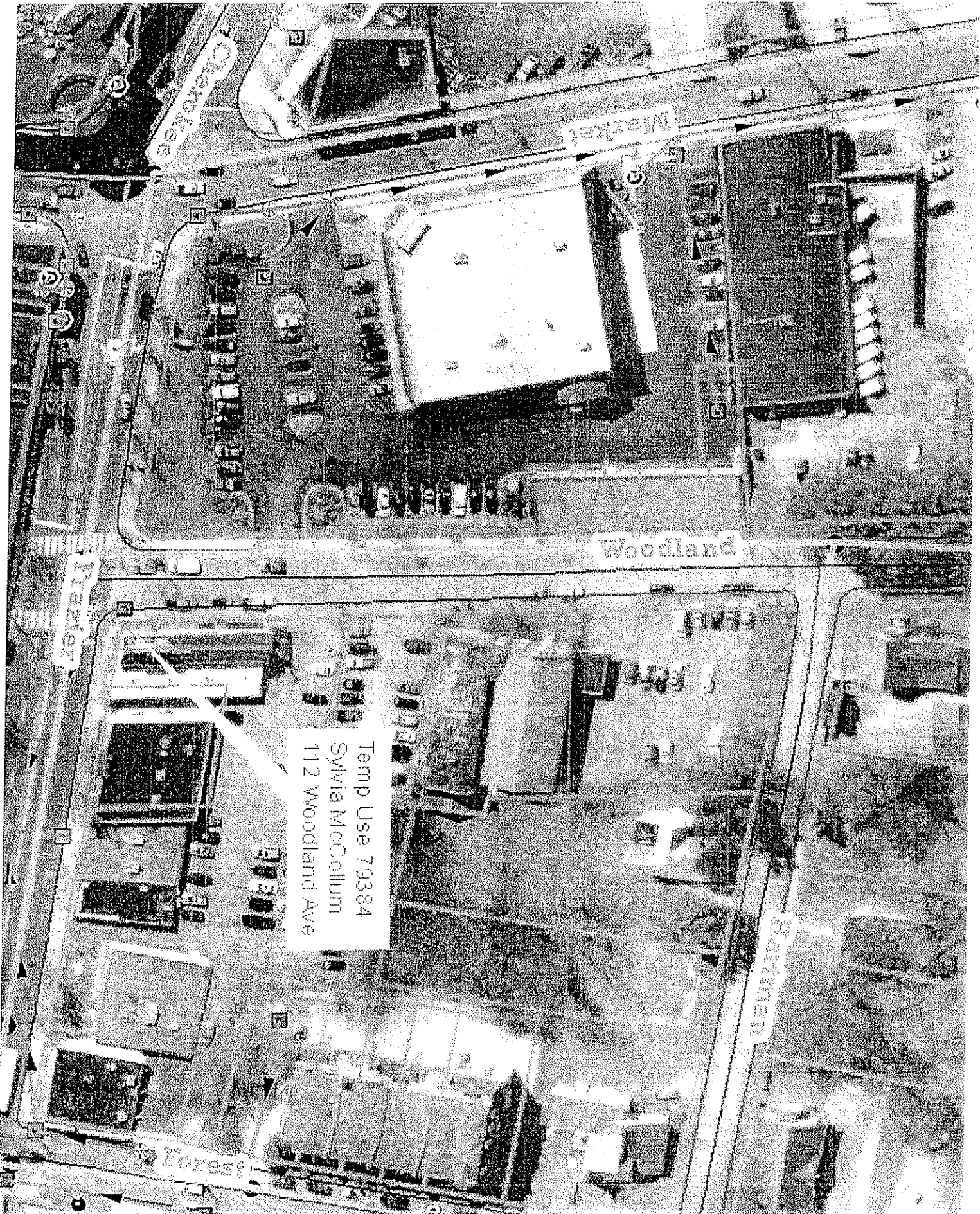
To: Bill Payne
From: Bill Cannon
cc: Dennis Malone
Date: January 12, 2012
Re: Temporary Usage Request #79384
Sylvia McCollum
112 Woodland Ave
Recommendations Regarding Temporary Usage Request

I have completed my review of Ms. McCollum's request regarding the Temporary Usage of the right of way at 112 Woodland Ave. for the installation of signage along a portion of said right-of-way. Please refer to the attached map. My comments are as follows:

- As per the submitted image, the proposed signage dimensions are approximately 17" by 17" and will meet the minimum height requirements above existing grade (sidewalk).
- The sign projects approx. 17 inches into the subject ROW and is not a line of sight issue provided it is installed as per submitted image.

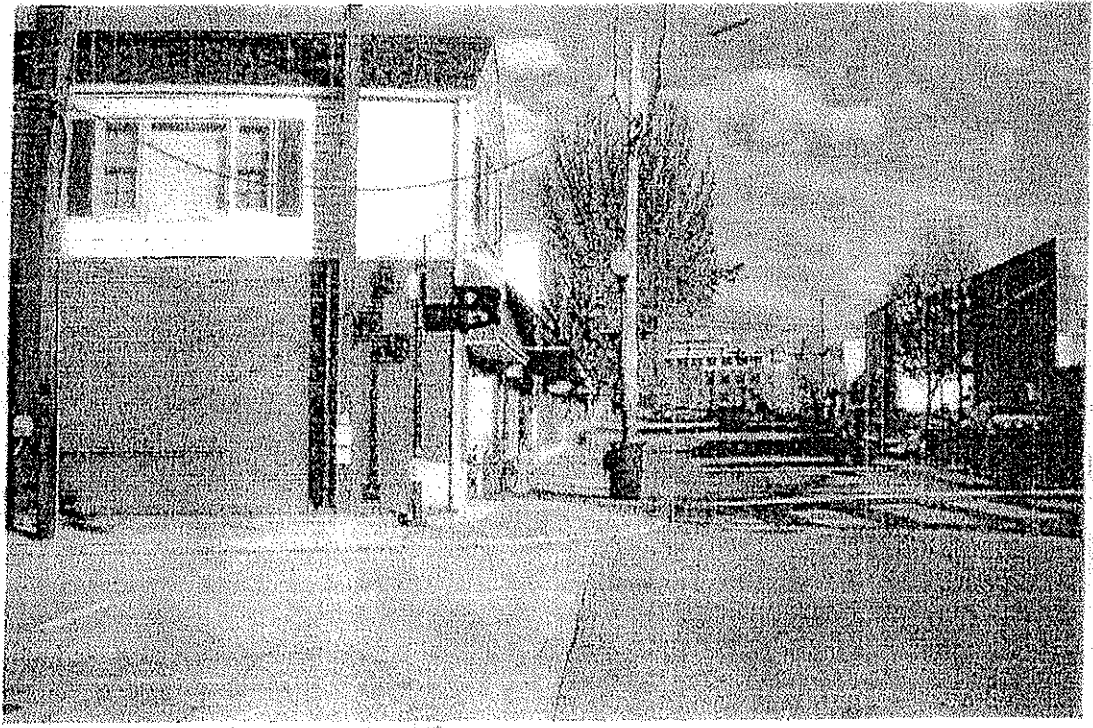
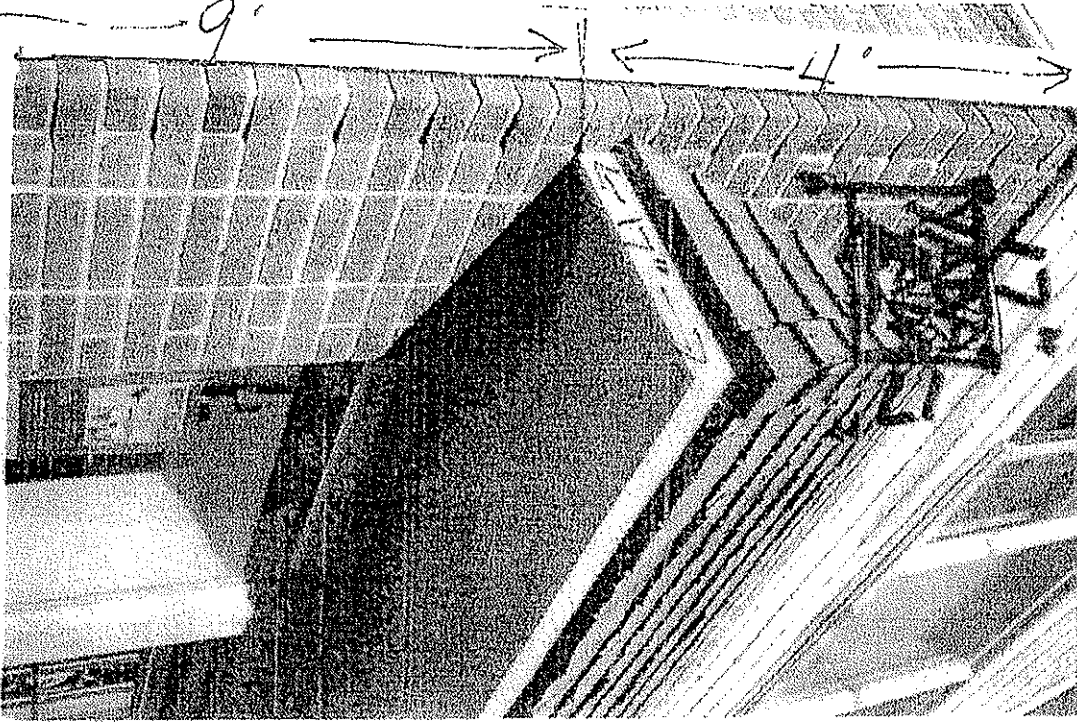
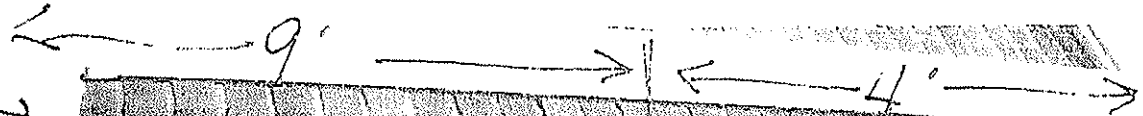
After review, granting this Temporary Usage does not conflict with the Public's interest. Therefore, I recommend that the request for *Temporary Usage be granted subject to the following condition.*

- *The Signage must meet the minimum elevation requirements as per City Codes and Standards.*



Temp Use 793384
Sylvia McCollum
112 Woodland Ave

TO SIDEWALK



112 WOODLANDS AVE

103 FRAZIER AVE

11-16-11 (Date)



For Office Use Only
Technician Signature
Date

William C. Payne, P. E.
 City Engineer
 Development Resource Center
 1250 Market Street, Suite 2100
 Chattanooga, Tennessee 37402

WD# 79384

Re: Request for Temporary Usage

S/R# 563885

CLOSED S/R 11-17-11

Dear Mr. Payne:

This is a request for a temporary usage of ASIGN

RECEIVED
 NOV 17 2011
 STORM WATER

The reason for this request is as follows:

I HAVE A BUSINESS @ 112 WOODLAND AVE & NEED
ASIGN @ CORNER OF WOODLAND & FRAZIER SO
PEDESTRIANS & DRIVERS CAN SEE LOCATION FROM
BOTH DIRECTIONS OF TRAFFIC

In making this request: Temporary User agrees as follows:

1. Temporary User will defend, indemnify, 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 have to agree that reasonable notice shall be deemed to be thirty (30) days to restore the property to substantially the same condition that existed prior to granting the temporary use, including complying with any environmental regulations upon the request of the city to vacate the property and temporary use.
3. Temporary User will provide full access for maintenance of any utilities located within the easement.
4. Temporary User will obtain any and all other permits, variances, or approvals necessary to accommodate the temporary use.
5. Temporary user agrees to maintain the property in the condition equal to or better than the condition at the time the temporary use is granted.
6. If this request is for maintaining wells the applicant will upon satisfactory completion of use as determined by the Tennessee Department of Environment and Conservation, the wells will be abandoned using standard and acceptable practices, which shall include grouting from the bottom to top with a mixture of Portland cement and powdered bentonite and restoring the surface to its original condition as reasonably as possible.

My address and phone number are as follows:

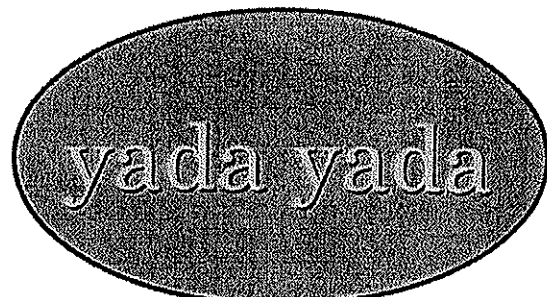
112 WOODLAND AVE
CHATTANOOGA, TN 37403
423-718-6763

(Processing Fee \$110.00)

JENNIFER MATHEWS 11-16-11
 Print Applicant Name Date

SILVIA MCCOLLUM 11-16-11
 Print Owner's Name Date

Sylvia A. McCollum
 Owner's Signature (Required)



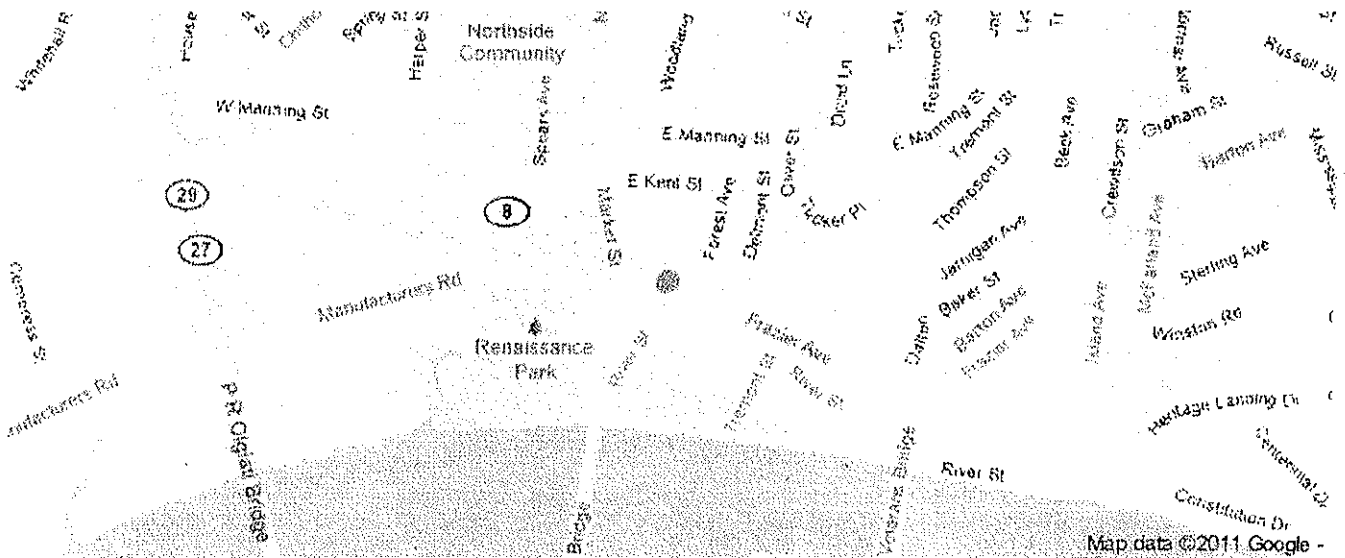
112 Woodland Ave • Chattanooga, TN 37405

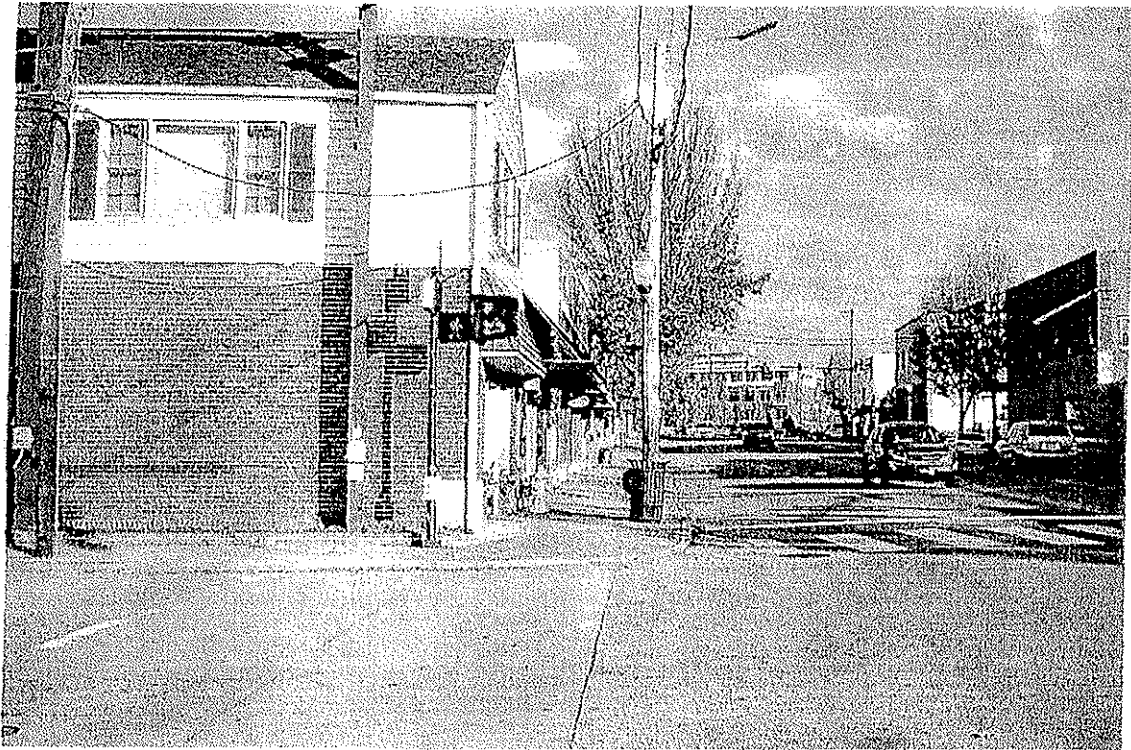
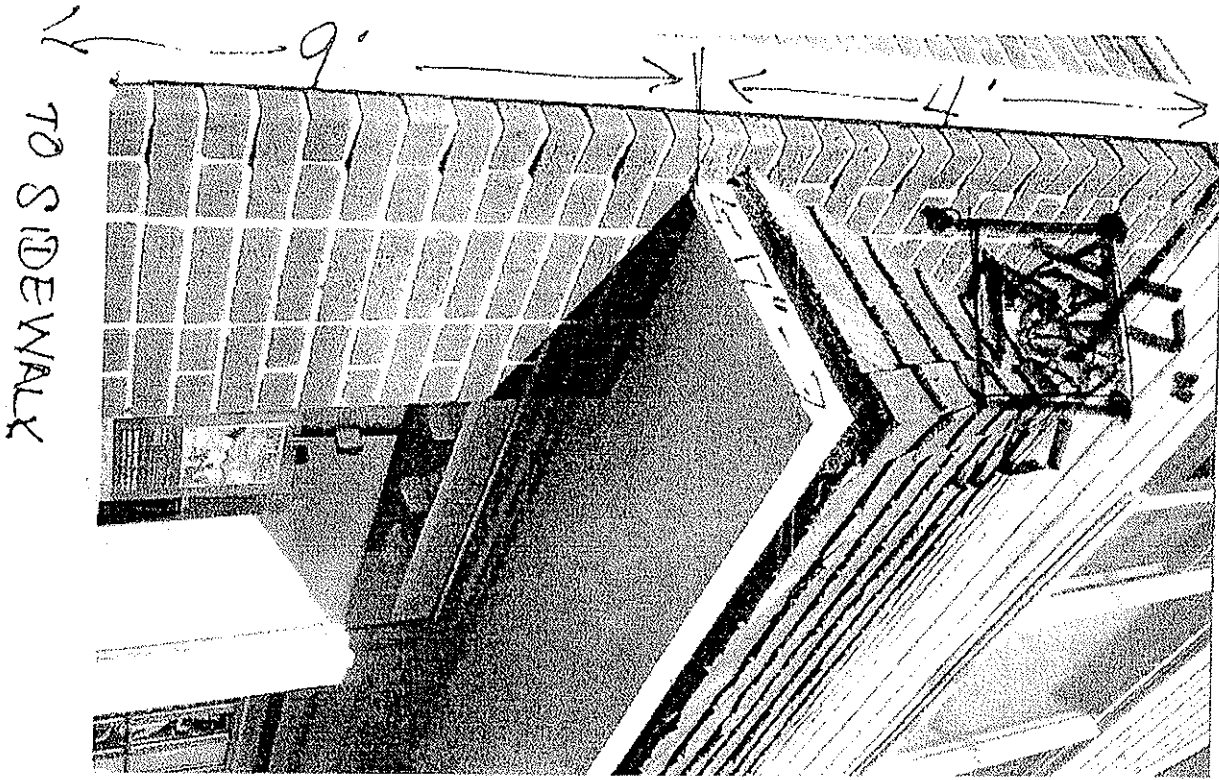
NOTE: This application will not be processed without the owner's signature and a site map/drawing of the location.

NorthShore Chattanooga

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- [Map](#)

● - SHOWS CORNER WHERE SIGN WILL GO.





112 WOODLAND AVE

103 FRAZIER AVE