

RESOLUTION NO. 27297

A RESOLUTION AUTHORIZING TOWER PLACE HOMEOWNERS ASSOCIATION C/O MARY F. EUBANKS TO USE TEMPORARILY THE PORTION OF A RIGHT-OF-WAY LOCATED AT 1701 MARKET STREET AND 4, 6, 8, 10, AND 12 WEST 17<sup>TH</sup> STREET FOR THE INSTALLATION OF AWNINGS, AS SHOWN ON THE MAPS 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 TOWER PLACE HOMEOWNERS ASSOCIATION C/O MARY F. EUBANKS, (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the portion of a right-of-way located at 1701 Market Street and 4, 6, 8, 10, and 12 West 17<sup>th</sup> Street, as shown on the maps 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 proposed awnings must meet the minimum elevation requirements as per City Codes and Standards.

ADOPTED: November 6, 2012

/mms

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and TOWER PLACE HOMEOWNERS ASSOCIATION C/O MARY F. EUBANKS (hereinafter "Temporary User"), this 6th day of NOVEMBER, 2012.

For and in consideration of the granting of the temporary usage of the portion of a right-of-way located at 1701 Market Street and 4, 6, 8, 10, and 12 West 17<sup>th</sup> Street, as shown on the maps 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 proposed awnings must meet the minimum elevation requirements as per City Codes and Standards.

TOWER PLACE HOMEOWNERS  
ASSOCIATION

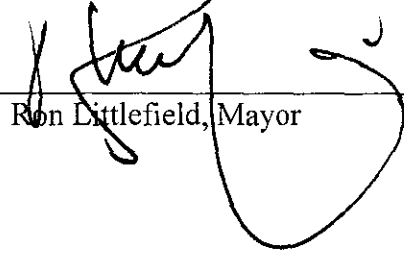
Nov. 8, \_\_\_\_\_, 2012  
Date

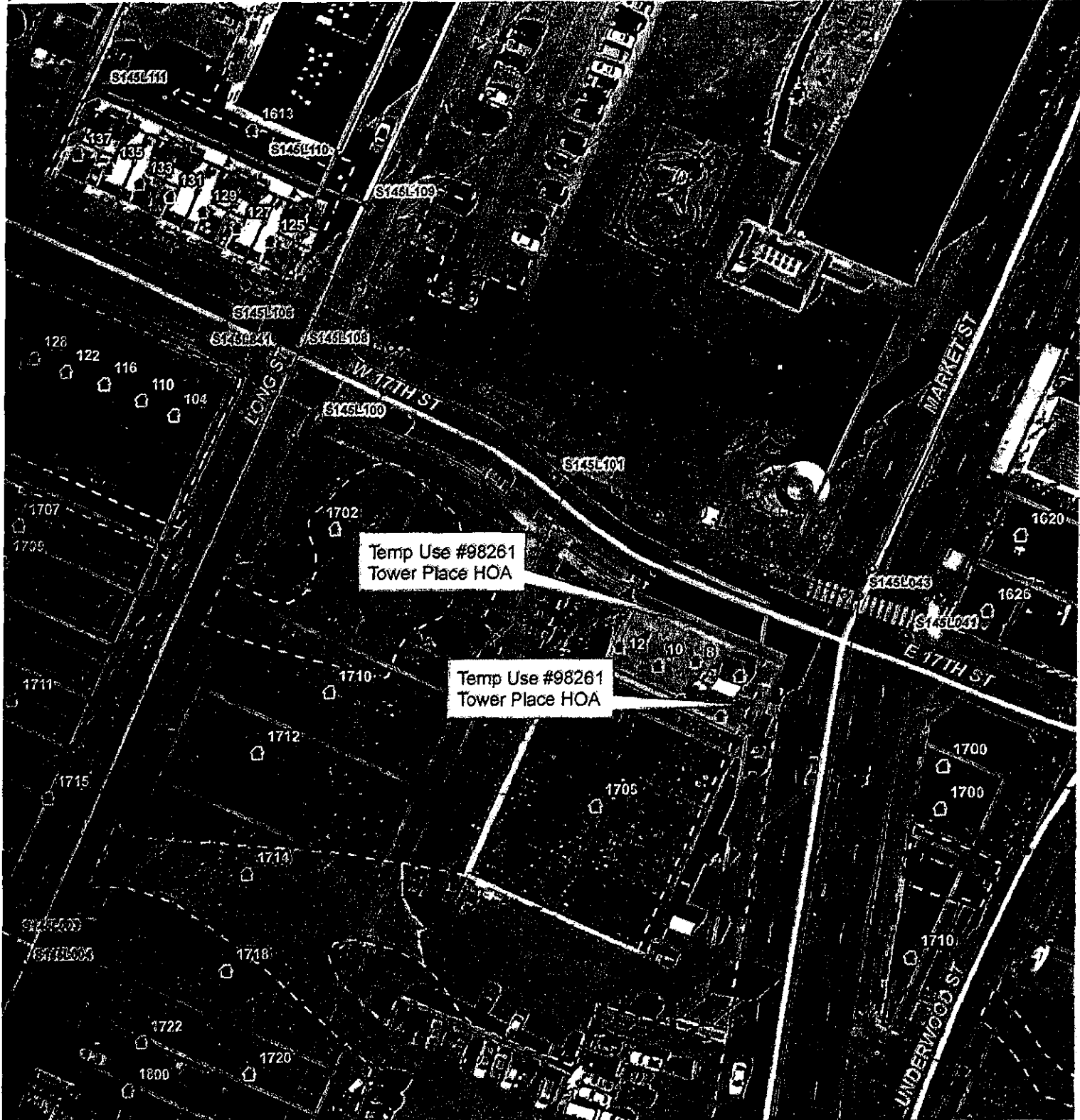
BY: Mary F. Eubanks  
Mary FEubanks

CITY OF CHATTANOOGA, TENNESSEE

Date 11/8, 2012

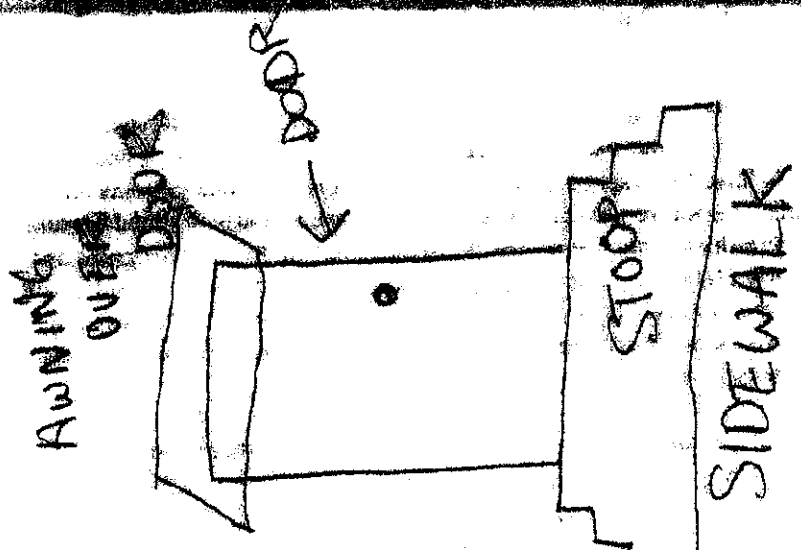
BY:

  
Ron Littlefield, Mayor



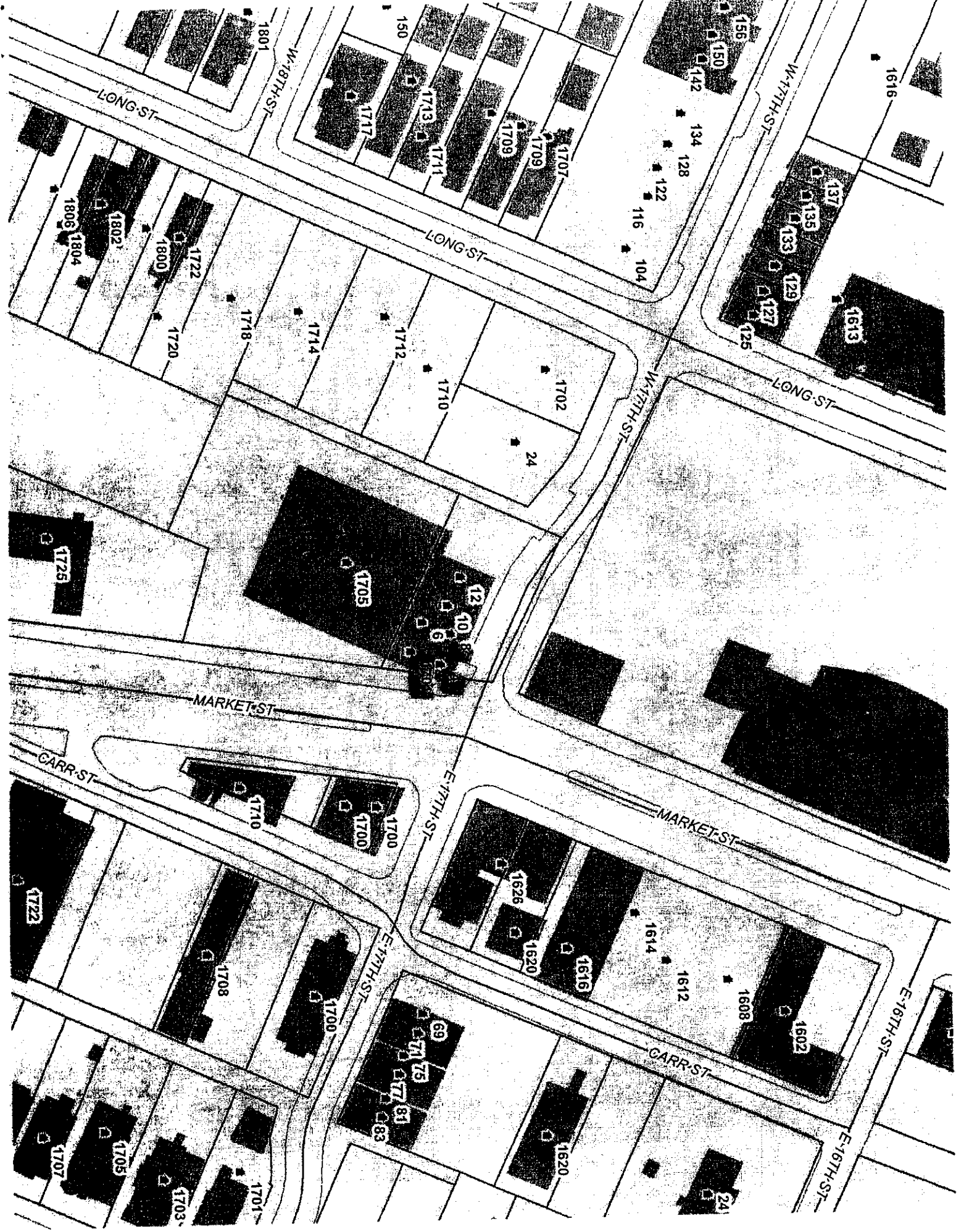
Temp Use #98261  
Tower Place HOA

Temp Use #98261  
Tower Place HOA



WITH ST  
CHATT 37408  
423-475-6635





LONG ST

W-187TH ST

W-177TH ST

LONG ST

LONG ST

W-177TH ST

MARKET ST

MARKET ST

GARR ST

E-177TH ST

MARKET ST

E-167TH ST

GARR ST

E-167TH ST

1801

150

156

150

1616

1802

1800

1722

1720

1718

1714

1712

1710

1702

24

1806

1804

1725

1705

12

10

8

142

134

128

122

116

104

137

135

133

129

127

125

1613

1710

1700

1700

1710

MARKET ST

1626

1620

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1614

1612

1608

1602

1722

1708

1700

69

71

73

77

81

83

1620

24

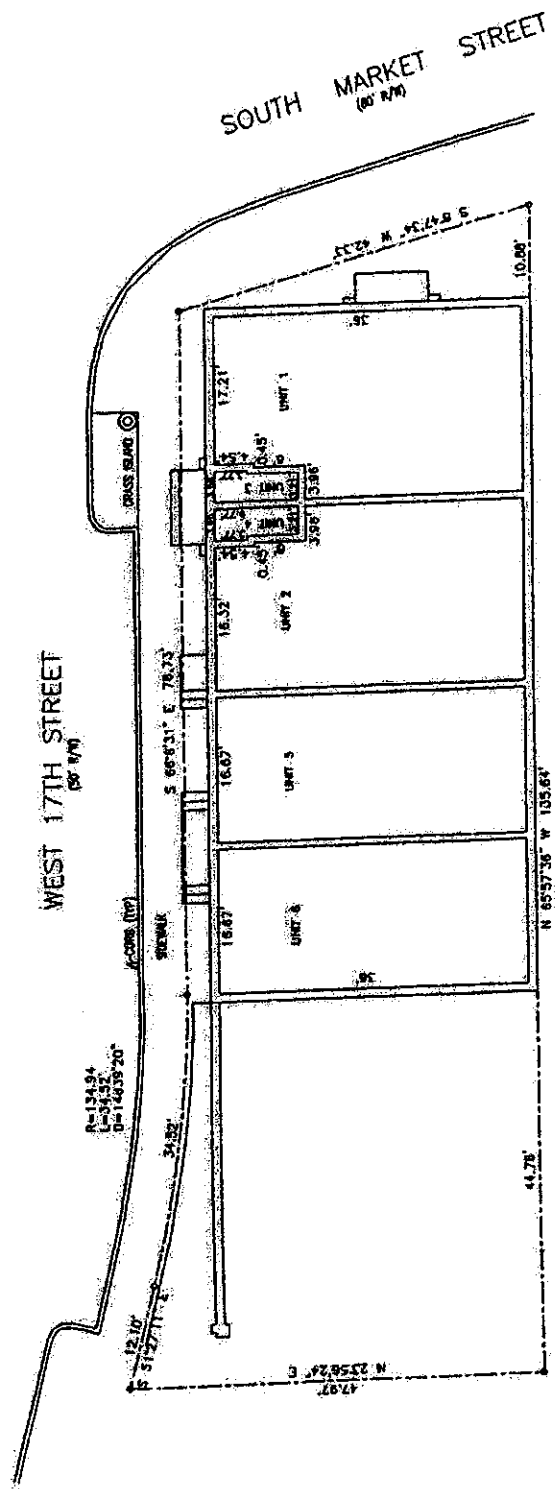
1703

1705

1707

1701





# FIRST FLOOR

1701 MARKET STREET  
 PARCEL 145LD - B - 102  
 PART OF LOTS 3, 4, 5, 60, 61, CENTRAL REALTY CO. SUBDIVISION  
 FOR SALE - 2,013 SQ. FT. NO BR. BRK. - 20' 0\"/>