RESOLUTION NO. 27412

A RESOLUTION AUTHORIZING COMMUNITY PIE C/O TAYLOR MOHEN TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 850 MARKET STREET FOR THE INSTALLATION OF TWO LIGHTED SIGNS AT A COMMERCIAL ESTABLISHMENT, 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 COMMUNITY PIE C/O TAYLOR MOHEN, (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way located at 850 Market Street for the installation of two lighted signs at a commercial establishment, 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 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.

ADOPTED:	February	12	_, 2013
/mms			

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and COMMUNITY PIE C/O TAYLOR MOHEN (hereinafter "Temporary User"), this 12th day of FEBRUARY 2013.

For and in consideration of the granting of the temporary usage of the right-of-way located at 850 Market Street for the installation of two lighted signs at a commercial establishment, 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:

- Temporary User shall defend, and hold harmless the City of Chattanooga, 1. 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.
- Temporary User shall provide adequate access for maintenance of any utilities 3. located within the easement.

Taylor **M**ohen

COMMUNITAY PIE

CITY OF CHATPANOOGA, TENNESSEE

Littlefield, Mayor

OPPOSITE SIDE VIEW \$ 2109 LAFAYETTE RD. • FT. OGLETHORPE, GA 30742 • PH: (706) 868-7999 • SALES FX: (706) 866-4400 1" SQ. TUBING WELDED TO TOP OF CABINET GOOSENECK LIGHTS -3" SQ. STEEL TUBING 15" C/C 12" 10" DOUBLE FACED ALUMINUM CABINET MOUNTED TO BUILDING. K-STEEL PLATE ė 7/16"HOLE FOR 3/8" BOLT VSI PRINTS: 28200-1R EXTERNAL ILLUMINATION BY GOOSE NECK LIGHTS. -BLUE PM5 #303C PLUE PIAS #303C RED PMS #485C DISTRESSED RED PMS #485C DISTRESSED 3-0 PLACK OUTLINE ALUMINUM FACE W/ YINYL-& PAINTED GRAPHICS SCALE: 1" = 1'-0" COMMUNIT PIE: .40 |<u>......|</u> "L <u>.82</u> BACKGROUND COLOR: SEE DETAIL "NOTE: RED SECTIONS OF BACKGROUND TO HAVE A DISTRESSED APPEARANCE AJ HAS SAMPLES: INITIAL TIME CHANGE ORDER # A B C D E F This Product is Linked by Aventiers LABONATCHES INC. (II) ADDRESS: 850 MARKET STREET LOC.: CHATTANOOGA, TN BY: NR S. F. LENGTH: SALESPERSON: A. KARPY COPY & FLAME: WHITE #6650 JOB: COMMUNITY PIE TUBING & PLATES: BLACK BINET COLOR: BLACK SPECIAL INSTRUCTIONS: PRINT#: 28200-1 **DATE: 12/6/12** PASCIA COLOR RELEASED VOLTAGE SHIP/TRIP OPENING INSTALL **TARGET** TIMES S

