

RESOLUTION NO. 27841

A RESOLUTION AUTHORIZING W. ERIC SCHWIETER TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 428 EAST M.L. KING BOULEVARD FOR THE INSTALLATION OF TWO (2) STANDARD FABRIC AWNINGS TO PROTECT ENTRY DOORS OF THE BUILDING, AS SHOWN ON THE MAP AND PHOTO 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 W. ERIC SCHWIETER, (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way located at 428 East M.L. King Boulevard for the installation of two (2) standard fabric awnings to protect entry doors of the building, as shown on the map and photo 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 may execute the Indemnification Agreement prior to the granting of a temporary use by the City Council provided that any obligation to Indemnify and hold the City of Chattanooga, its officers, agents and employees harmless for any claims for damages for injuries to persons or property shall be void if the Temporary Use is not granted to applicant by the Chattanooga City Council. Temporary User agrees to comply with all terms and conditions of the Indemnification Agreement in the event a temporary use is granted by the City Council.
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. Each awning from its base to the top of the existing surface/sidewalk is to meet the minimum elevation requirements per City Codes and Standards.

ADOPTED: April 22, 2014

/mem

## INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and W. ERIC SCHWIETER (hereinafter "Temporary User"), this 22nd day of April, 2014.

For and in consideration of the granting of the temporary usage of the right-of-way located at 428 East M.L. King Boulevard for the installation of two (2) standard fabric awnings to protect entry doors of the building, as shown on the map and photo attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

1. Temporary User may execute the Indemnification Agreement prior to the granting of a temporary use by the City Council provided that any obligation to Indemnify and hold the City of Chattanooga, its officers, agents and employees harmless for any claims for damages for injuries to persons or property shall be void if the Temporary Use is not granted to applicant by the Chattanooga City Council. Temporary User agrees to comply with all terms and conditions of the Indemnification Agreement in the event a temporary use is granted by the City Council.

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. Each awning from its base to the top of the existing surface/sidewalk is to meet the minimum elevation requirements per City Codes and Standards.

04/22/, 2014  
Date

BY:   
W. Eric Schwieter

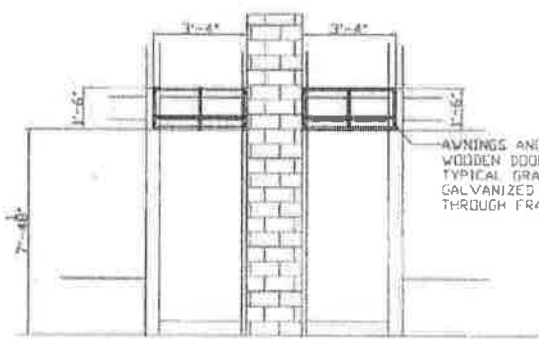
CITY OF CHATTANOOGA, TENNESSEE

4-22-14, 2014  
Date

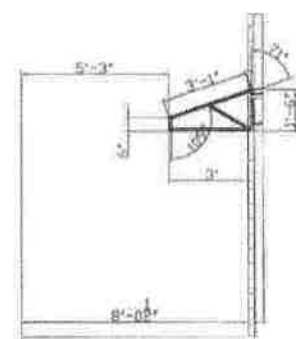
BY:   
Andy Berke, Mayor

**W/Eric Schwieter/Custom Canvas Awnings  
Temporary Usage: 428 East Martin Luther King Blvd  
Two awnings at building entrances**

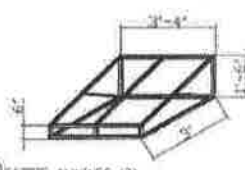




1 FABRIC AWNINGS (2)  
ELEVATION



2 FABRIC AWNINGS (2)  
SECTION



3 FABRIC AWNINGS (2)  
ISOMETRIC

Office - 629-5105  
Cell - 384-9903  
E.M.L. King Blvd  
(Miss. in Grill)

GENERAL  
1) COMP  
FRAM  
COVER  
AWNING  
FASTNER



AND 1" STEELSTITCH STAPLE-IN EXTRUSION  
OR BLACK  
FABRIC COVERING ENDS OF FRAME  
TYPICAL SCREW INTO WOOD DOOR FRAMING

- 2) CHECK TO ENSURE DIMENSIONS SHOWN ARE CORRECT WITH FIELD MEASUREMENTS. ONE SET OF APPROVED SHOP DRAWINGS MUST BE RETURNED PRIOR TO RELEASE OF AWNING FOR FABRICATION.
- 3) THE STRUCTURE IS NOT DESIGNED TO BE ENCLOSED IN ANY WAY. THE STRUCTURE HAS NOT BEEN DESIGNED TO RESIST LATERAL LOADS WHICH SHOULD BE IMPOSED BY WIND LOADS ON ENCLOSURE WALL.
- 4) DISSIMILAR METALS MUST BE SEPARATED BY PAINTING WITH BITUMINOUS PAINT OR OTHER ACCEPTABLE COATING OR NEOPRENE GASKET MATERIAL TO PREVENT GALVANIC ACTION.
- 5) IT IS THE RESPONSIBILITY OF OTHERS TO CHECK THE ADEQUACY OF THE EXISTING BUILDING WALLS TO ASSURE THAT IT WILL RESIST IMPOSED LOADS.
- 6) SNOW DRIFT AND/OR SLIDING SNOW LOADS HAVE NOT BEEN TAKEN INTO CONSIDERATION. IF THERE IS ANY CHANGE OF SNOW DRIFT AND/OR SLIDING SNOW LOADS ON THE AWNING, CUSTOMER WILL HAVE TO PROVIDE REQUIRED INFORMATION (BUILDING DIMENSIONS) AND RETURN DRAWINGS FOR REQUOTE AND REDESIGN.



STEELSTITCH EXTRUSION  
FABRICATED, WOODEN WALL  
AND BRACE, FLOOR OR WALL  
BRACKET, WINDOW, DOOR, ETC.

428 E. M.L. KING  
CHATTANOOGA, TENNESSEE

DR. E. M. KING, JR.  
CHATTANOOGA, TN 37403  
LOCAL 805-3827

PROJECT NUMBER	056-999
SCALE	NONE
AUTOMATIC FILE	22-04100-2004
DATE DRAWN	22-04100-2004
DRAWN BY	SCHWENK
CHECKED BY	SCHWENK
APPROVED BY	SCHWENK
PROJECT/TITLE	FABRIC AWNING - DETAILS
AWNING NUMBER	AWNING-100