

RESOLUTION NO. 27852

A RESOLUTION AUTHORIZING VINE DEVELOPMENT, LLC C/O ADAM GREEN TO USE TEMPORARILY THE RIGHT-OF-WAY FOR STORMWATER DETENTION FACILITIES AND A FIRE VAULT, 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 VINE DEVELOPMENT, LLC C/O ADAM GREEN, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way for stormwater detention facilities and a fire vault, 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 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. The temporary usage will be in effect until the franchise becomes operative or for a maximum of one hundred twenty (120) days, whichever comes first.

5. During the franchise agreement process that is required and that will follow, the Temporary User will submit additional drawings and/or details for the department's determination on the effect to the sidewalk of the installation of this fire vault. Those details should include but not necessarily be limited to, section drawings, material callouts, etc., for city approval.

ADOPTED: April 29, 2014

/mem

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and VINE DEVELOPMENT, LLC C/O ADAM GREEN (hereinafter "Temporary User"), this 21st day of April 2014, 2014.

For and in consideration of the granting of the temporary usage of the right-of-way for stormwater detention facilities and a fire vault, 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:

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. The temporary usage will be in effect until the franchise becomes operative or for a maximum of one hundred twenty (120) days, whichever comes first.

5. During the franchise agreement process that is required and that will follow, the Temporary User will submit additional drawings and/or details for the department's determination on the effect to the sidewalk of the installation of this fire vault. Those details should include but not necessarily be limited to, section drawings, material callouts, etc., for city approval.

VINE DEVELOPMENT, LLC

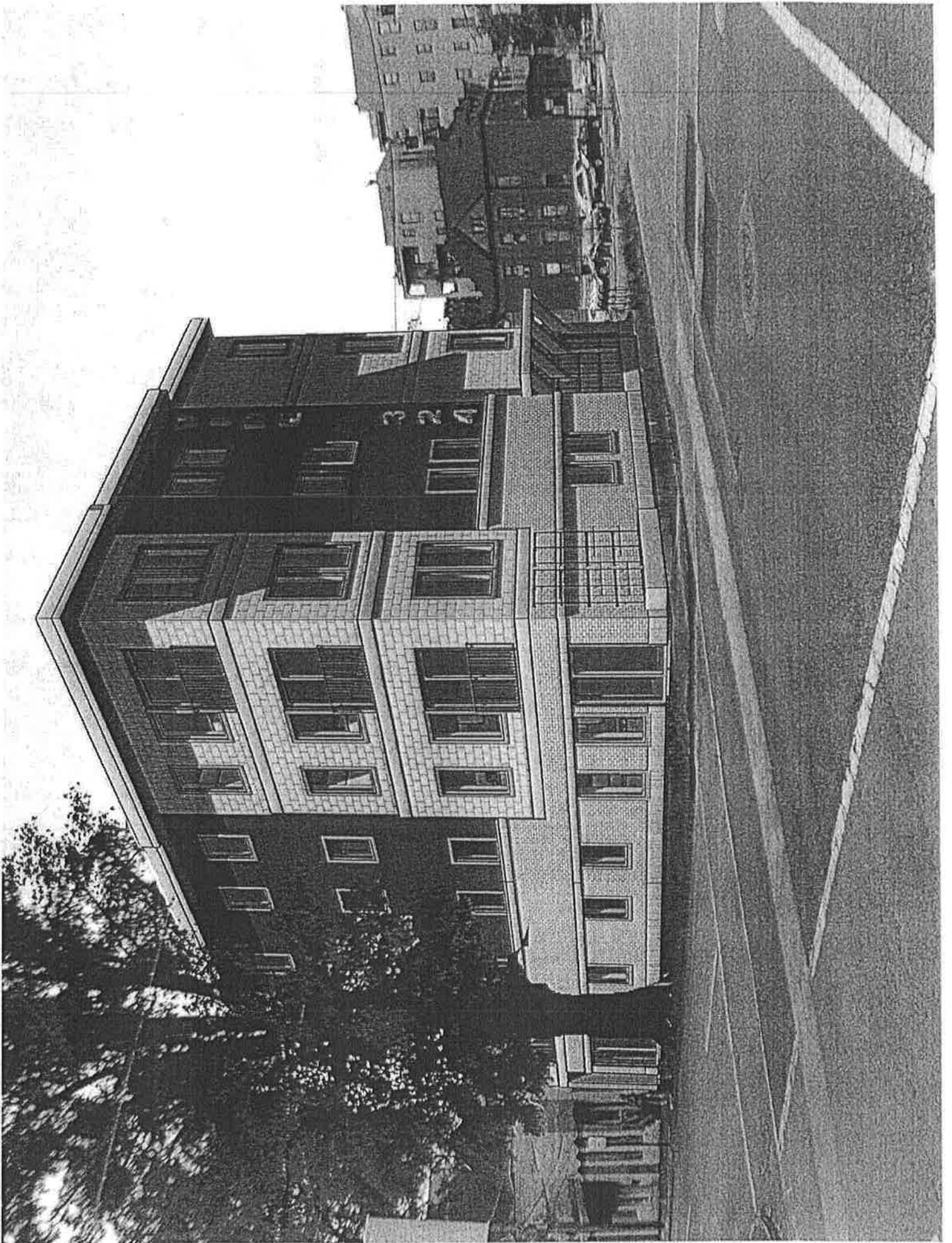
4/24/14, 2014
Date

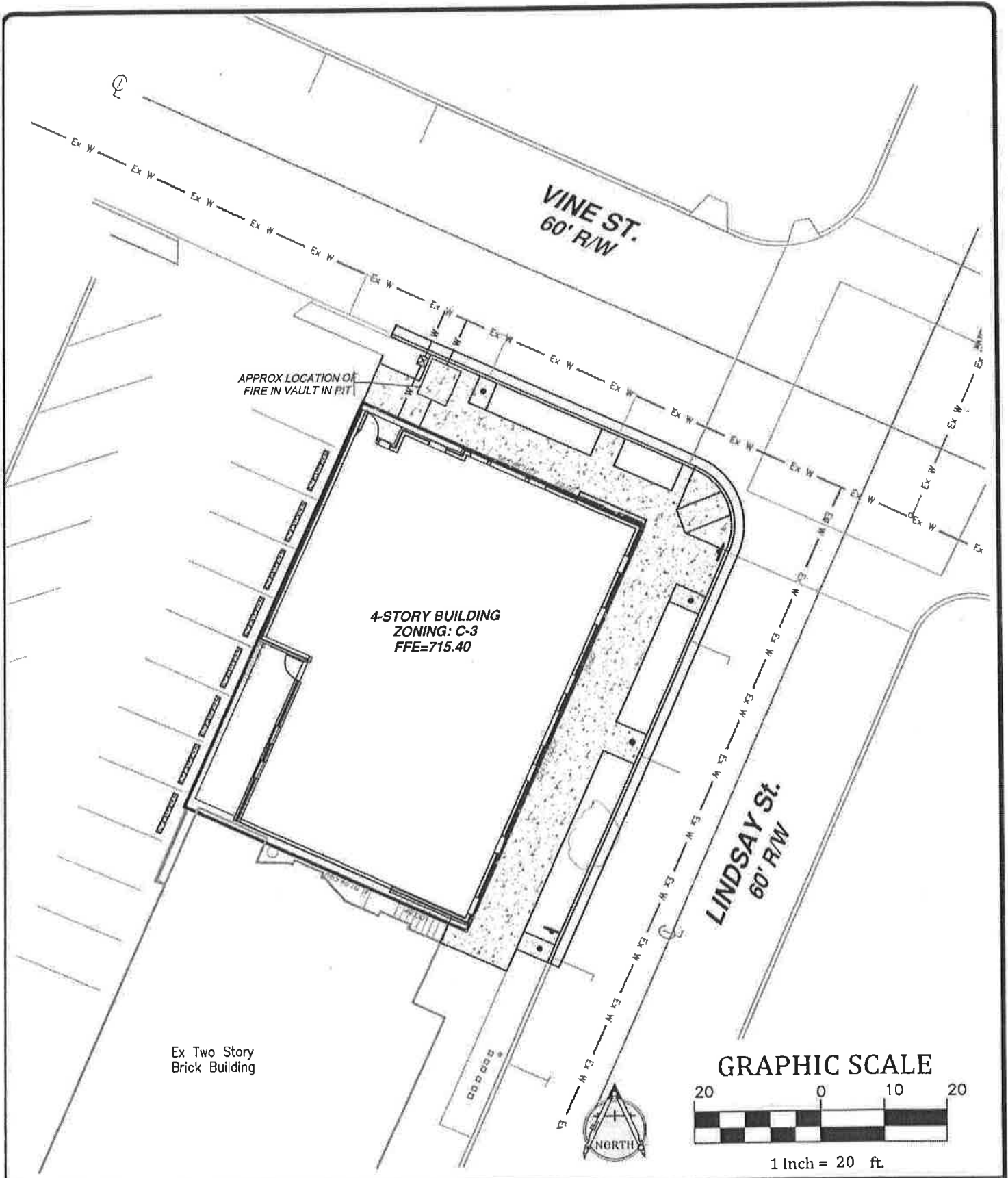
BY: 
Adam Green

CITY OF CHATTANOOGA, TENNESSEE

4-22-14, 2014
Date

BY: 
Andy Berke, Mayor





AD ENGINEERING SERVICES, INC.

COMPLETE ENGINEERING & DESIGN SERVICES

651 E. 4th Street, Suite 407
Chattanooga, TN 37403
PH: (423) 266-3501 FAX: (423) 266-3286

324 Vine Street.
Chattanooga, TN

TEMPORARY USE OF RIGHT OF WAY AND
FRANCHISE AGREEMENT APPLICATIONS

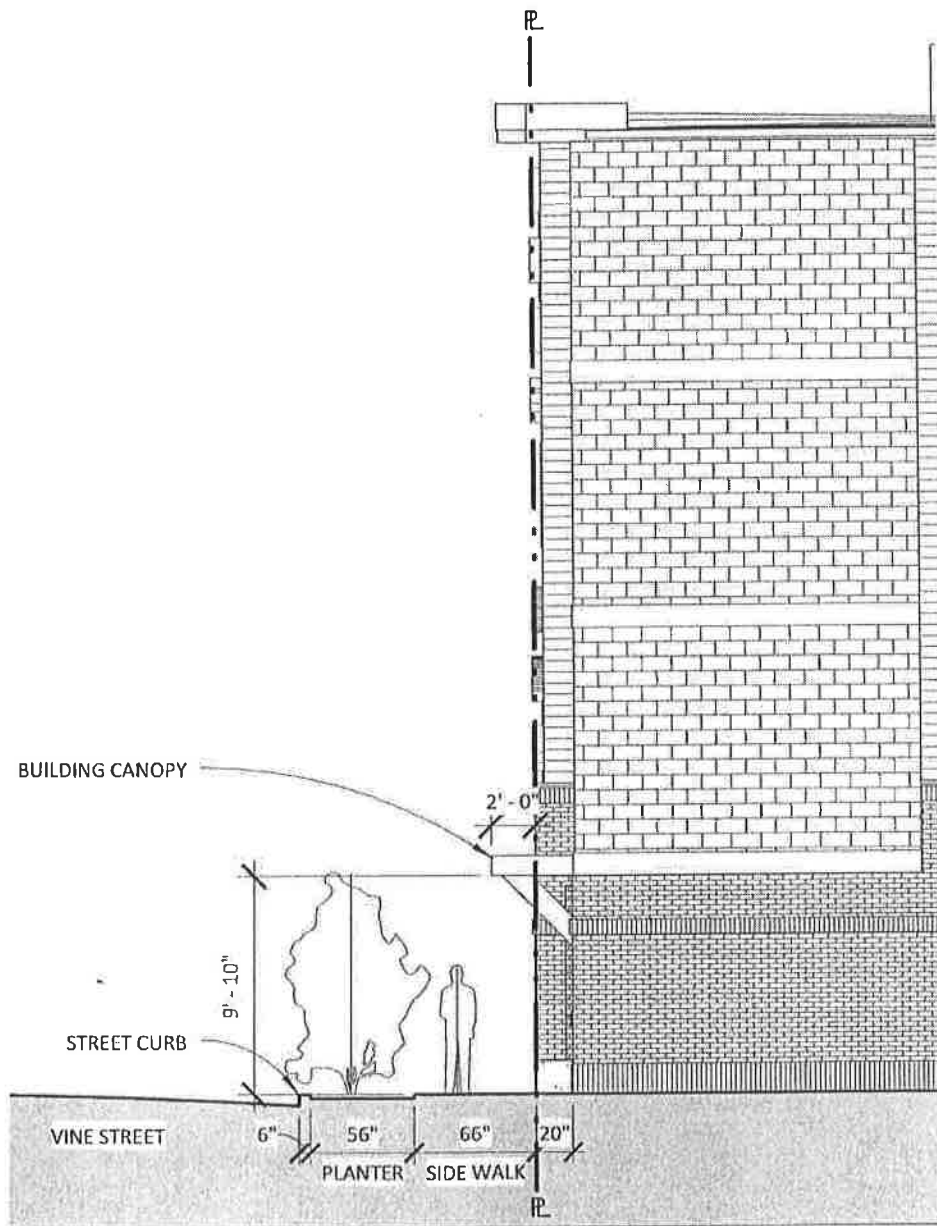
SCALE: 1"=20'

DATE: 04/15/2014

DRAWN BY: DJS

CHECKED BY: ASD

JOB NO: 13188



1 Vine Street West
 1/8" = 1'-0"



METHOD ARCHITECTURE

www.method-architecture.com

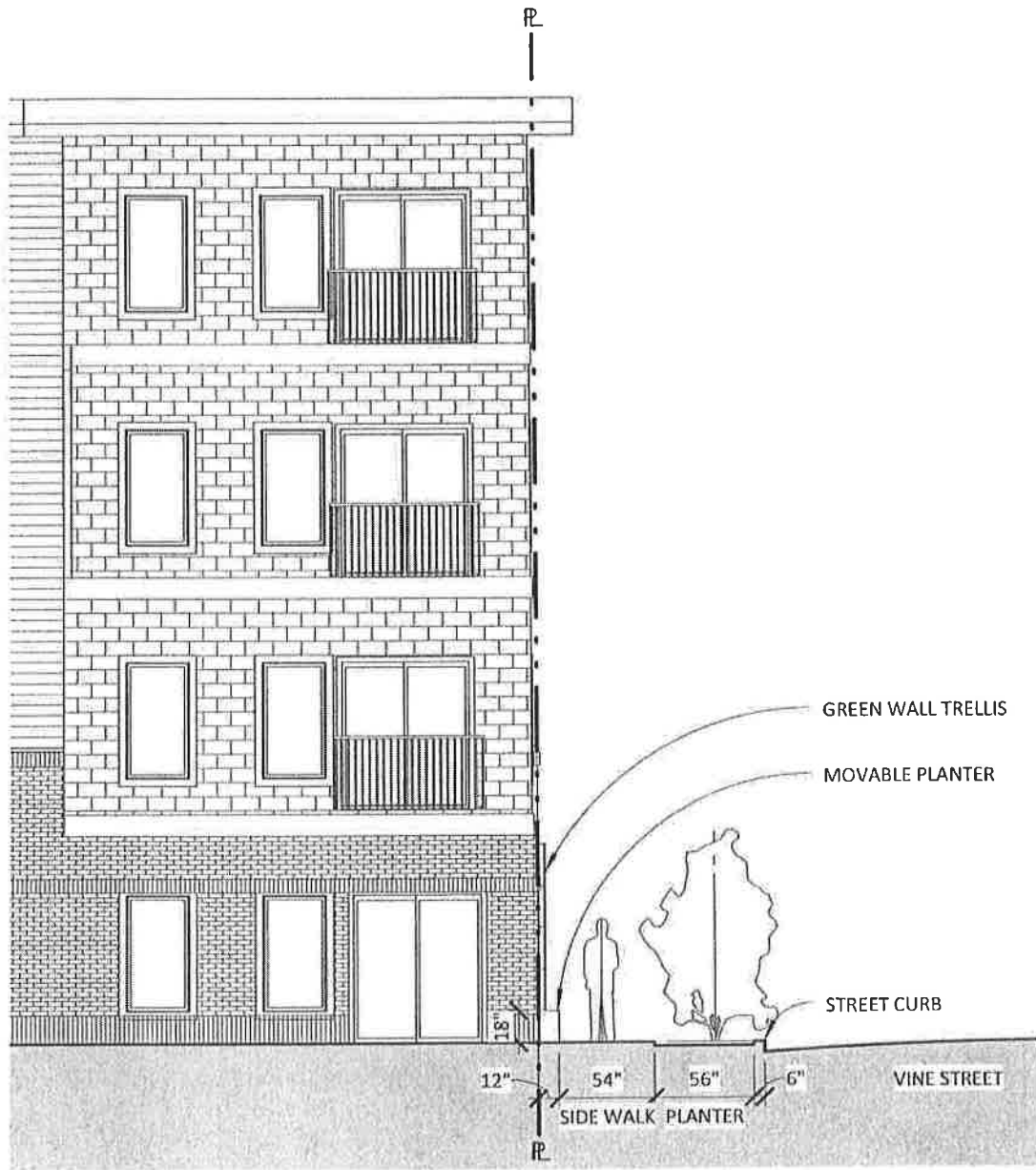
VINE 324

VINE STREET WEST


Project number	14104
Date	03/11/14
Drawn by	TMB
Checked by	TMB

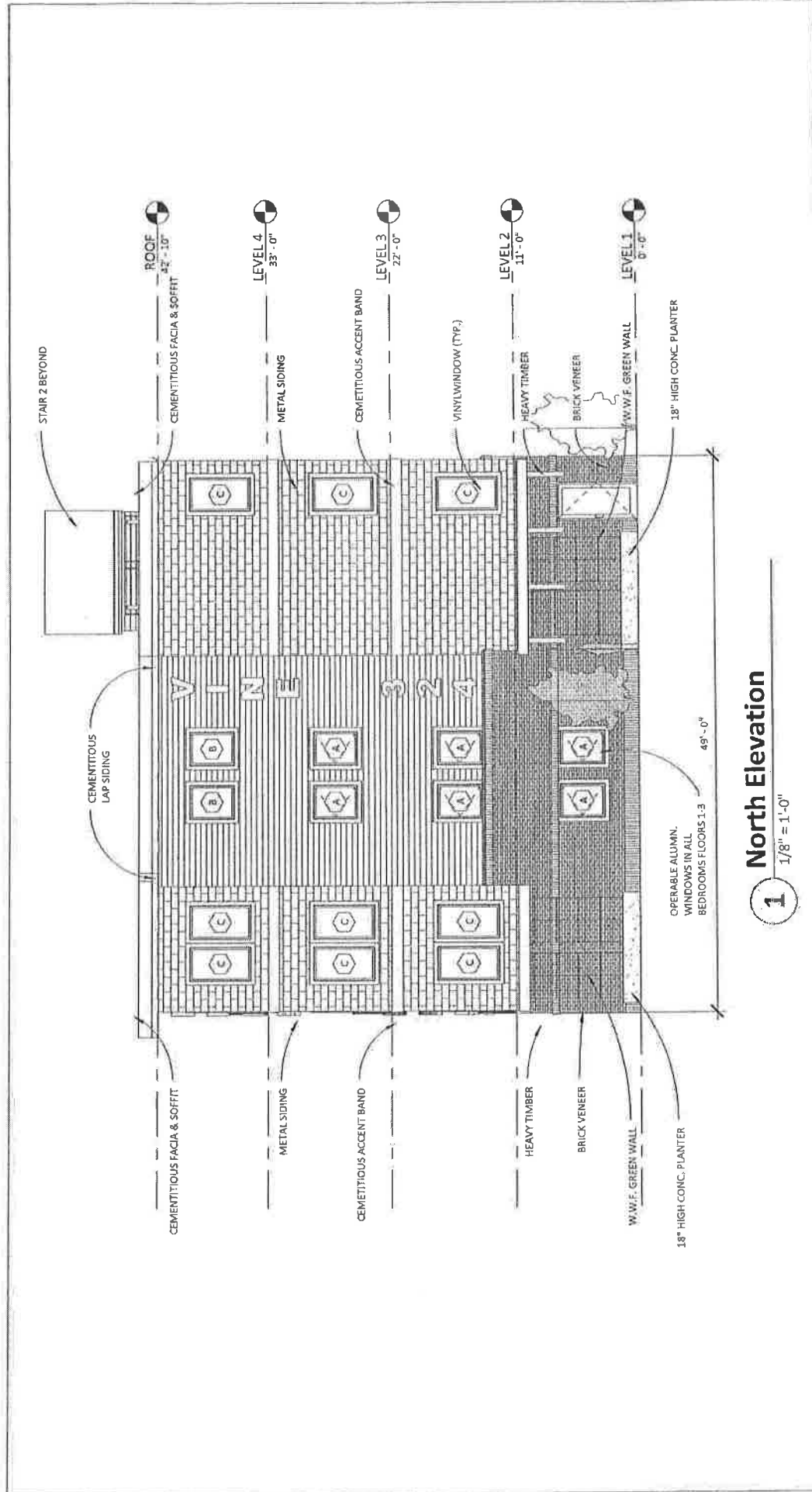
SK-2

Scale 1/8" = 1'-0"



1 Vine Street East
 1/8" = 1'-0"

 METHOD ARCHITECTURE <small>www.method-architecture.com</small>	<h1>VINE 324</h1>	<h2>VINE STREET EAST</h2>								
		<table border="1" style="width: 100%;"> <tr> <td>Project number</td> <td>14104</td> <td rowspan="4" style="text-align: center; vertical-align: middle;"> <h1>SK-1</h1> </td> </tr> <tr> <td>Date</td> <td>03/11/14</td> </tr> <tr> <td>Drawn by</td> <td>TMB</td> </tr> <tr> <td>Checked by</td> <td>TMB</td> </tr> </table>	Project number	14104	<h1>SK-1</h1>	Date	03/11/14	Drawn by	TMB	Checked by
Project number	14104	<h1>SK-1</h1>								
Date	03/11/14									
Drawn by	TMB									
Checked by	TMB									



1 North Elevation
1/8" = 1'-0"

NORTH ELEVATION	
Project number	14104
Date	03/11/14
Drawn by	TMB
Checked by	TMB
Scale 1/8" = 1'-0"	

No.	Description	Date

Owner: Green Real Estate Group, LLC
VINE 324

METHOD ARCHITECTURE
www.method-architecture.com