

RESOLUTION NO. 28929

A RESOLUTION AUTHORIZING EDWARD KEITH SUTPHIN, PROPERTY OWNER, TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT LOT 5, BLOCK 25, GUILD TRAIL FOR THE PURPOSE OF IMPROVING THE UNOPENED RIGHT-OF-WAY FOR CONSTRUCTION ACCESS, AS SHOWN ON THE MAPS 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 EDWARD KEITH SUTPHIN, PROPERTY OWNER, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way located at Lot 5, Block 25, Guild Trail for the purpose of improving the unopened right-of-way for construction access, as shown on the maps attached hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED, That said temporary usage shall be subject to the following conditions:

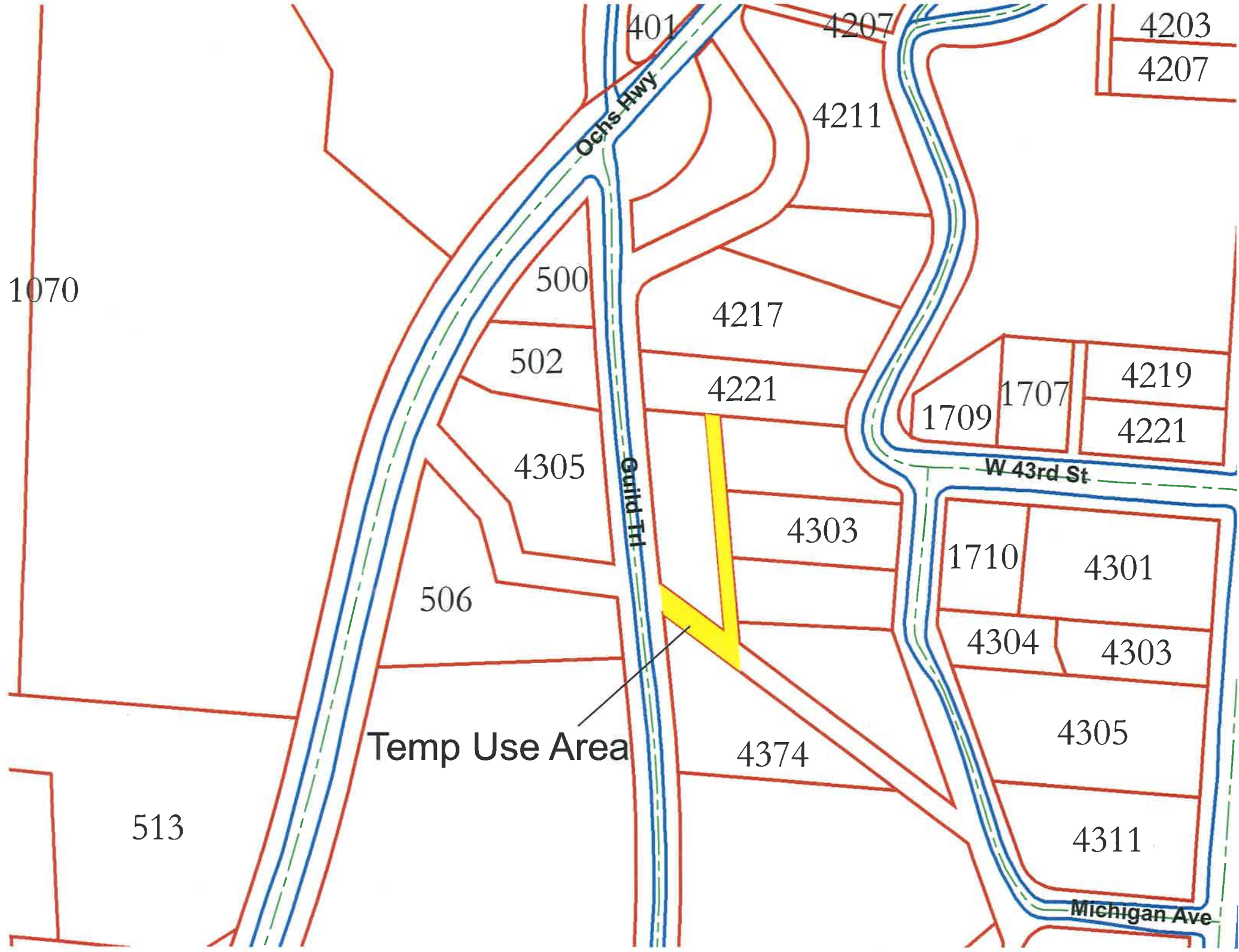
1. Temporary User may execute the Indemnification Agreement prior to the granting of a temporary use by the City Council provided that any obligation to Indemnify and hold the City of Chattanooga, its officers, agents and employees harmless for any claims for damages for injuries to persons or property 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. The right-of-way shall be improved for public access.
4. The right-of-way shall be paved for the first twenty (20') feet behind the driveway apron.
5. The driveway apron shall follow the latest City standards.
6. Installation must meet all City of Chattanooga codes and standards.
7. Temporary User shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office.
8. Temporary User shall provide adequate access for maintenance of any utilities located within the easement, is responsible for verifying all utility locations within the subject area prior to initiating the agreed usage, as well as the protection of said utilities for the duration of this permit.

ADOPTED: February 14, 2017

/mem



Ochs Hwy

Guild Tr

W 43rd St

Michigan Ave

Temp Use Area

401

4207

4203

4207

4211

1070

500

4217

502

4221

1707

4219

1709

4221

4305

4303

1710

4301

506

4304

4303

513

4374

4305

4311