

RESOLUTION NO. 25009

A RESOLUTION AUTHORIZING JAMES AND GWENDOLYN LOVE TO USE TEMPORARILY AN UNOPENED ALLEY LOCATED ON THE WEST LINE OF THE 3800 BLOCK OF ALTON PARK BOULEVARD FOR POSSIBLE OFF-STREET PARKING FOR THE EXISTING DWELLING, 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 James and Gwendolyn Love (hereinafter referred to as "Temporary User") be and are hereby permitted to use temporarily an unopened alley located on the west line of the 3800 block of Alton Park Boulevard for possible off-street parking for the existing dwelling, 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 additional 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: January 23, 2007

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and JAMES AND GWENDOLYN LOVE (hereinafter "Temporary User"), this 23rd day of January, 2007.

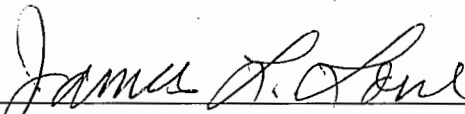
For and in consideration of the granting of the temporary usage of an unopened alley located on the west line of the 3800 block of Alton Park Boulevard for possible off-street parking for the existing dwelling, as shown on the drawings attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

1. Temporary User will 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 will 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 will restore the property to its original condition when it is returned to the City.

3. Temporary User will provide adequate access for maintenance of any utilities located within the easement.

2-6-, 2007
Date



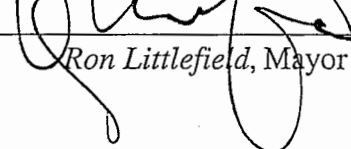
JAMES LOVE

_____, 2007
Date

GWENDOLYN LOVE

CITY OF CHATTANOOGA, TENNESSEE

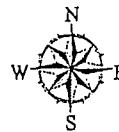
1/29, 2007
Date

BY: 

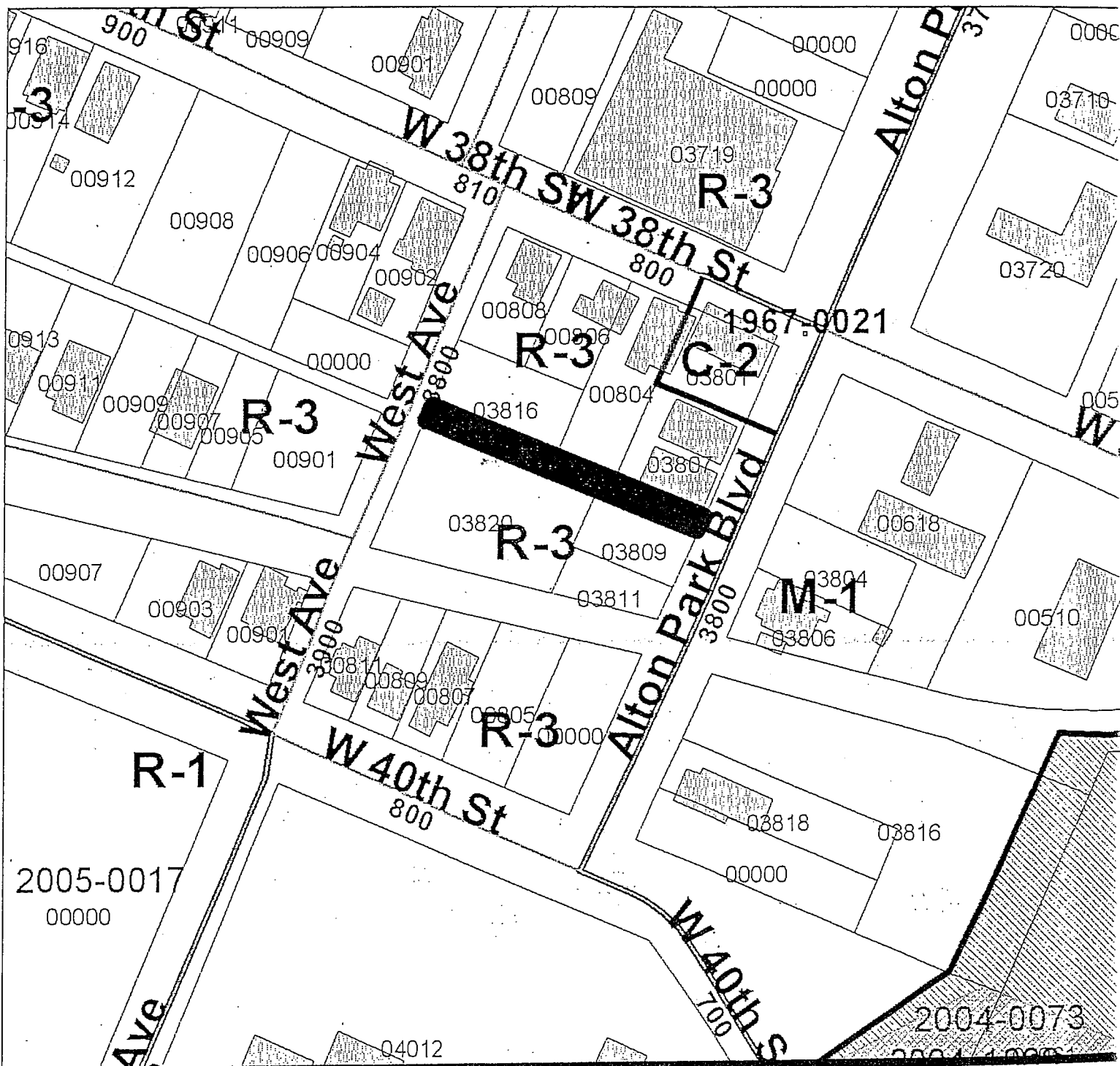
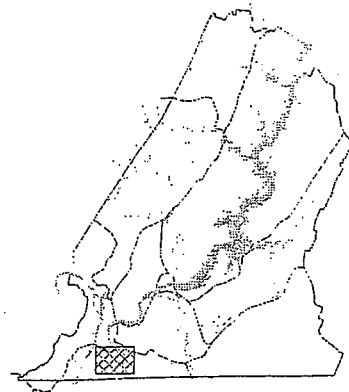
Ron Littlefield, Mayor

/add

CHATTANOOGA
CASE NO: 2006-0221
PC MEETING DATE: 11/13/2006
MR ABANDON ALLEY R-O-W



1 in. = 100.0 feet



PLANNING COMMISSION RECOMMENDATION FOR CASE NO. 2006-221: Deny abandonment, but recommend they obtain a Temporary Use Permit through the City Engineer's Office.