

RESOLUTION NO. 25255

A RESOLUTION AUTHORIZING JOHN WILLIAMS TO USE TEMPORARILY 5000 ROSSVILLE BOULEVARD TO REPLACE THE FRONT STORE ROOF, 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 John Williams (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily 5000 Rossville Boulevard to replace the front store roof, 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. The condition on the Memorandum attached hereto and made a part hereof by reference.
2. 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.
3. Temporary User agrees to vacate the property and temporary use upon reasonable notice from the City to do so.
4. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

ADOPTED: September 11, 2007

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and JOHN WILLIAMS (hereinafter "Temporary User"), this 11th day of September, 2007.

For and in consideration of the granting of the temporary usage of 5000 Rossville Boulevard to replace the front store roof, 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:

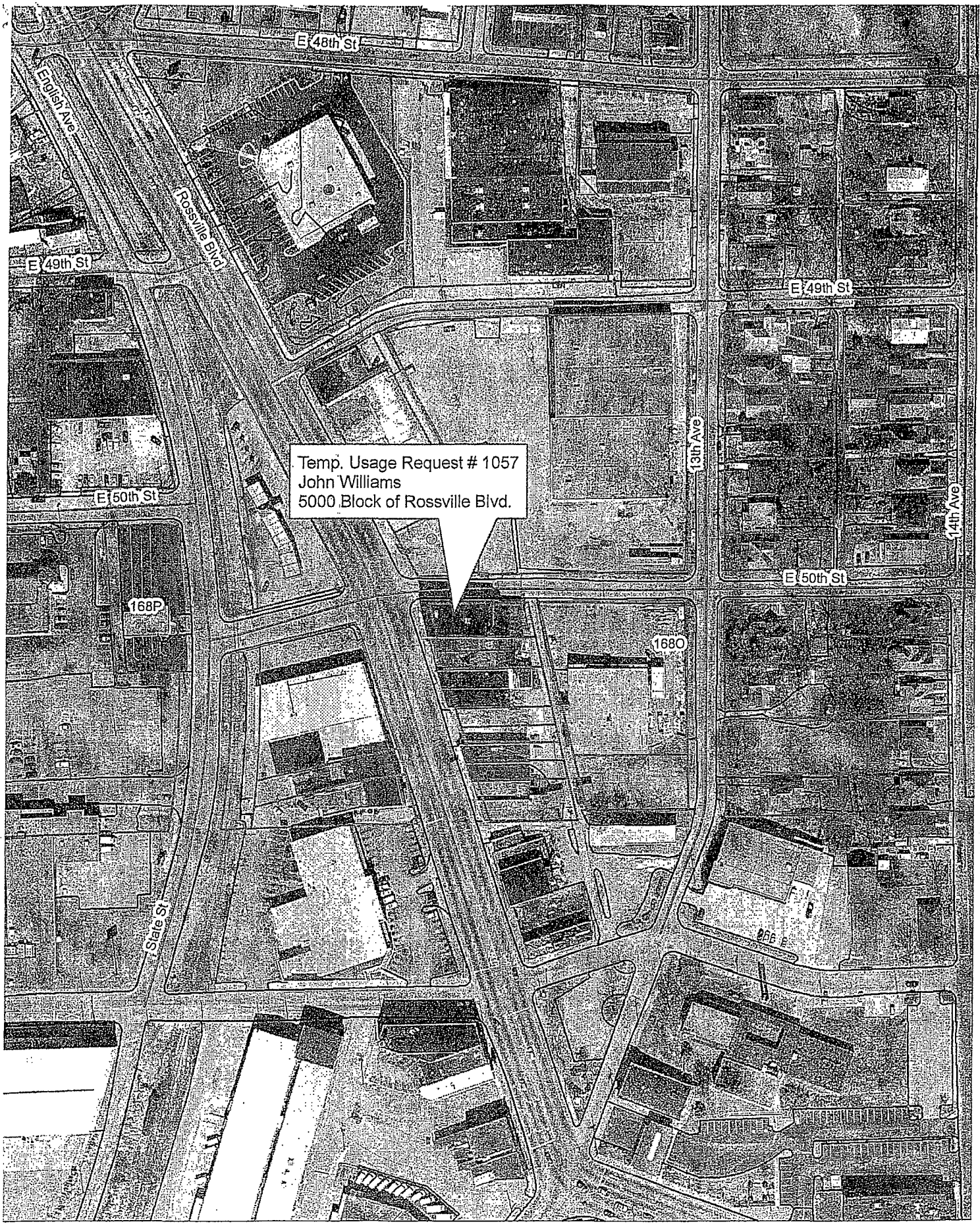
1. The condition on the Memorandum attached hereto and made a part hereof by reference.
2. Temporary User will defend, and hold harmless the City of Chattanooga, Tennessee, its officers, agents and employees from any and all claims for damages for injuries to persons or property related to or arising out of the aforementioned temporary use.
3. 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.
4. Temporary User will provide adequate access for maintenance of any utilities located within the easement.

9-17, 2007
Date

JOHN WILLIAMS
John Williams
For John Williams

9/14, 2007
Date
/add

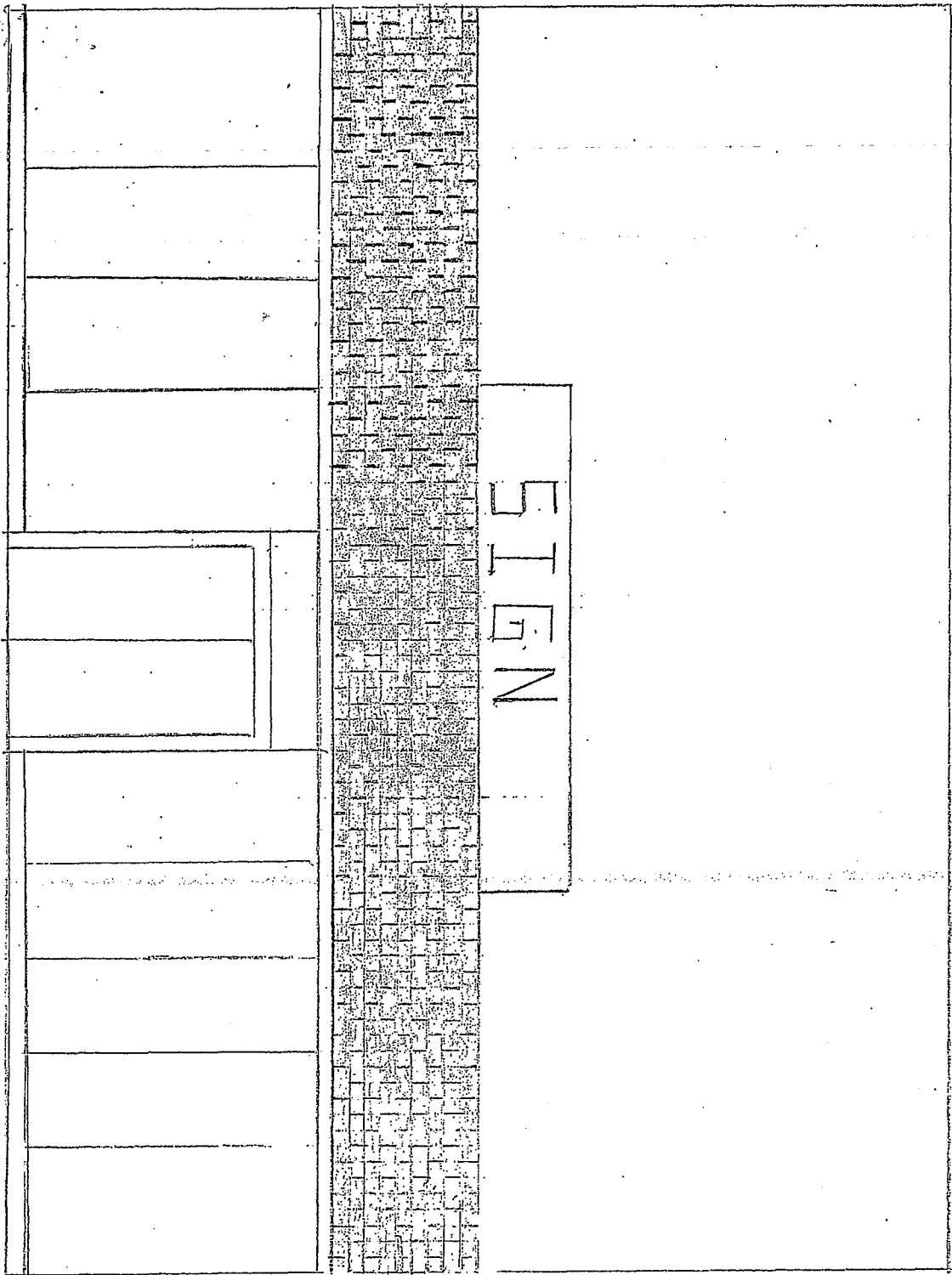
CITY OF CHATTANOOGA, TENNESSEE
BY: *Ron Littlefield*
Ron Littlefield, Mayor



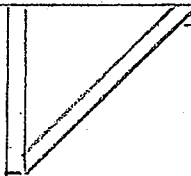
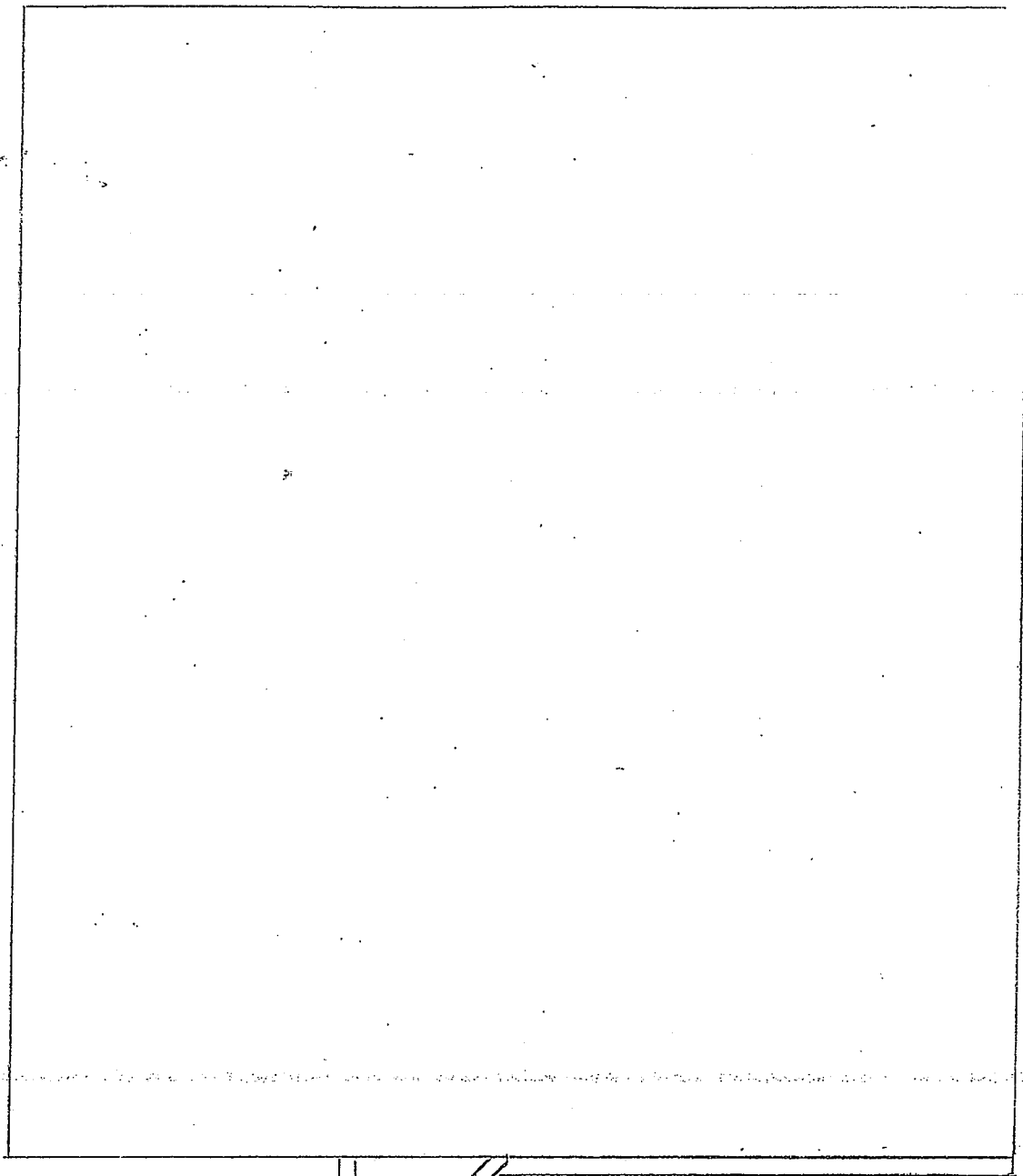
Temp. Usage Request # 1057
John Williams
5000 Block of Rossville Blvd.

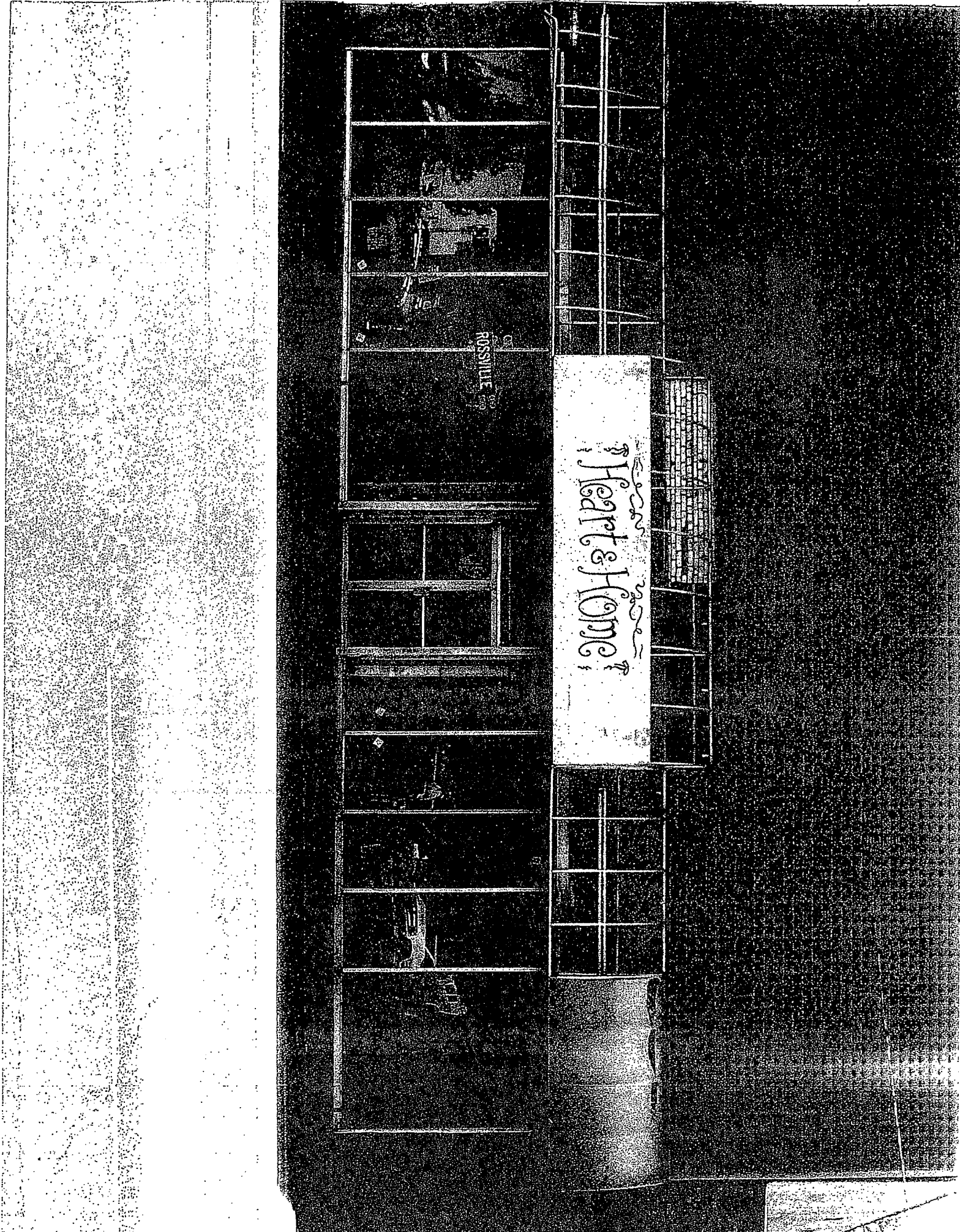
168P

1680



STIGN





Hearth & Home

ROSSVILLE

1911

Memorandum

To: Bill Payne

From: Bill Cannon

Date: August 17, 2007

Re: Temporary Usage Request #1057
John Williams
5000 Block of Rossville Boulevard
Recommendations Regarding Temporary Usage Request

I have completed my review of the John Williams' request regarding the Temporary Usage of the ROW at the 5000 block of Rossville Blvd. The request is regarding the use of the sidewalk while replacing the store roof on the building. Please refer to the attached map. My comments are as follows:

- The sidewalk at this location is approximately 15' in width.

Granting this Temporary Usage does not conflict with the Public's interest, and I recommend that the request for *the Temporary Usage be granted as long as the awning overhanging the sidewalk is replaced in kind.*