

RESOLUTION NO. 25507

A RESOLUTION TO AMEND RESOLUTION NO. 25458, ENCAPTIONED, "A RESOLUTION AUTHORIZING RICHARD BUTLER TO USE TEMPORARILY A RIGHT-OF-WAY OF THE ENTRANCE OF THE HERITAGE RIDGE SUBDIVISION LOCATED OFF CASSANDRA SMITH ROAD TO INSTALL AN ENTRY SIGN AND A 20 FT. FLAG POLE, AS SHOWN ON THE ATTACHED DRAWING, SUBJECT TO CERTAIN CONDITIONS," TO CORRECT THE NAME OF THE TEMPORARY USER TO HERITAGE RIDGE SUBDIVISION ASSOCIATION, REVISE CONDITION NO. 1, AND REPLACE THE AGREEMENT ATTACHED TO SAME WITH THE AGREEMENT ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Resolution No. 25458, encaptioned as set forth above, be and is hereby amended by:

1. Correcting the name of the Temporary User to Heritage Ridge Subdivision Association;
2. Deleting Condition No. 1 and substituting in lieu thereof the following:
  1. Temporary User shall execute the Temporary Use Agreement attached hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED, That the Indemnification Agreement attached to Resolution No. 25458 be and is hereby replaced by the Temporary User Agreement attached hereto and made a part hereof by reference, which requires the Temporary User (Heritage Ridge Subdivision Association) to procure and maintain a liability insurance policy naming the City as an additional insured with respect to the use of the right-of-way.

ADOPTED: April 29, 2008

MAM/add

TEMPORARY USE AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and HERITAGE RIDGE SUBDIVISION ASSOCIATION (hereinafter "Temporary User"), this 29th day of APRIL, 2008.

For and in consideration of the granting of the temporary usage of a right-of-way of the entrance of the Heritage Ridge Subdivision located off Cassandra Smith Road to install an entry sign and a 20 ft. flag pole, as shown on the drawing attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

1. Temporary User shall procure and maintain a liability insurance policy naming the City as an additional insured with respect to the use of the right-of-way.
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.

HERITAGE RIDGE SUBDIVISION  
ASSOCIATION

\_\_\_\_\_, 2008  
Date

BY: Richard Butler

CLARIFICATION: RICHARD BUTLER, REPRESENTING HERITAGE RIDGE HOMEOWNERS ASSOCIATION, INC., AS A MEMBER OF THE BOARD OF DIRECTORS, CITY OF CHATTANOOGA, TENNESSEE

5/2, 2008  
Date  
/add

BY: Ron Littlefield  
Ron Littlefield, Mayor

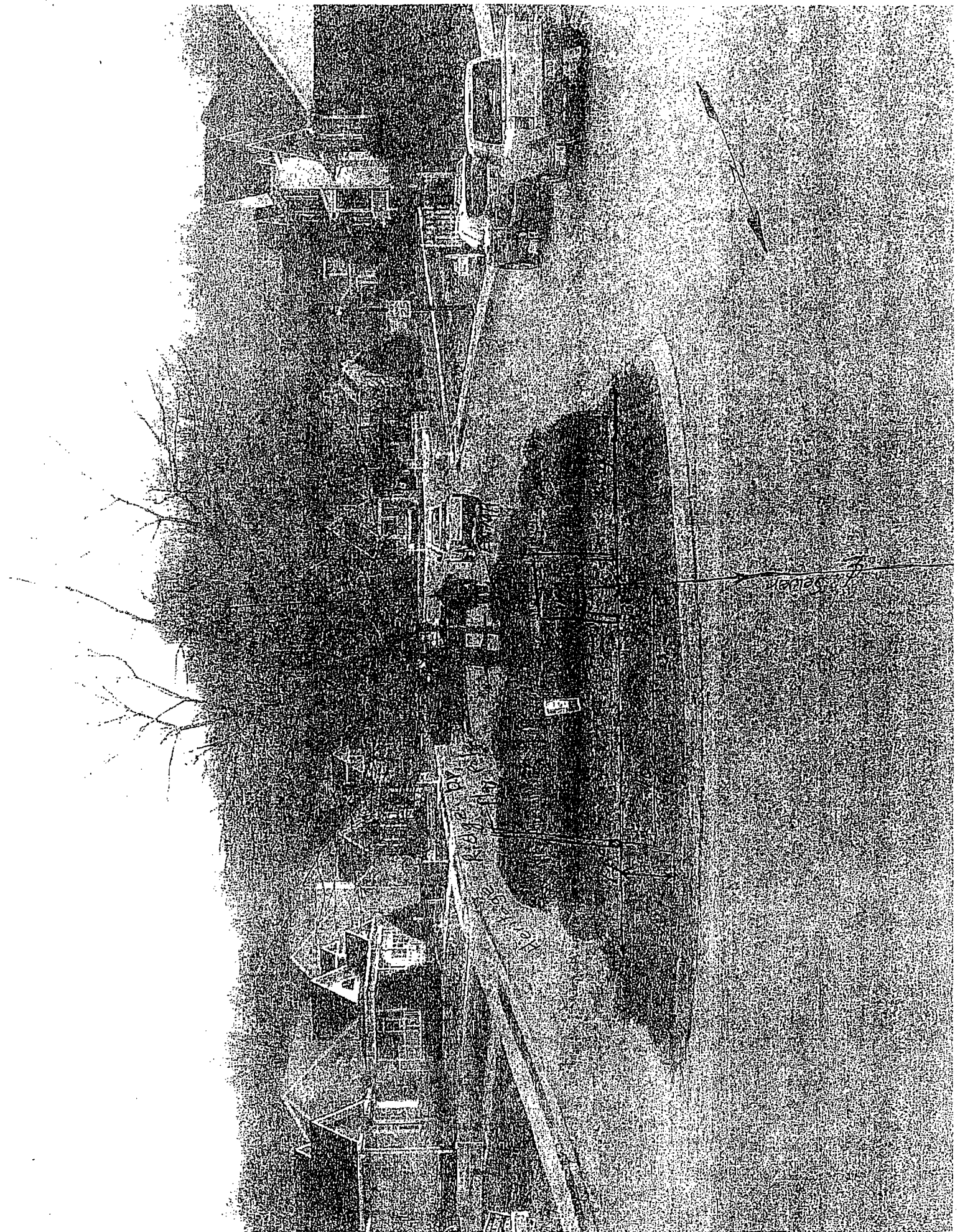


Location of Sign & Flag Pole.

Heritage Ridge Dr.

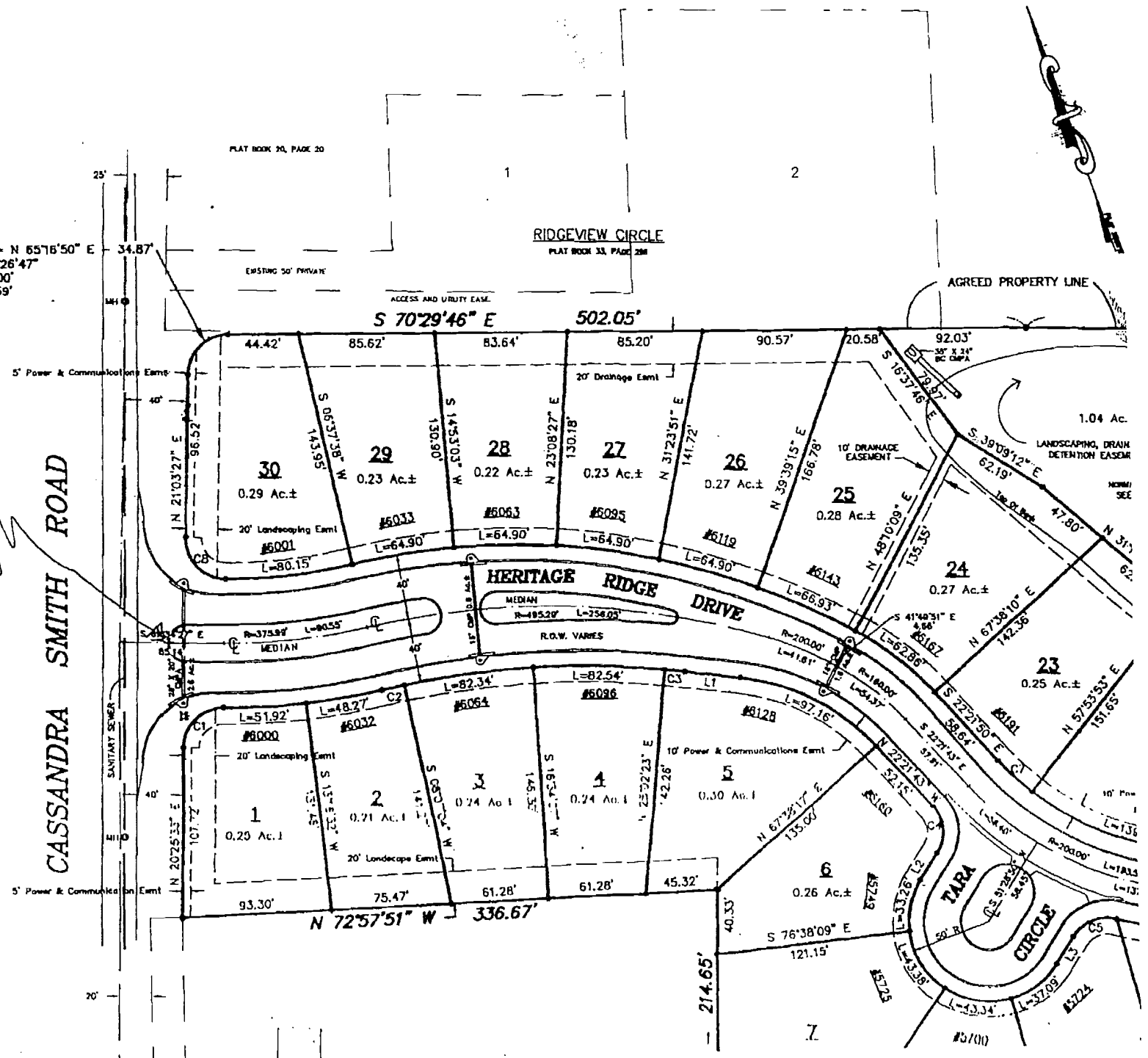
HIGHLANDS BLVD





ENTRY SIGN &  
FLAG POLE

CHORD = N 65°16'50" E  
 $\Delta$  = 88°26'47"  
 R = 25.00'  
 L = 38.59'



CASSANDRA SMITH ROAD

HERITAGE RIDGE DRIVE

TARA CIRCLE

RIDGEVIEW CIRCLE

PLAT BOOK 30, PAGE 20

PLAT BOOK 33, PAGE 28M

EXISTING 50' PRIVATE

ACCESS AND UTILITY EASE.

AGREED PROPERTY LINE

S 70°29'46" E 502.05'

N 72°57'51" W 336.67'

5' Power & Communications Easmt

5' Power & Communications Easmt

SANITARY SEWER

M.I.D.

20'

Lot 30: 0.29 Ac.±, #6001, L=80.15', N 21°03'27" E 96.52', S 06°37'38" W 143.95'

Lot 29: 0.23 Ac.±, #6033, L=64.90', S 14°53'03" W 130.90'

Lot 28: 0.22 Ac.±, #6063, L=64.90', N 23°08'27" E 130.18'

Lot 27: 0.23 Ac.±, #6095, L=64.90', N 31°23'51" E 141.72'

Lot 26: 0.27 Ac.±, #6119, L=64.90', N 39°39'15" E 166.78'

Lot 25: 0.28 Ac.±, #6143, L=66.93', N 49°10'09" E 175.35'

Lot 24: 0.27 Ac.±, #6162, L=62.86', S 41°40'51" E 84.84', N 67°38'10" E 142.38'

Lot 23: 0.25 Ac.±, #6181, L=136.67', S 22°21'50" E 57.7', N 57°53'53" E 131.03'

Lot 1: 0.20 Ac.±, #6000, L=51.92', N 20°25'33" E 107.72', S 13°43'32" W 133.15', 20' Landscaping Easmt

Lot 2: 0.21 Ac.±, #6032, L=48.27', S 08°02'02" W 141.1', 20' Landscaping Easmt

Lot 3: 0.24 Ac.±, #6064, L=82.34', S 15°59'11" W 141.1', 20' Landscaping Easmt

Lot 4: 0.24 Ac.±, #6086, L=82.54', S 15°59'11" W 141.1', 20' Landscaping Easmt

Lot 5: 0.30 Ac.±, #6128, L=97.16', N 25°22'23" E 142.28', 10' Power & Communications Easmt

Lot 6: 0.26 Ac.±, #6726, L=121.15', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 7: 0.26 Ac.±, #6727, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 8: 0.26 Ac.±, #6728, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 9: 0.26 Ac.±, #6729, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 10: 0.26 Ac.±, #6730, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 11: 0.26 Ac.±, #6731, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 12: 0.26 Ac.±, #6732, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 13: 0.26 Ac.±, #6733, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 14: 0.26 Ac.±, #6734, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 15: 0.26 Ac.±, #6735, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 16: 0.26 Ac.±, #6736, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 17: 0.26 Ac.±, #6737, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 18: 0.26 Ac.±, #6738, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 19: 0.26 Ac.±, #6739, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 20: 0.26 Ac.±, #6740, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 21: 0.26 Ac.±, #6741, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 22: 0.26 Ac.±, #6742, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 23: 0.26 Ac.±, #6743, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 24: 0.26 Ac.±, #6744, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 25: 0.26 Ac.±, #6745, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 26: 0.26 Ac.±, #6746, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 27: 0.26 Ac.±, #6747, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 28: 0.26 Ac.±, #6748, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 29: 0.26 Ac.±, #6749, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'

Lot 30: 0.26 Ac.±, #6750, L=133.34', N 67°32'17" E 135.00', S 76°38'09" E 121.15'



P.O. Box 1564  
Elmira, NY 14902-1564

CITY OF CHATTANOOGA  
1000 LINDSAY ST  
CHATTANOOGA, TN 37402



**GENERAL LIABILITY**



POLICY NUMBER: I-660-732X8340-TIL-08

COMMERCIAL GENERAL LIABILITY  
ISSUE DATE: 03-20-08

**THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.**

## **ADDITIONAL INSURED—STATE OR POLITICAL SUBDIVISIONS—PERMITS RELATING TO PREMISES**

This endorsement modifies insurance provided under the following:  
COMMERCIAL GENERAL LIABILITY COVERAGE PART

### **SCHEDULE**

**State or Political Subdivision:**

**CITY OF CHATTANOOGA**

**1000 LINDSAY ST**

**CHATTANOOGA**

**TN 37402**

(If no entry appears above, information required to complete this endorsement will be shown in the Declarations as applicable to this endorsement.)

WHO IS AN INSURED (Section II) is amended to include as an insured any state or political subdivision shown in the Schedule, subject to the following additional provision:

This insurance applies only with respect to the following hazards for which the state or political subdivision has issued a permit in connection with premises you own, rent, or control and to which this insurance applies:

1. The existence, maintenance, repair, construction, erection, or removal of advertising signs, awnings, canopies, cellar entrances, coal holes, driveways, manholes, marquees, hoist away openings, sidewalk vaults, street banners, or decorations and similar exposures; or
2. The construction, erection, or removal of elevators; or
3. The ownership, maintenance, or use of any elevators covered by this insurance.



CHANGE EFFECTIVE DATE: 03-20-08  
CHANGE ENDORSEMENT NUMBER: 0001

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POLICY NUMBER: I-660-732X8340-TIL-08  
EFFECTIVE DATE: 03-15-08  
ISSUE DATE: 03-20-08

LISTING OF FORMS, ENDORSEMENTS AND SCHEDULE NUMBERS

THIS LISTING SHOWS THE NUMBER OF FORMS, SCHEDULES AND ENDORSEMENTS  
BY LINE OF BUSINESS.

IL T0 07 09 87 CHANGE ENDORSEMENT  
IL T8 01 10 93 FORMS, ENDORSEMENTS AND SCHEDULE NUMBERS

COMMERCIAL GENERAL LIABILITY

CG 20 13 11 85 ADD'L INS-STATE OR POL SUB-PERMITS-PRM