

RESOLUTION NO. 25693

A RESOLUTION AUTHORIZING RYAN DILLARD TO USE TEMPORARILY THE RIGHT-OF-WAY (SIDEWALK) AT 401 NORTH MARKET STREET AND MANNING STREET, TO REPLACE EXISTING AWNINGS AND INSTALL SIGNAGE AND NON-PERMANENT PLANTERS, AS SHOWN ON THE ATTACHED DRAWINGS, SUBJECT TO CERTAIN CONDITIONS.

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Ryan Dillard (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way at 401 Market Street and Manning Street (sidewalk) to replace existing awnings and install signage and non-permanent planters, as shown on the attached drawings.

BE IT FURTHER ORDAINED, That said temporary usage shall be subject to the following 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: October 14, 2008

/add

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and RYAN DILLARD (hereinafter "Temporary User"), this the 14<sup>th</sup> day of OCTOBER, 2008.

For and in consideration of the granting of the temporary usage of the right-of-way at 401 Market Street and Manning Street (sidewalk) to replace existing awnings and install signage and non-permanent planters, as shown on the attached drawings, 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.

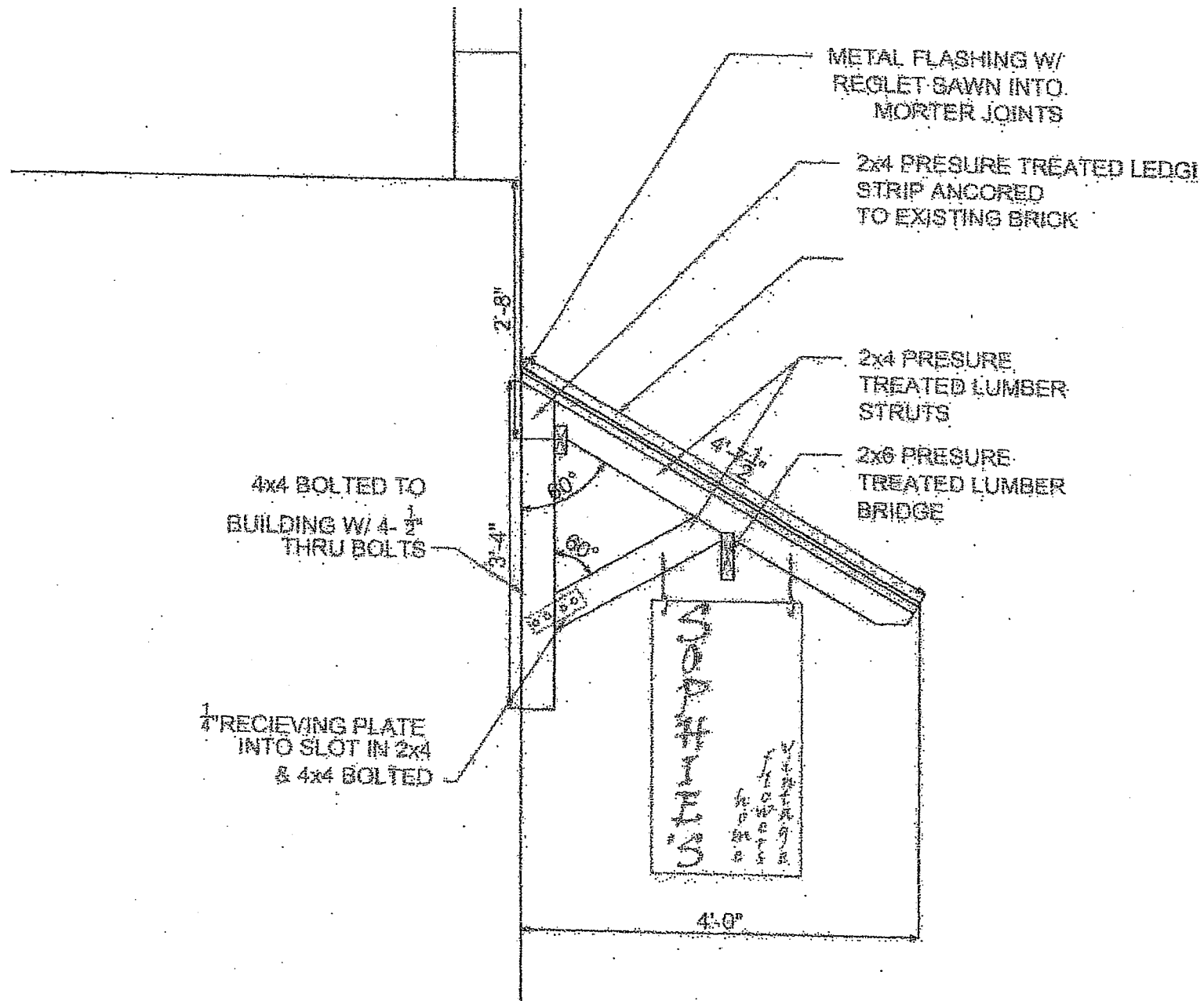
RYAN DILLARD

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

CITY OF CHATTANOOGA, TENNESSEE

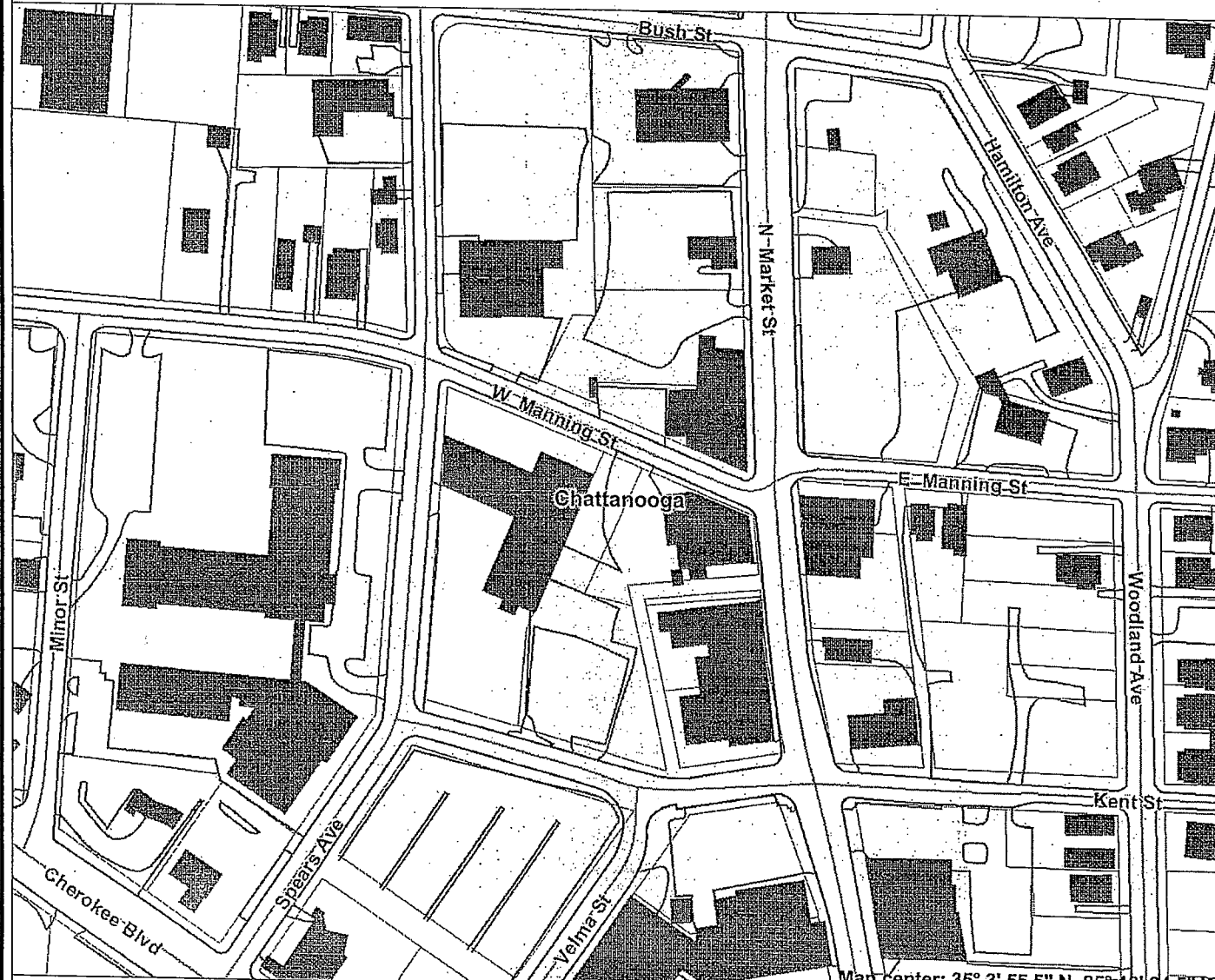
10-29, 2008  
Date

BY:   
\_\_\_\_\_  
*Ron Littlefield, Mayor*



1 Window Awning Detail

# 401 N Market St



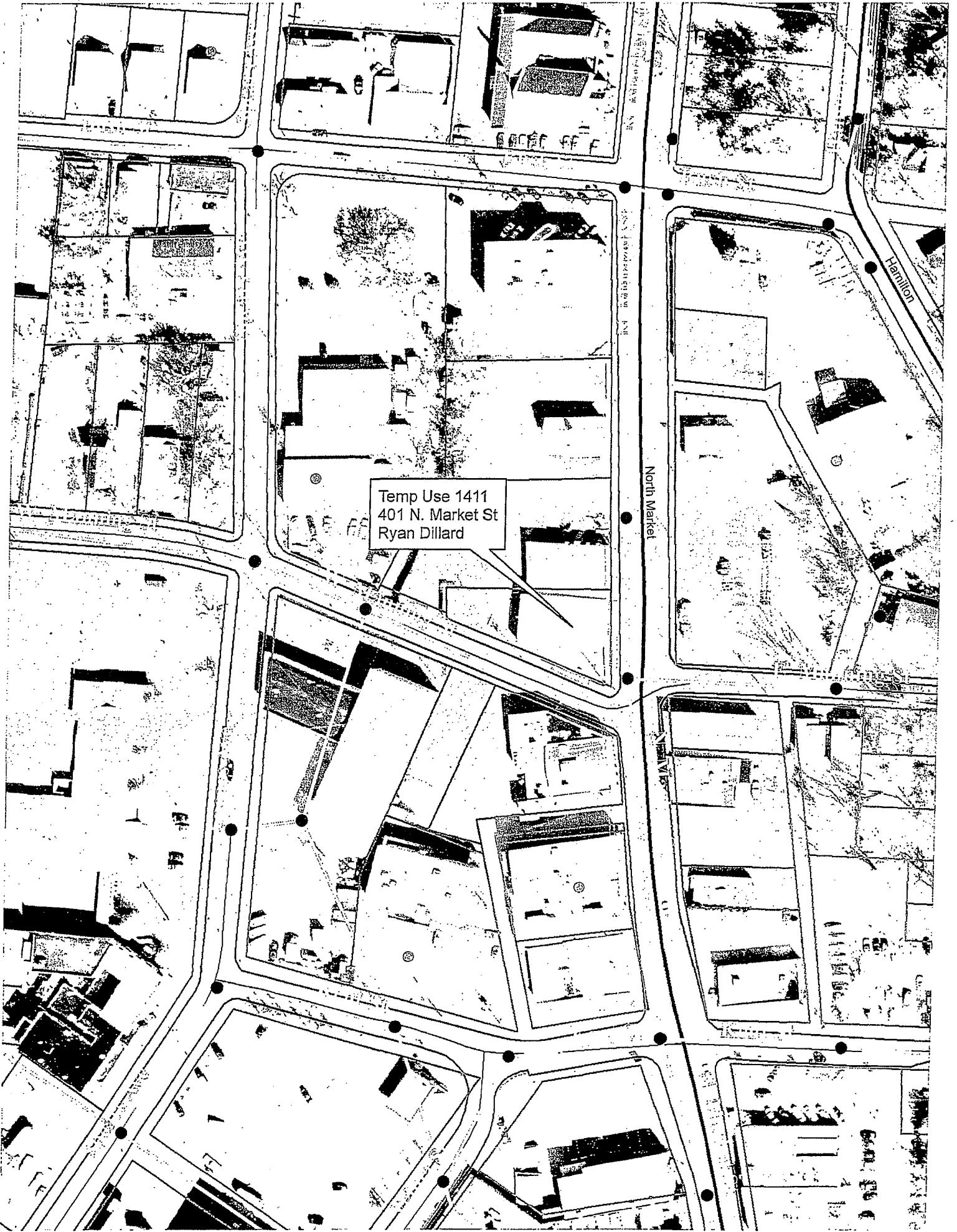
- ### Legend
- Buildings
  - Interstates
  - Driveways and Parking Lots
  - Railways
  - Roads
  - Edge of Road Surface
  - Parcels cover
  - Water Bodies
  - Cities**
  - Chattanooga
  - Collegedale
  - East Ridge
  - Lakesite
  - Lookout Mountain
  - Red Bank
  - Ridgeside
  - Signal Mountain
  - Soddy Daisy
  - Walden



Scale: 1:1,958

Map Center: 35° 3' 55.5" N, 85° 18' 34.5" W

This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED AS A LEGAL DOCUMENT.



Temp Use 1411  
401 N. Market St  
Ryan Dillard