

RESOLUTION NO. 25878

A RESOLUTION AUTHORIZING BOB BROWN, ON BEHALF OF THE HICKORY CREEK TOWNHOMES ASSOCIATION, TO USE TEMPORARILY THE 2400 BLOCK OF HICKORY VALLEY ROAD TO BEAUTIFY AND INSTALL A SIGN IN THE SUBDIVISION FRONT ENTRANCE ISLAND, AS SHOWN ON THE DRAWING 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 Bob Brown, on behalf of the Hickory Creek Townhomes Association (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the 2400 block of Hickory Valley Road to beautify and install a sign in the subdivision front entrance island, as shown on the drawing attached hereto and made a part hereof by reference.

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

1. The sign being placed in the right-of-way shall meet site distance requirements as per City Codes and standards.
2. Temporary User shall take precautions to assure no contact is made with the existing sanitary sewer in the right-of-way.
3. Temporary User shall provide permanent access to the existing infrastructure (sanitary sewer).
4. Temporary User shall provide maintenance and upkeep of the signage and landscaping within the subdivision entrance.

5. 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.

6. Temporary User agrees to vacate the property and temporary use upon reasonable notice from the City to do so.

7. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

ADOPTED: April 7, 2009

/add

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and BOB BROWN, on behalf of the HICKORY VALLEY TOWNHOMES ASSOCIATION (hereinafter "Temporary User"), this 7th day of APRIL, 2009.

For and in consideration of the granting of the temporary usage of the 2400 block of Hickory Valley Road to beautify and install a sign in the subdivision front entrance island, as shown on the drawing attached hereto and made a part hereof by reference, Temporary User agrees as follows:

1. The sign being placed in the right-of-way shall meet site distance requirements as per City Codes and standards.
2. Temporary User shall take precautions to assure no contact is made with the existing sanitary sewer in the right-of-way.
3. Temporary User shall provide permanent access to the existing infrastructure (sanitary sewer).
4. Temporary User shall provide maintenance and upkeep of the signage and landscaping within the subdivision entrance.
5. 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.
6. Temporary User agrees to vacate the property and temporary use upon reasonable notice from the City to do so.
7. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

HICKORY VALLEY TOWNHOMES
ASSOCIATION

4-13, 2009
Date

BY: Bob Brown
Bob Brown

CITY OF CHATTANOOGA, TENNESSEE

4/9, 2009
Date

BY: [Signature]
Ron Littlefield, Mayor

11 ICE PLANT, 1 GALLON

2 MEDIUM BOULDERS

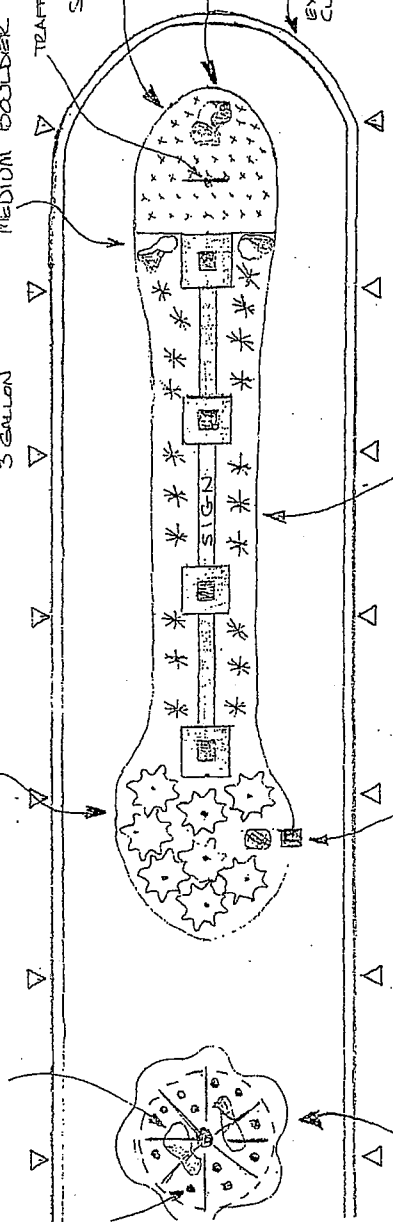
8 KNOCKOUT ROSE DOUBLE PINK 3 GALLON

MEDIUM BOULDER

TRAFFIC SIGN
SEASONAL ANN
54 SQ

MEDIUM BOX

EXISTING CURBS



20 VERBENA HIBERNICA PURPLE 1 GALLON

WATER METER + IRIGATE HOSE 2.1P

INSTALL BATTERY-POWERED IRRIGATION SYSTEM

WEEDING
YAUPOON
HOLLY

REDUCE CROWNING OF ISL