

RESOLUTION NO. 26828

A RESOLUTION AUTHORIZING VAUDEVILLE MURDER MYSTERY CAFÉ TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 138 MARKET STREET FOR THE INSTALLATION OF A SIGN ALONG A PORTION OF THE RIGHT-OF-WAY, AS SHOWN ON THE MAP AND PHOTOS 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, VAUDEVILLE MURDER MYSTERY CAFÉ (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way located at 138 Market Street, regarding the installation of a sign along a portion of the right-of-way, as shown on the map and photos attached hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED, 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: August 30, 2011

/mms

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and VAUDEVILLE MURDER MYSTERY CAFÉ, (hereinafter "Temporary User"), this 30th day of August, 2011.

For and in consideration of the granting of the temporary usage of the right-of-way located at 138 Market Street regarding the installation of a sign along a portion of the right-of-way, as shown on the map and photos 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 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 shall 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 shall restore the property to its original condition when it is returned to the City.

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

VAUDEVILLE MURDER MYSTERY CAFE

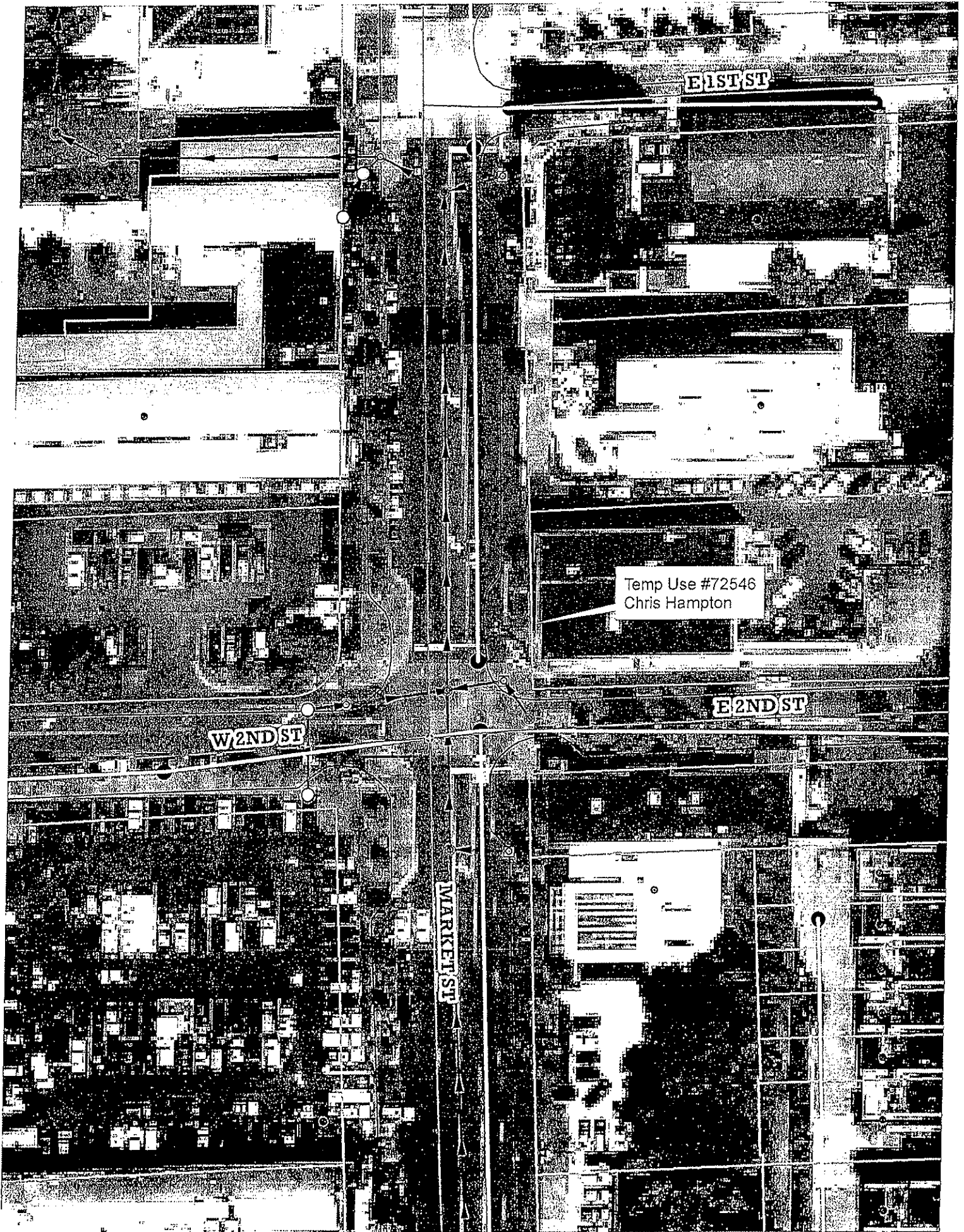
Sept 2, _____, 2011
Date

BY: 
Brian Murphy

CITY OF CHATTANOOGA, TENNESSEE

_____, 2011
Date

BY: 
Ron Littlefield, Mayor



E1ST ST

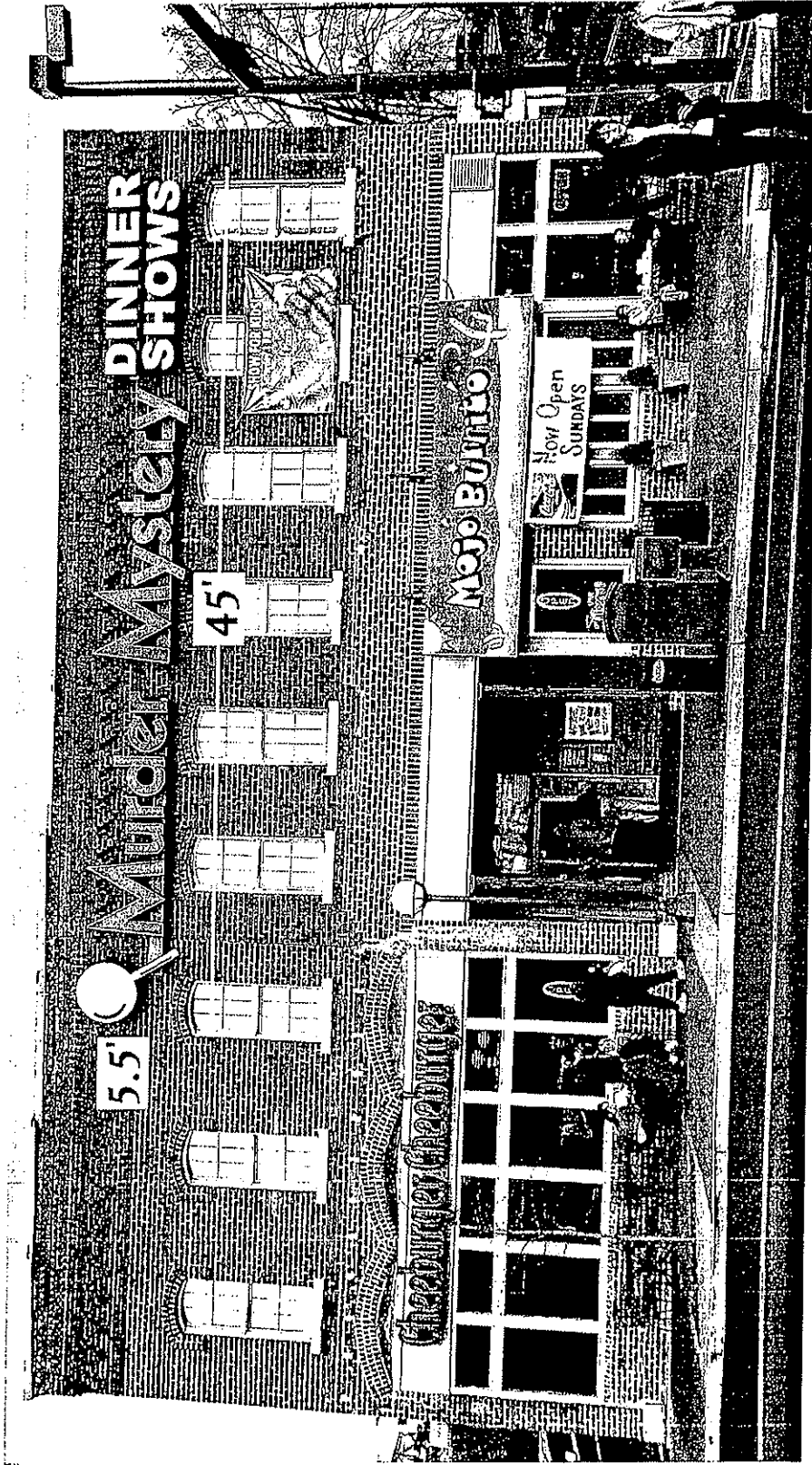
Temp Use #72546
Chris Hampton

W2ND ST

E2ND ST

MARKET ST

68'



19.5'

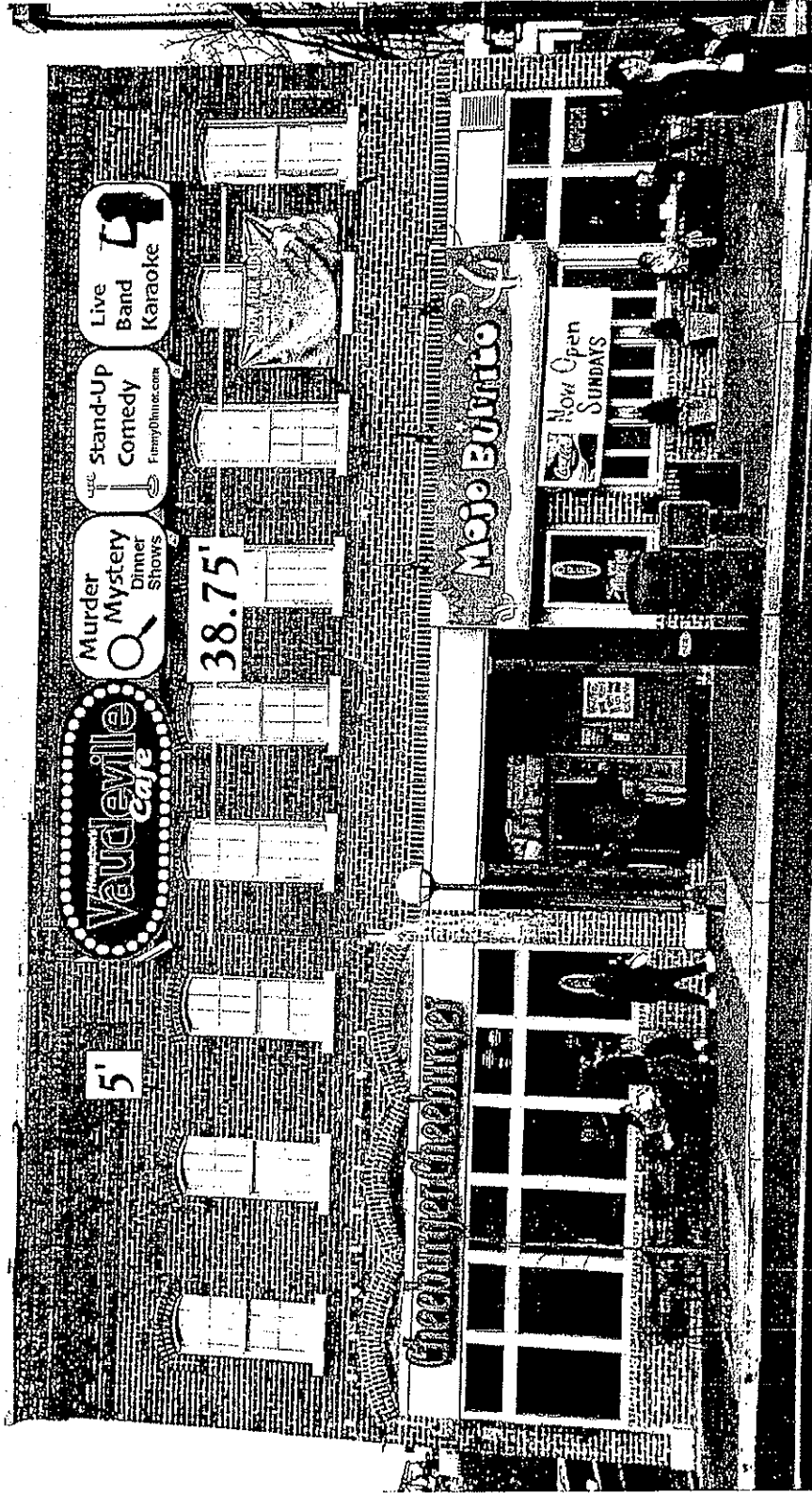
EXISTING SIGNAGE

BUILDING SQ. FT. - 19.5' X 68' = 1326 SQ. FT.

SIGN SQ. FT. - 5.5' X 45' = 247.5

247.5 / 1326 = 18.7%

68'



19.5'

PROPOSED SIGNAGE

BUILDING SQ. FT. - 19.5' X 68' = 1326 SQ. FT.

SIGN SQ. FT. - 5' X 38.75' = 193.75

193.75 / 1326 = 14.6%