

RESOLUTION NO. 27979

A RESOLUTION AUTHORIZING S. REGINALD RUFF, III AND VICTOR R. WILLIAMS, SR. TO USE TEMPORARILY THE AIR SPACE ABOVE THE SIDEWALK LOCATED AT 428 EAST M.L. KING BOULEVARD, AS SHOWN ON THE PHOTO AND 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 S. REGINALD RUFF, III AND VICTOR R. WILLIAMS, SR., (hereinafter referred to as “Temporary Users”) be and are hereby permitted to use temporarily the air space above the sidewalk located at 428 East M.L. King Boulevard, as shown on the photo and drawings 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 Users may execute the Indemnification Agreement prior to the granting of a temporary use by the City Council provided that any obligation to Indemnify and hold the City of Chattanooga, its officers, agents and employees harmless for any claims for damages for injuries to persons or property shall be void if the Temporary Use is not granted to applicants by the Chattanooga City Council. Temporary Users agree to comply with all terms and conditions of the Indemnification Agreement in the event a temporary use is granted by the City Council.

2. Temporary Users agree to vacate the property and temporary use upon reasonable notice from the City to do so.

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

4. The distance of the bottom of the lights and sign above the sidewalk must meet Chattanooga city standards.

ADOPTED: August 5, 2014

/mem