

RESOLUTION NO. 29363

A RESOLUTION AUTHORIZING RIVERSIDE DEVELOPMENT, LLC C/O CHRIS CURTIS, PROPERTY OWNER, TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED OVER A PORTION OF THE 400 BLOCK OF EAST M.L. KING BOULEVARD FOR THE PURPOSE OF INSTALLING FESTOON LIGHTING OVER THE ROADWAY, AS SHOWN ON THE MAPS 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 RIVERSIDE DEVELOPMENT, LLC C/O CHRIS CURTIS, PROPERTY OWNER (hereinafter referred to as “Temporary User”), be and is hereby permitted to use temporarily the right-of-way located over a portion of the 400 block of East M.L. King Boulevard for the purpose of installing festoon lighting over the roadway, as shown on the maps 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 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 applicant by the Chattanooga City Council. Temporary User agrees 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 User agrees to vacate the property and temporary use upon reasonable notice from the City to do so.

3. This permit is considered to be temporary with a horizon of one (1) year after passage, after which time it will be reviewed by CDOT and Chattanooga Fire Department for consideration of potential continuation.

4. Final details of the structural and electrical connections are to be reviewed by CDOT and Chattanooga Fire Department prior to submission of permit to Land Development Office. Permit to include inspection of details in the field before acceptance.

5. Written consent of all affected property owners shall be obtained by the applicant and provided. (See application documents).

6. No portion of the lighting, support rigging, or anchors shall be placed less than eighteen (18') feet above the traveled roadway.

7. Festoon lights and rigging must not obstruct or conflict with, either physically or visually, any traffic signals or regulatory signs. (See attached low point estimate detail).

8. Drawings of supports and anchors shall be provided by the applicant, stamped by a licensed structural engineer certifying that they will support the loads and tensions with a low point sag of no less than eighteen (18') feet above the traveled roadway.

9. The applicant shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office.

10. Temporary User shall provide adequate access for maintenance of any utilities located within the easement, is responsible for verifying all utility locations within the subject area prior to initiating the agreed usage, as well as the protection of said utilities for the duration of this permit.

ADOPTED: March 13, 2018

/mem/v2



327

Mabel St

401

411

415

421

423

825

Douglas St

815

336

Foster St

E Martin Luther King Blvd

431

439

501

507

610

Temp Use Area

400

412

418

422

428

428

513

517

337

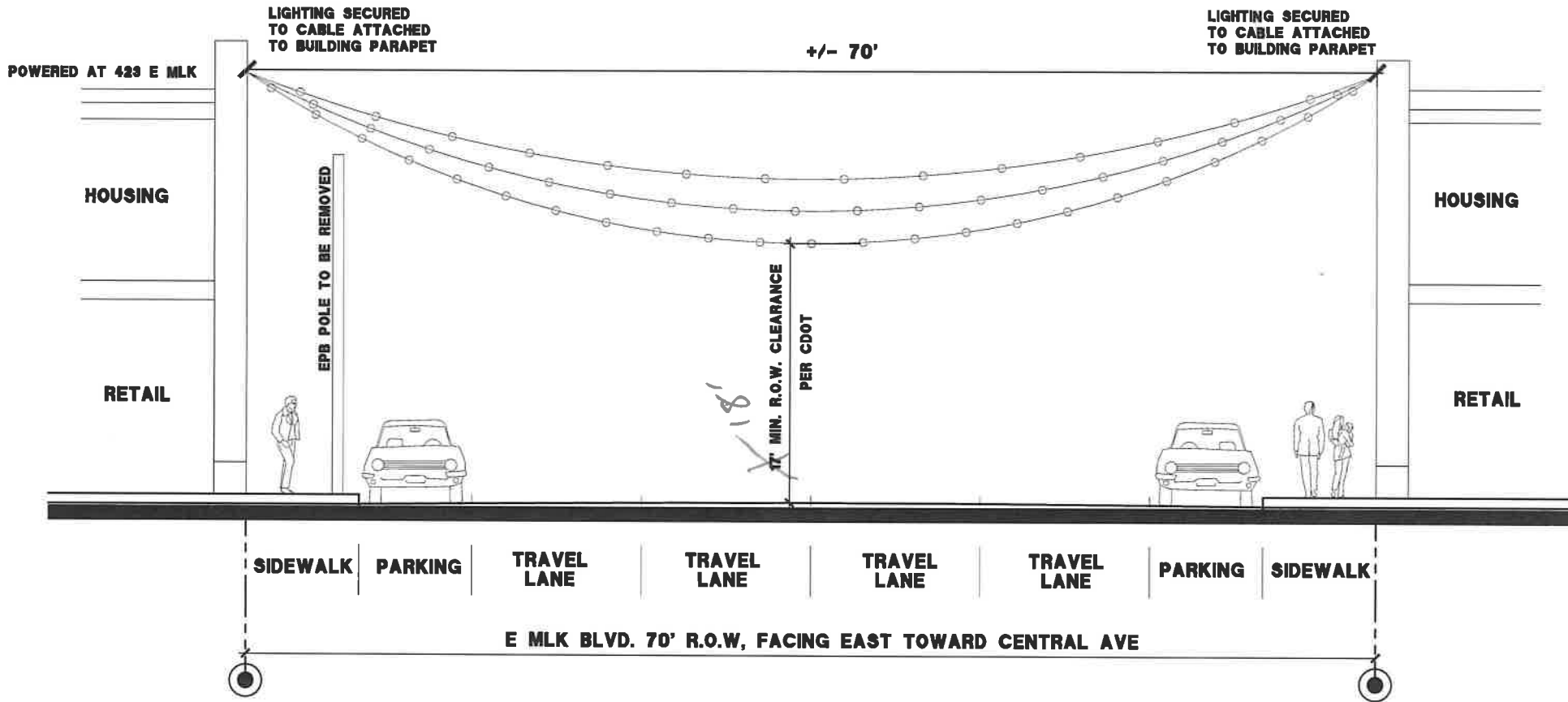
337

351

500

506

415



423 E MLK,
Owned by Chris
Curits (applicant)

431 E MLK,
Owned by
Thomas Brooks

Yellow = Support Cable
Green = String Lights

422, 428, 430 E
MLK,
Owned by Vic
Williams



Layout lines estimate the lowest point of eighteen(18) feet above the roadway. Douglas St traffic signal does not appear to be obstructed at this lowest point.