

RESOLUTION NO. 28266

A RESOLUTION AUTHORIZING PASSPOINTE ENGINEERING C/O JAN PASS, AGENT FOR THE PROPERTY OWNER, JASMINE PATEL, TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 216 MARKET STREET IN FRONT OF THE BUILDING TO BE ERECTED TO INSTALL A TWENTY-NINE (29) FOOT WIDE CANOPY THAT WILL EXTEND INTO THE RIGHT-OF-WAY FOUR AND ONE TENTH (4.1) FEET FROM THE PROPERTY LINE, 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 PASSPOINTE ENGINEERING C/O JAN PASS, AGENT FOR THE PROPERTY OWNER, JASMINE PATEL (hereinafter referred to as “Temporary Users”) be and are hereby permitted to use temporarily the right-of-way located at 216 Market Street in front of the building to be erected to install a twenty-nine (29) foot wide canopy that will extend into the right-of-way four and one tenth (4.1) feet from the property line, 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 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 applicant 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. Temporary Users shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office.

5. Each canopy, from its base to the top of the existing surface/sidewalk, shall be no less than eight (8) feet, zero inches (8'-0") per the City of Chattanooga's Codes and Standards (Section 32-8).

6. Temporary Users 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: June 9, 2015

/mem

Request for Temporary Usage # 148344 (District 7)
Jax Liquor Store (Jasmine Patel)
216 Market Street

135M A 002.02
Broad St Land Co LLC

Temp Use Area

135M A 002.03
Broad St Land Co LLC

135M A 002.01
Sixth St Limited Partnership

135MA A 001
Sports Barn LLC

135M A 005
Moses Marguerite R

135M A 004
JJMP GP

Proposed Building Site

135 MA B 001
Sports Barn LLC

135M A 013.09
Rodgers Thurman & June

135M A 013.08
Sudderth Brenda Niel

135M A 013.07
Hitchcock Frederick & Pamela

135M A 013.06
Oldham Roberte E Jr

135M A 013.05
Rohm Stephen & Teresa

135M A 013.04
Rohn Stephen G

135M A 013.03
Potluri Prabhu & Padma

135M A 013.02
Arant Charles L

135M A 013.01
Watson Beverly L

