

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING HICKORY TRACE NEIGHBORHOOD ASSOCIATION C/O MARY ELLEN JACKSON TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED ALONG THE 1500 BLOCK OF HICKORY VALLEY ROAD TO INSTALL A COMMUNITY MARKER, AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That HICKORY TRACE NEIGHBORHOOD ASSOCIATION C/O MARY ELLEN JACKSON, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way located along the 1500 block of Hickory Valley Road to install a community marker, as shown on the map 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.
4. The dimensions and placement of markers must meet all applicable City of Chattanooga codes and standards and placement of said markers must be coordinated with the Traffic Engineering Department.

5. Any encroachment onto private property requires the approval of the property owner.

ADOPTED: \_\_\_\_\_, 2012

/mms

## INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the “City”), and HICKORY TRACE NEIGHBORHOOD ASSOCIATION C/O MARY ELLEN JACKSON (hereinafter “Temporary User”), this \_\_\_\_ day of \_\_\_\_\_, 2012.

For and in consideration of the granting of the temporary usage of the right-of-way located along the 1500 block of Hickory Valley Road to install a community marker, as shown on the map 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.

4. The dimensions and placement of markers must meet all applicable City of Chattanooga codes and standards and placement of said markers must be coordinated with the Traffic Engineering Department.

5. Any encroachment onto private property requires the approval of the property owner.

HICKORY TRACE NEIGHBORHOOD  
ASSOCIATION

\_\_\_\_\_, 2012  
Date

BY: \_\_\_\_\_  
Mary Ellen Jackson

CITY OF CHATTANOOGA, TENNESSEE

\_\_\_\_\_, 2012  
Date

BY: \_\_\_\_\_  
Ron Littlefield, Mayor

# City of Chattanooga



## Resolution Request Form

(This form is only required for resolutions requiring expenditure of City funds)

Date: August 9, 2012

Preparer: William C. Payne

Department: Public Works - Engineering

### Brief Description of Purpose for Resolution:

Resolution Number (if approved by Council): \_\_\_\_\_ District 6

A City Council Action is requested to approve Temporary Usage No. 91491 for Mary Eller Jackson c/o Hickory Valley Neighborhood Association along the 1500 block of Hickory Valley Road install a community marker, as shown on the attached drawing. Also, subject to the conditions stated on the attached Memorandum.

TRACE

Name of Vendor/Contractor/Grant, etc.	_____ N/A	New Contract/Project? (Yes or No)	_____ N/A
Total project cost \$	_____ N/A	Funds Budgeted? (YES or NO)	_____ N/A
Total City of Chattanooga Portion \$	_____ N/A	Provide Fund	_____ N/A
City Amount Funded \$	_____ N/A	Provide Cost Center	_____ N/A
New City Funding Required \$	_____ N/A	Proposed Funding Source if not budgeted	_____ N/A
City's Match Percentage %	_____ N/A	Grant Period (if applicable)	_____ N/A

### List all other funding sources and amount for each contributor.

Amount(s)	Grantor(s)
_____	_____
_____	_____
_____	_____
\$ _____	_____

Agency Grant Number \_\_\_\_\_

CFDA Number if known \_\_\_\_\_

Other comments: (Include contingency amount, contractor, and other information useful in preparing resolution)

Approved by:

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

Please submit completed form to @budget, City Attorney and City Finance Officer

# Memorandum

**To:** Bill Payne  
**cc:** Dennis Malone  
**From:** Bill Cannon  
**Date:** August 8, 2012  
**Re:** Temporary Usage Request # 91491  
Mary Eller Jackson c/o Hickory Valley Neighborhood Association  
1500 block of Hickory Valley Road  
Recommendations Regarding Temporary Usage Request

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I have completed my review of the Hickory Valley Neighborhood Association's request regarding the Temporary Usage of the Right of Way along the 1500 block of Hickory Valley Road (see attached map). The request is regarding a Community Marker to indicate the Association's boundaries. My comments are as follows:

- The Hickory Valley Neighborhood Association has received a grant through the Department of Neighborhood Services and Community Development for neighborhood development.
- The Association has requested temporary use of the right of way at the entrance to the Hickory Valley Neighborhood. (see attached maps).

After review, granting this Temporary Usage does not conflict with the Public's interest. Therefore, I recommend the request for ***Temporary Usage be granted with the following conditions:***

- ***The dimensions and placement of markers must meet all applicable City of Chattanooga codes and standards, and placement of said markers must be coordinated with the Traffic Engineering Department.***
- ***Any encroachment onto private property requires the approval of the property owner.***

Hickory Trace

Greenway

Temp Use 91491

Hickory Valley





**For Office Use Only**

\_\_\_\_\_  
Technician Signature

\_\_\_\_\_  
Date

6/11/12

WO# 91491

SIR# 618263

(DATE)

William C. Payne, P. E.  
City Engineer  
Development Resource Center  
1250 Market Street, Suite 2100  
Chattanooga, Tennessee 37402

RECEIVED

JUN 11 2012

STORM WATER

Re: Request for Temporary Usage

ENTERED  
COF

SIR  
CLOSED  
6-12-2012

Dear Mr. Payne:

This is a request for a temporary usage of Hickory Trace Circle / Hickory Valley Rd

The reason for this request is as follows: New Sign

In making this request: Temporary User agrees as follows:

1. Temporary User will defend, indemnify, 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 will vacate the property and temporary use upon reasonable notice from the City to do so; the parties have to agree that reasonable notice shall be deemed to be thirty (30) days to restore the property to substantially the same condition that existed prior to granting the temporary use, including complying with any environmental regulations upon the request of the city to vacate the property and temporary use.
3. Temporary User will provide full access for maintenance of any utilities located within the easement.
4. Temporary User will obtain any and all other permits, variances, or approvals necessary to accommodate the temporary use.
5. Temporary user agrees to maintain the property in the condition equal to or better than the condition at the time the temporary use is granted.
6. If this request is for maintaining wells the applicant will upon satisfactory completion of use as determined by the Tennessee Department of Environment and Conservation, the wells will be abandoned using standard and acceptable practices, which shall include grouting from the bottom to top with a mixture of Portland cement and powdered bentonite and restoring the surface to its original condition as reasonably as possible.

My address and phone number is as follows:

Trey Wall, Bill Ortwein Sign  
2806 E 50th St Chattanooga TN 37407

(Processing Fee of \$110.00 payable to: City of Chattanooga)

Trey@billortweinsigns.com

Bill Ortwein Signs  
(Print) Applicant Name

6/11/12  
Date

867-9208

Mary Ellen Jackson  
(Print) Owner's Name

6-11-12  
Date

This application must include the owner's signature and a site map of the referenced location to complete processing.

THIS DRAWING WAS CREATED BY AND IS THE EXCLUSIVE PROPERTY OF ORTWEIN SIGN. IT IS NOT TO BE COPIED IN PART OR WHOLE WITHOUT WRITTEN CONSENT.

**CLIENT**

HICKORY TRACE

DATE 5/01/12

SCALE 1/2" = 1'

DESIGN STR

REP TW

REV

NOTES

ALUMINUM PANEL  
VINYL GRAPHICS  
MOUNT BETWEEN  
4x4 POSTS



S/F	MSG CENTER
D/F	RGB
ILLUM	RED MONO
NON-ILLUM	AMBER MONO
CABINET	MM
POLE MOUNT	MATRIX H
WALL MOUNT	W
RCWY MOUNT	
MONUMENT	
PAN FACE	
FLAT FACE	<
PLEX FACE	
FLEX FACE	
METAL PANEL	<
PLASTIC PANEL	
CHANNEL LTRS	
LAMP FILL	
NEON FILL	
LED FILL	

DRAW # 212050182

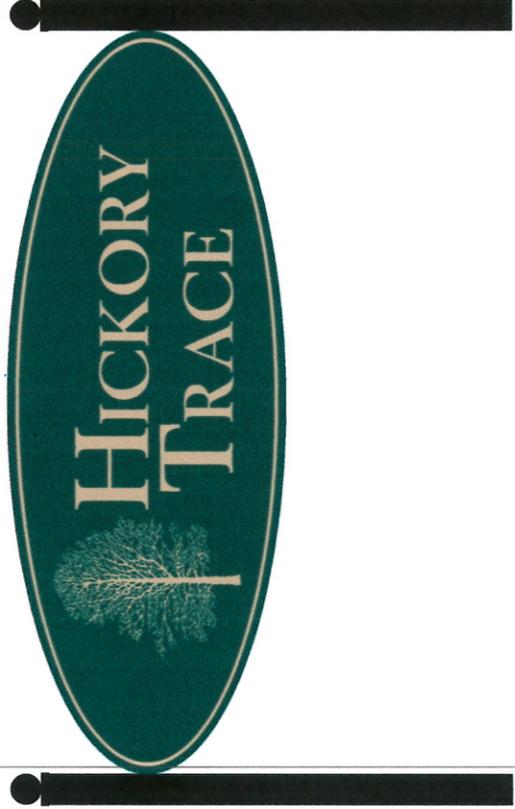
FILE

\\hickory\_trace.cdr

COLOURS: SIMULATIONS ONLY. REFER TO CORRESPONDING MATERIALS FOR ACCURATE COLOURS. COLOURS SHOWN ON COMPUTER MONITOR ARE NOT REPRESENTATIVE OF ACTUAL MATERIAL COLOR.

96"

36"



CUSTOMER APPROVAL

DATE

SALES REP. APPROVAL

DATE





**CITY OF CHATTANOOGA  
PUBLIC WORKS DEPARTMENT  
UNIFIED WORK ORDER**

Project/Funding:

Work Order Number: \* 9 1 4 9 1 \*

**Address: HICKORY TRACE CIR AND HICKORY VALLEY RD**

Map/Grid: 158C

Tax

<b>Required Work Type:</b> ENG - Temporary Use		<b>Category:</b> ADMIN	<b>Date Needed:</b> 8/10/2012
<b>WO Initiated:</b> 6/11/2012 11:26:31 AM	<b>Initiated By:</b> FISHER, CAROLYN C	<b>Requested By:</b> CANNON, WILLIAM E	<b>Priority:</b> 3
		<b>District:</b> 6	<b>Transferred To/Submitted to:</b> -
			<b>Status:</b> UNDINV

**Instructions:**

**Comments:** From: Request ID: 618263, 6/11/2012 11:26:22 AM Problem Details:

By FISHER, CAROLYN C: 6/11/2012 11:27:21 AM

APPLICATION TO PLACE NEIGHBORHOOD SIGN AT HICKORY TRACE CIRCLE and HICKORY VALLEY ROAD.

**Date Completed:**

**Supervisor:**

**WO Closed :**

**Associated Service Request(s), If Any:**

SR#	Date/Time Init.	Priority	Description	Problem Address
618263	6/11/2012 11:26:01 AM		ENG - Temporary Right-of-Way Use	HICKORY TRACE CIR AND HICKORY VALLEY RD
<b>Customer Name</b>			<b>Customer Work Phone</b>	<b>Customer Home Phone</b>
UNKNOWN, HICKORY TRACE				
			<b>Customer Zip</b>	

**Work Comments/Results:**



**CITY OF CHATTANOOGA**  
**PUBLIC WORKS DEPARTMENT**  
**SERVICE REQUEST**

Date/Time Printed: 6/11/12 @ 11:33 AM

**CityworksSR #: 618263**

<b>SR Type:</b>	<b>ENG - Temporary Right-of-Way Use</b>		
<b>Submitted to:</b>	<b>FISHER, CAROLYN C</b>	<b>Dispatched:</b>	<b>CANNON, WILLIAM E</b>
<b>Input By:</b>	<b>FISHER, CAROLYN C</b>	<b>Priority:</b>	
<b>Create Date:</b>	<b>6/11/2012 11:26:01 AM</b>	<b>Status:</b>	<b>CLOSED</b>
<b>District:</b>	<b>6</b>	<b>Due Date:</b>	<b>9/9/2012</b>
<b>Location:</b>	<b>HICKORY TRACE CIR AND HICKORY VALLEY RD 37421</b>		

Question	Answer

**Callers/Complainants**

First Name	Last Name	Address	Apt.	Zip
HICKORY TRACE	UNKNOWN			
Home Phone	Work Phone	Other Phone		

**Additional Information**

CSRID	12-00053564
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**Additional Details/Comments:**

By FISHER, CAROLYN C: 6/11/2012 11:33:03 AM  
 REQUEST TO PLACE NEIGHBORHOOD SIGNI LOCATED AT HICKORY TRACE CIRCLE AND HICKORY VALLEY ROAD