

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING VISION HOSPITALITY GROUP, INC. C/O JAN PASS TO USE TEMPORARILY A PORTION OF A RIGHT-OF-WAY LOCATED AT 411 MARKET STREET FOR INSTALLATION OF AWNINGS, LANDSCAPING, AND CONTAINERS, AS SHOWN ON THE DRAWING 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 VISION HOSPITALITY GROUP, INC. C/O JAN PASS, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily a portion of a right-of-way located at 411 Market Street for installation of awnings, landscaping, and containers, as shown on the drawing 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 proposed awnings must meet the minimum elevation requirements as per City Codes and Standards.

5. Any proposed items placed along the subject building and right-of-way must comply with City of Chattanooga and ADA Standards and minimum clearances for pedestrian traffic within said right-of-way.

ADOPTED: _____, 2012

/mms

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the “City”), and VISION HOSPITALITY GROUP, INC. C/O JAN PASS (hereinafter “Temporary User”), this _____ day of _____, 2012.

For and in consideration of the granting of the temporary usage of a portion of a right-of-way located at 411 Market Street for installation of awnings, landscaping, and containers, as shown on the drawing 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 proposed awnings must meet the minimum elevation requirements as per City Codes and Standards.

5. Any proposed items placed along the subject building and right-of-way must comply with City of Chattanooga and ADA Standards and minimum clearances for pedestrian traffic within said right-of-way.

VISION HOSPITALITY GROUP, INC.

_____, 2012
Date

BY: _____
Jan Pass

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: November 5, 2012

Preparer: William C. Payne

Department: Public Works - Engineering

Brief Description of Purpose for Resolution:

Resolution Number (if approved by Council):

District 8

A City Council Action is requested to approve Temporary Usage No. 98007 for Vision Hospitality Group, Inc. for the right of way at 411 Market Street for installation of awnings, landscaping and containers along a portion of said right-of-way, as shown on the attached drawings.

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

List all other funding sources and amount for each contributor.

<u>Amount(s)</u>	<u>Grantor(s)</u>
\$	

Agency Grant Number _____

CFDA Number if known _____

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

Approved by: _____

DESIGNATED OFFICIAL/ADMINISTRATOR

Reviewed by: FINANCE OFFICE

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

Memorandum

To: Bill Payne
From: Bill Cannon
cc: Dennis Malone
Date: October 17, 2012
Re: Temporary Usage Request #98007
Jan Pass for Vision Hospitality Group, Inc.
411 Market St
Recommendations Regarding Temporary Usage Request

I have completed my review of Vision Hospitality Group's request regarding the Temporary Usage of the right of way at 411 Market St. for the installation of awnings, landscaping and containers along a portion of said right-of-way. Please refer to the attached map. My comments are as follows:

- As per submitted drawings, the awnings will project approximately 6 feet 6 inches into the subject ROW and are not a line of sight issue provided they are installed as per submitted drawings.
- As per submitted drawings, the landscape area and planters / containers will project 3 feet into the right of way and the existing sidewalk area.
- The existing sidewalk area is approximately 10 feet in width at the subject location and the proposed items will not conflict with ADA minimum requirements.

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

- ***The proposed Awnings must meet the minimum elevation requirements as per City Codes and Standards.***
- ***Any proposed items placed along the subject building and right of way must comply with City of Chattanooga and ADA Standards and minimum clearances for pedestrian traffic within said right of way.***

Cannon William

From: Jan C. Pass <janpass@passpointe.com>
Sent: Tuesday, October 16, 2012 8:27 AM
To: Cannon William
Cc: Micah Duffey; Craig Peavy; Hiten Patel
Subject: VHG Office - ROW Use/canopies
Attachments: C2.1TempROWUsageWithCanopy.pdf; ROWuse_canopies.pdf

Bill,
We would like to request that the canopies proposed for the building front be added to the Temporary ROW Use Application. Please see the attached drawings.
Let me know if you have any questions or if you need additional information.
Thanks so much.
Jan

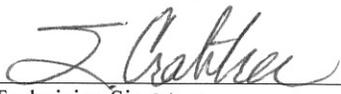
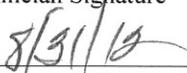
Jan C. Pass, PE, CDT, President
Passpointe Engineering, PLLC
7625 Hamilton Park Drive, Suite 21
Chattanooga, TN 37421
(423) 451-6601, (423) 240-7022 mob.
janpass@passpointe.com
Certified WBE



August 27, 2012 (Date)

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

WO# 98007

For Office Use Only	
	
Technician Signature	
	
Date	

Re: Request for Temporary Usage

SR# 650996

CLOSED
SR. 9-6-2012



Dear Mr. Payne:

This is a request for a temporary usage of the western 3' of ROW for the property at 411 Broad St

The reason for this request is as follows:
To provide ingress/egress to the proposed Vision Hospitality Groups' Mixed Use Office Building and to provide landscaping beds and containers along the western 3' of right-of-way of Broad Street to compliment the front entrance of the proposed building.

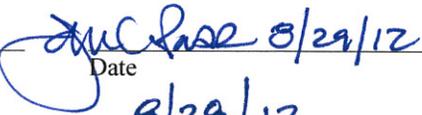
RECEIVED
SEP - 4 2012
STORM WATER

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 are as follows:
2034 Hamilton Place Blvd, Suite 200, Chattanooga, TN 37421 (423-664-4452)

(Non-Refundable Processing Fee \$110.00)

Passpointe Engineering/Jan Pass
Print Applicant Name 
Date 8/29/12

Vision Hospitality Group, Inc.
Print Owner's Name 
Date 8/28/12

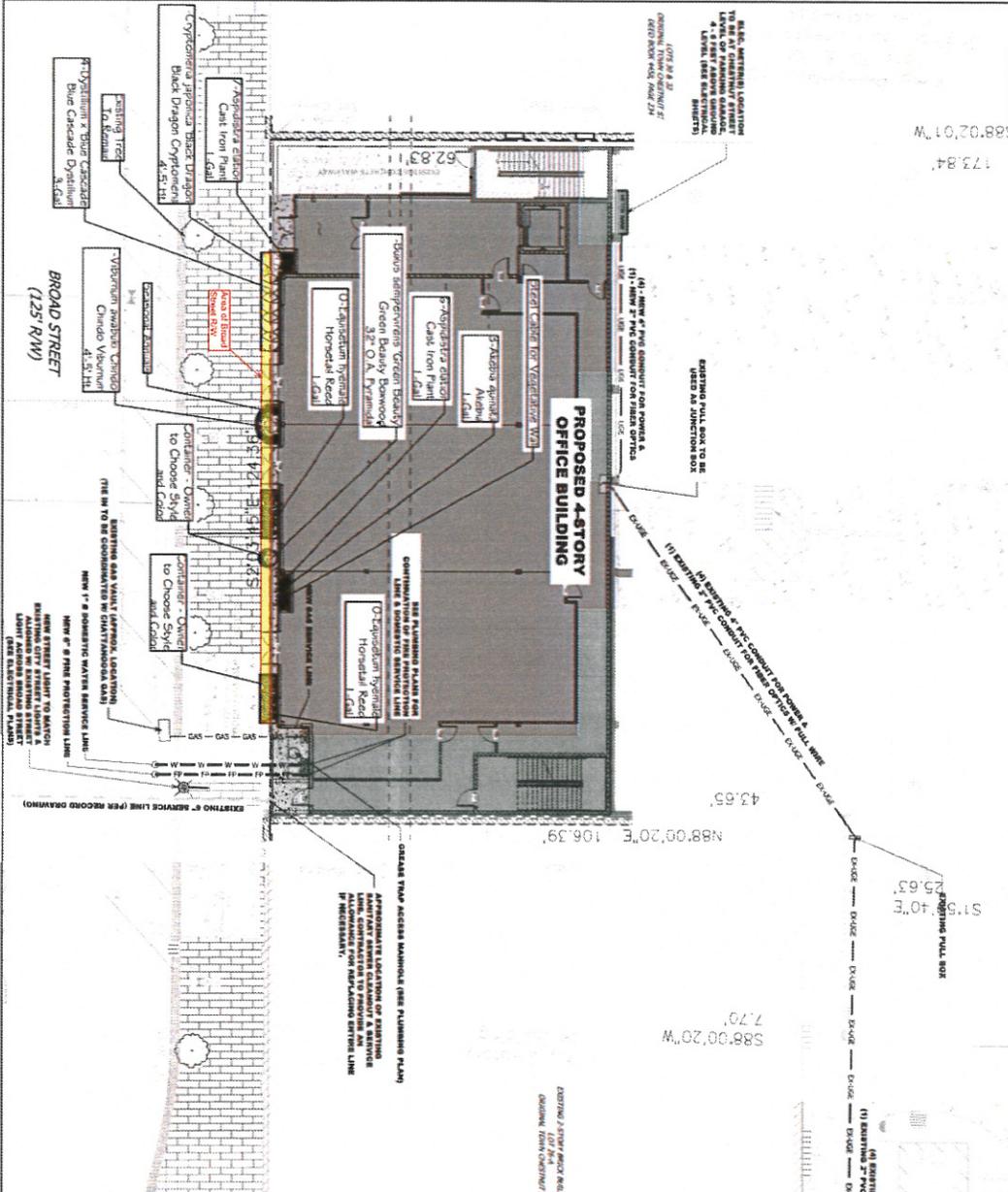
Owner's Signature (Required)

NOTE: This application will not be processed without the owner's signature and a site map/drawing of the location.

Delivered to APP
9-6-12



411 Broad Street



PROJECT: VHG Mixed Use Office Bldg
CLIENT: VHG
DATE: 11/15/2017
SCALE: 1/8\"/>

PLANT LEGEND

Symbol	Description
1	Electric
2	Gas
3	Water
4	Sewer
5	Storm
6	Fire
7	Other

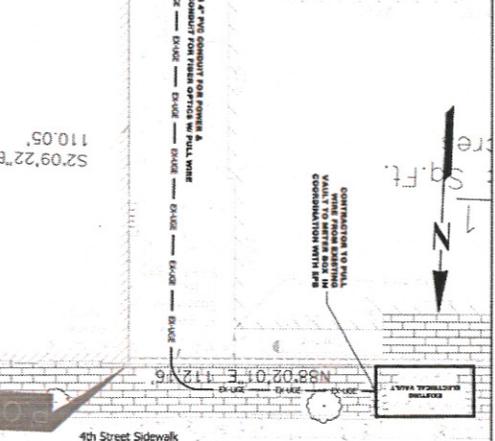
GENERAL NOTES

1. All work shall be in accordance with the applicable codes and standards.
2. The contractor shall be responsible for obtaining all necessary permits.
3. The contractor shall be responsible for protecting existing utilities.
4. The contractor shall be responsible for maintaining access to adjacent properties.

CONTRACTOR TO PULL VALVE TO MATCH EXISTING VALVE. COORDINATION WITH SFP.

EXISTING VALVE

4th Street Sidewalk



cdg craig
 DESIGN GROUP
 411 South Street
 Chattanooga, TN 37402
 423.534.8856

panapath
 750 Georgia St., Suite 11
 Chattanooga, TN 37402
 423.534.8856

VHG MIXED USE OFFICE BLDG
 BROAD STREET
 400 BLOCK BROAD STREET
 CHATTANOOGA, TN 37402

river street architecture
 architecture planning interiors
 714 cherry st, chattanooga, tennessee 37402
 p.423.534.8856 1.423.752.6499 www.river-st-architecture.com

CHATTANOOGA COUNTY
 PLANNING DEPARTMENT
 1000 MARKET STREET
 CHATTANOOGA, TN 37402
 423.534.8856

C2.1



CITY OF CHATTANOOGA
PUBLIC WORKS DEPARTMENT
UNIFIED WORK ORDER

Project/Funding:

Work Order Number:



Address: 411 BROAD ST

Tax Map/Grid: 135N

Required Work Type: ENG - Temporary Use		Category: ADMIN		Date Needed:	
WO Initiated: 9/6/2012 9:27:26 AM	Initiated By: FISHER, CAROLYN C	Requested By: CANNON, WILLIAM E	Priority: 3	District: 8	Transferred To/Submitted to: CANNON, WILLIAM E - 9/6/2012 9:27:42 AM
					Status: UNFINV

Instructions:

Comments: From: Request ID: 650996, 9/6/2012 9:27:17 AM Problem Details:

By FISHER, CAROLYN C: 9/6/2012 9:30:52 AM
 REQUEST FOR TEMP ROW USE OF THE WESTERN 3' OF ROW FOR THE PROPERTY AT 411 BROAD ST.
 REASON: TO PROVIDE INGRESS/EGRESS TO THE PROPOSED VISION HOSPITALITY GROUPS' MIXED USE
 OFFICE BUILDING AND TO PROVIDE LANDSCAPING BEDS AND CONTAINERS ALONG THE WESTERN 3' OF
 RIGHT-OF-WAY OF BROAD STREET TO COMPLEMENT THE FRONT ENTRANCE OF THE PROPOSED
 BUILDING.

Date Completed: _____ **Supervisor:** _____ **WO Closed :** _____

Associated Service Request(s), If Any:

SR#	Date/Time Init.	Priority	Description	Problem Address
650996	9/6/2012 9:26:29 AM		ENG - Temporary Right-of-Way Use	411 BROAD ST
Customer Name		Customer Work Phone		Customer Home Phone
GROUP, INC., VISION HOSPITALITY		(423) 664-4452		37402
Customer Zip		Customer Home Phone		Customer Zip
37402		(423) 664-4452		37402

Work Comments/Results:



CITY OF CHATTANOOGA
PUBLIC WORKS DEPARTMENT
SERVICE REQUEST

Date/Time Printed: 9/6/12 @ 9:32 AM

CityworksSR #: 650996

SR Type:	ENG - Temporary Right-of-Way Use		
Submitted to:	CANNON, WILLIAM E	Dispatched:	CANNON, WILLIAM E
Input By:	FISHER, CAROLYN C	Priority:	
Create Date:	9/6/2012 9:26:29 AM	Status:	O-OPEN
District:	8	Due Date:	12/5/2012
Location:	411 BROAD ST 37402		

Question	Answer

Callers/Complainants

First Name	Last Name	Address	Apt.	Zip
VISION HOSPITALITY	GROUP, INC.	411 BROAD STREET		37402
Home Phone	Work Phone	Other Phone		
(423) 664-4452				

Additional Information

CSRID	12-00091826
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Additional Details/Comments:

By FISHER, CAROLYN C: 9/6/2012 9:26:29 AM
 PASSPOINTE ENGINEERING/JAN PASS
 2034 HAMILTON PLACE BLVD., SUITE 200
 CHATTANOOGA, TN 37421
 423.664.4452

1296

8-2010 87-858/642

Passpointe Engineering PLLC
7625 Hamilton Park Dr, Suite 21
Chattanooga, TN 37421

Aug. 31 2012

PAY TO THE ORDER OF City of Chattanooga \$ 110.00
One hundred ten and 00/100 DOLLARS

Security Features
Visible in UV light
Durable non bleed

FSG Bank
1740 Gunbarrel Rd
Chattanooga, TN 37421

FOR 12-019 Vision
FOR ROW Temp Use process fee
⑆064208589⑆ 045 346 4⑈ 1296 MP



CITY OF CHATTANOOGA

RECEIPT NO. 193608

DATE 8/31/12
Received from Passpointe Engineering
Amount of See Attached Invoice Dollars and 00 Cents
For 2034 Hamilton Place Blvd - Temp Temp Permit

Cash \$ 110.00
 Check \$ 110.00 #1296

[Signature]
Department Division
[Signature]
Signature

VISION HOSPITALITY



DRAWING LIST - ALL

DRAWING LIST - ALL

DRAWING LIST - ALL

DRAWING LIST - ALL

1 HR
1 HR
0 HR
1 HR
1 HR
1 HR
2 HR
2 HR
1 HR
1 HR
1 HR
1 HR
1 HR

N ELEMENTS:

PHONE #
-634-0806
-267-9718
-267-9718
-267-9718
-267-9718
-267-9718
-771-4430
-451-6601
-695-1563

E BLDG

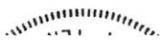
IT
2

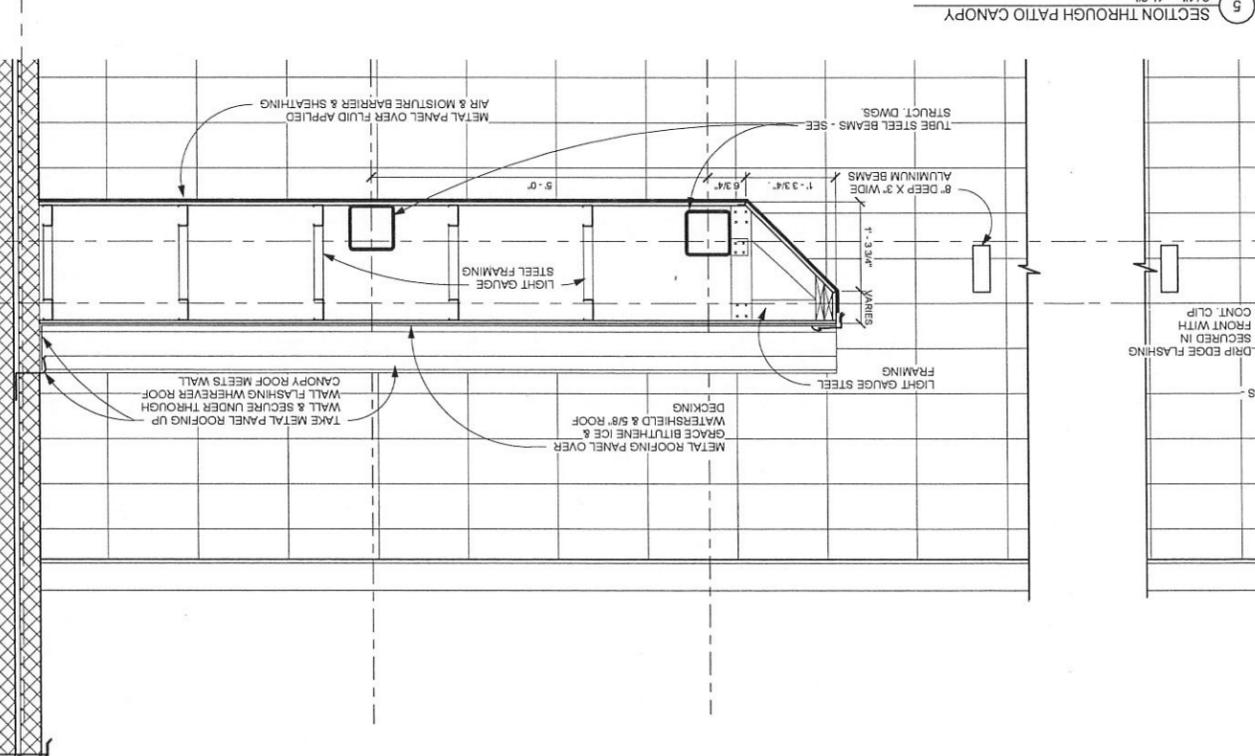
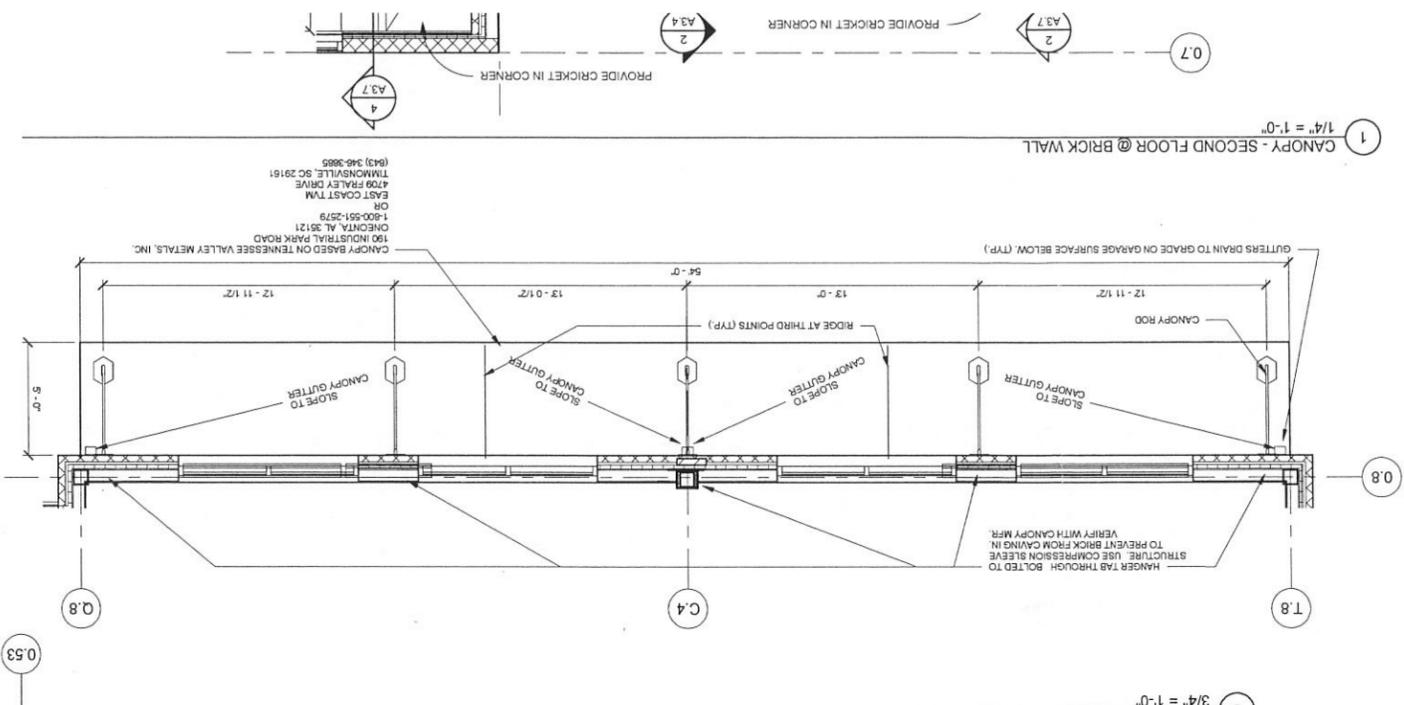
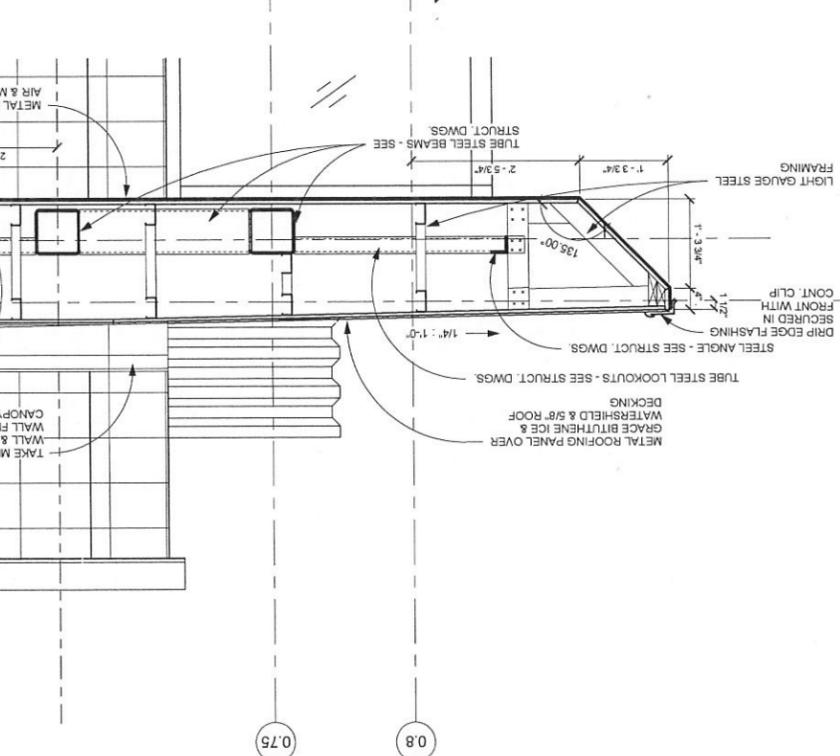
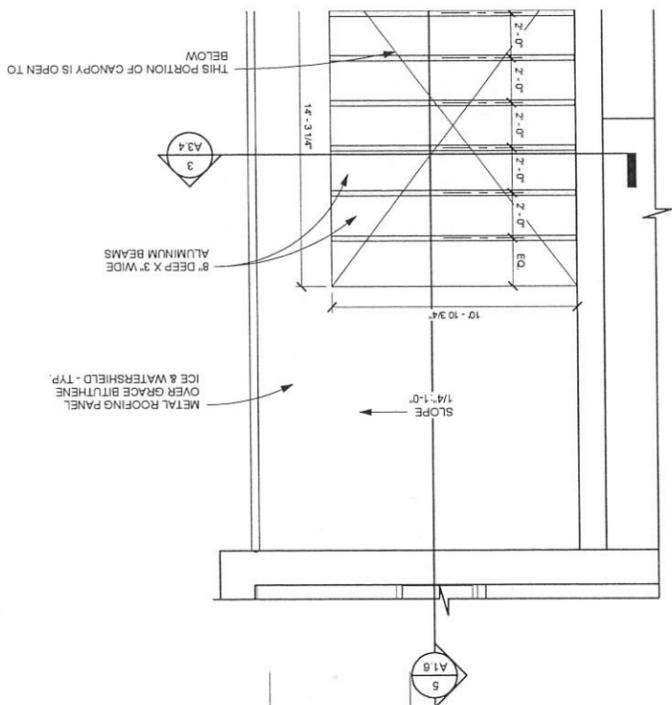
river street architecture llc
architecture planning interiors

714 cherry st, chattanooga, tennessee 37402
p.423 634 0806 f.423 752 8499 www.river-st-architecture.com

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CHARLES R. FOWLER
017819
EXPIRATION DATE: XXXXXXXXX





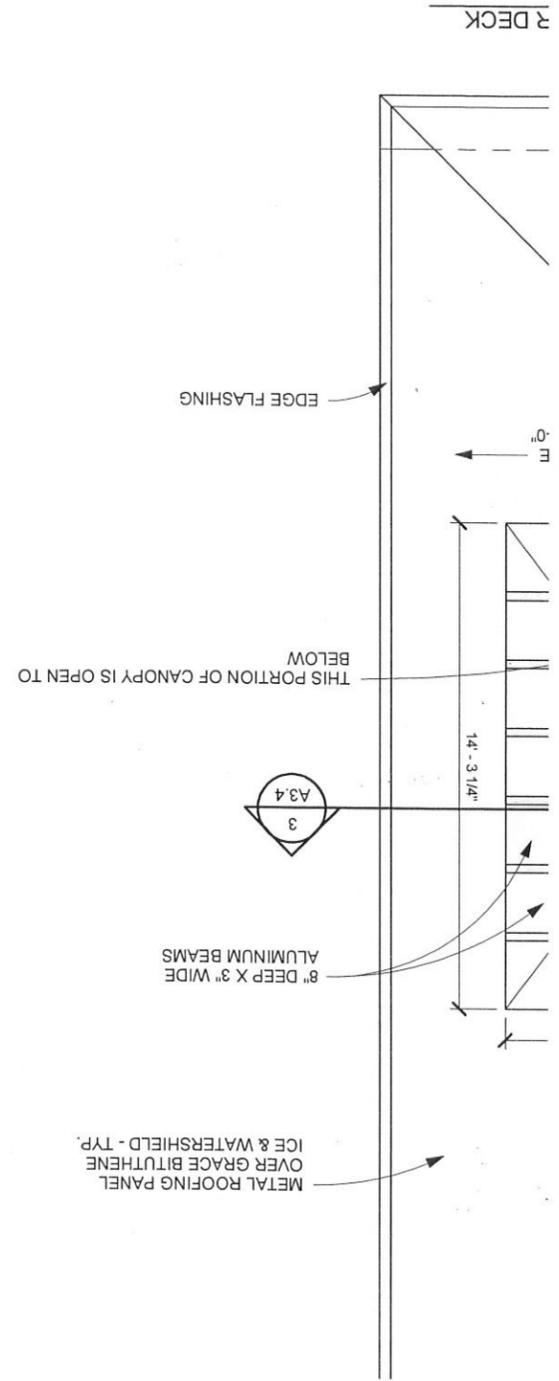
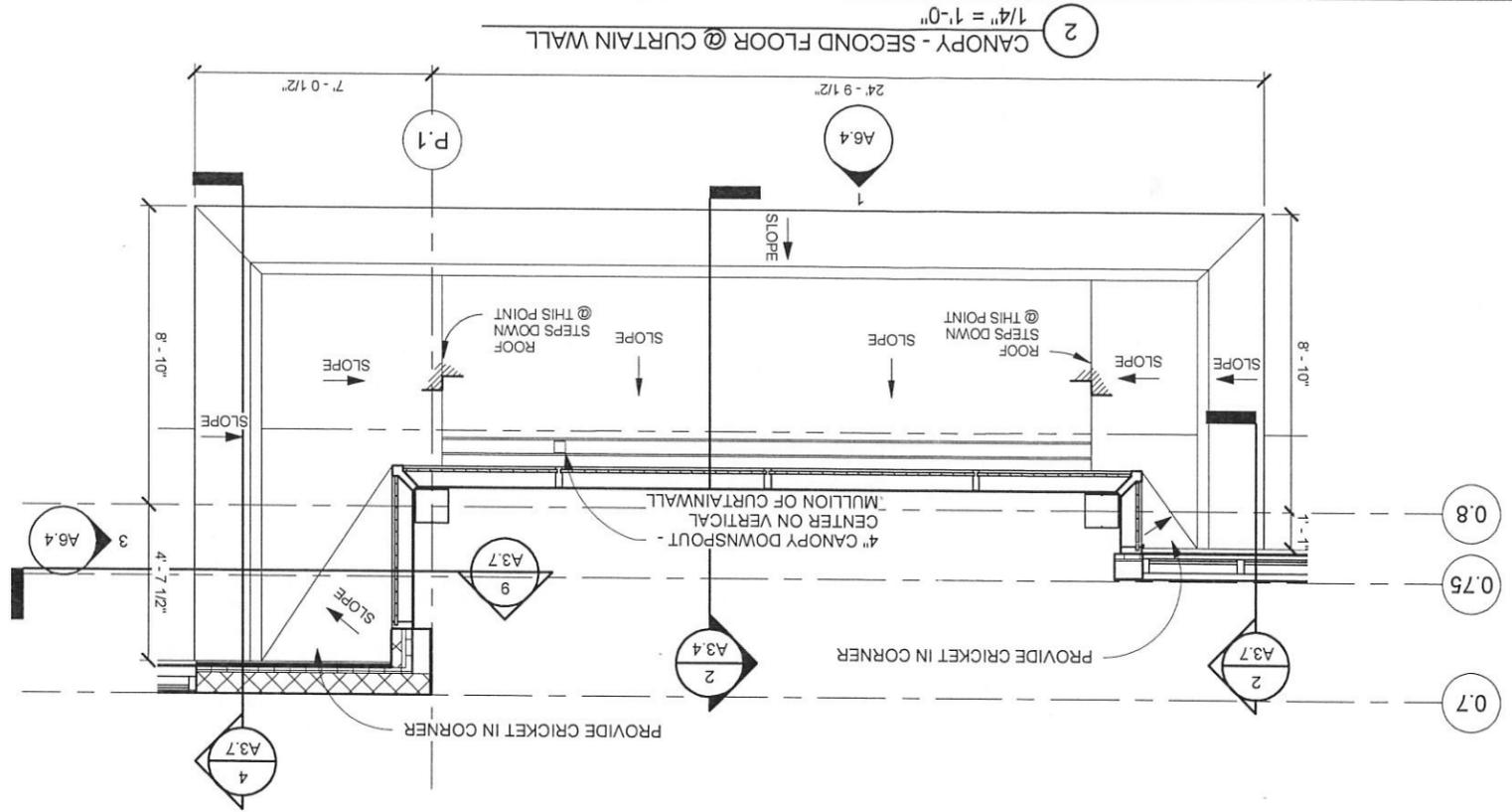
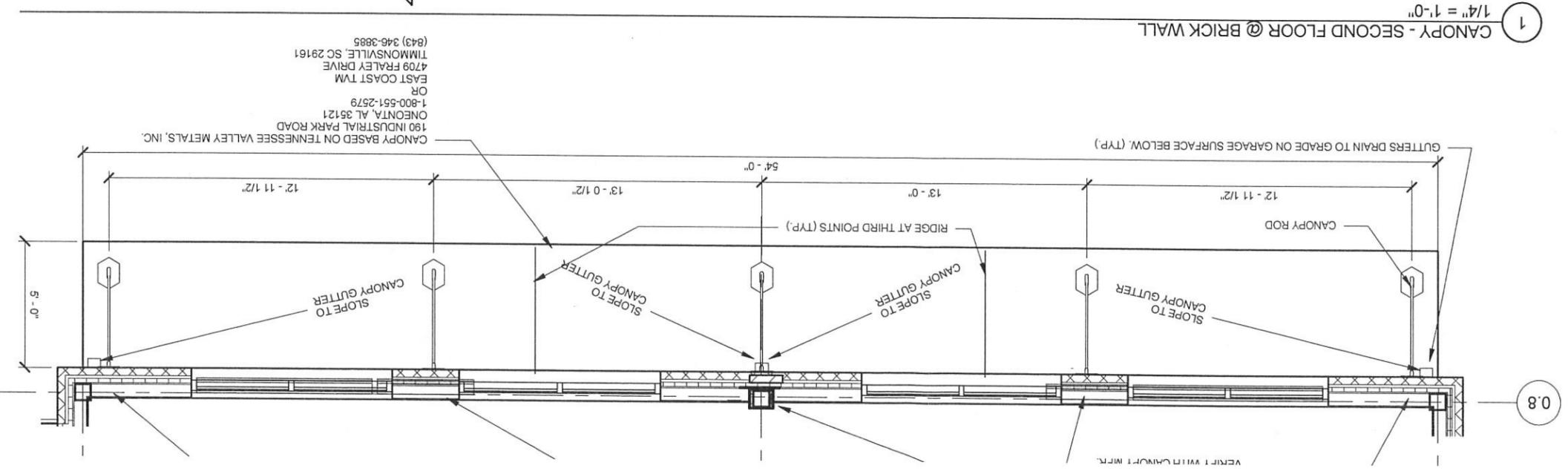
VHG MIXED USE OFFICE BLDG
 BROAD STREET
 400 BLOCK BROAD STREET
 CHATTANOOGA, TN 37402

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 architecture planning interiors
 714 cherry st. chattanooga, tennessee 37402
 p.423.634.0906 f.423.752.8499 www.river-st-architecture.com

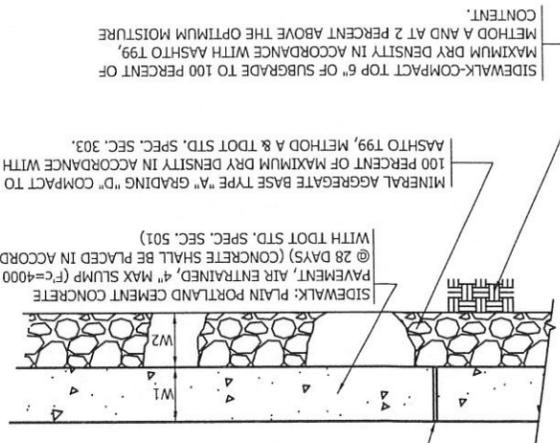
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CHARLES R. POMER
 0719
 EXPIRATION DATE XXXXXXXX

#	Date	Description
1	8/9/2012 10:23:20 AM	Plot Date

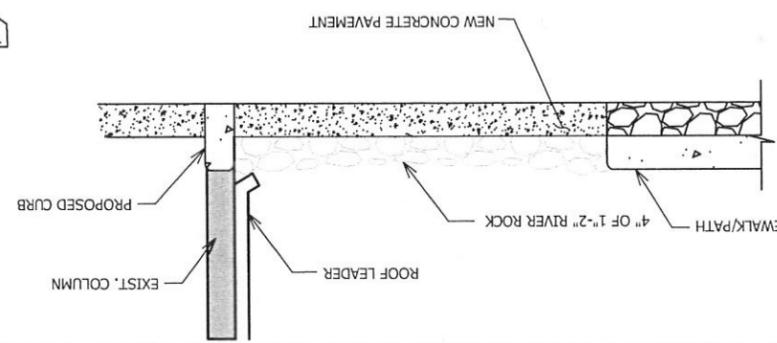


6 PAVEMENT - CONCRETE
NTS

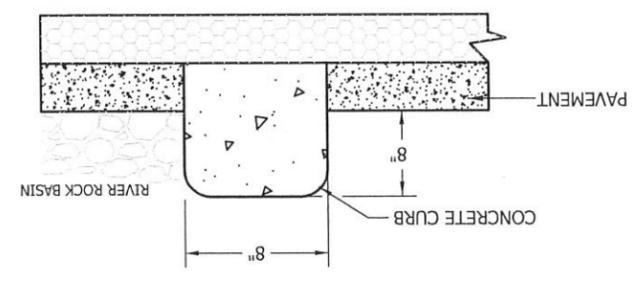


SIDEWALK THICKNESS	4"
CONC. PAVMT. THICKNESS "W1"	4"
AGGR. BASE THICKNESS "W2"	4"

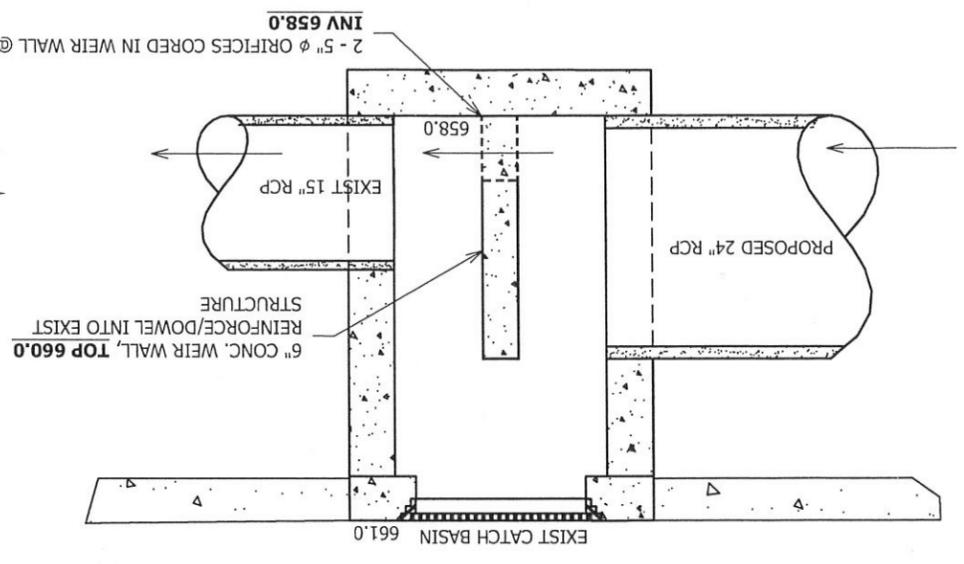
5 RIVER ROCK ENERGY DISSIPATION BASIN
NTS



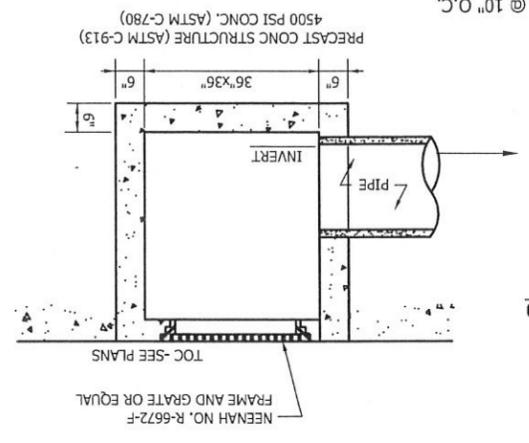
4 CONCRETE CURB
NTS



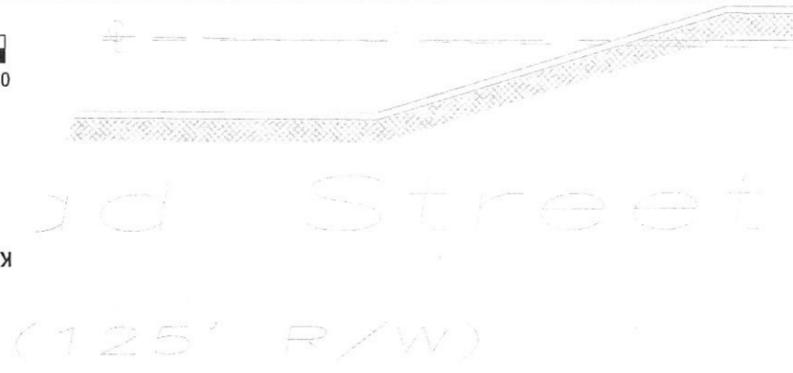
3 EXISTING CB W/ WEIR WALL
NTS



2 CATCH BASIN
NTS



1" = 10'



7625 Hamilton Park Dr., Suite 21
Chattanooga, TN 37421
423-451-6601
janpass@passpointe.com

passpointe
ENGINEERING

DATE: 11/14/12	PROJECT NO: 12010	SCALE: AS SHOWN	DESIGNED BY: CHSMM	CHECKED BY: CHSMM	DATE: 11/14/12
DESCRIPTION	REVISION	DATE	#		
		8/9/2012 11:04:07 AM			

VHG MIXED USE OFFICE BLDG
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400 BLOCK BROAD STREET
CHATTANOOGA, TN 37402

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