

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING UPTOWN VISION C/O DR. DAVE PIFER TO USE TEMPORARILY A PORTION OF RIGHT-OF-WAY LOCATED AT 629 MARKET STREET FOR THE INSTALLATION OF SIGNAGE, AS SHOWN ON THE ATTACHED MAPS, SUBJECT TO CERTAIN CONDITIONS.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, that UPTOWN VISION c/o DR. DAVE PIFER, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily a portion of right-of-way located at 629 Market Street for the installation of signage, as shown on the attached maps.

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 signage must meet the minimum elevation requirements as per City Codes and Standards.

ADOPTED: _____, 2012

/ss

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and UPTOWN VISION c/o DR. DAVE PIFER (hereinafter "Temporary User"), this ____ day of _____, 2012.

For and in consideration of the granting of the temporarily a portion of right-of-way located at 629 Market Street for the installation of signage, as shown on the attached maps, subject to certain conditions, 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 signage must meet the minimum elevation requirements as per City Codes and Standards.

UPTOWN VISION

_____, 2012
Date

BY: _____
Dr. Dave Pifer

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 20, 2012

Preparer: William C. Payne

Department: Public Works - Engineering

Brief Description of Purpose for Resolution:

Resolution Number (if approved by Council): _____

A City Council Action is requested to approve the request of Temporary Usage No. 102657 for Uptown Vision c/o Dr. Dave Pifer for the right of way of 629 Market Street for the installation of a signage along a portion of said right of way, as shown on the attached drawing. Also, subject to the condition on the attached Memorandum.

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.

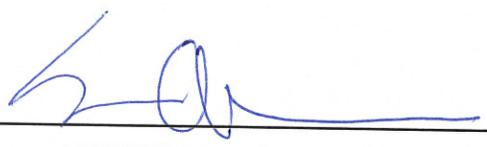
Amount(s)	Grantor(s)
_____	_____
_____	_____
_____	_____
_____	_____

Agency Grant Number _____

CFDA Number if known _____

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

Reviewed by: FINANCE OFFICE _____

Approved by:  _____

DESIGNATED OFFICIAL/ADMINISTRATOR

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

Memorandum

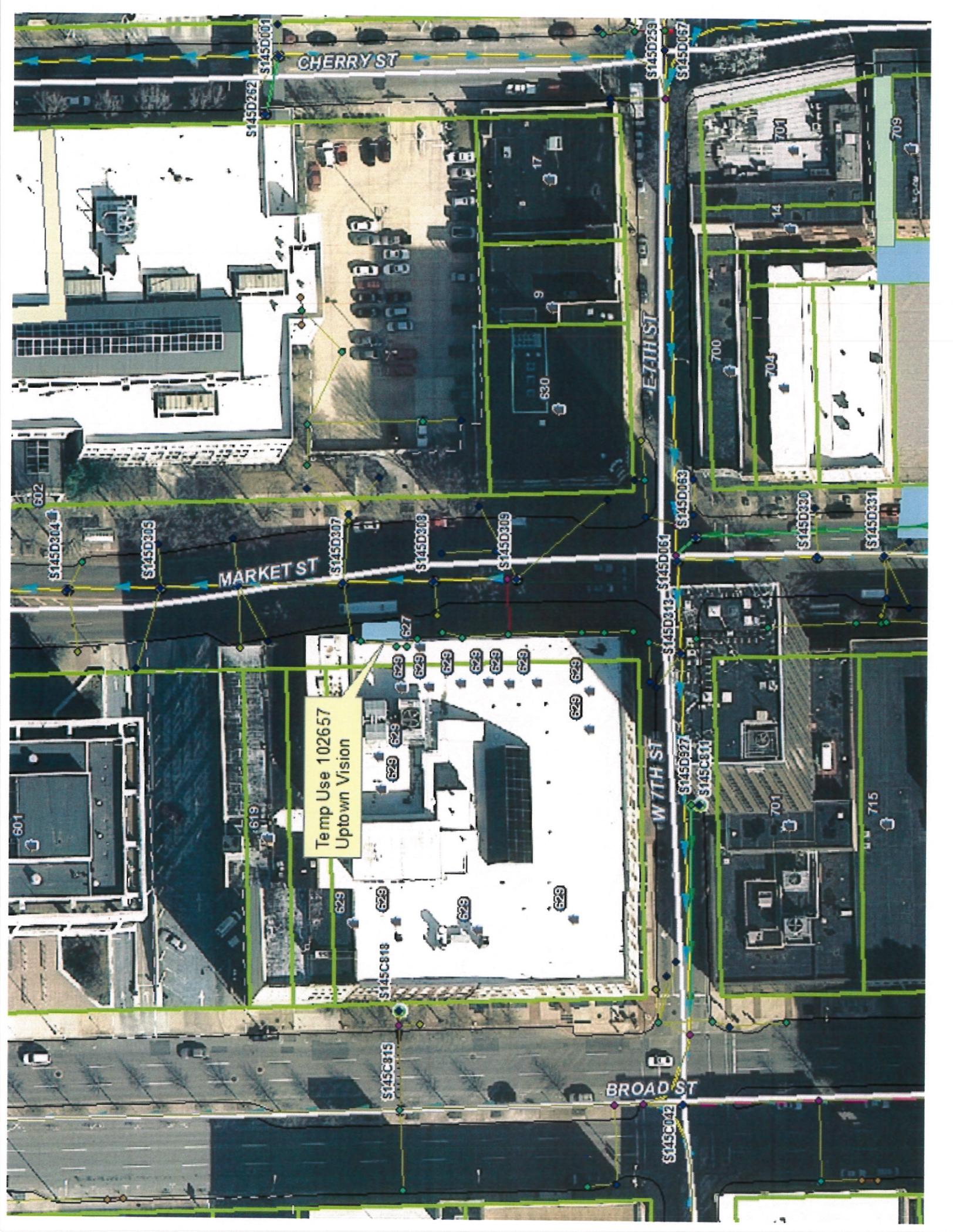
To: Bill Payne
From: Bill Cannon
cc: Dennis Malone
Date: November 27, 2012
Re: Temporary Usage Request #102657
Dr. Dave Pifer (Uptown Vision)
629 Market St
Recommendations Regarding Temporary Usage Request

I have completed my review of Mr. Pifer's request regarding the Temporary Usage of the right of way at 629 Market St. for the installation of signage along a portion of said right-of-way. Please refer to the attached map. My comments are as follows:

- As per submitted drawing, the signage will be attached to the existing awning and will project approximately 8 feet 4 inches into the subject ROW and is not a line of sight issue provided it is installed as per submitted sketch.
- As per submitted drawing, the signage will meet the minimum height requirement above the existing sidewalk.

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 signage must meet the minimum elevation requirements as per City Codes and Standards.***



Temp Use 102657
Uptown Vision

CHERRY ST

MARKET ST

E 7TH ST

W 7TH ST

BROAD ST

2109 LAFAYETTE RD. • FT. OGLETHORPE, GA 30742 • PH: (706) 866-7999 • SALES FX: (706) 866-4400



JOB: UPTOWN VISION
MALL:
ADDRESS:
LOC.: CHATTANOOGA, TN
SPACE#:
PRINT#: 28096-1
S. F. LENGTH:
SALESPERSON: A. KARPY

CHANGE ORDER #	A	B	C	D	E	F
RELEASED						
OPENING						
SHIP/TRIP						
INSTALL						
TARGET						
COMMIT						

SPECIAL INSTRUCTIONS:

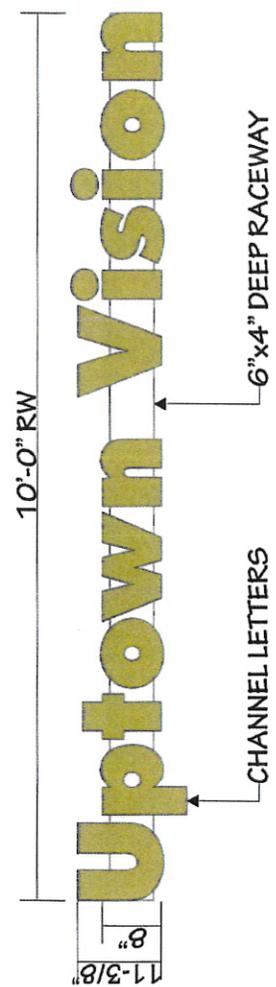
EXTERIOR
QTY: 2
FACE: WHITE #7328 W/ METALLIC GOLD
#3630-131 VINYL OVERLAY
TRIMCAP: BLACK
RET COLOR: BLACK
RET DEPTH: 5"
LEDS: WHITE
LETTER STROKE: 4"

RACEWAY COLOR:

FASCIA CONST: AWNING
FASCIA COLOR:
VOLTAGE 110V

THIS DESIGN AND DRAWING SHOWN IS THE PROPERTY OF VICTORY SIGN INDUSTRIES LTD. NO TRANSMITTAL OR DISCLOSURE SHALL BE MADE TO ANY PERSON, FIRM OR CORPORATION WITHOUT PRIOR WRITTEN APPROVAL.

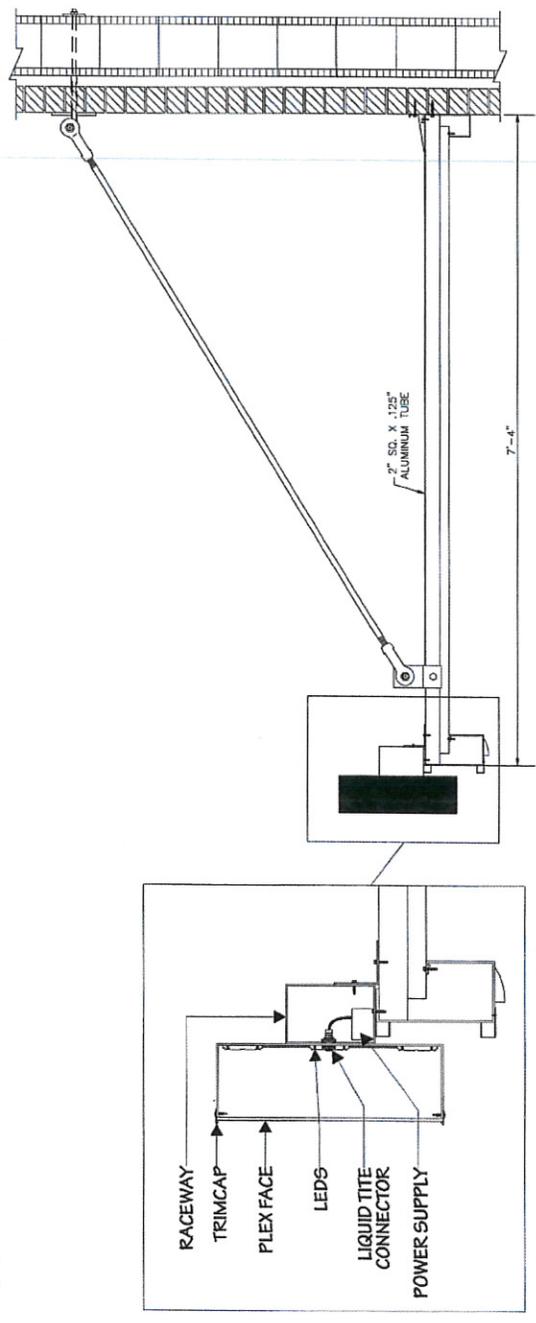
This Product is Listed by
UNDERWRITERS LABORATORIES INC. 
 and Bears the Mark:



RACEWAY TO MOUNT ON TOP OF AWNING.

****NOTE:**

- (1) SIGN TO HAVE ELECTRICAL COME OUT BEHIND THE "U"
- (1) SIGN TO HAVE ELECTRICAL COME OUT BEHIND THE "n"



INSTALL IN ACCORDANCE WITH THE NATIONAL ELECTRICAL CODE.

SCALE: 1/2" = 1'-0"

DATE: 10/18/12 BY: NR

JUN-07-2012 16:53

CITY OF CHATT PUBLIC WKB

423 757 0586 P.02

10-30-12 (Date)

WO# 102657

For Office Use Only	
<i>[Signature]</i>	
Technician Signature	
<u>11/9/12</u>	
Date	

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



Re: Request for Temporary Usage

SR# 671807 → CLOSED 11-12-2012

RECEIVED

NOV 9 - 2012

Dear Mr. Payne:

This is a request for a temporary usage of up town vision @ 629 market st.

STORM WATER

The reason for this request is as follows:

Install signs on awnings over sidewalk

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:

629 market st
Chattanooga, TN 37402
706-846-7089 x208 OR 423-314-9681

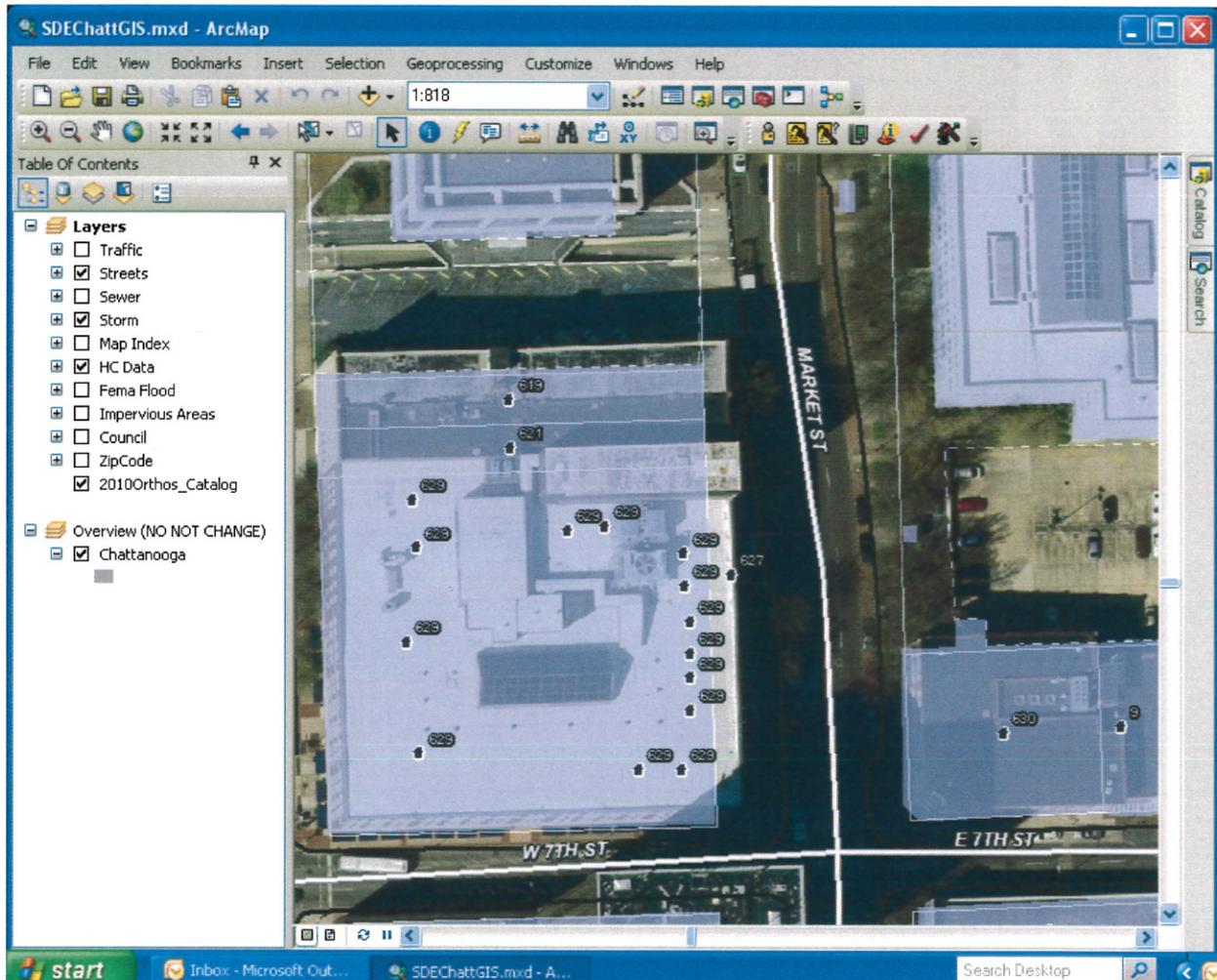
(Processing Fee \$110.00)

Deborah Holsumber 10-30-12
Print Applicant Name Date

Dr. Dave Pifer 11/07/12
Print Owner's Name Date

Owner's Signature (Required)

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



629 Market Street
Temporary Use

UPTOWN VISION



CITY OF CHATTANOOGA
PUBLIC WORKS DEPARTMENT
SERVICE REQUEST

Date/Time Printed: 11/12/12 @ 8:28 AM

CityworksSR #: 671807

SR Type:	ENG - Temporary Right-of-Way Use		
Submitted to:	CANNON, WILLIAM E	Dispatched:	CANNON, WILLIAM E
Input By:	FISHER, CAROLYN C	Priority:	3
Create Date:	11/12/2012 8:24:54 AM	Status:	CLOSED
District:	8	Due Date:	2/10/2013
Location:	629 MARKET ST 37402		

Question	Answer

Callers/Complainants

First Name	Last Name	Address	Apt.	Zip
UPTOWN	VISION	629 MARKET STREET		37402
Home Phone	Work Phone	Other Phone		
	(706) 866-7999	(423) 314-4681		

Additional Information

CSRID	12-00115147
-------	-------------

Additional Details/Comments:

By FISHER, CAROLYN C: 11/12/2012 8:24:54 AM

REQUEST FOR A TEMPORARY USAGE OF UPTOWN VISION @ 629 MARKET STREET 37402.

REASON FOR REQUEST: INSTALL SIGNS ON AWNINGS OVER SIDEWALK.



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

Project/Funding:

Work Order Number: * 1 0 2 6 5 7 *

Address: 629 MARKET ST Tax Map/Grid: 145D

Required Work Type: ENG - Temporary Use		Category: ADMIN	Date Needed: 1/11/2013
WO Initiated: 11/12/2012 8:25:40 AM	Initiated By: FISHER, CAROLYN C	Requested By: CANNON, WILLIAM E	Priority: 3
		District: 8	Transferred To/Submitted to: CANNON, WILLIAM E - 11/12/2012 8:27:17 AM
			Status: UNDINV

Instructions:

Comments:
From: Request ID: 671807, 11/12/2012 8:25:31 AM Problem Details:
By FISHER, CAROLYN C: 11/12/2012 8:26:50 AM
REQUEST FOR A TEMPORARY USAGE OF UPTOWN VISION @ 629 MARKET STREET 37402.
REASON FOR REQUEST: INSTALL SIGNS ON AWNINGS OVER SIDEWALK.

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

Associated Service Request(s), If Any:

SR#	Date/Time Init.	Priority	Description	Problem Address
671807	11/12/2012 8:24:54 AM	3	ENG - Temporary Right-of-Way Use	629 MARKET ST
Customer Name VISION, UPTOWN			Customer Work Phone (706) 866-7999	Customer Zip 37402

Work Comments/Results:

2109 LAFAYETTE RD. • FT. OGLETHORPE, GA 30742 • PH: (706) 866-7999 • SALES FX: (706) 866-4400



JOB: UPTOWN VISION
MALL:
ADDRESS:
LOC.: CHATTANOOGA, TN
SPACE#:
PRINT#: 28096-1
S. F. LENGTH:
SALESPERSON: A. KAPPY

CHANGE ORDER #	A	B	C	D	E	F
RELEASED						
OPENING						
SHIP/TRIP						
INSTALL						
TARGET						
COMMIT						

SPECIAL INSTRUCTIONS:

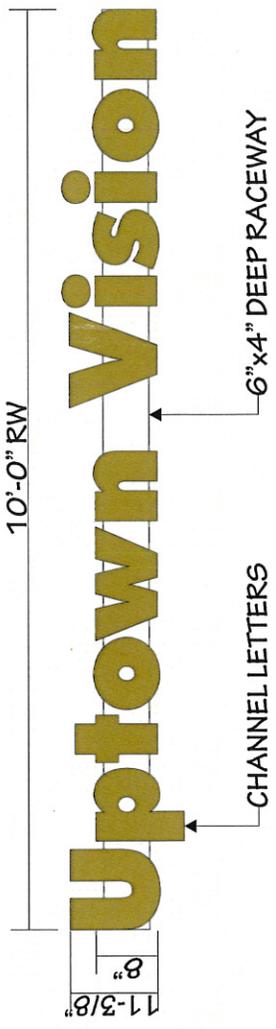
EXTERIOR
QTY: 2

FACE: WHITE #7328 W/ METALLIC GOLD #3630-131 VINYL OVERLAY
TRIMCAP: BLACK
RET COLOR: BLACK
RET DEPTH: 5"
LEDS: WHITE
LETTER STROKE: 4"

RACEWAY COLOR:

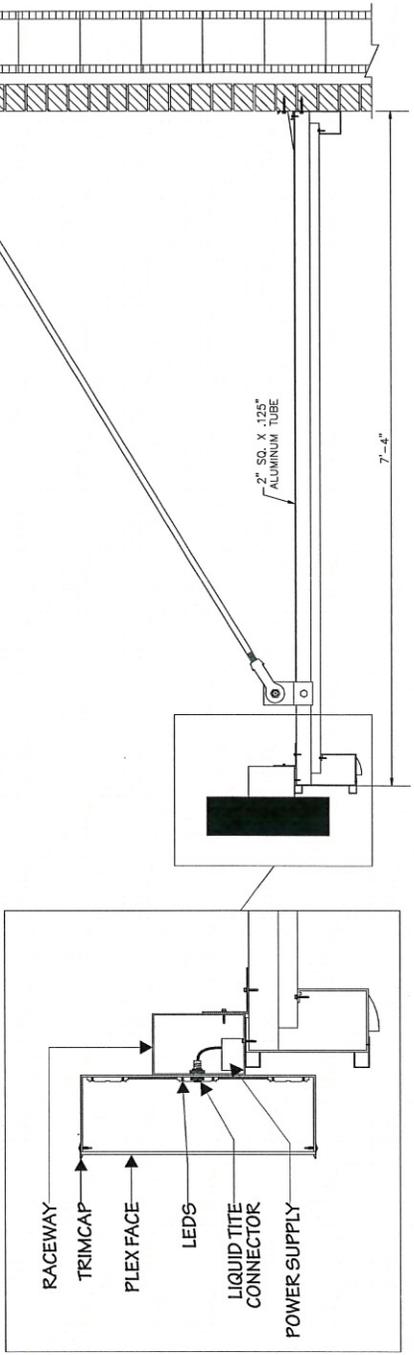
FASCIA CONST: AWNING
FASCIA COLOR:
VOLTAGE 110V

THIS DESIGN AND DRAWING SHOWN IS THE PROPERTY OF VICTORY SIGN IND. LTD. NO TRANSMITTAL OR DISCLOSURE SHALL BE MADE TO ANY PERSON, FIRM OR CORPORATION WITHOUT PRIOR WRITTEN APPROVAL
 This Product is Listed by
UNDERWRITERS LABORATORIES INC.
 and Bears the Mark:



RACEWAY TO MOUNT ON TOP OF AWNING.

****NOTE:**
 (1) SIGN TO HAVE ELECTRICAL COME OUT BEHIND THE "U"
 (1) SIGN TO HAVE ELECTRICAL COME OUT BEHIND THE "n"



JOB: UPTOWN VISION
 MALL:
 ADDRESS:
 LOC.: CHATTANOOGA, TN
 SPACE#:
 PRINT#: 28096-1&2
 S. F. LENGTH:
 SALESPERSON: A. KARPY

2109 LAFAYETTE RD. • FT. OGLETHORPE, GA 30742 • PH: (706) 866-7999 • SALES FX: (706) 866-4400

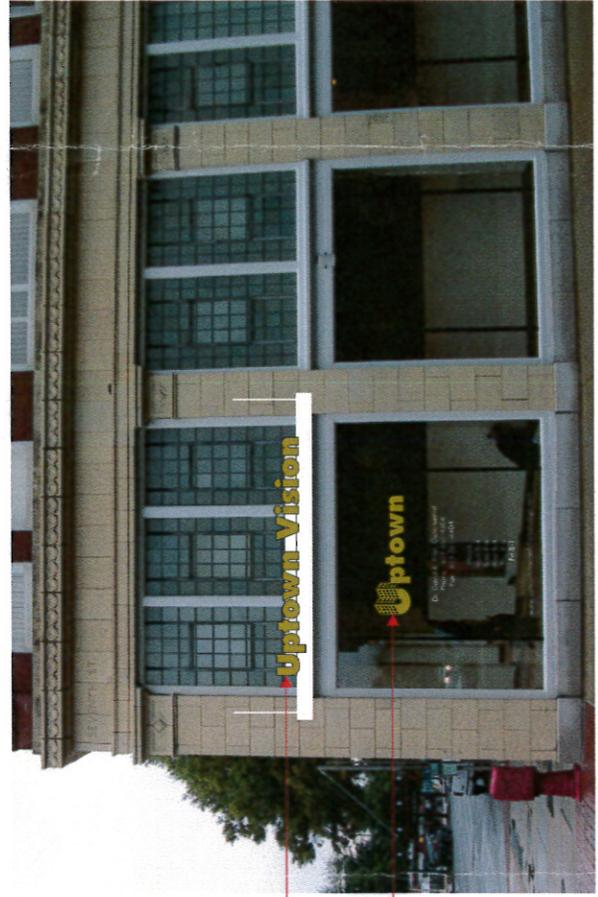


SIGN ELEVATION



PRINT 1

PRINT 2



PRINT 1

PRINT 2

DATE: 10/18/12

BY: NR

SCALE: NOT TO SCALE

VSI PRINTS: 28096-1&2 ELEV

THIS DESIGN AND DRAWING SHOWN IS THE PROPERTY OF VICTORY SIGN IND., LTD. NO TRANSMITTAL OR DISCLOSURE SHALL BE MADE TO ANY PERSON, FIRM OR CORPORATION WITHOUT PRIOR WRITTEN APPROVAL.



CITY OF CHATTANOOGA

RECEIPT NO. 193615

DATE 11/9/12

Received from Victory Sign

Amount of One Hundred Ten & 10/100 Dollars and 00 Cents

For Upfront Vision - 229 Market Street

Cash \$ _____

Check \$ 110.00 #52330

FAL Department Division

Z. Crabbe Signature

CHECK NO. 52330 CHECK DATE 10/31/12 VENDOR NO. 000000001294

FIRST VOLUNTEER BANK

VICTORY SIGN INDUSTRIES LTD.
2109 Lafayette Rd.
Fort Oglethorpe, GA 30742
OPERATING ACCOUNT

87-334/613 CHECK AMOUNT \$110.00

VOID AFTER 90 DAYS

TN 37402

PAY TO THE ORDER OF CITY OF CHATTANOOGA
1250 MARKET STREET
SUITE 1000
CHATTANOOGA

AUTHORIZED SIGNATURE [Signature] MP

ORIGINAL CHECK HAS A COLORED BACKGROUND PRINTED ON CHEMICAL REACTIVE PAPER - SEE BACK FOR DETAILS

⑈052330⑈ ⑆061303348⑆ 0103171256⑈