

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING PAYMENT TO RICHARD A. BOCIAN FOR A RIGHT-OF-WAY EASEMENT RELATIVE TO CONTRACT NO. E-03-027, INTERSECTION IMPROVEMENT IGOU GAP ROAD AT JENKINS ROAD, FOR TRACT NO. 21, PROPERTY LOCATED AT 1956 JENKINS ROAD, CHATTANOOGA, TN 37421, TAX MAP NO. 159B-D-013, FOR AN AMOUNT NOT TO EXCEED ONE THOUSAND SEVEN HUNDRED TWENTY-FIVE AND 75/100 DOLLARS (\$1,725.75).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That it is hereby authorizing payment to Richard A. Bocian for a Right-of-Way Easement relative to Contract No. E-03-027, Intersection Improvement Igou Gap Road at Jenkins Road, for Tract No. 21, property located at 1956 Jenkins Road, Chattanooga, TN 37421, Tax Map No. 159B-D-013, for an amount not to exceed \$1,725.75.

ADOPTED: _____, 2013

/mms

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: July 9, 2013

Preparer: Dennis Malone

Department: Public Works

Brief Description of Purpose for Resolution/Ordinance:

Res./Ord. # _____ Council District # 4

Council approval is requested to authorize payment to Richard A. Bocian, for a Right-of-Way Easement, relative to Contract E-03-027, Intersection Improvement Igou Gap Road at Jenkins Road, for Tract No. 21, property located at 1956 Jenkins Road, Chattanooga, TN 37421, Tax Map No. 159B-D-013, in the amount not to exceed \$1,725.75.

Name of Vendor/Contractor/Grant, etc. Richard A. Bocian
Total project cost \$ 1,725.75
Total City of Chattanooga Portion \$ 1,725.75
City Amount Funded \$ 1,725.75
New City Funding Required \$ _____
City's Match Percentage % _____

New Contract/Project? (Yes or No) No
Funds Budgeted? (YES or NO) No
Provide Fund 4016
Provide Cost Center K12105
Proposed Funding Source if not budgeted _____
Grant Period (if applicable) _____

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)

Requested in FY14 Capital Budget (GENERAL)

Approved by: [Signature]

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

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

Revised: 1/26/09

MAIL TAX BILL TO:
Richard A. Bocian
1956 Jenkins Road
Chattanooga, Tennessee 37421
(TAX MAP NO. 159B D 013)

TRACT # 21

THIS INSTRUMENT PREPARED BY:
City of Chattanooga, Tennessee
Department of Public Works
Engineering Division
Development Resource Center
1250 Market Street
Chattanooga, Tennessee 37402

RIGHT-OF-WAY

FOR AND IN CONSIDERATION OF ONE THOUSAND SEVEN HUNDRED TWENTY FIVE AND SEVENTY FIVE HUNDRETHS DOLLARS (\$1,725.75) to be paid upon council approval the sufficiency of which is hereby acknowledged, Richard A. Bocian, the owner of Property No. 159B D 013 as shown on a Hunnicutt Tax Map, in the city of Chattanooga, Tennessee, does hereby give, grant, bargain, sell, and convey unto the City of Chattanooga, Tennessee, a municipal corporation, its successors and assigns, a right-of-way for public street purposes over and across the hereinafter described lands.

Said right-of-way is located in the City of Chattanooga, Hamilton County, Tennessee, and being designated as Hunnicutt Tax Map No. 159B D 013, as shown by deed of record in Book 7456, Page 67, in the office of the Register of Hamilton County, Tennessee. Said right-of-way being more particularly described as follows:

BEGINNING AT A POINT at the intersection of the existing southern right-of-way corner of Batters Place Road and the existing eastern right-of-way of Jenkins Road, being the northwestern property corner of Richard A. Bocian as recorded in book 7456, page 67 in the office of the Register of Hamilton County, Tennessee; thence South 65 degrees, 56 minutes and 10 seconds East along said existing right-of-way line of Batters Place Road, a distance of 80.59 feet, more or less, to a point on the proposed right-of-way line; thence along said proposed right-of-way a curve to the left having a radius of 212.50 feet, a

having a radius of 27.50 feet, a chord bearing and distance of South 81 degrees, 34 minutes and 5 seconds West, 7.04 feet, more or less to a point on the existing eastern right-of-way of Jenkins Road; thence along said existing right-of-way a curve to the right having a radius of 1880.06 feet, a chord bearing and distance of North 11 degrees, 34 minutes and 56 seconds East, 23.46 feet, more or less, to a point at the existing southern right-of-way corner of Batters Place Road, said point being the **POINT OF BEGINNING**, containing 699 square feet, or 0.016 acre, as shown on Drawing No. E03027-TRACT 21 attached and made a part of this document.

TEMPORARY CONSTRUCTION EASEMENT

Also included is a temporary construction easement on said lot for the purposes of roadway and sidewalk construction and necessary appurtenances, including a reasonable working area adjacent to the sidewalk. Said temporary construction easement being more particularly described as follows:

containing 1920 square feet, or 0.044 acre, as shown on Drawing No. E03027-TRACT 21 attached and made a part of this document.

I also by these presents do hereby transfer, convey, and grant unto the City above referenced easement on, through, under, and across the portion of said property for said purposes, and I do hereby release and discharge the City from any and all damages and claims whatsoever resulting from such construction and maintenance; provided, however, that said City, where and when required or necessary, will restore said premises and any and all shrubbery, fences, or walks, as near as is feasible, to the same conditions as they were before the construction.

TO HAVE AND TO HOLD the above-described property as a right-of-way and a temporary construction easement for public street purposes unto the said City and its successors in title.

IN TESTIMONY WHEREOF, the grantor has hereunto set his signature this

the 3rd day of July 2013.

Name Richard A Bocian

STATE OF TENNESSEE:

COUNTY OF HAMILTON:

On this 3rd day of July 2013, before me personally appeared RICHARD A BOCIAN with whom I am personally acquainted, and who upon oath acknowledged himself to be the person described in the foregoing instrument and acknowledged that he executed the same as his free act and deed.

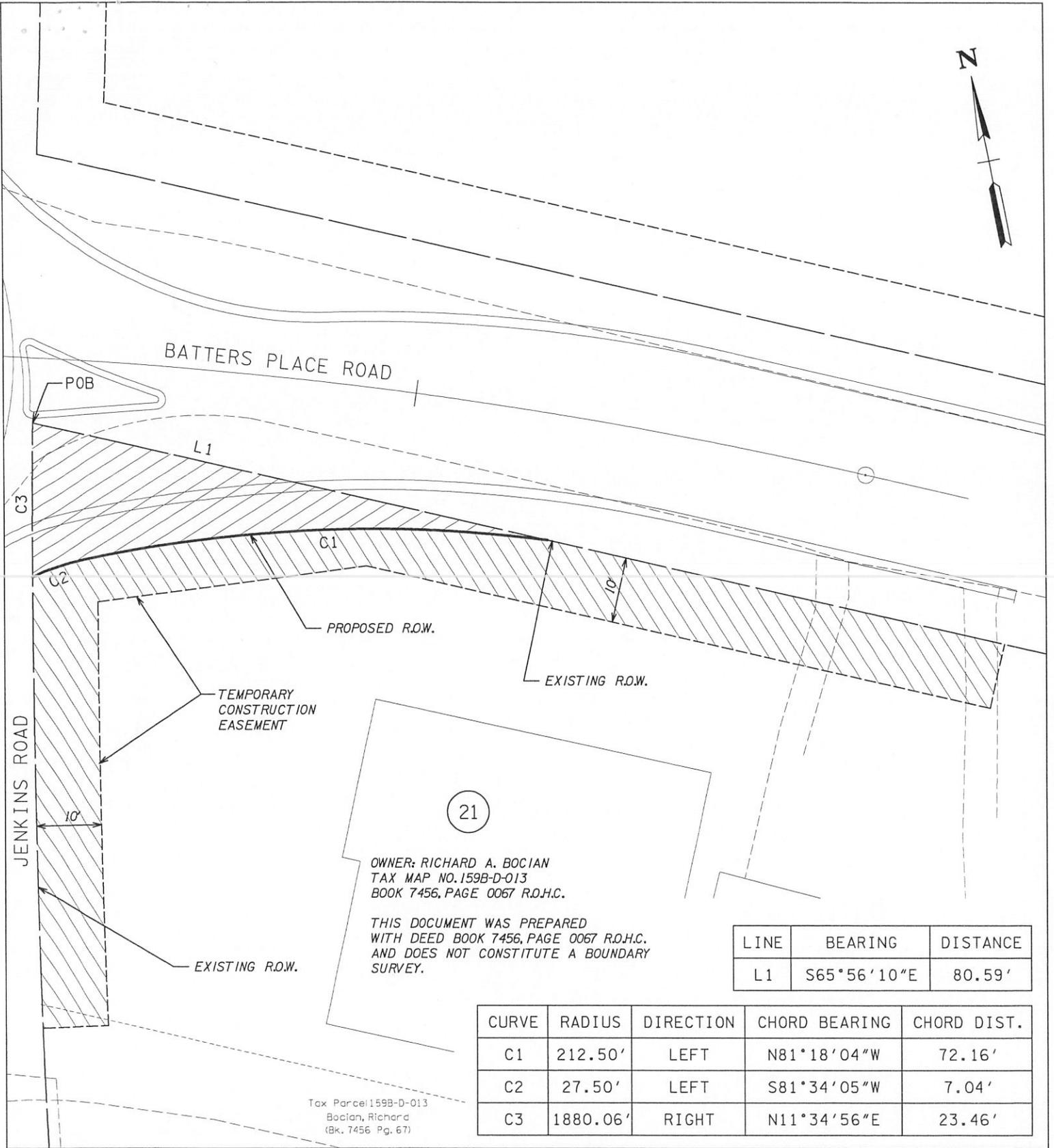
WITNESS MY HAND and Notarial Seal in said State and County of the

day and year above written.



James K Gutshall
NOTARY PUBLIC

My Commission Expires: _____



OWNER: RICHARD A. BOCIAN
 TAX MAP NO. 159B-D-013
 BOOK 7456, PAGE 0067 R.O.H.C.

THIS DOCUMENT WAS PREPARED
 WITH DEED BOOK 7456, PAGE 0067 R.O.H.C.
 AND DOES NOT CONSTITUTE A BOUNDARY
 SURVEY.

Tax Parcel 159B-D-013
 Bocian, Richard
 (Bk. 7456 Pg. 67)

LINE	BEARING	DISTANCE
L1	S65°56'10"E	80.59'

CURVE	RADIUS	DIRECTION	CHORD BEARING	CHORD DIST.
C1	212.50'	LEFT	N81°18'04"W	72.16'
C2	27.50'	LEFT	S81°34'05"W	7.04'
C3	1880.06'	RIGHT	N11°34'56"E	23.46'

TRACT NO.	OWNERSHIP		BOOK	PAGE	RIGHT-OF-WAY REQUIRED	TEMP. CONST. ESMT. REQD.
	RICHARD A. BOCIAN					
(21)	TAX MAP # 159B-D-013		7456	67	699 S.F. .016 ACRE	1920 S.F. .044 ACRE

CITY OF CHATTANOOGA DEPT. OF PUBLIC WORKS ENGINEERING DIVISION	SCALE: 1" = 20'	DATE: MARCH 14, 2013
	REVISION:	DWG. E03027-TRACT 21