

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING DAVID BROCK C/O MATTHEW PARKS, HK ARCHITECTS TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 301 MARKET STREET FOR THE INSTALLATION OF AN AWNING AND STEPS FOR USE OF THE SIDEWALK ALONG BROAD STREET IN FRONT OF THE SPORTS BARN BUILDING AND ADJACENT TO THE TENANT CALLED SUMMIT, AS SHOWN ON THE MAP AND DRAWINGS 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 DAVID BROCK C/O MATTHEW PARKS, HK ARCHITECTS, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way located at 301 Market Street for the installation of an awning and steps for use of the sidewalk along Broad Street in front of the Sports Barn building, as shown on the map and drawings 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. Temporary Use shall be submitted to approval of the arrangement of the handrail, risers, and landing.

5. The bottom of the sign hanging from the awning will be about 9'-6" above the sidewalk.

ADOPTED: _____, 2013

/mms

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the “City”), and DAVID BROCK C/O MATTHEW PARKS, HK ARCHITECTS (hereinafter “Temporary User”), this _____ day of _____, 2013.

For and in consideration of the granting of the temporary usage of the right-of-way located at 301 Market Street for the installation of an awning and steps for use of the sidewalk along Broad Street in front of the Sports Barn building, as shown on the map and drawings 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. Temporary Use shall be submitted to approval of the arrangement of the handrail, risers, and landing.
5. The bottom of the sign hanging from the awning will be about 9’-6” above the sidewalk.

HK ARCHITECTS

_____, 2013
Date

BY: _____
Matthew Parks

CITY OF CHATTANOOGA, TENNESSEE

_____, 2013
Date

BY: _____
Andy Berke, Mayor

City of Chattanooga



Resolution Request Form

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

Date: November 8, 2013

Preparer: William C. Payne

Department: Public Works - Engineering

Brief Description of Purpose for Resolution:

Resolution Number (if approved by Council): _____ District 7

A City Council Action is requested to approve the request for Temporary Usage No. 118198 for David Brock c/o Matthew Parks, HK Architects for the installation of an awning and ^{steps} stops in the 300 block of Broad Street in front of the Sports Barn, as shown on the attached drawings. Also subject to the conditions stated to 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)

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: Ed Bowen
cc: Dennis Malone
Date: October 31, 2013
Re: Temporary Usage Request #118198
Matthew Parks, HK Architects, for David Brock, Owner
301 Market Street
Recommendations Regarding Temporary Usage Request

I have completed my review for Mr. Parks' request regarding the Temporary Usage of the right-of-way at 301 Market Street for the installation of an awning and use of the sidewalk along Broad Street in front of the Sports Barn building and adjacent to the tenant called Summit. Please refer to the attached map and drawings. My comments are as follows:

- The applicant is requesting usage of the subject right-of-way to gain access to the site where he wants a new entry with a ramp meeting accessibility guidelines and risers and a landing to grant access to the new tenant entry. There will be approximately 7'-7¼" between the ramp and the line of obstruction.
- The proposed awning is approximately 6'-3" in length by 5'-3½" in width. It projects approximately 5'-3½" from the face of the building, and the bottom of a sign hanging from it will be about 9'-6" above the sidewalk.
- The city of Chattanooga has no sanitary sewer infrastructure in the subject portion of the right-of-way.

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 conditions:*

- *Subject to approval of the arrangement of the handrail, risers, and landing.*
- *The bottom of the sign hanging from the awning will be about 9'- 6" above the sidewalk.*



CITY OF CHATTANOOGA
PUBLIC WORKS DEPARTMENT
SERVICE REQUEST

Date/Time Printed: 8/6/13 @ 8:36 AM

CityworksSR #: 754177

SR Type:	ENG - Temporary Right-of-Way Use		
Submitted to:	BOWEN, EDWARD L	Dispatched:	BOWEN, EDWARD L
Input By:	KING, CAROL A	Priority:	3
Create Date:	8/6/2013 8:34:27 AM	Status:	O-OPEN
District:	7	Due Date:	11/4/2013
Location:	301 MARKET STREET 37402		

Question	Answer

Callers/Complainants

First Name	Last Name	Address	Apt.	Zip
MATTHEW	PARKS	525 WEST MAIN STREET		37402
Home Phone	Work Phone	Other Phone		

Additional Information

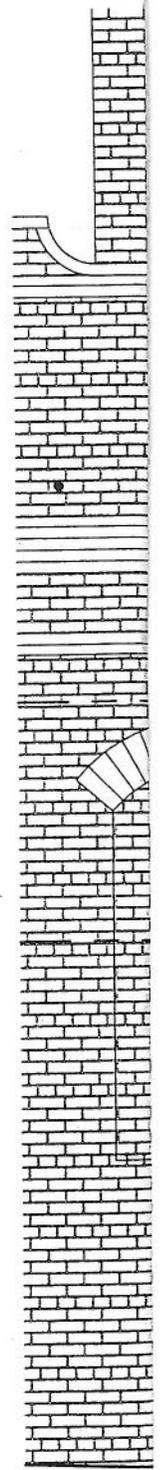
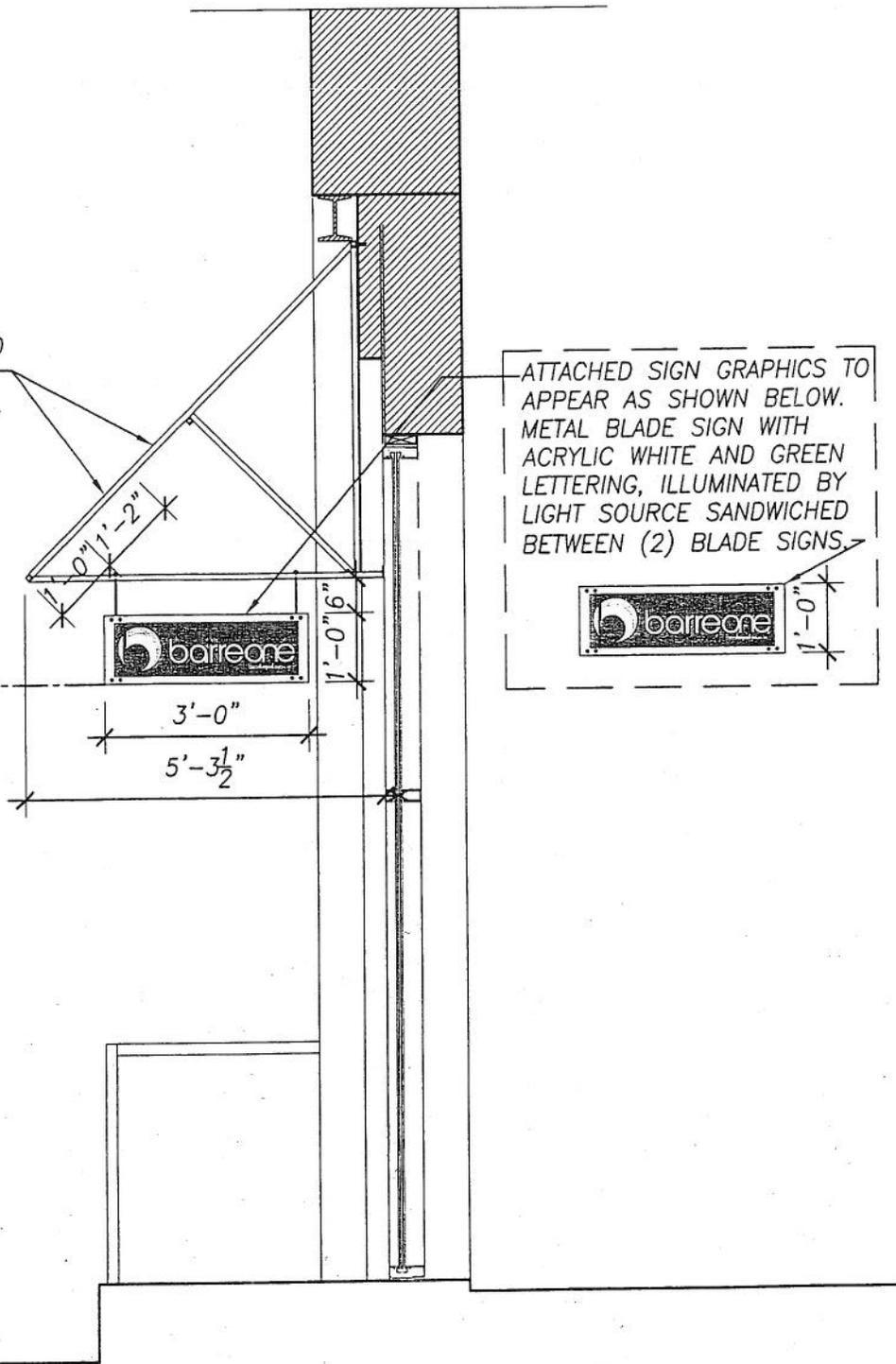
CSRID	
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Additional Details/Comments:

GRAPHIC TO BE PRINTED ON AWNING MATERIAL.
BLACK AWNING MATERIAL TO MATCH EXISTING AWNINGS ON BROAD STREET ELEVATION

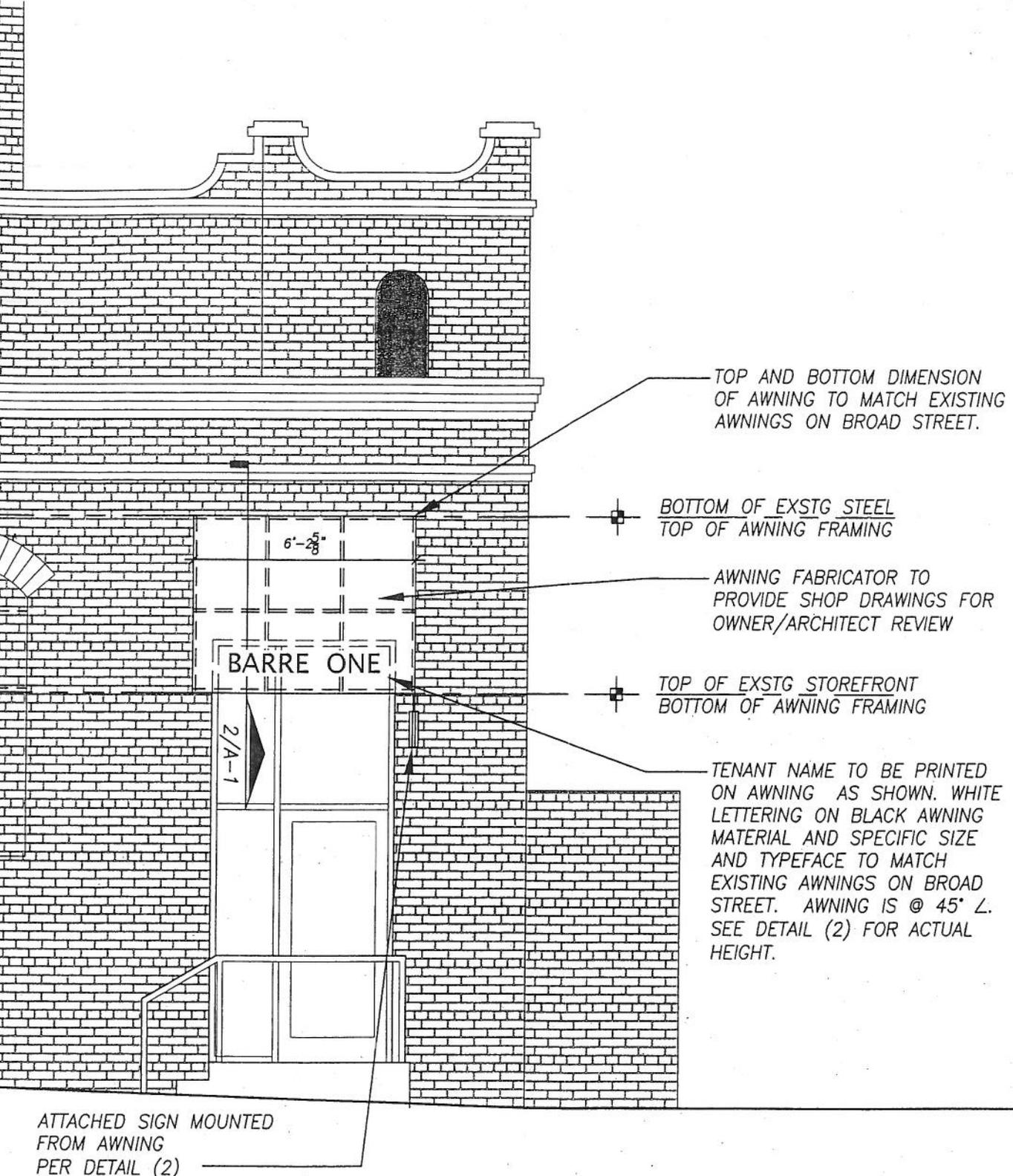
BOTTOM OF ATTACHED SIGN TO BE @ 9'-6" ABOVE SIDEWALK

ATTACHED SIGN GRAPHICS TO APPEAR AS SHOWN BELOW. METAL BLADE SIGN WITH ACRYLIC WHITE AND GREEN LETTERING, ILLUMINATED BY LIGHT SOURCE SANDWICHED BETWEEN (2) BLADE SIGNS.



1 AWNING DETAIL
3/8" = 1'-0"

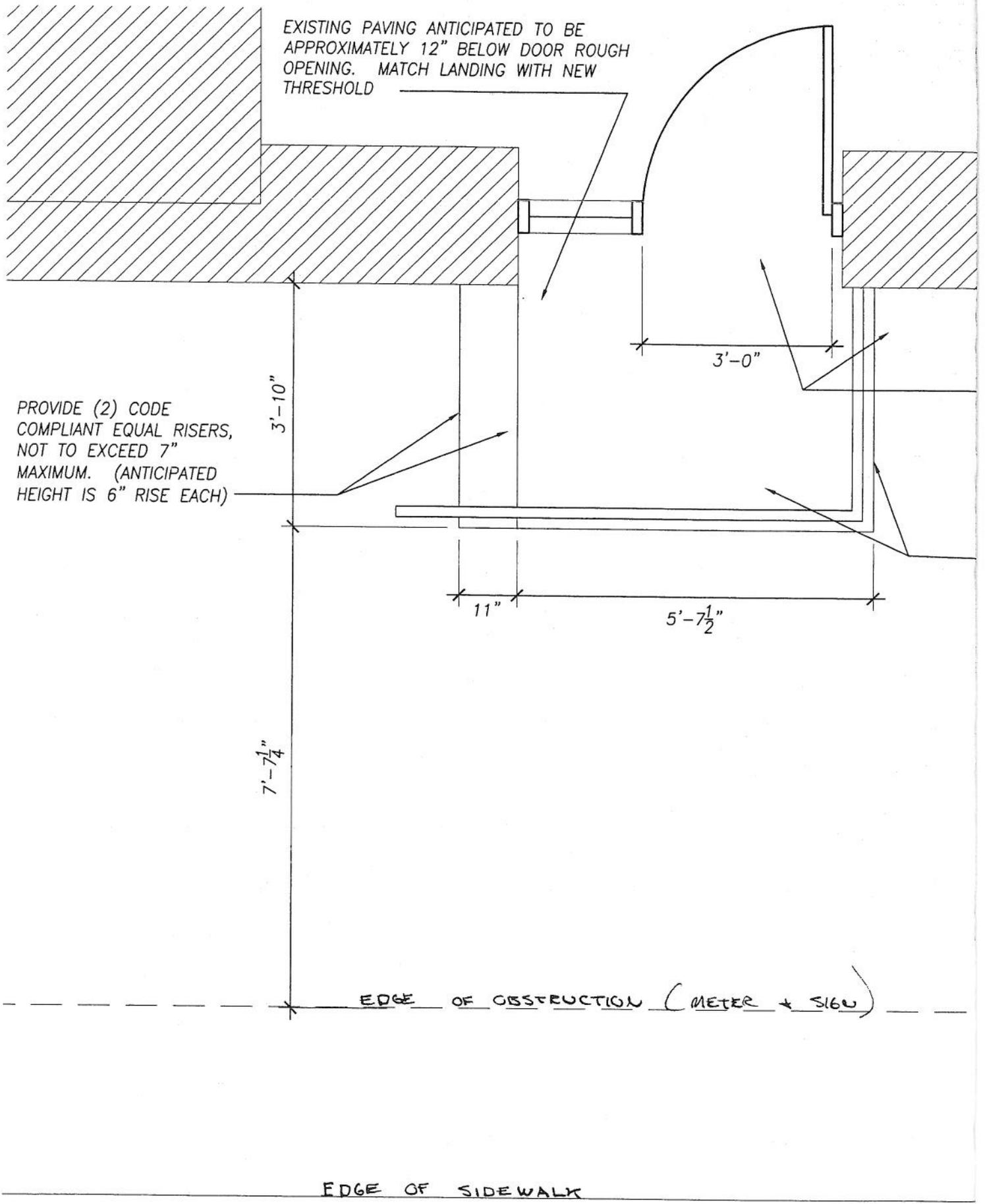
2



ELEVATION

TN

EXISTING PAVING ANTICIPATED TO BE APPROXIMATELY 12" BELOW DOOR ROUGH OPENING. MATCH LANDING WITH NEW THRESHOLD



PROVIDE (2) CODE COMPLIANT EQUAL RISERS, NOT TO EXCEED 7" MAXIMUM. (ANTICIPATED HEIGHT IS 6" RISE EACH)

3'-10"

3'-0"

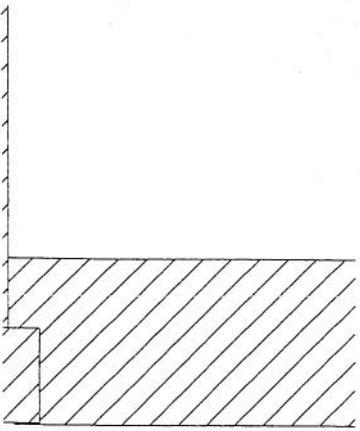
11"

5'-7 1/2"

7'-7 1/4"

EDGE OF OBSTRUCTION (METER * SIGN)

EDGE OF SIDEWALK



— EXISTING GRADE BELOW
NEW DOOR SILL AND
EXISTING FLOOR SLAB
TO BE FIELD VERIFIED
BY CONTRACTOR PRIOR
TO STAIR CONSTRUCTION

AND LANDING TO BE
D-IN-PLACE CONCRETE.
CE TEXTURE SHALL BE
RESISTANT.

