

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING JOHN WISE TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 1810 CHESTNUT STREET FOR THE INSTALLATION OF A HANDICAP RAMP WITH CONDITIONS THAT MEET THE REQUIREMENTS OF THE ADA AND CHATTANOOGA CITY STANDARDS, AS SHOWN ON THE 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 JOHN WISE, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way located at 1810 Chestnut Street for the installation of a handicap ramp with conditions that meet the requirements of the ADA and Chattanooga city standards, as shown on the 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 may execute the Indemnification Agreement prior to the granting of a temporary use by the City Council provided that any obligation to Indemnify and hold the City of Chattanooga, its officers, agents and employees harmless for any claims for damages for injuries to persons or property shall be void if the Temporary Use is not granted to applicant by the Chattanooga City Council. Temporary User agrees to comply with all terms and conditions of the Indemnification Agreement in the event a temporary use is granted by the City Council.

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 ramp must meet ADA and Chattanooga city standards.

ADOPTED: _____, 2014

/mem

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the “City”), and JOHN WISE (hereinafter “Temporary User”), this _____ day of _____, 2014.

For and in consideration of the granting of the temporary usage of the right-of-way located at 1810 Chestnut Street for the installation of a handicap ramp with conditions that meet the requirements of the ADA and Chattanooga city standards, as shown on the 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 may execute the Indemnification Agreement prior to the granting of a temporary use by the City Council provided that any obligation to Indemnify and hold the City of Chattanooga, its officers, agents and employees harmless for any claims for damages for injuries to persons or property shall be void if the Temporary Use is not granted to applicant by the Chattanooga City Council. Temporary User agrees to comply with all terms and conditions of the Indemnification Agreement in the event a temporary use is granted by the City Council.

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 ramp must meet ADA and Chattanooga city standards.

_____, 2014
Date

BY: _____
John Wise

CITY OF CHATTANOOGA, TENNESSEE

_____, 2014
Date

BY: _____
Andy Berke, Mayor

City of Chattanooga



Resolution Request Form

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

Date: March 10, 2014

Preparer: William C. Payne

Jan Fitz 3/10/14

Department: Transportation

Brief Description of Purpose for Resolution:

Resolution Number (if approved by Council): District 7

A City Council Action is requested to authorize Temporary Usage No. 128252 for John Wise for the right-of-way of 1810 Chestnut Street for the installation of a handicap ramp with conditions that meet the requirements of the ADA and Chattanooga city standards, as shown on the attached drawings.

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: Fritz Brogdon
From: Ed Bowen
cc: Bill Payne, Dennis Malone
Date: March 5, 2014
Re: Temporary Usage Request #128252
1810 Chestnut Street
John Wise
Recommendations Regarding Temporary Usage Request

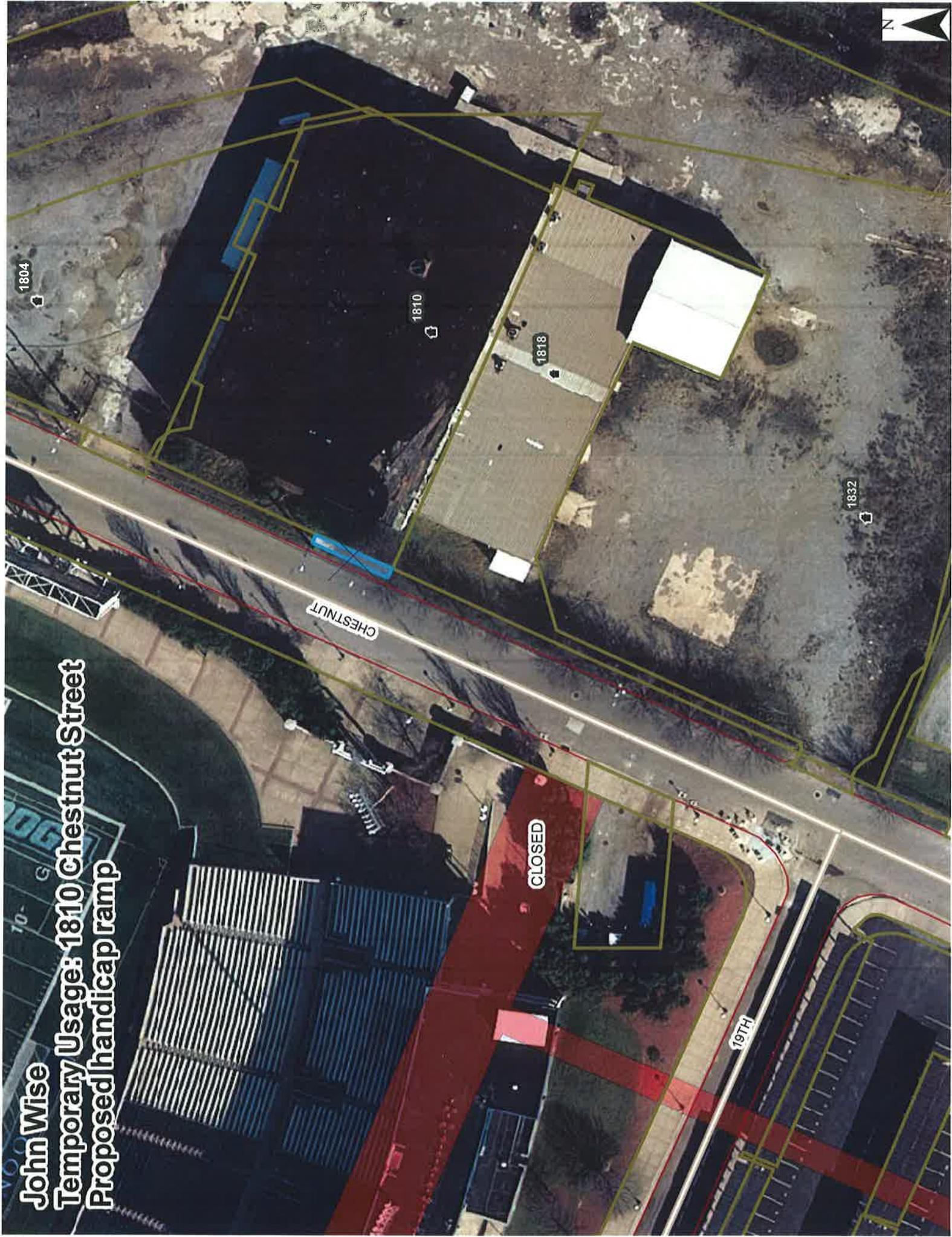
I have completed my review of Mr. Wise's request regarding the Temporary Usage of the right-of-way for a handicap ramp as shown on the attached maps. My comments are as follows:

- He wants to include a handicap ramp as shown on the attached photo and drawing.

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 with this condition:***

- The ramp must meet ADA and Chattanooga city standards.

**John Wise
Temporary Usage: 1810 Chestnut Street
Proposed handicap ramp**



2/12/14 (Date)

SR# 806171
WO# 128252

For Office Use Only
<i>Bonnie Jackson</i> Technician Signature
2/12/14 Date

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

Re: Request for Temporary Usage

Dear Mr. Payne:

This is a request for a temporary usage of right of way for handicap ramp
@ 1310 Chestnut

The reason for this request is as follows:
existing bldg + new use required a handicap ramp
no property on sides to allow so architect drew
plans that would satisfy codes

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: 298 Acorn Oaks Circle 37405
634-1900

John Wise
Print Applicant Name
(Processing Fee \$110.00)
2/12/2014
Date

John Wise
Print Owner's Name
2/12/2014
Date

[Signature]
Owner's Signature (Required)

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

WISE CONSTRUCTION LLC

P.O. BOX 4261
CHATTANOOGA, TN 37405
PH. 423-634-1900

2227

DATE

2/12/14

87-36/613
1201

PAY TO THE ORDER OF

City of Chattanooga

\$ 110.00

DOLLARS



www.firsttennessee.com
FOR CHECK VERIFICATION DIAL: 1-800-264-0730

FOR

⑆002227⑆ ⑆061300367⑆ ⑆75143066⑆

MP



CITY OF CHATTANOOGA

DATE

2/12/14

RECEIPT NO.

221732

Received from

WISE CONSTRUCTION

Amount of

ONE HUNDRED

Dollars and

TEN

Cents

NO

For

TENP USAGF - 1800 CHESTNUT ST

Cash \$

110.00

TRC

Department/Division

Check \$

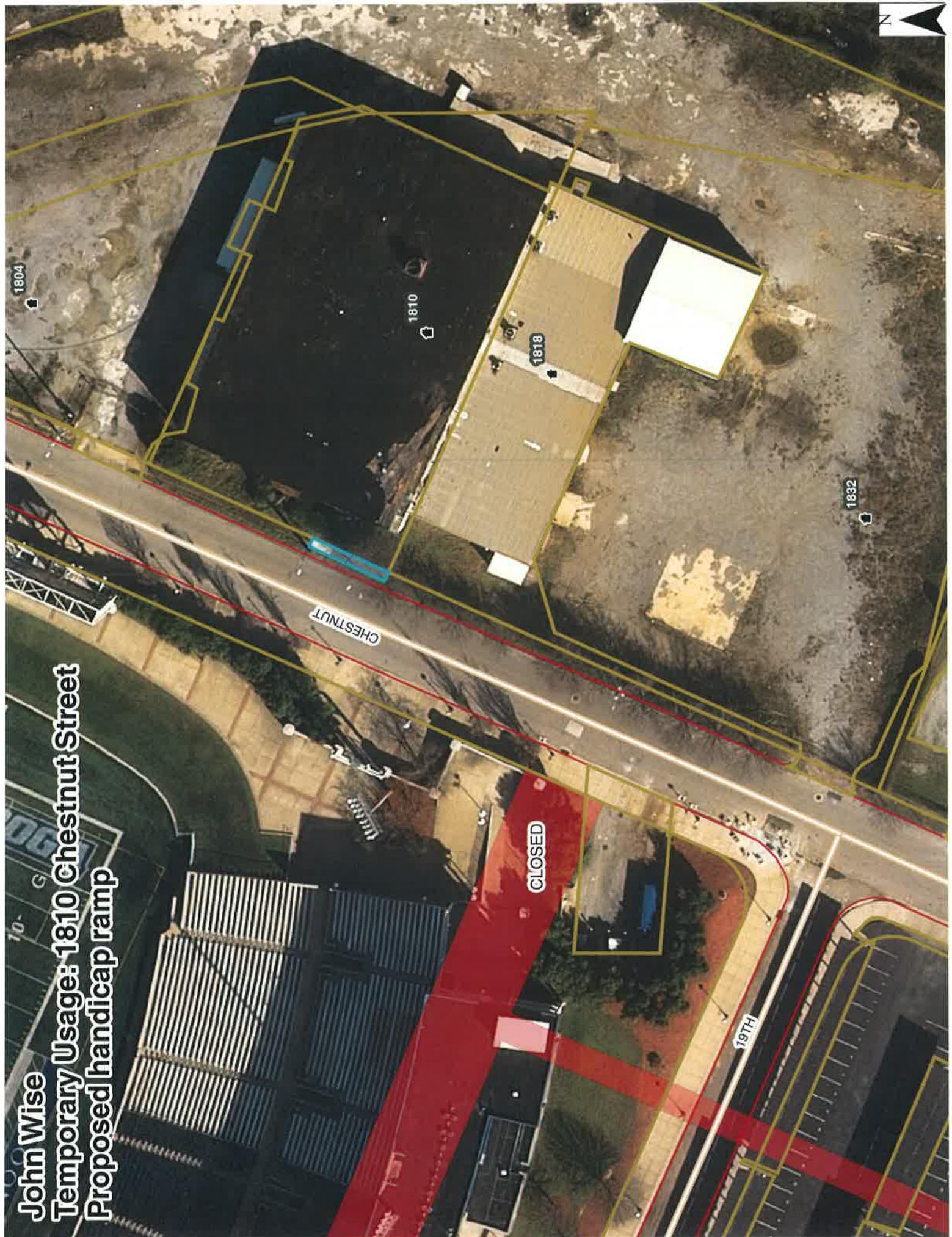
110.00

2227

BOVNIĆ

Signature

**John Wise
Temporary Usage: 1810 Chestnut Street
Proposed handicap ramp**





CITY OF CHATTANOOGA
PUBLIC WORKS DEPARTMENT
SERVICE REQUEST

CityworksSR #: 806171

SR Type: ENG - Temporary Right-of-Way Use	
Submitted to: BOWEN, EDWARD L	Dispatched: BOWEN, EDWARD L
Input By: KING, CAROL A	Priority: ROUTINE
Create Date: 2/18/2014 10:56:42 AM	Status: CLOSED
District:	Due Date: 5/19/2014 10:56:42 AM
Location: 1810 Chestnut St	

Callers/Complaints

First Name	Last Name	Address	Apt.	Zip
JOHN	WISE	298 ACORN OAKS CIRCLE		37405
Home Phone	Work Phone	Other Phone		
423-634-1900				

Question	Answer

Additional Details/Comments:

RIGHT OF WAY FOR HANDICAP RAMP AT 1810 CHESTNUT STREET By KING, CAROL A: 2/18/2014 10:56:43 AM
EXISTING BUILDING AND NEW USE REQUIRED A HANDICAP RAMP NO PROPERTY ON SIDES TO ALLOW SO ARCHITECT DREW PLANS THAT WOULD SATISFY CODES

Additional Information:

Custom Field Names	Custom Field Value		
CSRID	14-00015012		



CITY OF CHATTANOOGA

PUBLIC WORKS DEPARTMENT

WORK ORDER

Project/Funding:

Work Order Number: 128252

Address: 1810 Chestnut St

Required Work Type: ENG - Temporary Use						
WO Initiated: 2/18/2014 11:04:51 AM	Initiated By: KING, CAROL A	Requested By: BOWEN, EDWARD L	Priority: ROUTINE	District:	Transferred To/Submitted to: BOWEN, EDWARD L	Status: Under Investigation

Instructions:

Comments: From Request 806171:
Code: Tmp Right-of-Way Use
Description: ENG - Temporary Right-of-Way Use
Details: RIGHT OF WAY FOR HANDICAP RAMP AT 1810 CHESTNUT STREET
Comments: By KING, CAROL A: 2/18/2014 10:56:43 AM
EXISTING BUILDING AND NEW USE REQUIRED A HANDICAP RAMP NO PROPERTY ON SIDES TO ALLOW SO ARCHITECT DREW PLANS THAT WOULD SATISFY CODES

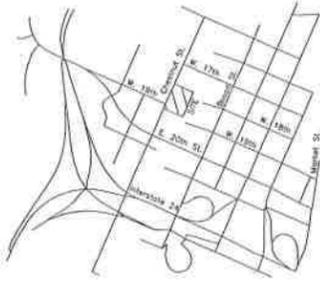
Date Completed: **Supervisor:** **WO Closed:**

Associated Service Requests(s), If Any:

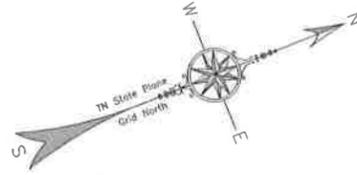
Request ID	Problem Code	Request Description	Request Priority	Incident Address
806171	Tmp Right-of-Way Use	ENG - Temporary Right-of-Way Use	ROUTINE	1810 Chestnut St

Customer Call #	Customer Title	First Name	Middle Initial	Last Name	Address	Apt. #
838023		JOHN		WISE	298 ACORN OAKS CIRCLE	

City	Zip	Address Type	Home Phone	Work Phone	Other Phone	Date & Time Of Call
CHATTANOOGA	37405	Streets	423-634-1900			2/18/2014 10:50:27 AM



Vicinity Map
N.T.S.



Scale 1" = 20'

NOTES

1. Elevations based on: State of Tennessee GPS Core Station Networks and they were transferred to site by Leica VIVA System.
2. All sewer construction was completed by Wise Construction.

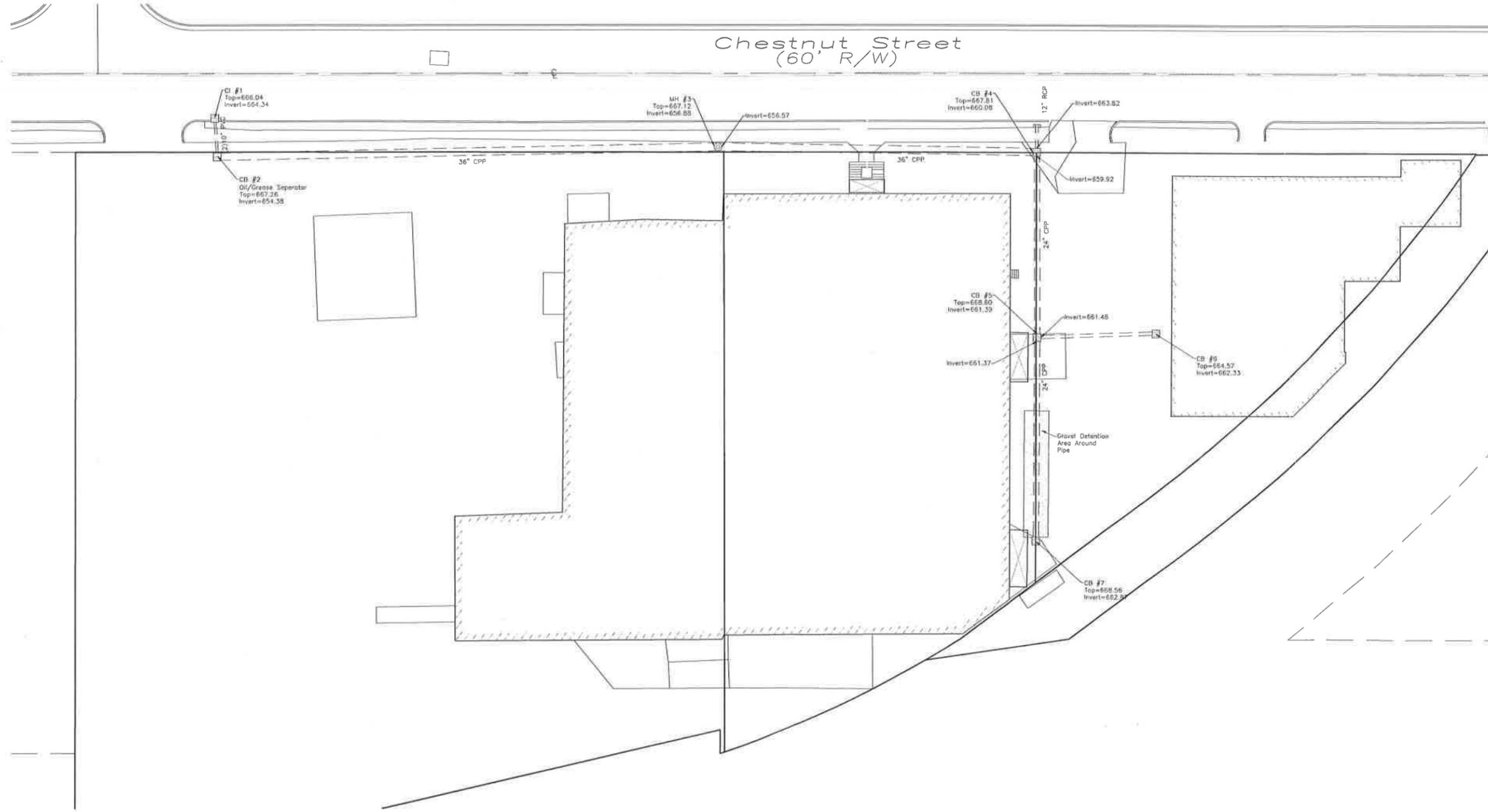
Name	Northing	Easting	Elevation
CB #7	256397.28	2173809.63	668.56
CB #6	256471.35	2173756.16	664.57
CB #5	256429.09	2173738.96	668.6
CB #4	256457.57	2173674.44	667.81
MH #3	256348.86	2173623.04	667.17
CI #1	256175.52	2173535.19	666.04
CB #2	256170.81	2173548.12	667.26

CB= Catch Basin
CI= Catch Inlet
MH= Manhole

LEGEND

Power Pole	Guy Wire	FFE Finished Floor Elevation
Light Pole	Tree	RCP Reinforced Concrete Pipe
Transformer Pod	Monitoring Well	CMP Corrugated Metal Pipe
Water Valve	Catch Basins	Centerline
Fire Hydrant	Iron Rod (Found)	Property Line
Manhole	Iron Pipe (Found)	Building Line
Manhole Telephone	Concrete Monument (Found)	Easement Line
Manhole Electric	P.K. Nail (Found)	Water Line
Clean Out	P.K. Nail (Set)	Gas Line
Gas Meter	Iron Rod (Set)	Sewer Line (Sanitary)
Gas Valve	Concrete	Sewer Line (Storm)
Telephone Riser	Edge of Asphalt	Overhead Power & Communication Line
Electric Access Box	P.O.C. Point of Commencement	Electric Line (U.G.)
Signal Pole	P.O.B. Point of Beginning	Telephone Line (U.G.)
Bench Mark	Auto-Sprinkler Valve Box	Fence Line
	Sprinkler Valve	
	Irrigation Control Valve	

Note: Utility Service Lines Shown at Approximate Locations Only.



1
Sheet No.

G. Scott Carter
Tennessee Registered
Land Surveyor #2391

Drawing No. 14013
Sheet No. 1 of 1
File Name: Chatt. Brewery Storm As-Built
Drawn By: JBT
Checked By: CPP
Date of Survey: 02-14-2014
Date of Last Revision: 02-18-2014

Storm Sewer As-Built
Chattanooga Brewery
1810 Chestnut St,
Chattanooga, Hamilton County
Tennessee

THE R.L.S. GROUP
LAND SURVEYING
4728 Adams Road, Suite 101
Hixson, Tennessee 37343
Phone (423) 847-0155 - Fax (423) 847-0156
www.rlsgroup.com

This Survey is NOT transferable to any other owner or project without the express written consent of the surveyor.