

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING JOHN ALIER TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 35 PATTEN PARKWAY (THE HONEST PINT) FOR THE INSTALLATION OF A 1,500 GALLON GREASE TRAP TO BE INSTALLED UNDER PARKING SPACES, AS SHOWN ON THE MAP AND 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 JOHN ALIER, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way located at 35 Patten Parkway (The Honest Pint) for the installation of a 1,500 gallon grease trap to be installed under parking spaces, as shown on the map and 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 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. Installation must meet the City's code regarding grease traps.

ADOPTED: _____, 2014

/mem

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the “City”), and JOHN ALIER (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 35 Patten Parkway (The Honest Pint) for the installation of a 1,500 gallon grease trap to be installed under parking spaces, as shown on the map and 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 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. Installation must meet the City's code regarding grease traps.

_____, 2014
Date

BY: _____
John Alier

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: June 16, 2014

Preparer: Fritz Brogdon

Department: Transportation

Brief Description of Purpose for Resolution:

Resolution Number (if approved by Council):

District 8

A City Council Action is requested to authorize Temporary Usage No. 129116, Mr. John Alier for the right-of-way for the installation of a 1,500 gallon grease trap to be installed under parking spaces in city right-of-way at 35 Patten Parkway (The Honest Pint) as shown on the attached map and drawing.

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

New Contract/Project? (Yes or No) N/A
Funds Budgeted? (YES or NO) N/A
Provide Fund N/A
Provide Cost Center N/A
Proposed Funding Source if not budgeted 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: Fritz Brogdon *FB*
From: Ed Bowen *EB*
cc: Bertran Kuyrkendall; Brandon Sutton *BS*
Date: June 5, 2014
Re: Temporary Usage Request #129116
35 Patten Parkway (District 8)
John Alier

Recommendations Regarding Temporary Usage Request

I have completed my review of Mr. Alier's request regarding the Temporary Usage of the right-of-way for installation of a 1,500 gallon grease trap to be installed under parking spaces in city r-o-w at 35 Patten Parkway (The Honest Pint) as shown on the attached map and drawing. My comments are as follows:

- The grease trap will be 9' – 0" long with the height and width generally as shown on the attached drawing but approved by Public Works.

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:***

- Installation must meet the city's code regarding grease traps.



SR# 814510
WO# 129116

For Office Use Only
<i>Rowen Johnson</i>
Technician Signature
<i>3/7/14</i>
Date

3/7/14
(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 35 PATTEN PARKWAY, THE HONEST PINT, FOR A 1500 GALLON GREASE TRAP TO BE INSTALLED UNDER PARKING SPACES IN CITY ROW

The reason for this request is as follows:
MEET CITY CODE FOR GREASE TRAP REQUIREMENTS

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 is as follows: SOUTHEAST TOTAL SERVICES
1723 Church RD Chattanooga TN 37421 (423 2985602 Cell)
Office (423) 499-2911 FAX 423 4996021

(Processing Fee of \$110.00 payable to: City of Chattanooga) (email address) INFO@SETS4You.com

John Alier
(Print) Applicant Name

3/7/14
Date

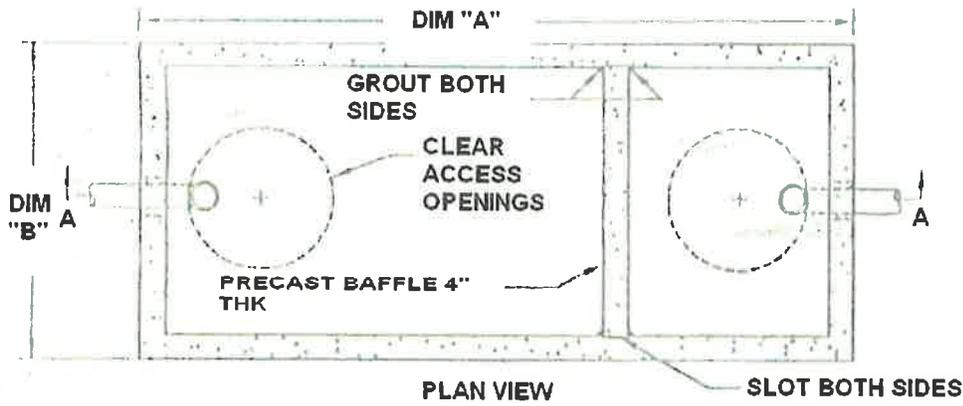
John Alier
(Print) Owner's Name

3/7/14
Date

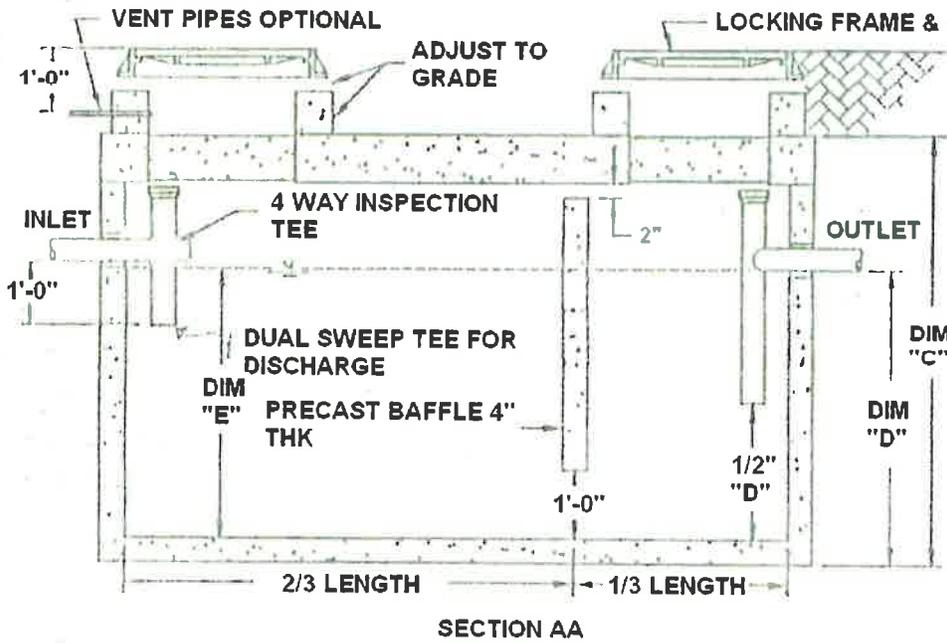
This application must include the owner's signature and a site map of the referenced location to complete processing.

John Alfer/Southeast Total Services
Temp Usage: 35 Patten Parkway
Install a 1500 gallon grease trap for The Honest Pint





GALLON CAPACITY	DIM "A"	D
600	7'-0"	
750	7'-0"	
1000	7'-0"	
1250	9'-0"	
1500	9'-0"	
1750	11'-2"	
2000	11'-2"	
2500	12'-8"	
2760	12'-8"	
3000	15'-7"	
4000	15'-7"	
5000	19'-11"	
6000	19'-11"	



NOTES:

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