

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING JOHN BOUDREAUX TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 3386 BELL ARBOR AVENUE FOR APPROXIMATELY 3,373± SQUARE FEET CONCERNING A FORCE MAIN TO CONNECT TO PUBLIC SANITARY SEWER, AS SHOWN ON EXHIBIT “A” AND PHOTOS 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 BOUDREAUX, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily of the right-of-way located at 3386 Bell Arbor Avenue for approximately 3,373± square feet concerning a force main to connect to public sanitary sewer, as shown on Exhibit “A” and photos 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 force main is to meet the City's codes for sanitary sewer installation.

5. The Temporary User shall obtain all necessary permits from the Land Development Office.

ADOPTED: _____, 2014

/mem

City of Chattanooga



Resolution Request Form

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

Date: June 27, 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. 133951, for John Boudreaux, of approximately 3,373 ± square feet of right-of-way as shown on the attached Exhibit "A" and the photos.

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.

<u>Amount(s)</u>	<u>Grantor(s)</u>
_____	_____
_____	_____
_____	_____
\$ _____	_____

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 ^{fb}
From: Ed Bowen ^{EB}
cc: Bertran Kuyrkendall; Brandon Sutton ^{BS}
Date: June 24, 2014
Re: Temporary Usage Request #133951
3386 Bell Arbor Avenue (District 8)
John Boudreaux

Recommendations Regarding Temporary Usage Request

I have completed my review of Mr. Boudreaux 's request regarding Temporary Usage of approximately 3,373± square feet of right-of-way as shown on the attached Exhibit "A" and the photos. My comments are as follows:

- Placement of approximately 255 feet of 2" force main to connect to public sanitary sewer.

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 these conditions:**

- The force main is to meet the city's codes for sanitary sewer installation.
- The applicant shall obtain all necessary permits from the Land Development Office.



SR # 856277
WO# 133951

For Office Use Only
Annika Jackson
Technician Signature
5/28/14
Date

APRIL 21, 2014
(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 approx. 3,373± sf of Right of way as shown on attached Exhibit "A", 220 COMPRESS ST (3386 BELLEMEAR AVE 1271. A 022.01)

The reason for this request is as follows:
Placement of approx. 255± LF of force main to connect to Public Sanitary Sewer manhole.

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:

220 COMPRESS STREET, CHATTANOOGA, TN 37405

423-643-4130

(email address) J.BONDREAUX@SCTRAY.COM

(Processing Fee of \$110.00 payable to: City of Chattanooga)

J. Bondreau
SOUTHERN CHAMPION TRAY
(Print) Applicant Name

APRIL 21, 2014
Date

JOHN BONDREAUX
(Print) Owner's Name

APRIL 21, 2014
Date

J. Bondreau

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

APPROXIMATE LOCATION OF 2" FORCE MAIN IN RIGHT OF WAY (TYPICAL WHERE HATCHED)

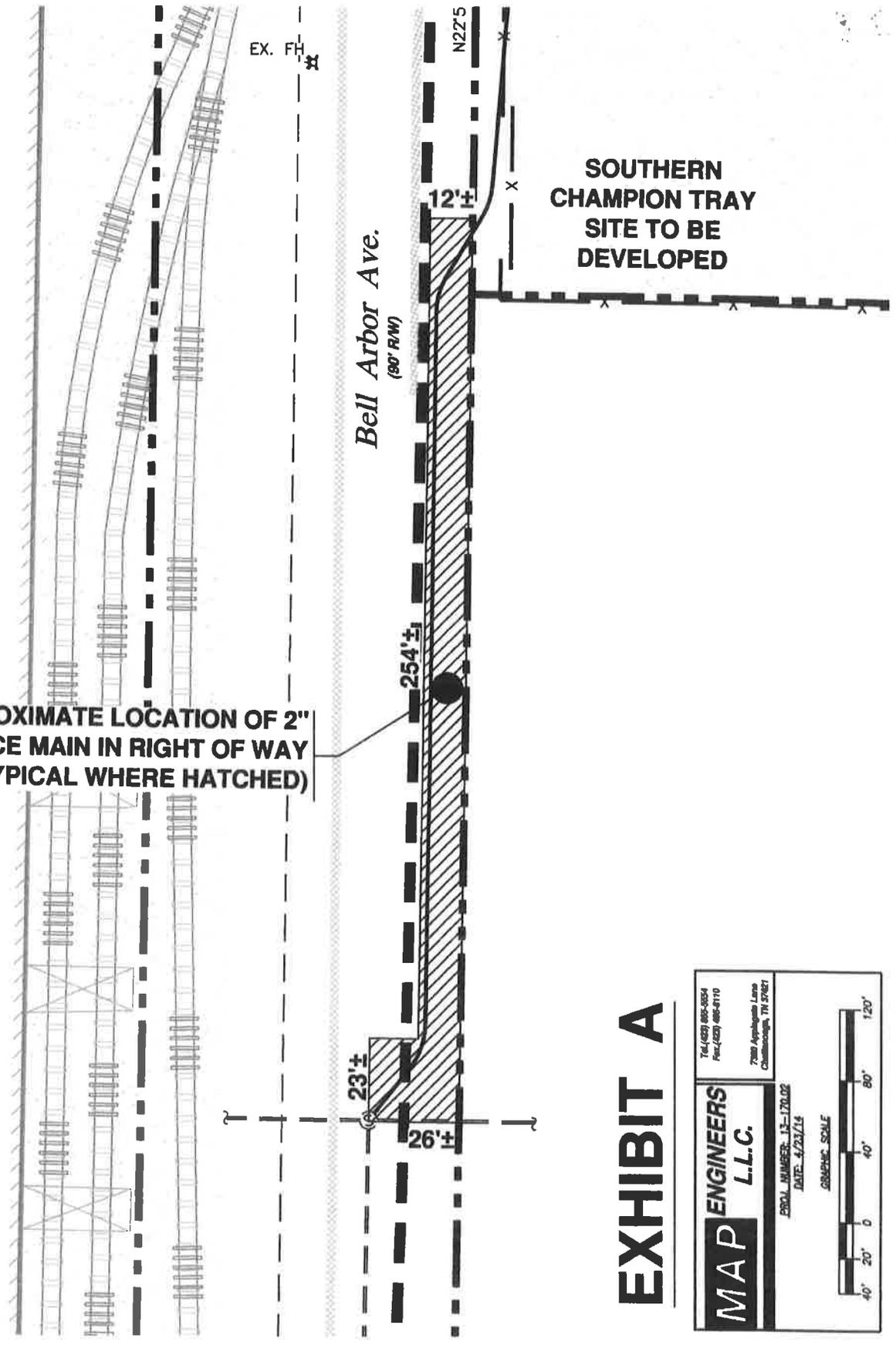
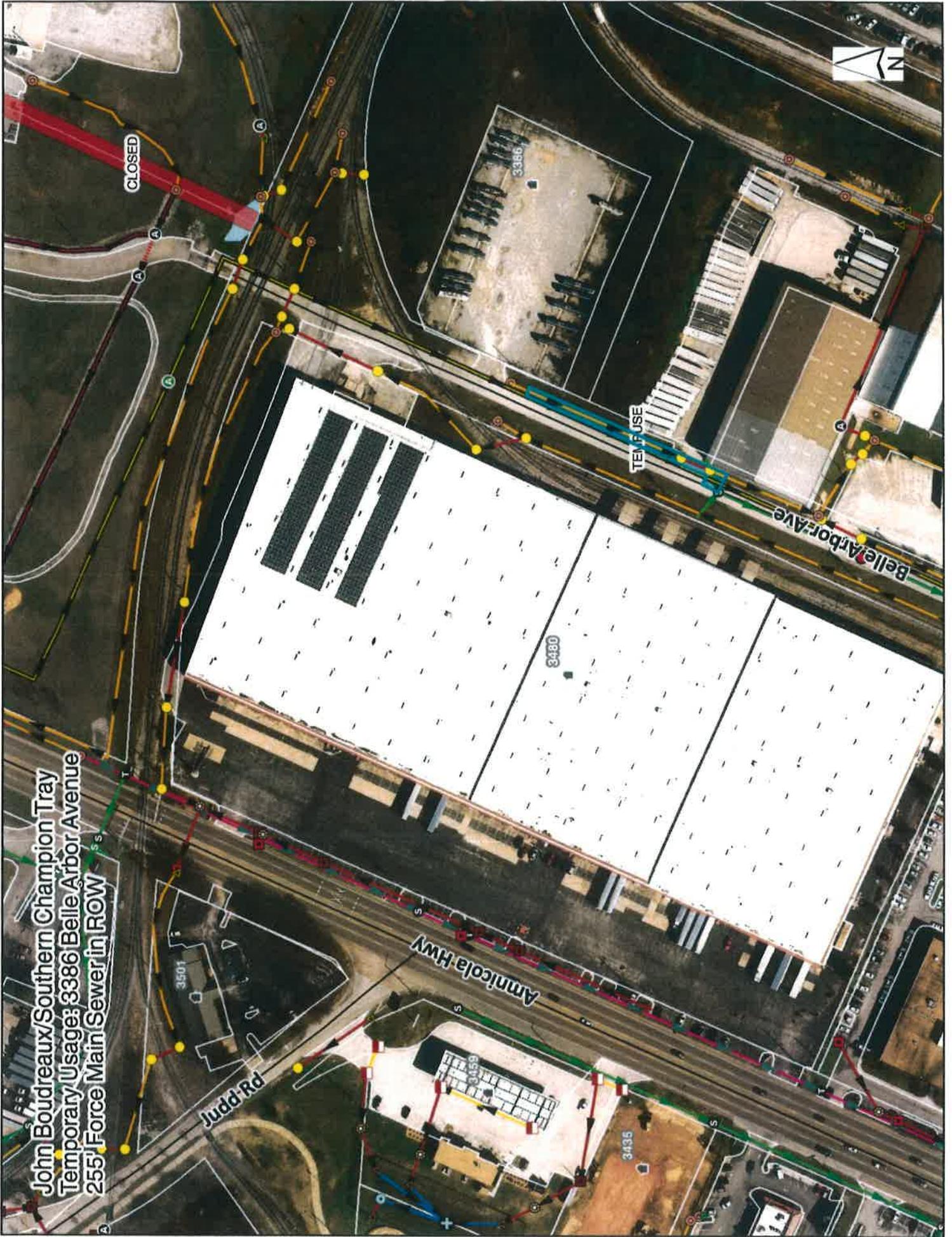


EXHIBIT A

MAP ENGINEERS L.L.C.	TEL: (629) 805-0054 FAX: (629) 486-8110
	7200 Appalachia Lane Chattanooga, TN 37621
PROJ. NUMBER: 13-170.02 DATE: 4/23/14	GRAPHIC SCALE



CLOSED

TEMP USE

Belle Arbor Ave

Amnicola Hwy

Judd Rd

John Boudreaux/Southern Champion Tray
Temporary Usage: 3386 Belle Arbor Avenue
255' Force Main Sewer in ROW

3480

3435

3501

3386

John Boudreaux/Southern Champion Tray
Temporary Usage: 3386 Belle Arbor Avenue
255' Force Main Sewer in ROW

