

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING JULIE VON GREMP TO USE TEMPORARILY AN UNOPENED ALLEY WAY LOCATED AT 701 BOYLSTON STREET, AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That JULIE VON GREMP, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily an unopened alley way located at 701 Boylston Street, as shown on the map attached hereto 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. Temporary User shall contact the City Engineer’s office prior to construction to coordinate proposed grading with the existing sanitary sewer facilities.

ADOPTED: \_\_\_\_\_, 2014

# 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. 133802, for Julie von Grempp, of an unopened alley at 701 Boylston Street as shown on the map.

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: \_\_\_\_\_

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

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

# Memorandum

**To:** Fritz Brogdon <sup>FB</sup>  
**From:** Ed Bowen <sup>EB</sup>  
**cc:** Bertran Kuyrkendall; Brandon Sutton <sup>BS</sup>  
**Date:** June 18, 2014  
**Re:** Temporary Usage Request #133802  
701 Boylston Street (District 2)  
Julie von Grep

## Recommendations Regarding Temporary Usage Request

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I have completed my review of Julie von Grep's request regarding the temporary use of an unopened alley way at 701 Boylston Street as shown on the map. My comments are as follows:

- Ms. von Grep would like to use a portion of the unopened alley behind the house at 701 Boylston Street.
- She wants to clear and level the ground and then put a swingset there.

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 applicant shall contact the City Engineer's office prior to construction to coordinate proposed grading with the existing sanitary sewer facilities.



SR # 854674  
WD # 133803

For Office Use Only  
*Agum Woda*  
Technician Signature  
6/12/14  
Date

6-12-2014  
(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 701 Baylston St the alleyway behind house

The reason for this request is as follows:  
to clear / level ground & put ~~something~~ swingset

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:  
701 Baylston St 479-372-3332  
Chattanooga, TN 37405  
(email address)

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

Julie von Gump 6-12-2014  
(Print) Applicant Name Date

*[Signature]* 6-12-2014  
(Print) Owner's Name Date

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

**Julie Von Grempp**  
**Temporary Usage: 701 Boylston Street**  
**Clear and Level for Playground, District 2**





# Abandonment of an Unopened Alley

TEMPORARY USE