

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

A RESOLUTION AUTHORIZING AMANDA SZABO AND WILLIAM TURNER TO USE TEMPORARILY THE RIGHT-OF-WAY AND ALLEY LOCATED AT LOT 5 ON GUILD TRAIL, AS SHOWN ON THE MAPS 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 AMANDA SZABO AND WILLIAM TURNER, (hereinafter referred to as “Temporary Users”) be and are hereby permitted to use temporarily the right-of-way and alley located at Lot 5 on Guild Trail, as shown on the maps 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 Users 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 Users agree 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 Users agree to vacate the property and temporary use upon reasonable notice from the City to do so.

3. Temporary Users shall provide adequate access for maintenance of any utilities located within the easement.

4. Temporary Users shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office.

5. The driveway apron shall follow the latest city standards. The first ten (10') feet behind the apron shall be paved with a maximum slope of four (4%) percent.

ADOPTED: \_\_\_\_\_, 2015

/mem

# City of Chattanooga



## Resolution Request Form

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

Date Prepared: January 12, 2015

Preparer: Blythe Bailey *BB*

Department: Transportation

**Brief Description of Purpose for Resolution:**

Resolution Number (if approved by Council):

*District 7*

A City Council Action is requested to authorize, Ms. Amanda Szabo/William Turner, a temporary use permit #142326 to access property via R.O.W and an alley as shown on the attached photos.

### APPROVED WITH CONDITIONS

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  
Provide Fund n/a  
Provide Cost Center n/a  
Proposed Funding Source n/a  
Grant Period (if applicable) n/a

List all other funding sources and amount for each contributor.

	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:** Brandon Sutton  
**From:** Ed Bowen  
**cc:** Bertran Kuyrkendall; Brent Derrick  
**Date:** January 9, 2015  
**Re:** Temporary Usage Request #142326  
Lot 5 Guild Trail (District 7)  
Amanda Szabo / William Turner

## Recommendations Regarding Temporary Usage Request

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I have completed my review of Ms. Szabo's request regarding for Temporary Usage at Lot 5 on Guild Trail to access property via R.O.W. and an alley as shown on the attached photos. My comments are as follows:

- The City of Chattanooga does not have sanitary sewer infrastructure in the subject area.

After review, granting this Temporary Usage does not conflict with the public's interest. Therefore, I recommend that the request for ***Temporary Usage be approved with these conditions:***

- The applicant shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office
- The driveway apron shall follow the latest city standards. The first 10' behind the apron shall be paved with a maximum slope of 4%.

SK# 914913  
WO# 142326



12.16.2014  
(DATE)

Bertran Kuyrkendall, P.E.  
Transportation Engineer  
Development Resource Center  
1250 Market Street, Suite 3000  
Chattanooga, Tennessee 37402

For Office Use Only  
*[Signature]*  
Technician Signature 12.16.2014

**Re: Request for Temporary Usage**

Dear Mr. Kuyrkendall:

This is a request for a temporary usage of rock road along Parcel ID # 167 B<sup>B</sup> 1010, LOT # 5  
Guild Trl, Chattanooga TN.

The reason for this request is as follows:  
To access property VIA ROW + ALUfy

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 agrees to comply with any and all conditions recommended by the City Transportation Engineer and/or City Transportation Department and approved by the Chattanooga City Council during the review of this application. The failure to comply with any condition approved by the City Council may be grounds for revocation of this temporary use at any time after its approval
3. 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.
4. Temporary User will provide full access for maintenance of any utilities located within the easement.
5. Temporary User will obtain any and all other permits, variances, or approvals necessary to accommodate the temporary use.
6. 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.
7. 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:

1609 Summit way Duxedin Fl 34698

7274391994

(email address) mandiemoure@yahoo.com

Amanda Szabo

(Print) Applicant Name

*[Signature]*

(Sign) Applicant Name

12.16.14

Date

William T. Turner

(Print) Owner's Name

*[Signature]*

(Sign) Owner's Name

12.16.14

Date

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

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

Amanda Szabo/William Turner  
District 7 Temporary Use: 167B B<sub>1</sub>010  
Use Undeveloped ROW and Unopened Alley as a construction entrance and driveway for a new home.



502

4305

Guild Trl

Subject Property

TEMP USE

4374

4221

4303

Michigan Ave

1709

W-43rd St

1710

4304

