

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

A RESOLUTION AUTHORIZING THE APPLESEED WORKSHOP C/O WILL BUIE, AGENT FOR THE BUSINESS OWNER, REVELATOR COFFEE C/O JOSH OWEN, TENANT OF PROPERTY OWNER, RCB REAL ESTATE, LLC, TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED ON THE EAST SIDE OF NORTH MARKET STREET IN FRONT OF 60 NORTH MARKET STREET TO INSTALL SIGNAGE, 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 the APPLESEED WORKSHOP C/O WILL BUIE, AGENT FOR THE BUSINESS OWNER, REVELATOR COFFEE C/O JOSH OWEN, TENANT OF PROPERTY OWNER, RCB REAL ESTATE, LLC (hereinafter referred to as “Temporary Users”) be and are hereby permitted to use temporarily the right-of-way located on the east side of North Market Street to install signage, 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. Any overhead projecting objects must meet the minimum height requirements as per the City of Chattanooga's Codes and Standards.

6. Temporary Users shall provide adequate access for maintenance of any utilities located within the easement, is responsible for verifying all utility locations within the subject area prior to initiating the agreed usage, as well as the protection of said utilities for the duration of this permit.

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

/mem

# City of Chattanooga



## Resolution/Ordinance Request Form

Date Prepared: May 22, 2015

Preparer: Bert Kuyrkendall

Department: Transportation

Brief Description of Purpose for Resolution/Ordinance: Res./Ord. # \_\_\_\_\_ Council District # 2

A City Council Action is requested to authorize Temporary Usage Request #147632 for Will Buie of Appleaseed Workshop, agent for the business owner Josh Owen of Revelator Coffee, tenant of property owner RCB Real Estate LLC., for the temporary usage of the right-of-way on the east side of North Market Street in front of 60 North Market Street to install signage.

### APPROVED WITH CONDITIONS

Name of Vendor/Contractor/Grant, etc.	_____	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

Revised: October, 2011

# Memorandum

**To:** Brandon Sutton <sup>BS</sup>  
**From:** Kari Lawman  
**cc:** Bert Kuyrkendall  
**Date:** May 8, 2015  
**Re:** Temporary Usage Request # 147632  
Will Buie (Appleseed Workshop) for Revelator Coffee (Josh Owen)  
60 N. Market Street (District 2)

## RECOMMENDATION: APPROVAL WITH CONDITIONS

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This application was received on April 23, 2015, from Will Buie of Appleseed Workshop, agent for the business, Revelator Coffee, Josh Owen owner, tenant of property owner, RCB Real Estate LLC. The business, Revelator Coffee, intends to install signage on the western side of the business. The application is requesting the usage of right-of-way on the east side North Market Street.

After review, granting this Temporary Usage does not conflict with the public's interest.

Therefore, I recommend the request for ***Temporary Usage be granted with the following conditions:***

- The applicant shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office.
- Any overhead projecting objects must meet the minimum height requirements as per the City of Chattanooga's Codes and Standards.
- Temporary User shall provide adequate access for maintenance of any utilities located within the easement, is responsible for verifying all utility locations within the subject area prior to initiating the agreed usage, as well as the protection of said utilities for the duration of this permit.

4/8/2015

Bertran Kuyrkendall, P.E.  
Transportation Engineer,  
Chattanooga Department of Transportation  
Development Resource Center  
1250 Market Street, Suite 3000  
Chattanooga, TN 37402  
(423) 643-5950



**RE: Request for Temporary Usage**

Dear Mr. Kuyrkendall:

This is a request for temporary usage of 60 North Market Street, Chattanooga, TN, 37405 Tax Map Number: 135ED001

The reason for the request is as follows: We would like to install a blade sign on the corner of an existing building.

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, phone number and email address is as follows: Will Buie, 334-685-2519, will@appleseedworkshop.com

Will Buie  
(Print) Applicant Name

Will Buie  
(Sign) Applicant Name

4-8-15  
Date

JOSH OWEN  
(Print) Property Owner Name

J  
(Sign) Property Owner Name

4-13-15  
Date

**This application must include property owner's signature, if different than applicant, and a site map of the reference location.**

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



1401 Market Street Chattanooga, TN 37402

May 20<sup>th</sup>, 2015

To Whom it May Concern:

Blue Star Properties gives Revelator Coffee permission to mount their sign onto our building at 60 N. Market St. as represented in the drawings below. Thank you.

Rachel Hunt  
Director of Design and Construction  
Blue Star Properties



Request for Temporary Usage # 147632 (District 2)  
Revelator Coffee Co. (Josh Owen)  
60 N. Market Street

S135E081

135E B 016  
T&C Holdings GP

S135E0113  
8<sup>th</sup> CT  
227.71  
FRAZIER AVE

Temp Use Area

135F H 005 C103  
Suntrust Bank

135E D 002  
Frazier Ave  
Investments LLC

135E D 001  
RCB Real Estate LLC

135E D 003  
Vincent Properties LLC

S135E099

S135E103  
8<sup>th</sup> AVE  
70.78

S135E117

