

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

A RESOLUTION AUTHORIZING RIVER CITY COMPANY C/O JIM WILLIAMSON, AGENT FOR TROY POTTER, LAUREN HOLLINGSWORTH, CALVIN BALL, VICTOR WILLIAMS, THOMAS BROOKS, AND CURTIS DRAKE, JR., TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 301, 328, 414, 431, AND 736 EAST MARTIN LUTHER KING BOULEVARD IN FRONT OF EACH PROPERTY 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 RIVER CITY COMPANY C/O JIM WILLIAMSON, AGENT FOR TROY POTTER, LAUREN HOLLINGSWORTH, CALVIN BALL, VICTOR WILLIAMS, THOMAS BROOKS, AND CURTIS DRAKE, JR. (hereinafter referred to as “Temporary Users”) be and are hereby permitted to use temporarily the right-of-way located at 301, 328, 414, 431, and 736 East Martin Luther Boulevard in front of each property 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 # 8

A City Council Action is requested to authorize Temporary Usage Request #147633 for Jim Williamson of River City Company, agent for Troy Potter, Lauren Hollingsworth, Calvin Ball, Victor Williams, Thomas Brooks, and Curtis Drake Jr. the property owners of 301, 328, 414, 431, and 736 East Martin Luther King Boulevard respectively, for the temporary usage of the right-of-way on East Martin Luther King Boulevard in front of each property 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: [Signature]  
DESIGNATED OFFICIAL/ADMINISTRATOR

Reviewed by: FINANCE OFFICE

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 # 147633  
Jim Williamson (River City Company) for various property owners in E. MLK Corridor  
301, 328, 414, 431, 736 E. Martin Luther King Blvd. (District 8)

## RECOMMENDATION: APPROVAL WITH CONDITIONS

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This application was received on May 5, 2015, from Jim Williamson of River City Company, agent for Troy Potter (301 E MLK Blvd), Lauren Hollingsworth (328 E MLK Blvd), Calvin Ball (328 E MLK Blvd), Victor Williams (414 E MLK Blvd), Thomas Brooks (431 E MLK Blvd), and Curtis Drake Jr. (736 E LK Blvd). The businesses intend to install signage on MLK Blvd frontage for each of the businesses.

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:***

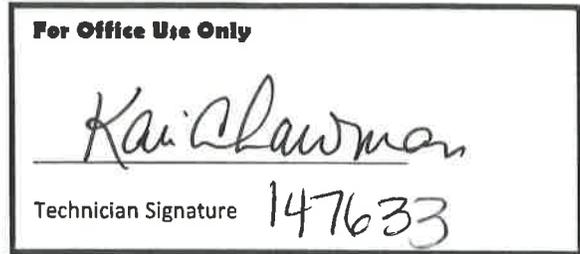
- The applicant shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office.
- Any overhead projecting objects must meet the minimum height requirements as per the City of Chattanooga's Codes and Standards.
- Temporary User shall provide adequate access for maintenance 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.



Wednesday, April 8, 2015

(DATE)

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



**Re: Request for Temporary Usage**

Dear Mr. Kuyrkendall:

This is a request for a temporary usage of the encroachment of the MLK Blvd. ROW from Georgia Ave. to Central Ave. (see attached map for specific block locations) for the purpose of installing historically predominant and appropriate projecting blade signage over the sidewalk.

**The reason for this request is as follows:**

Historically predominant blade signage along this corridor is not allowed under the current signage regulations without a varlanche (signs that project more than 12" from the building face). This request would allow signage for the tenant grant program, made available to tenants through the Benwood Foundation, to be implemented without timely individual appeals for each sign. Please see attached examples of tenant signage being proposed under this program.

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:**

River City Company  
850 Market Street, Second Floor

Chattanooga, TN 37402 (423) 265-3700

(email address) jwilliamson@rivercitycompany.com

Jim Williamson  
(Print) Applicant Name

(Sign) Applicant Name

March 16, 2015

Date

varles  
(Print) Owner's Name

(Sign) Owner's Name

March 16, 2015

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)

3/30/2015 (Date)

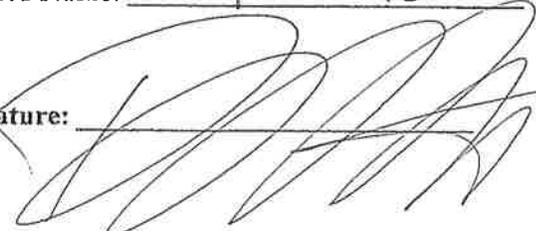
City of Chattanooga  
City Engineer  
Development Resource Center  
1250 Market Street, Suite 2100  
Chattanooga, Tennessee 37402

Re: Acting Agent Letter - Temporary Usage of Right of Way

Dear City Engineer,

I am formally requesting the City of Chattanooga accept the attached Temporary Usage of Right of Way Application submitted by my Agent Jim Williamson, River City Company, on my behalf.

Applicant Printed Name: Troy S. Potter - Trustee

Applicant Signature:  Date: 3-30-15

Agent Printed Name: Jim Williamson

Agent Signature:  Date: 03/17/2015

\_\_\_\_\_ (Date)

City of Chattanooga  
City Engineer  
Development Resource Center  
1250 Market Street, Suite 2100  
Chattanooga, Tennessee 37402

Re: Acting Agent Letter - Temporary Usage of Right of Way

Dear City Engineer,

I am formally requesting the City of Chattanooga accept the attached Temporary Usage of Right of Way Application submitted by my Agent Jim Williamson, River City Company, on my behalf.

Applicant Printed Name: Lauren Hollingsworth

Applicant Signature: Lauren Hollingsworth Date: 3/17/15

Agent Printed Name: Jim Williamson

Agent Signature: Jim Williamson Date: 03/17/2015

\_\_\_\_\_ (Date)

City of Chattanooga  
City Engineer  
Development Resource Center  
1250 Market Street, Suite 2100  
Chattanooga, Tennessee 37402

**Re: Acting Agent Letter - Temporary Usage of Right of Way**

Dear City Engineer,

I am formally requesting the City of Chattanooga accept the attached Temporary Usage of Right of Way Application submitted by my Agent Jim Williamson, River City Company, on my behalf.

Applicant Printed Name: Calvin Ball

Applicant Signature: Calvin Ball

Date: 03-27-15

Agent Printed Name: Jim Williamson

Agent Signature: Jim Williamson

Date: 03/17/2015

3/26/15 (Date)

City of Chattanooga  
City Engineer  
Development Resource Center  
1250 Market Street, Suite 2100  
Chattanooga, Tennessee 37402

Re: Acting Agent Letter - Temporary Usage of Right of Way

Dear City Engineer,

I am formally requesting the City of Chattanooga accept the attached Temporary Usage of Right of Way Application submitted by my Agent Jim Williamson, River City Company, on my behalf.

Applicant Printed Name: Victor R. Williams

Applicant Signature: Victor R. Williams Date: 3/26/15

Agent Printed Name: Jim Williamson

Agent Signature: Jim Williamson Date: 03/17/2015

APRIL 1, 2015 (Date)

City of Chattanooga  
City Engineer  
Development Resource Center  
1250 Market Street, Suite 2100  
Chattanooga, Tennessee 37402

Re: Acting Agent Letter - Temporary Usage of Right of Way

Dear City Engineer,

I am formally requesting the City of Chattanooga accept the attached Temporary Usage of Right of Way Application submitted by my Agent Jim Williamson, River City Company, on my behalf.

Applicant Printed Name: THOMAS J. Brooks

Applicant Signature: *Thomas J. Brooks* Date: \_\_\_\_\_

Agent Printed Name: Jim Williamson

Agent Signature: *Jim Williamson* Date: 03/17/2015

\_\_\_\_\_ (Date)

City of Chattanooga  
City Engineer  
Development Resource Center  
1250 Market Street, Suite 2100  
Chattanooga, Tennessee 37402

Re: Acting Agent Letter - Temporary Usage of Right of Way

Dear City Engineer,

I am formally requesting the City of Chattanooga accept the attached Temporary Usage of Right of Way Application submitted by my Agent Jim Williamson, River City Company, on my behalf.

Applicant Printed Name: Curtis Drake Jr.

Applicant Signature: 

Date: 4/6/15

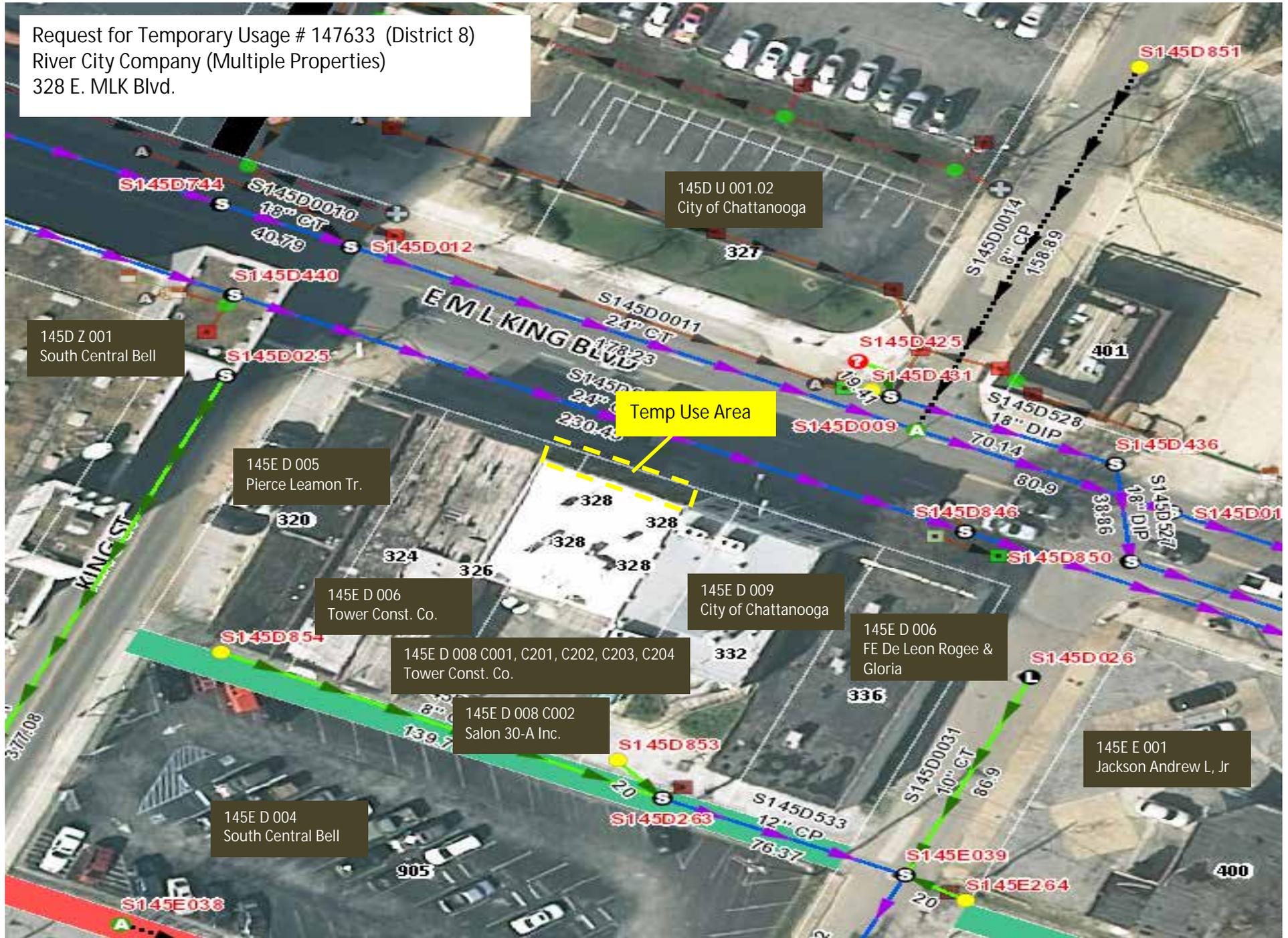
Agent Printed Name: Jim Williamson

Agent Signature: 

Date: 03/17/2015



Request for Temporary Usage # 147633 (District 8)  
River City Company (Multiple Properties)  
328 E. MLK Blvd.





Request for Temporary Usage # 147633 (District 8)  
River City Company (Multiple Properties)  
431 E. MLK Blvd.

145D T 020  
Champion Seth

145D T 019  
Champion Seth

145D T 018  
Champion Seth

145D T 016  
Campus Development  
Fnd., Inc.

145D T 017  
Chatt Comm  
Development

145D T 015  
Brooks Thomas J III &  
Willie Mae Hubbard

145D T 014  
Chatt Community  
Development

Temp Use Area

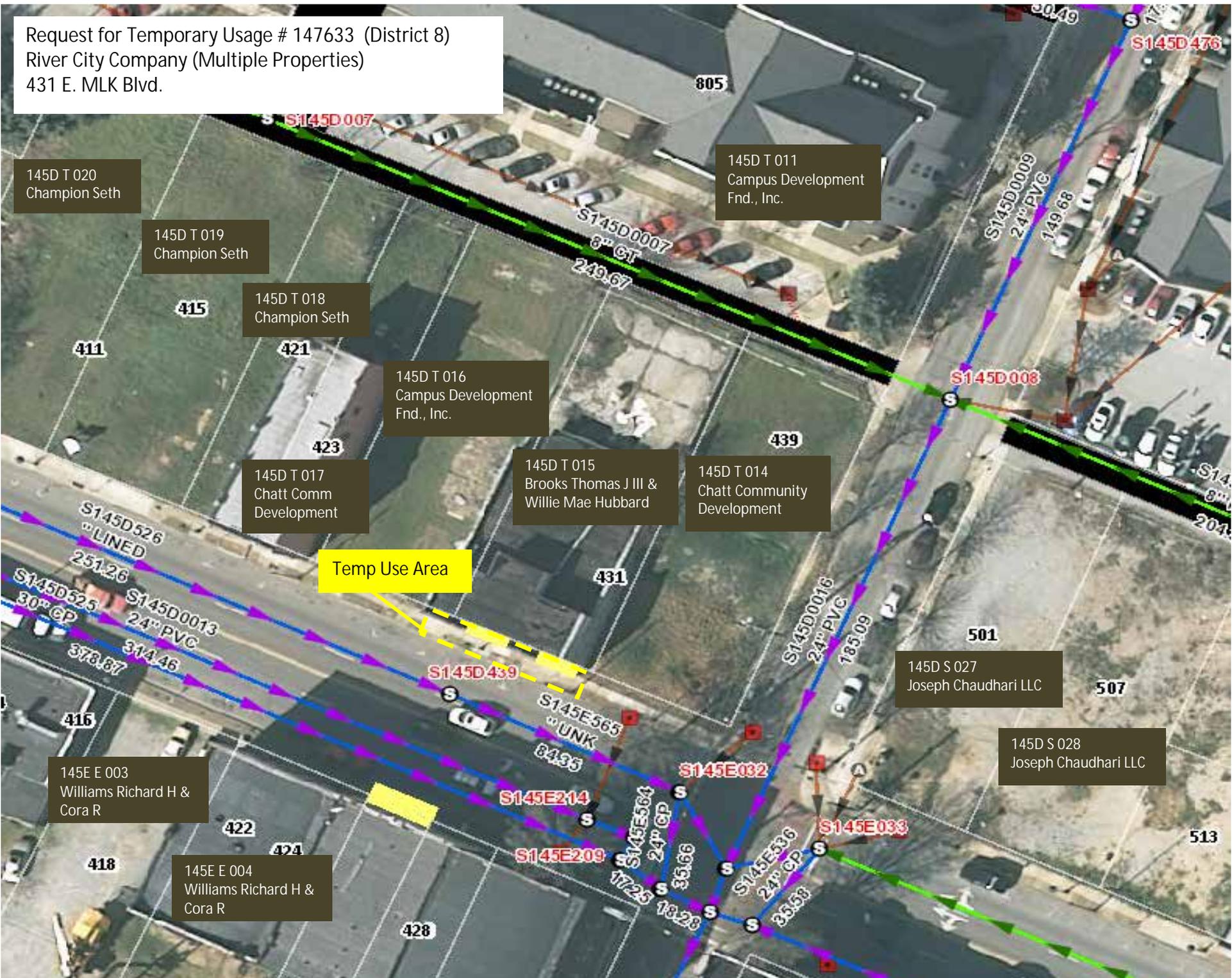
145D T 011  
Campus Development  
Fnd., Inc.

145D S 027  
Joseph Chaudhari LLC

145D S 028  
Joseph Chaudhari LLC

145E E 003  
Williams Richard H &  
Cora R

145E E 004  
Williams Richard H &  
Cora R



Request for Temporary Usage # 147633 (District 8)  
River City Company (Multiple Properties)  
734/736 E. MLK Blvd.

146H A 031  
State of TN (UTC)

146H A 030  
Olivet Baptist Church

145E J 004  
Olivet Baptist Church

145E J 005  
Drake Sylvia B

145E J 007  
Olivet Baptist Church

