

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING ORTWEIN SIGN C/O BONNIE BROCK, AGENT FOR PUCKETT'S, TENANT OF THE PROPERTY OWNER, KINSEY PROBASCO HAYS C/O ADAM KINSEY TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED ON THE WEST SIDE OF NORTH MARKET STREET IN FRONT OF THE PROPERTY LOCATED AT 2 AQUARIUM WAY TO INSTALL SIGNAGE, AS SHOWN ON THE MAPS 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 ORTWEIN SIGN C/O BONNIE BROCK, AGENT FOR PUCKETT'S, TENANT OF THE PROPERTY OWNER, KINSEY PROBASCO HAYS C/O ADAM KINSEY, (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way located on the West Side of North Market Street in front of the property located at 2 Aquarium Way 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 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 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 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.

ADOPTED: _____, 2015

/mem

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: September 10, 2015

Preparer: Bertran Kuyrkendall

Department: Transportation

Brief Description of Purpose for Resolution/Ordinance: _____ Res./Ord. # _____ Council District # 7

A City Council Resolution is requested to authorize Temporary Usage Request #153868 for Bonnie Brock of Ortwein Sign, agent for the business Puckett's, tenant of the property owner Kinsey Probasco Hays (Adam Kinsey) for the temporary usage of the right-of way on the West side of Market Street in front of the property at 2 Aquarium Way to install signage.

APPROVED WITH CONDITIONS

Name of Vendor/Contractor/Grant, etc. _____	New Contract/Project? (Yes or No) _____	N/A
Total project cost \$ _____	Funds Budgeted? (YES or NO) _____	N/A
Total City of Chattanooga Portion \$ _____	Provide Fund _____	N/A
City Amount Funded \$ _____	Provide Cost Center _____	N/A
New City Funding Required \$ _____	Proposed Funding Source if not budgeted _____	N/A
City's Match Percentage % _____	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:  _____
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 ^{BS}
From: Kari Lawman
cc: Bert Kuyrkendall
Date: September 9, 2015
Re: Temporary Usage Request # 153868
Bonnie Brock (Ortwein Sign) for Kinsey Probasco Hays (Adam Kinsey)
2 Aquarium Way (District 7)

RECOMMENDATION: APPROVAL WITH CONDITIONS

This application was received on August 20, 2015, from Bonnie Brock of Ortwein Sign, agent for the business, Puckett's, tenant of property owner, Kinsey Probasco Hays (Adam Kinsey). The business, Puckett's, intends to install signage on the east side of the business. The application is requesting the usage of right-of-way on the west side 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.

8/20/2015

Bertran Kuyrkendall, P.E.
Transportation Engineer,
Chattanooga Department of Transportation
Development Resource Center
1250 Market Street, Suite 3030
Chattanooga, TN 37402
(423) 643-5950

For Office Use Only	
<i>Klawman</i>	8/20/15
Technician Signature / Date	
153868	(7)
Request No.	

RE: Request for Temporary Usage

Dear Mr. Kuyrkendall:

This is a request for temporary usage of **installation of blade sign at 2 Aquarium Way for Puckett's**

The reason for the request is as follows:

In making this request: Temporary User agrees as follows:

1. Temporary User shall 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 shall 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 shall vacate the property and temporary use upon thirty (30) days notice from the City to do so. Upon vacating the property, whether voluntarily or at the request of the City, the Temporary User shall restore the property to substantially the same condition that existed prior to granting the temporary use, including complying with any environmental regulations.
4. Temporary User shall provide full access for maintenance of any utilities located within the easement.
5. Temporary User shall obtain any and all other permits, variances, or approvals necessary to accommodate the temporary use.
6. Temporary User shall 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 Temporary User shall, upon satisfactory completion of use as determined by the Tennessee Department of Environment and Conservation, abandon the well 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:

<u>Bonnie Brock</u>	<u>Bonnie Brock</u>	<u>8-20-15</u>
(Print) Applicant Name	(Sign) Applicant Name	Date
<u>Adam Kinsey; Partner of Kinsey Probesco Heys</u>	<u>[Signature]</u>	<u>8-20-2015</u>
(Print) Property Owner Name	(Sign) Property Owner Name	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)

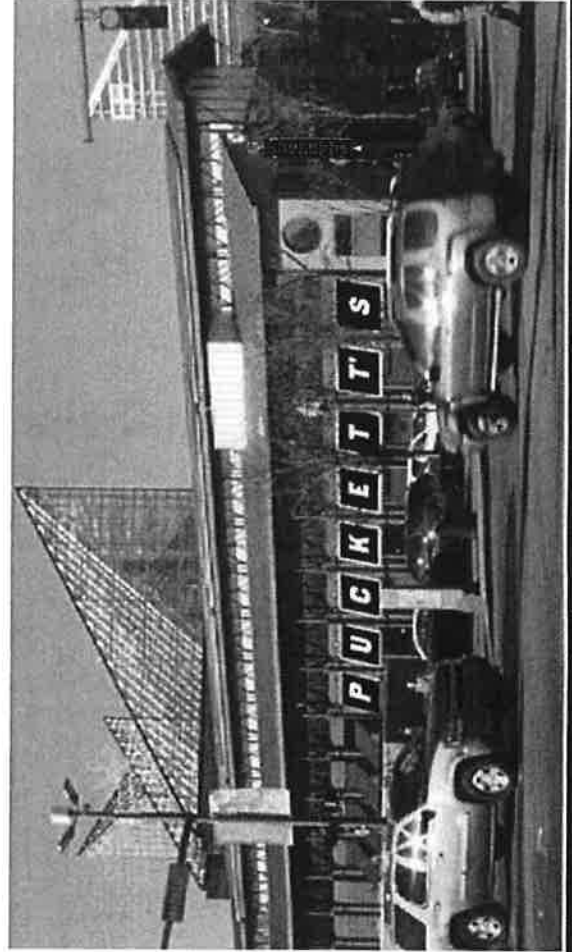
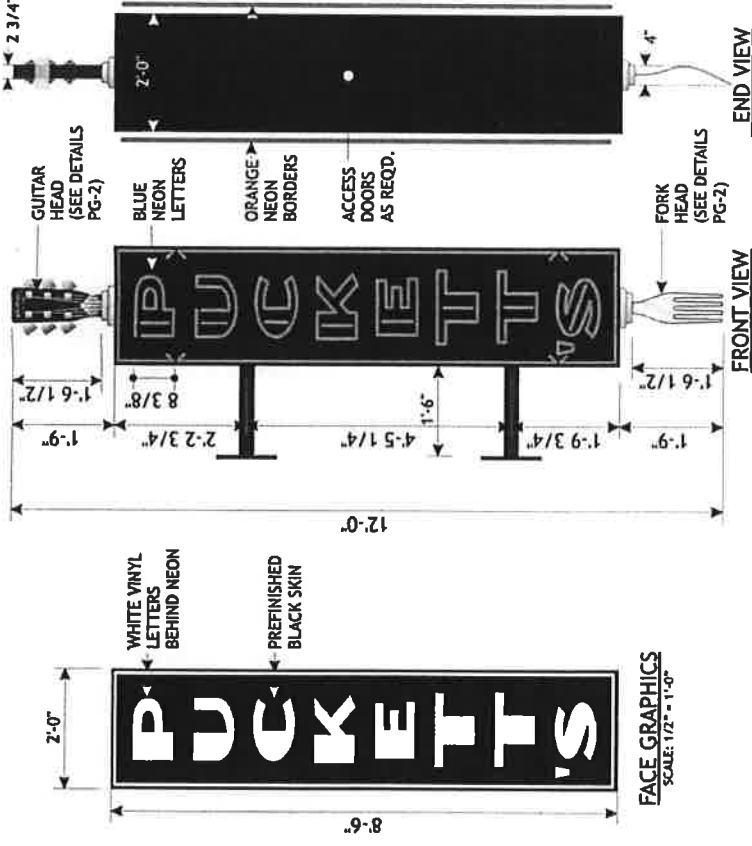
THIS DRAWING WAS GENERATED BY AND IS THE EXCLUSIVE PROPERTY OF ORTWEIN SIGN. IT IS NOT TO BE COPIED IN PART OR WHOLE WITHOUT CLIENT

Pucketts's

S/F	NEON FILL
D/F	LED FILL
ILLUM	LAMP FILL
NON-ILLUM	
SCALE	
NOTES	



COLORS ARE INDICATION ONLY. REFER TO CORRESPONDING MATERIAL COLOR CHART FOR SPECIFIC COLOR MATCH. PHOTOGRAPHY OF ACTUAL MATERIAL COLOR.



DATE: 02/17/15
 DESIGNER: SN
 SALES REP: JT
 FILE: Pucketts/Pucketts_GuitarSign.ai

DRAW # 021517102

APPROVED FOR PRODUCTION