

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

A RESOLUTION AUTHORIZING RIVER CITY COMPANY C/O JIM WILLIAMSON, AGENT FOR THE PROPERTY OWNER, CORKER PROPERTIES C/O LYNDA HAWKS, TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED ON THE SOUTHEAST SIDE OF GEORGIA AVENUE IN FRONT OF 826 GEORGIA AVENUE TO INSTALL SIGNAGE FOR THE BUSINESS, 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 THE PROPERTY OWNER, CORKER PROPERTIES C/O LYNDA HAWKS, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way located on the Southeast side of Georgia Avenue in front of 826 Georgia Avenue to install signage for the business, 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: November 12, 2015

Preparer: Bertran Kuyrkendall

Department: Transportation

Brief Description of Purpose for Resolution/Ordinance: \_\_\_\_\_ Res./Ord. # \_\_\_\_\_ Council District # 8

A resolution authorizing Temporary Usage Request #156298 for Jim Williamson of River City Company, agent for the property owner Corker Properties, for temporary usage of the right-of-way on the Southeast side of Georgia Avenue in front of 826 Georgia Avenue to install signage for the business located therein.

### APPROVED WITH CONDITIONS

Name of Vendor/Contractor/Grant, etc. \_\_\_\_\_  
Total project cost \$ \_\_\_\_\_ -  
Total City of Chattanooga Portion \$ \_\_\_\_\_ -  
City Amount Funded \$ \_\_\_\_\_ -  
New City Funding Required \$ \_\_\_\_\_ -  
City's Match Percentage % 0%

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: *Bertran Kuyrkendall*  
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:** October 30, 2015  
**Re:** Temporary Usage Request # 156298  
Jim Williamson (Rivercity Co.) for Corker Properties (Lynda Hawks)  
826 Georgia Avenue (District 8)

## RECOMMENDATION: APPROVAL WITH CONDITIONS

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This application was received on October 20, 2015, from Jim Williamson of Rivercity Co., agent for the property owner, Corker Properties (Lynda Hawks). The business, Blue Ivy Flowers, intends to install signage on building, at the corner of Georgia Avenue and Patten Parkway, and is requesting temporary usage of the right-of-way for that purpose.

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.

10/20/2015  
(DATE)

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



RE: Request for Temporary Usage

Dear Mr. Kuyrkendall:

This is a request for temporary usage of the sidewalk on Georgia Avenue at the corner of Patten Parkway.

The reason for the request is as follows: Installation of a sign projecting 3'-4" above from the adjacent building face over the sidewalk, set 15'-11" above the level of the sidewalk.

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:

850 MARKET STREET, CHATTANOOGA, TN 37402

Jim Williamson  
(Print) Applicant Name

[Signature]  
(Sign) Applicant Name

10/20/2015  
Date

Lynda A Hawks, COO  
(Print) Property Owner Name

[Signature]  
(Sign) Property Owner Name

10/20/2015  
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)

10/20/2015  
(DATE)

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

RE: **Acting Agent Letter – Temporary Usage of Right of Way**

Dear Mr. Kuyrkendall:

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

Applicant Printed Name: Lyda A. Hawks

Applicant Signature: Lyda A. Hawks  
Chief Operating Officer

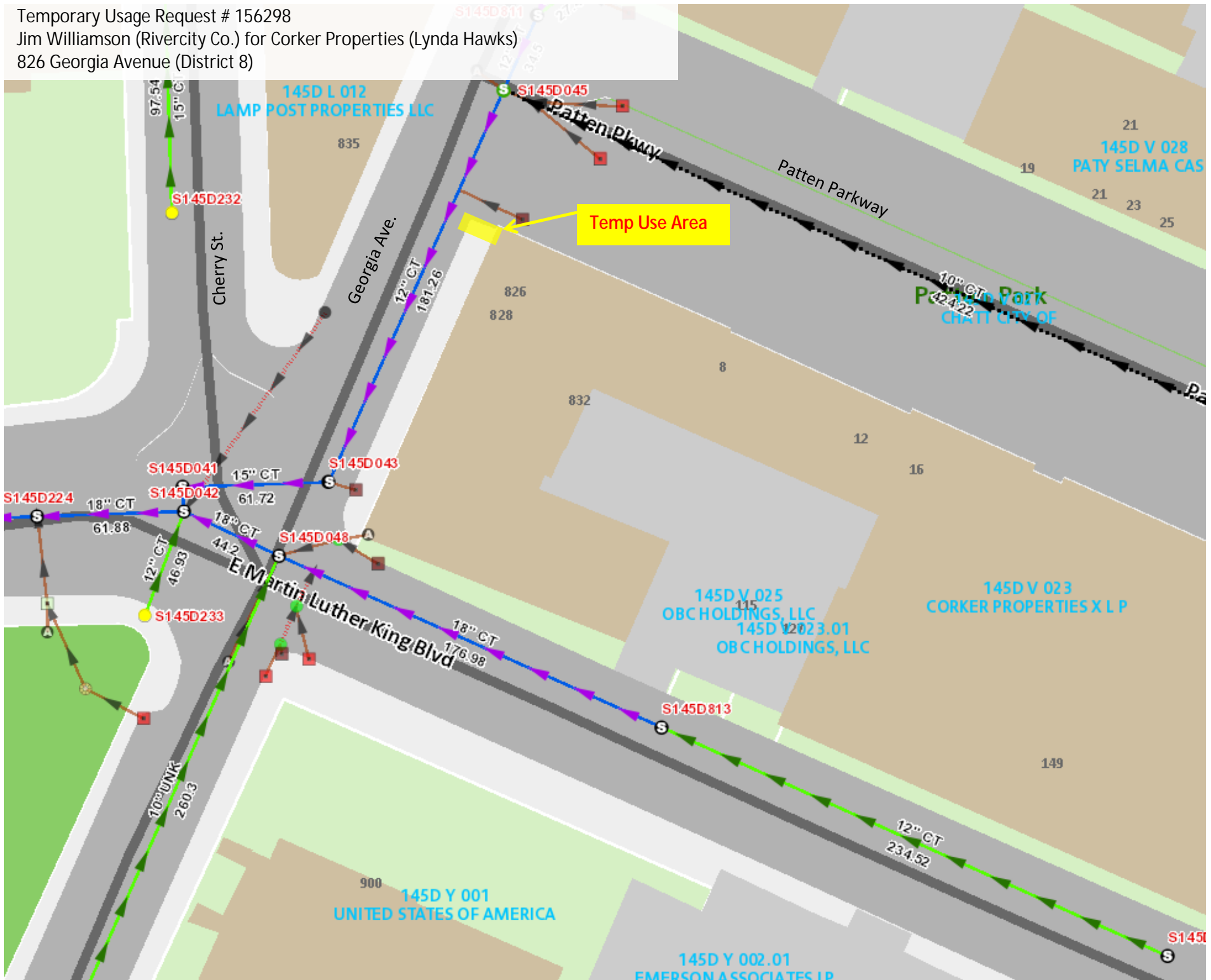
Date: 10/20/2015

Agent Printed Name: Jim Williamson

Agent Signature: Jim Williamson

Date: 10/20/2015

Temporary Usage Request # 156298  
Jim Williamson (Rivercity Co.) for Corker Properties (Lynda Hawks)  
826 Georgia Avenue (District 8)



PATTEN PARKWAY

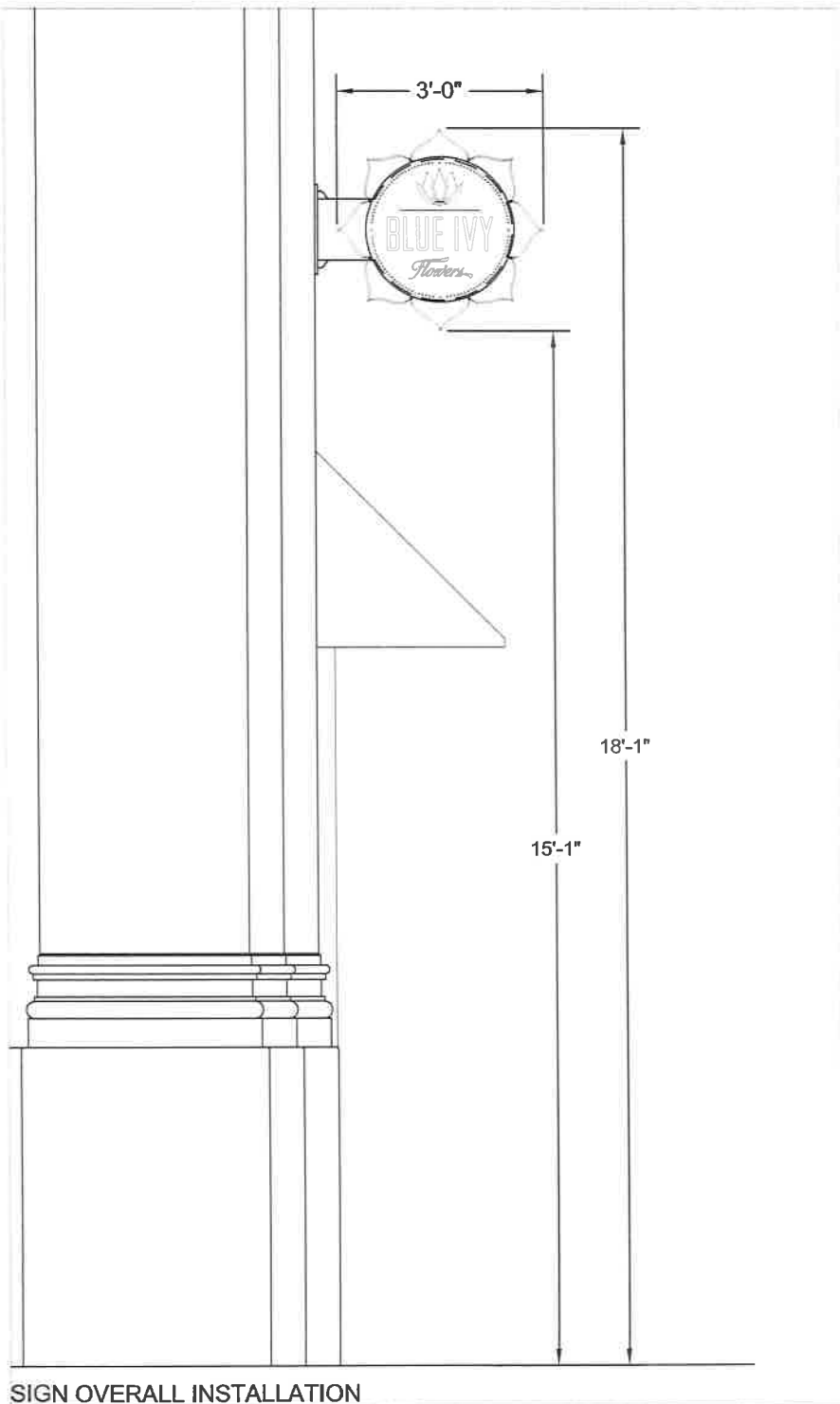
SIGN LOCATION

GEORGIA AVENUE

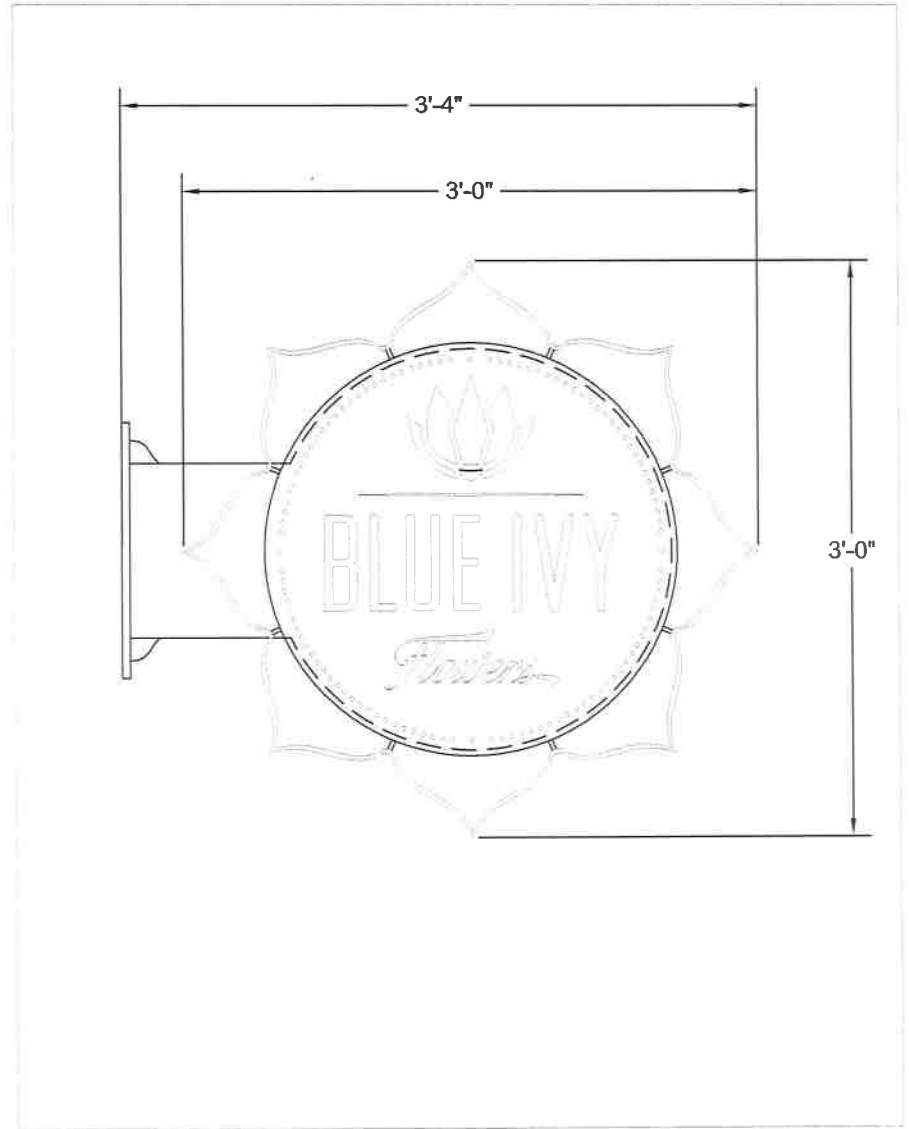


Site Plan  
Scale:  $\frac{1}{16}'' = 1'$





SIGN OVERALL INSTALLATION  
SCALE: 3/16"=1'



SIGN FACE  
SCALE: 1"=1'