

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING ORTWEIN SIGN C/O COLLEEN TEAL, AGENT FOR THE PROPERTY OWNER, CITY CENTER HOLDINGS C/O MATT MCGAULEY TO USE TEMPORARILY THE RIGHT-OF-WAYS LOCATED ON THE CORNERS OF CHESTNUT STREET AND WEST 14TH STREET ADJACENT TO 1401 CHESTNUT STREET 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 COLLEEN TEAL, AGENT FOR THE PROPERTY OWNER, CITY CENTER HOLDINGS C/O MATT MCGAULEY (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-ways located on corners of Chestnut Street and West 14th Street adjacent to 1401 Chestnut 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 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. Any overhead projecting objects must meet the minimum height requirements as per the City of Chattanooga's Codes and Standards, *i.e.*, Section 32-8. Minimum height requirement is eight (8') feet above the sidewalk at all points and a maximum of eighteen (18") inches to the curb line.

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

5. 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: _____, 2016

/mem

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: February 19 2016

Preparer: Bertran Kuyrkendall

Department: Transportation

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

A resolution authorizing Temporary Usage Request TU 2016-010 for Colleen Teal of Ortwein Sign, agent for the property owner, City Center Holdings (Matt McGauley), for the temporary usage of the right-of-way on the corner of Chestnut Street and West 14th Street adjacent to 1401 Chestnut Street 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 <u>Fund</u> _____	N/A
City Amount Funded \$ _____	Provide <u>Cost Center</u> _____	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: _____

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 BS

From: Kari Lawman

cc: Bert Kuyrkendall

Date: February 3, 2016

Re: Temporary Usage Request # TU 2016-010
Colleen Teal (Ortwein Sign) for City Center Holdings (Matt McGauley)
1401 Chestnut Street (District 7)

RECOMMENDATION: APPROVAL WITH CONDITIONS

This application was received on February 3, 2016, from Colleen Teal of Ortwein Sign, agent for the property owner, City Center Holdings (Matt McGauley). The business intends to install signage on the building. The application is requesting the usage of right-of-way on the corner of Chestnut Street and W 14th 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:***

- Any overhead projecting objects must meet the minimum height requirements as per the City of Chattanooga's Codes and Standards. (Section 32-8) Minimum height requirement is eight (8) feet above the sidewalk at all points and a maximum of eighteen (18) inches to the curb line.
- The applicant shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office.
- 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.

2-3-2016

(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

For Office Use Only

Klawnsma 2-3-2016
Technician Signature / Date

TU 2016-010 (7)
Request No.

RE: Request for Temporary Usage

Dear Mr. Kuyrkendall:

This is a request for temporary usage of double-faced cabinet mounted to
corner of building (1401 Chestnut)

The reason for the request is as follows: due to the sign location... projecting
over 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:

2806 E. 50th St, Chattanooga TN 37407
423.867.9208
b.brook@artweinsign.com

x D. Fluein Sign
(Print) Applicant Name

x Colleen C. Leaf
(Sign) Applicant Name

x 2/3/16
Date

Matt McGanley
(Print) Property Owner Name

M McGanley
(Sign) Property Owner Name

2.3.16
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)

(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 Colleen Teal, Ortwein Sign, on my behalf.

Applicant Printed Name: Matt McGawley

Applicant Signature: [Signature]

Date: 2.3.16

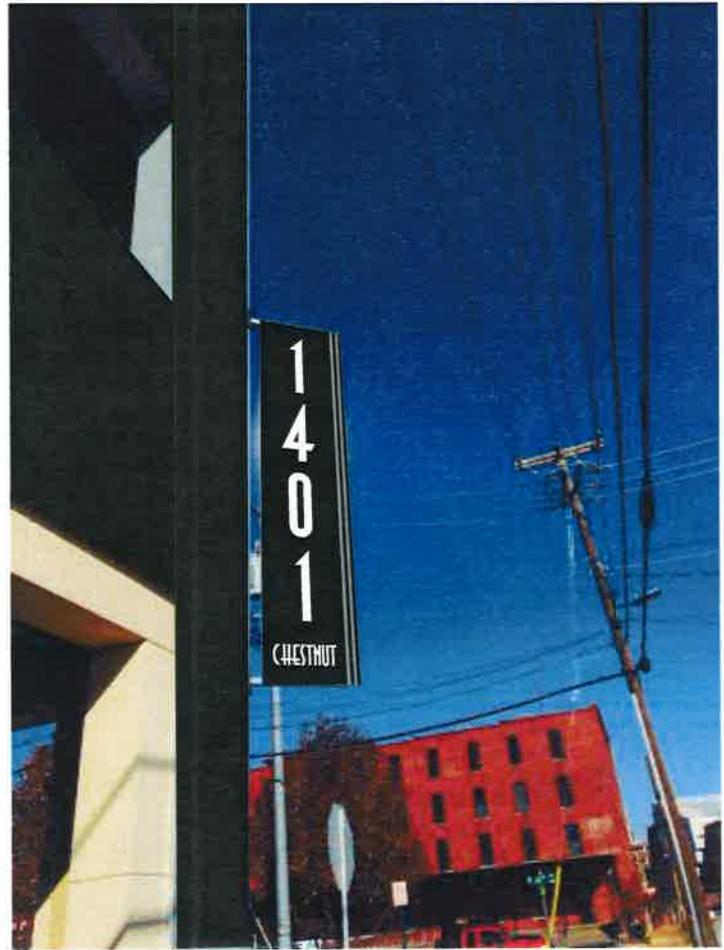
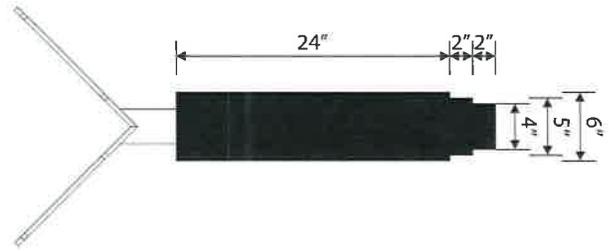
Agent Printed Name: Colleen C. Teal Ortwein Sign

Agent Signature: Colleen C Teal

Date: 2/3/16



Gray striping to be vinyl detail



Ortweinsign
 custom crafted branding
 2806 EAST 50TH CHATTANOOGA, TN 37407
 423.867.9208

THE DESIGN IS PROPERTY OF BILL ORTWEIN SIGNS, INC. IT IS NOT TO BE TRANSMITTED, COPIED, OR SHARED BY ANY MEANS WITHOUT THE EXPRESS WRITTEN CONSENT OF AN OFFICER OF BILL ORTWEIN SIGNS, INC.

CLIENT
 Fidelity Trust

S/F	NEON FILL	
D/F	<input checked="" type="checkbox"/> LED FILL	<input checked="" type="checkbox"/>
ILLUM	<input checked="" type="checkbox"/> LAMP FILL	
NON-ILLUM		

SCALE 3/4" = 1'

QTY 1

NOTES
 Double faced cabinet mounted to corner of building.
 Cabinet faces to be routed and backed up with plex.
 Plex to have vinyl overlay.

- White
- 3630-51 Silver Gray
- Cabinet: Black



CUSTOMER APPROVAL

DATE

DESIGNER SALES REP FILE

JDC

CT

Fidelity Trust_Cabinet 1401 chestnut_011516-D

COLORS ARE SIMULATIONS ONLY. REFER TO CORRESPONDING MATERIALS COLOR CHARTS FOR SPECIFIC COLOR MATCH. COLORS SEEN ON COMPUTER MONITOR ARE NOT REPRESENTATIVE OF ACTUAL MATERIAL COLOR.

Temporary Usage Request # TU 2016-010
Colleen Teal (Ortwein Sign) for City Center Holdings (Matt McGauley)
1401 Chestnut Street (District 7)

