

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING HAGAMAN CONSTRUCTION COMPANY C/O BENNETT HAGAMAN TO USE TEMPORARILY THE RIGHT-OF-WAY OF THE ALLEY ADJACENT TO 910 AND 912 YOUNG AVENUE FOR SECONDARY ACCESS TO THE PROPERTIES, 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 HAGAMAN CONSTRUCTION COMPANY C/O BENNETT HAGAMAN, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way of the alley adjacent to 910 and 912 Young Avenue for secondary access to the properties, 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. The driveway will be paved for a minimum of ten (10') feet behind the driveway apron.

4. The driveway apron shall follow the latest city standards.

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

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: _____, 2016

/mem

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: April 14, 2016

Preparer: Bertran Kuyrkendall

Department: Transportation

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

A resolution authorizing Temporary Usage Request TU 2016-013 for property owner Hagaman Construction Co. (Bennett Hagaman) for the temporary usage of the right-of-way of the alley adjacent to 910 and 912 Young Avenue for secondary access to the properties.

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.

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 *BS*
From: Kari Lawman
cc: Bert Kuyrkendall
Date: April 12, 2016
Re: Temporary Usage Request # TU 2016-013
Hagaman Construction Co. (Bennett Hagaman)
910 & 912 Young Ave. (District 2)

RECOMMENDATION: APPROVAL WITH CONDITIONS

This application was received on February 11, 2016, from the property owner, Hagaman Construction Co. (Bennett Hagaman). The property owner intends to renovate the house located at 910 Young Avenue and build a new house at 912 Young Avenue. The application is requesting the usage of alley behind these two parcels, off of Terrace Avenue, for secondary access to the properties.

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 driveway will be paved for a minimum of 10' behind the driveway apron.
- The driveway apron shall follow the latest city standards.
- 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.

2/9/2016

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
Khawman 02/11/2016
Technician Signature / Date
TU 2016-~~012~~ 013
Request No.

RE: Request for Temporary Usage

Dear Mr. Kuyrkendall:

This is a request for temporary usage of 100 linear feet of 10' City of Chattanooga alleyway running directly behind 910 Young Avenue and 912 Young Avenue Chattanooga, TN 37405

The reason for the request is as follows: Secondary Access to 910 and 912 Young Avenue

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: 735 Broad Street, Suite 305, Chattanooga, TN 37405

<i>Bennett B. Hogoman</i> (Print) Applicant Name	<i>Bennett B. Hogoman</i> (Sign) Applicant Name	<i>2/9/16</i> Date
<i>Bennett B. Hogoman</i> (Print) Property Owner Name	<i>Bennett B. Hogoman</i> (Sign) Property Owner Name	<i>2/9/16</i> 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)

RECEIVED
2/10/16



HAGAMAN
CONSTRUCTION COMPANY

735 Broad Street, Suite 305
Chattanooga, TN 37402
Ben@HagamanCC.com
423.718.5530

Ben Hagaman

Chattanooga Department of Transportation
Transportation Engineer
Attn: Kari Lawman, Bertran Kuyrkendall
1250 Market Street
Suite 3030
Chattanooga, TN 37402

February 9, 2016

Dear Kari,

Thank you for taking the time to speak and your quick response earlier today. Please find attached the completed "Request for Temporary Usage" form as well as a survey that shows the Alleyway we are discussing. I have outlined the alleyway we would like to open in Blue on the survey. The new subdivision was approved by the RPA on February 8th and may not be in your system yet.

We would like to opportunity to open this Alleyway for usage as a secondary access to the rear of the Lot 1 and Lot 2. Please let me know if this suffices and if you need anything further from me.

Thank you again,


Ben Hagaman

Temporary Usage Request # TU 2016-013
Hagaman Construction Co. (Bennett Hagaman)
910 & 912 Young Ave. (District 2)

