

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

A RESOLUTION AUTHORIZING LAVISH BUILDING AND DESIGN, LLC C/O JARED CHASTAIN, AGENT FOR THE PROPERTY OWNER, KRISTEN BRAGDON, TO USE TEMPORARILY THE RIGHT-OF-WAY ON NORMAL AVENUE ADJACENT TO 918 NORMAL AVENUE TO INSTALL A PARKING PAD, 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 LAVISH BUILDING AND DESIGN, LLC C/O JARED CHASTAIN, AGENT FOR THE PROPERTY OWNER, KRISTEN BRAGDON, (hereinafter referred to as “Temporary User”) be and is hereby permitted to use temporarily the right-of-way on Normal Avenue adjacent to 918 Normal Avenue to install a parking pad, 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 parking pad will be paved for a minimum of ten (10') feet from edge of existing asphalt roadway along Normal Avenue.

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: 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 2016-014 for Jared Chastain (Lavish Building and Design, LLC) agent for the property owner, Kristen Bragdon, for the temporary usage of the right-of-way on Normal Avenue adjacent to 918 Normal Avenue to install a parking pad.

### 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 % -

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

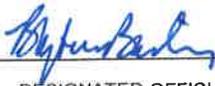
### List all other funding sources and amount for each contributor.

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:   
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:** April 12, 2016  
**Re:** Temporary Usage Request # TU 2016-014  
Jared Chastain (Lavish Building and Design, LLC) for Kristen Bragdon  
918 Normal Avenue (District 2)

## RECOMMENDATION: APPROVAL WITH CONDITIONS

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This application was received on February 19, 2016, from Jared Chastain (Lavish Building and Design, LLC) for the property owner, Kristen Bragdon. The property owner intends to install a parking pad along the Normal Avenue right-of-way. Due to site conditions, the parking pad will extend into the right-of-way 12.09', and just off of the edge of Normal Avenue pavement edge.

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 parking pad will be paved for a minimum of 10' from edge of existing asphalt roadway along Normal Avenue.
- 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.

3/20/2015

Bertran Kuyrkendall, P.E.  
Transportation Engineer,  
Chattanooga Department of Transportation  
Development Resource Center  
1250 Market Street, Suite 3000  
Chattanooga, TN 37402  
(423) 643-5950

<p>For Office Use Only</p> <p><i>Klawman 2/19/2016</i></p> <p>Technician Signature / Date</p> <p><i>TU 2016 - <del>014</del> 014</i></p> <p>Request No.</p>
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RE: Request for Temporary Usage

Dear Mr. Kuyrkendall:

This is a request for temporary usage of Parking pad in the street side yard located at 918 Normal Ave Chattanooga, TN 37405 Tax Map 136 A D 020

The reason for the request is as follows: The existing topography requires a retaining wall to create a level parking pad for the home.

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, phone number and email address is as follows: 900 Normal Avenue Chattanooga, TN 37405 423.313.2535  
jdragdon@gmail.com

Jared Chastain

(Print) Applicant Name

(Sign) Applicant Name

3/20/15

Date

Jonathan or Kristen Bragdon

(Print) Property Owner Name

(Sign) Property Owner Name

3/20/15

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)

3/20/2015

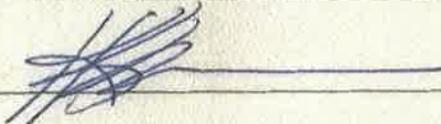
Bertran Kuyrkendall, P.E.  
Transportation Engineer,  
Chattanooga Department of Transportation  
Development Resource Center  
1250 Market Street, Suite 3000  
Chattanooga, TN 37402  
(423) 643-5950

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

Dear Mr. Kuyrkendall:

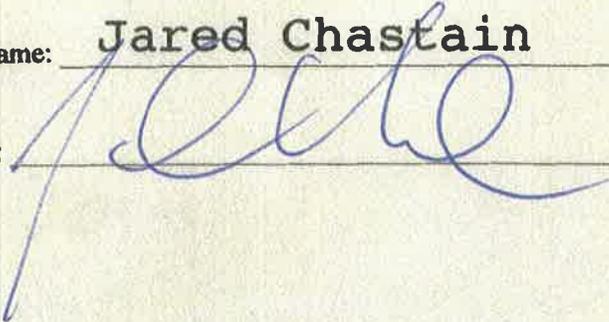
I am formally requesting the City of Chattanooga accept the attached Temporary Usage of Right of Way application, submitted by my Agent, Jared Chastain , on my behalf.

Applicant Printed Name: Jonathan or Kristen Bragdon

Applicant Signature: 

Date: 3/20/2015

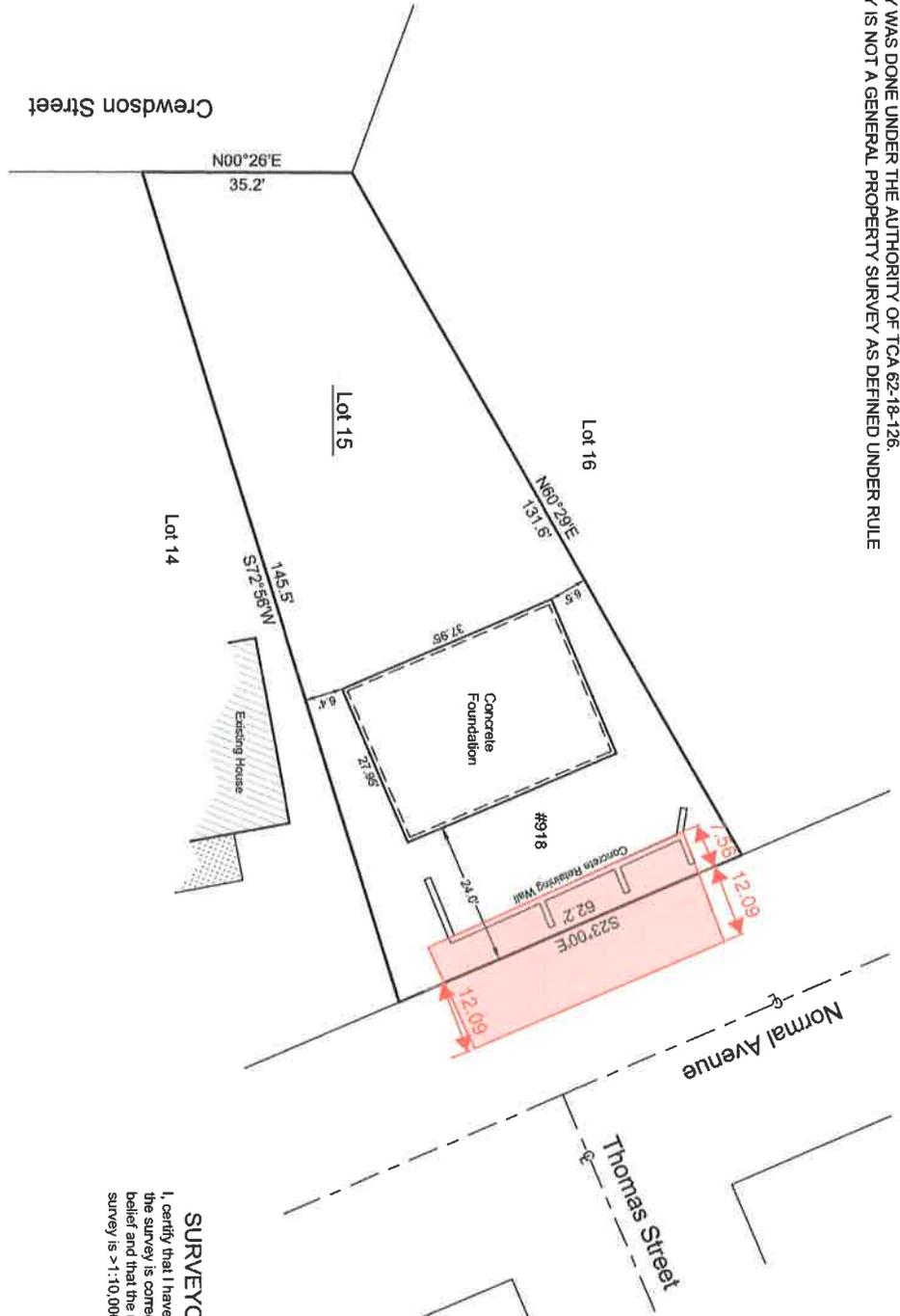
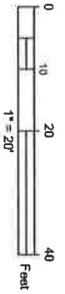
Agent Printed Name: Jared Chastain

Agent Signature: 

Date: 3/20/2015

- GENERAL NOTES:**
1. ADDRESS: 918 NORMAL AVENUE., CHATTANOOGA, TN 37405
  2. CURRENT ZONING: R-1
  3. NORTH BASED ON: SCALED FROM PLAT
  4. TAX PARCEL: 136A-D-020
  5. THIS SURVEY WAS DONE UNDER THE AUTHORITY OF TCA 62-18-126.
  6. THIS SURVEY IS NOT A GENERAL PROPERTY SURVEY AS DEFINED UNDER RULE 0820-3-.07.

Know what's below.  
Call before you dig.



I hereby certify, after examination of the current F.E.M.A.-Flood Insurance Rate Map Community-Panel No. 47065C0333F, that the subject property lies in zone(s) "X" thereon and DOES NOT lie within the 100 year flood hazard area. The reference map bears an effective date of 1/10/2002.

**SURVEYOR'S CERTIFICATION**  
I, certify that I have surveyed the property hereon, that the survey is correct to the best of my knowledge and belief and that the ratio of precision of the undisturbed survey is >= 1:10,000 (Category 1)



SHEET NO.  
**S.1**

**Foundation Survey**

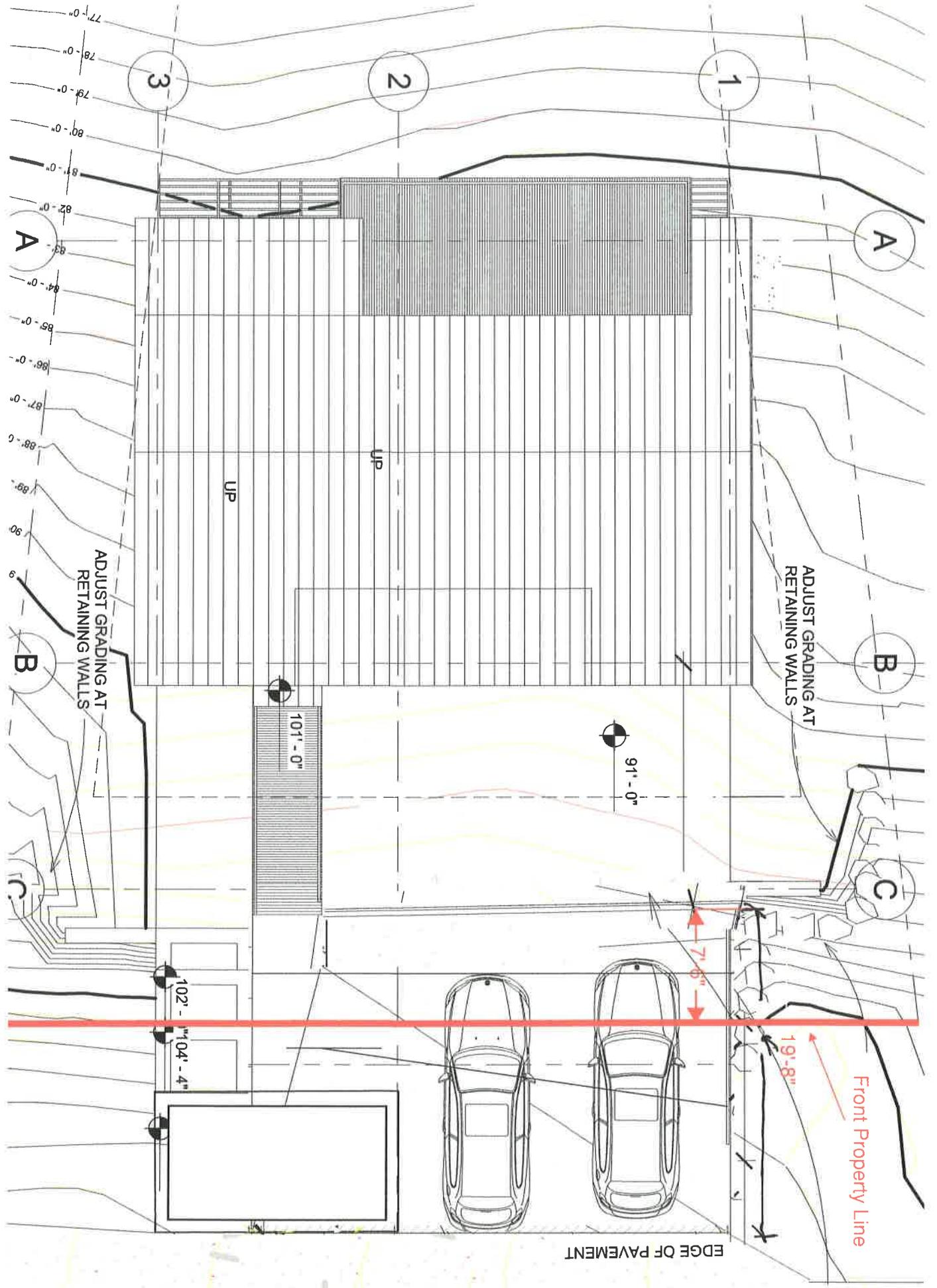
PROJECT NO. 14-003  
DATE 1.24.2015  
SCALE AS SHOWN  
DRAWN BY RBR  
CHECKED BY RBR  
TITLE Foundation Survey

NO.	REVISION/DATE	DATE

Foundation Survey  
Lot 15, Block 5, Normal Park  
(Plat Book 4 Pg. 42)  
Chattanooga, Hamilton County,  
Tennessee

Re: Kristen Bragdon  
To: Lavish Building and Design





35 SQ 1  
 3AM  
 TOP  
 INV

Temporary Usage Request # TU 2016-014  
Jared Chastain (Lavish Building and Design, LLC) for Kristen Bragdon  
918 Normal Ave. (District 2)

