

RESOLUTION NO. 26910

A RESOLUTION AUTHORIZING ST. PAUL'S EPISCOPAL CHURCH C/O MINISTER DONALD D. FISHBURNE TO USE TEMPORARILY THE RIGHT-OF-WAY LOCATED AT 305 W. 7TH STREET FOR A PORTION OF THE RIGHT-OF-WAY ALONG THE FRONT OF THE ESTABLISHMENT FOR THE PLACEMENT OF A HISTORICAL MARKER ATTACHED TO A POLE, AS SHOWN IN THE MAP AND DRAWINGS 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 ST. PAUL'S EPISCOPAL CHURCH C/O MINISTER DONALD D. FISHBURNE, (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way located at 305 W. 7th Street for a portion of the right-of-way along the front of the establishment for the placement of a historical marker attached to a pole, as shown in the map and drawings 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 shall execute the Indemnification Agreement attached hereto in favor of the City of Chattanooga, its officers, agents and employees for any and all claims for damages for injuries to persons or property related to or arising out of the temporary usage.
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. Any items (markers or signs) placed along the subject right-of-way must comply with ADA Standards and minimum clearances for pedestrian traffic.

ADOPTED: December 6, 2011

/mms

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and ST. PAUL'S EPISCOPAL CHURCH C/O MINISTER DONALD D. FISHBURNE (hereinafter "Temporary User"), this 6th day of December, 2011.

For and in consideration of the granting of the temporary usage of the right-of-way located at 305 W. 7th Street for a portion of the right-of-way along the front of the establishment for the placement of a historical marker attached to a pole, as shown in the map and drawings attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

1. Temporary User shall defend, 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 vacate the property and temporary use upon reasonable notice from the City to do so; the parties hereto agree that "reasonable notice" shall be deemed to be thirty (30) days. Temporary User shall restore the property to its original condition when it is returned to the City.

3. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

4. Any items (markers or signs) placed along the subject right-of-way must comply with ADA Standards and minimum clearances for pedestrian traffic.

ST. PAUL'S EPISCOPAL CHURCH

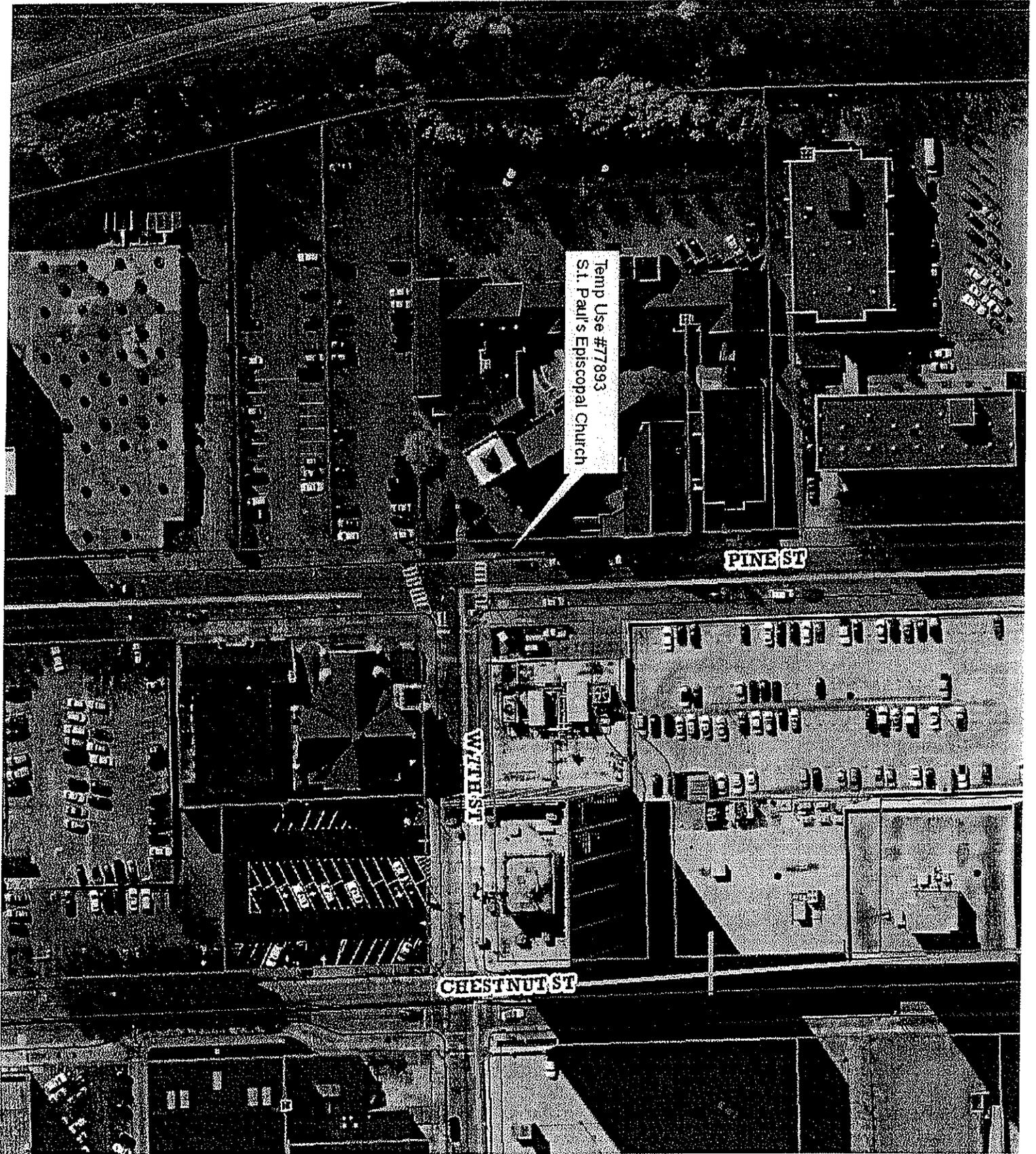
_____, 2011
Date

BY: _____
Minister Donald D. Fishburne

CITY OF CHATTANOOGA, TENNESSEE

Dec 7, 2011
Date

BY: _____
Ron Littlefield, Mayor



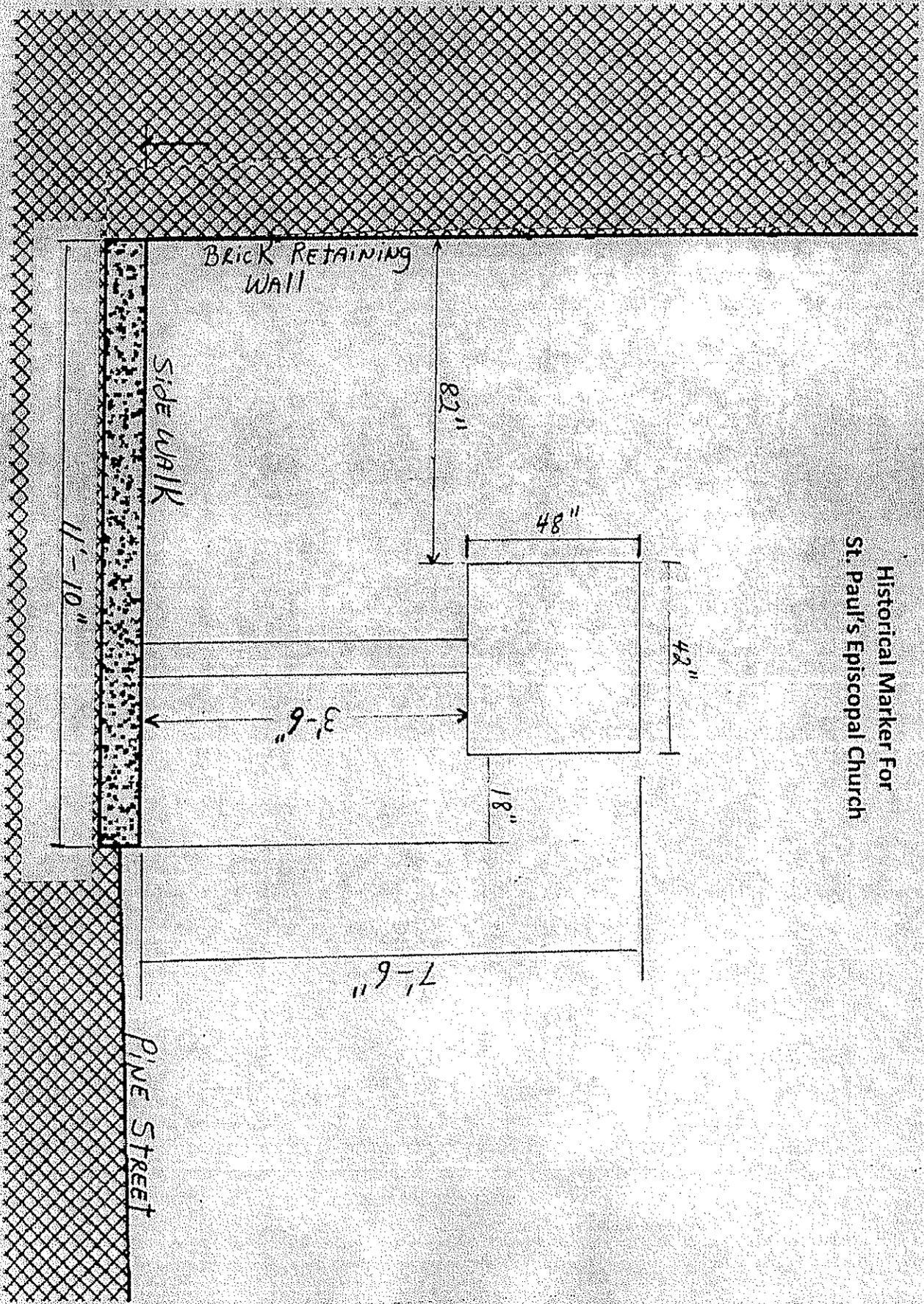
Temp Use #77893
St. Paul's Episcopal Church

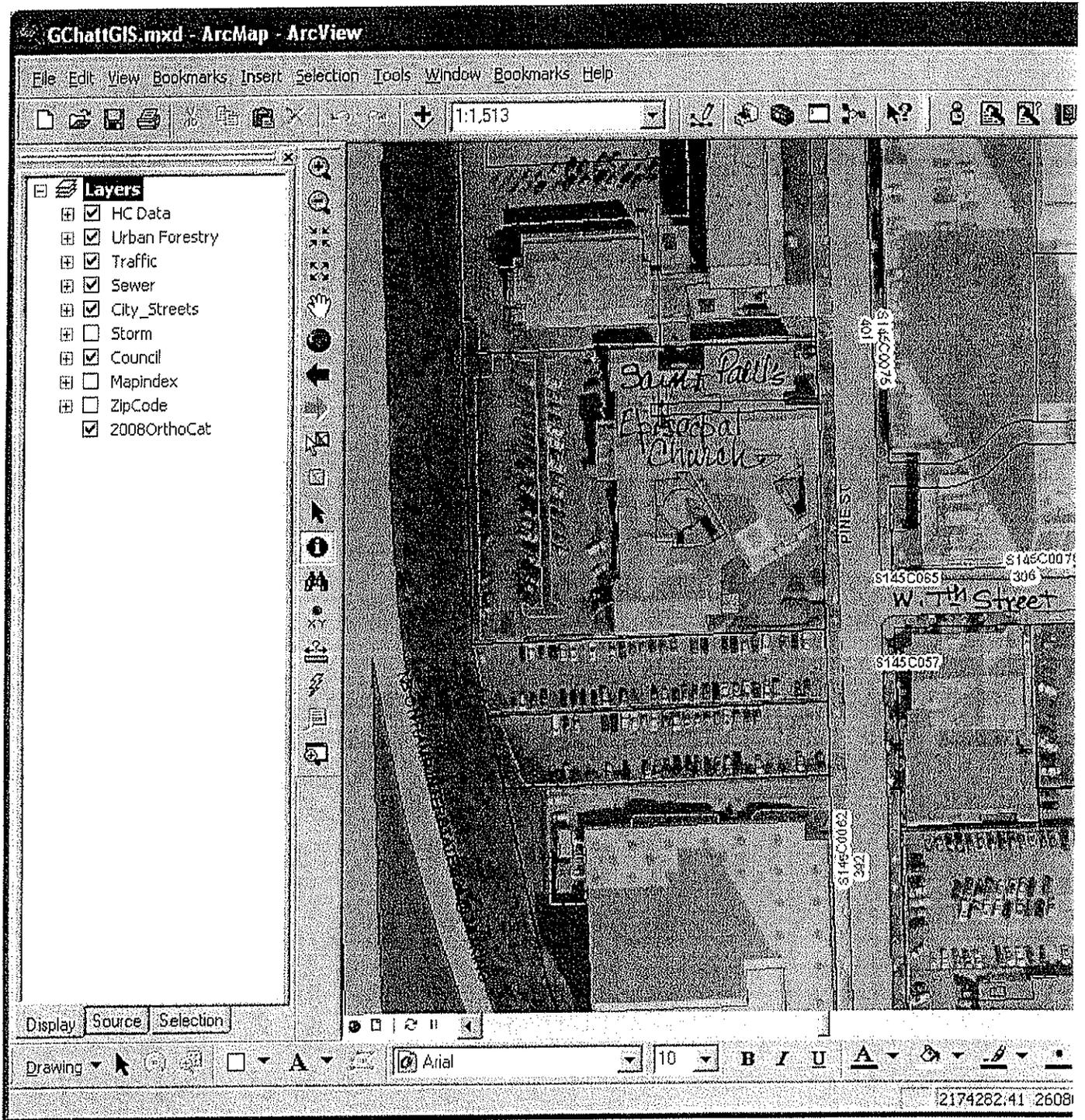
PINE ST

CHESTNUT ST

WYTHE ST

Historical Marker For
St. Paul's Episcopal Church





Carolyn Fisher
City of Chattanooga
Administrative Assistant II
Water Quality and Drainage
(423) 643-5877
Fax: 643-5862

Tennessee Historical Marker for St Paul's Episcopal Church

Marked in the attached pictures is the location where the Historical Marker Sign is to be installed.

The aluminum post, to be installed, is 84 inches tall and 4 inches in diameter. The hole for the post would be approximately 18 to 24 inches deep and 10 to 12 inches in diameter. Concrete would be put around the post and smoothed even with the sidewalk.

The Historical Marker that is to be mounted to the post is made of metal and is 42 inches wide 48 inches tall.

