

STATE OF GEORGIA,
COUNTY OF SPALDING.

**REVOCABLE LICENSE AGREEMENT
BETWEEN THE
CITY OF GRIFFIN, GEORGIA
AND
SPALDING HOSIERY SHOPPE, INC.**

THIS AGREEMENT, made and entered this 7th day of July, 2016,
by and between the City of Griffin, a Georgia municipal corporation,
(hereinafter, the "City" or "Licensor"), and Spalding Hosiery Shoppe, Inc., a
Georgia business corporation with principal offices in Spalding County,
Georgia, (hereinafter, the "Licensee"), provides as follows:

WHEREAS, Licensee owns a tract of land adjacent to the west margin
of the public right-of-way of North Fourth Street, within the City of Griffin,
between East Solomon Street and East Slaton Alley, known as 335 East
Solomon Street, which it intends to use as the "Spalding Hosiery Shoppe
Distribution Center". Upon opening the Center, Licensee will create 10-15
new employment positions within the City.

WHEREAS, the right-of-way of North Fourth Street between the
western edge of the paved roadway and west margin of said right-of-way is
at least fifteen (15.0') and there are no known utilities or public
improvements lying therein.

WHEREAS, an abutting property owner has no right to use the public right-of-way, either as an incident of the property owner's right of access to his private property, or as an extension of the use to which the owner puts his private property. However, the City has broad discretion to issue revocable permits for use of right-of-way under such terms and conditions as it deems proper, provided no property right in the abutting owner is created by such permit.

WHEREAS, Licensee desires to place a loading dock on the right-of-way abutting its building, which the current Board of Commissioners finds will not obstruct passage on or upon the roadway of North Fourth Street, create a nuisance or unsafe situation to motorists or pedestrians, and which will provide an economic incentive for the community.

NOW, THEREFORE, BE IT AGREED that Licensor hereby grants to Licensee, solely upon the terms and conditions set forth herein, a revocable license to erect, construct and use that portion of the public right-of-way of North Fourth Street, lying west of the paved roadway, and immediately adjacent to Licensee's property for the exclusive purpose of a loading dock, in substantial conformance with the drawing attached hereto as Exhibit "A", and for no other purpose. This license is granted solely at the future pleasure of the Licensor's Board of Commissioners and may be terminable

at any time, with or without cause or reason, by Licensor giving written notice to Licensee at least sixty (60) days in advance. Upon receipt of such notice, Licensee shall, within the period stated, cause to be removed from the public right-of-way all improvements placed thereon, at no cost to the City, shall restore and stabilize the surface to grade and by grassing, and shall cease and desist all further usage thereof.

The purpose of this license is for the convenience of Licensee in operating the business on its premises in an economically viable manner, including the creation of new employment opportunities within the City. Licensee, upon acceptance of the license hereby granted, covenants to indemnify and hold the City, its officers, employees, and agents, harmless from all claims of property damage and injury or death to persons and agrees to fully indemnify Licensor from any claims, damages, judgments, administrative fines and penalties, including court costs and attorneys' fees, arising in relation to the privileges herein granted. For the duration of this license, Licensee shall maintain a policy of comprehensive liability insurance, in an amount not less than One Million (\$1,000,000.00) Dollars, naming the City of Griffin as an additional insured, for any liabilities arising out of or under the terms of this license; proof of insurance shall be provided to the City Manager, upon request.

As an additional term and condition for this license, Licensee covenants to cooperate with Licensor, its officers and agents, including any public utilities seeking right-of-way encroachment permits from the City, in the future installation of utilities within the affected portion of the public right-of-way of North Fourth Street. Licensee acknowledges, by its written acceptance of the terms and conditions set forth herein, that this agreement creates no property rights or interest in the lands affected in favor of Licensee, its successors and assigns.

Executed the day and year above written, under hand and seal of the parties, by their duly authorized representatives.

LICENSOR: City of Griffin, Georgia (Seal)

By: _____
Dick Morrow, Chairperson

Attest: _____
Kenny L. Smith, Secretary

(Seal)

Approved as to form:

By: _____
Andrew J. Whalen, III
City Attorney

Accepted by Licensee, this 13th day of July, 2016.

Spalding Hosiery Shoppe, Inc.

By: 

William F. Turner, President

Attest: Barbara Turner

Barbara Turner, Secretary

(Seal)

Signed in the presence of:

Danielle Allen

Unofficial Witness

Julie Klinger

Notary Public, Spalding County, GA
My Commission expires: 10-20-2018

(Seal)



