



May 28, 2009

Mr. Peter Brandi
940 Canton Street
Roswell, Georgia 30075

RE: License for Land Use

Dear Mr. Brandi:

Please find enclosed a License for Land Use approved by the Mayor and City Council on May 11, 2009.

If you should have any questions, please contact me at (770) 594-6413.

Thank you,

City of Roswell

Cherith Marshall
Planner II

Cc: Arie Kohn

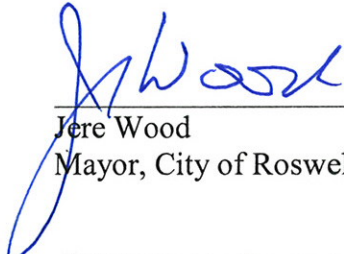


CITY OF ROSWELL LICENSE FOR LAND USE

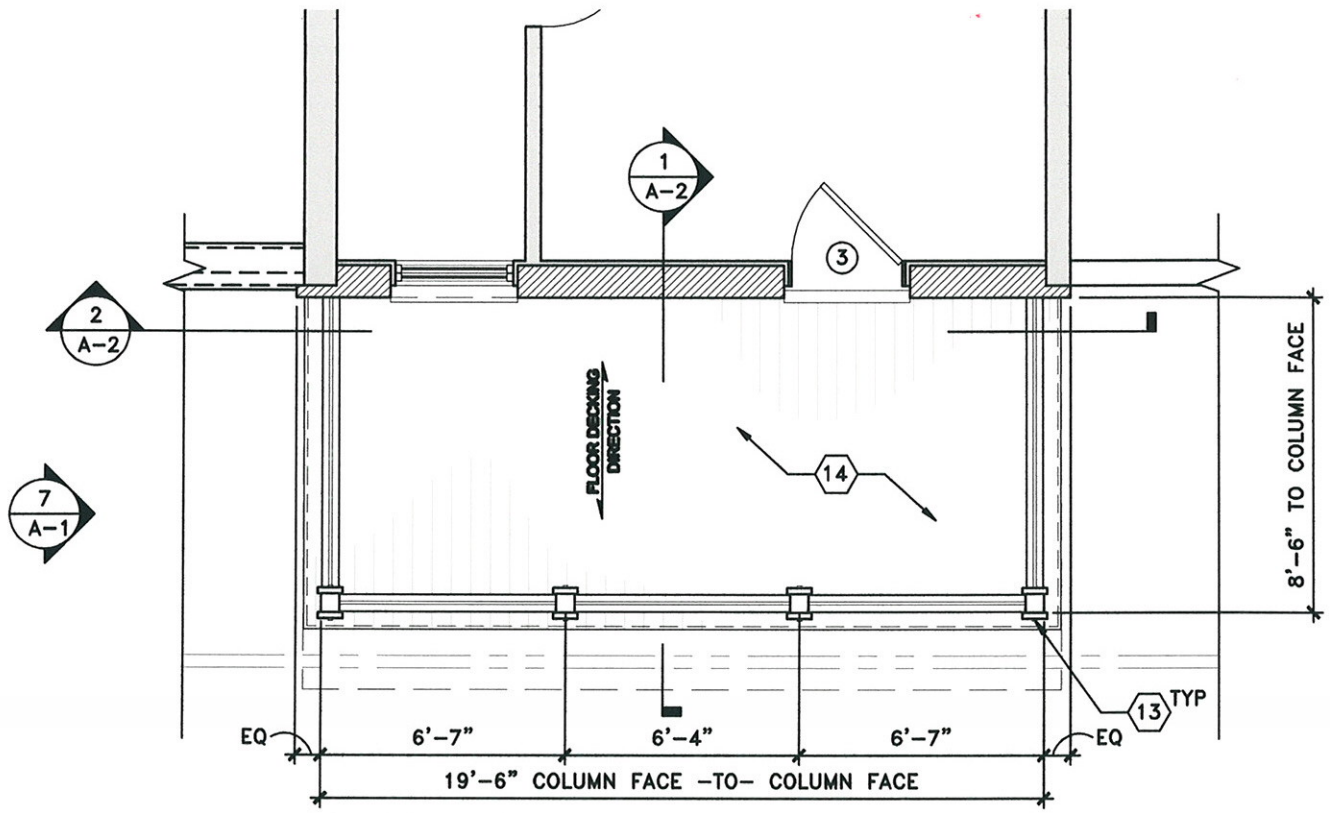
The City of Roswell, Georgia (hereinafter "Roswell"), a Georgia municipal corporation, hereby grants to Bennett & Brandi Enterprises, Inc. (hereinafter "BBE"), a Georgia for-profit corporation, a License For Land Use upon and pursuant to the following terms and conditions:

1. BBE occupies and operates premises located at 940 Canton Street, Roswell, Georgia 30075 (hereinafter "Premises"). The Premises abut and front on public right-of-way (a sidewalk and street) owned by Roswell.
2. BBE desires to construct and maintain a porch or balcony connected to its Premises that will encroach upon Roswell's right-of-way in the manner depicted in the drawing attached hereto as Exhibit "A."
3. Roswell, acting through an approval made by Mayor & Council at a Council meeting held on Monday, May 11, 2009, hereby grants to BBE a license for land use to construct and maintain the porch or balcony in Roswell's right-of-way as depicted in the drawing attached hereto as Exhibit "A."
4. BBE acknowledges that it has not paid any consideration for this license for land use, and further acknowledges that his license for land use is not intended to, nor does it, create any estate in land or easement of any kind in favor of BBE or any successor in interest to or transferor from BBE.
5. This license for land use may not be transferred from BBE to any other party without the express approval of Mayor & Council of the City of Roswell in the same manner in which this original license for land use was granted by Mayor & Council.
6. This license is granted only for the purpose of constructing and maintaining the porch or balcony depicted on the drawing attached hereto as Exhibit "A" and which has been approved by the Community Development Department of the City of Roswell. This license does not permit any alteration, expansion or material change to the use or structure from that depicted on the drawing attached hereto as Exhibit "A."
7. Should any future use, alteration or closure of Roswell's right-of-way, in Roswell's sole discretion, require that the porch or balcony depicted on the drawing attached hereto as Exhibit "A" be removed, this license shall be terminated upon 30 days written notice by Roswell sent to BBE at the Premises address set out above.
8. BBE shall construct and maintain the porch or balcony depicted on the drawing attached hereto as Exhibit "A" solely at its own expense.

Granted this 27th day of May, 2009.



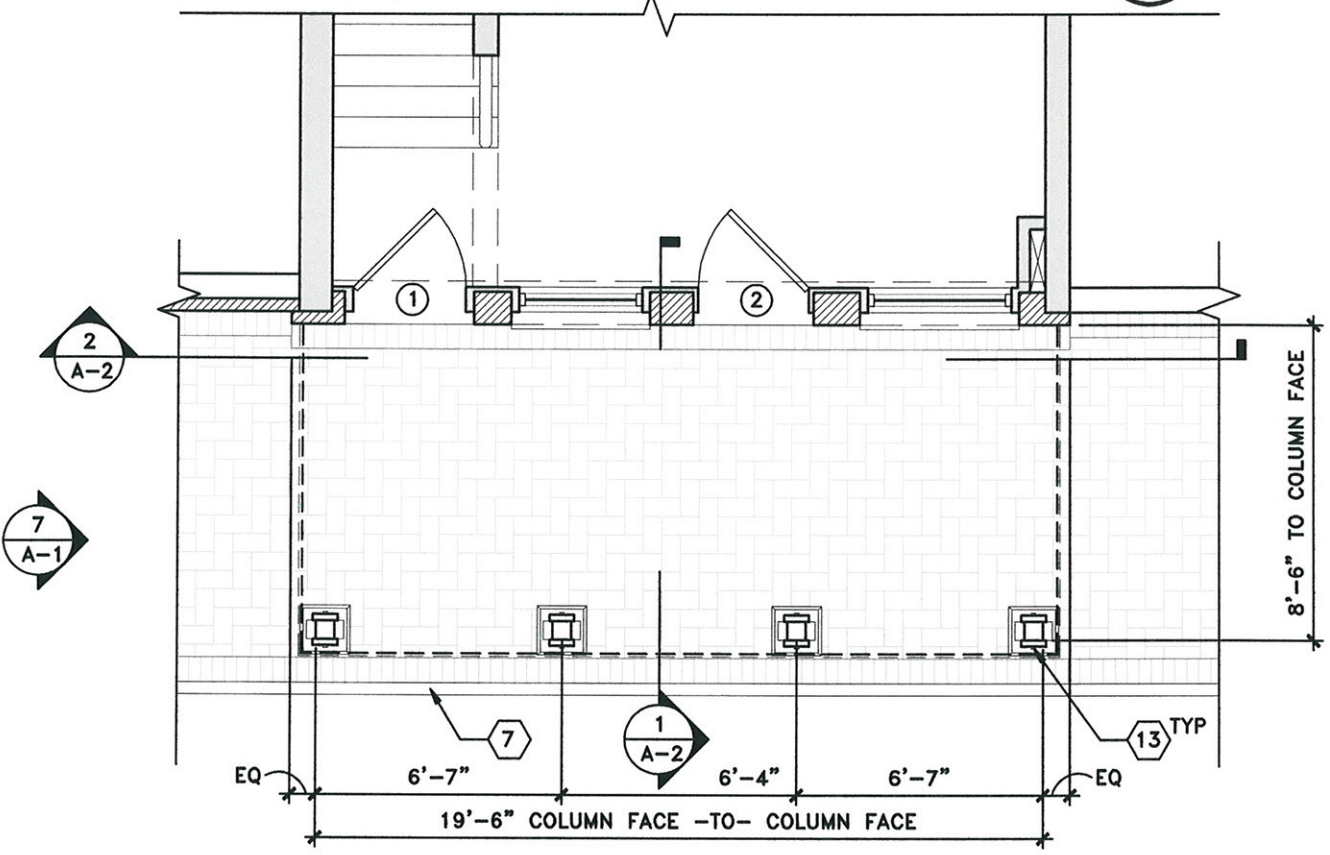
Jere Wood
Mayor, City of Roswell



PROPOSED 2ND LEVEL

5

SCALE: 1/4" = 1'-0"



PROPOSED MAIN LEVEL

6

SCALE: 1/4" = 1'-0"

2/2