

Legislation Details (With Text)

File #: BILL NO. 16-179
Name:
Type: Ordinance
Status: Passed
File created: 7/28/2016
In control: City Council - Regular Session
On agenda: 9/1/2016
Final action: 9/1/2016
Title: AN ORDINANCE AMENDING CHAPTER 21. PLANNING AND DEVELOPMENT OF THE CODE OF ORDINANCES FOR THE CITY OF LEE'S SUMMIT, MISSOURI, BY CREATING ARTICLE V. MURALS, AND FURTHER ADDING SECTIONS 21-100. MURAL STANDARDS, AND SECTION 21-101. MURAL PERMIT, FOR THE PURPOSE OF ADOPTING CERTAIN REGULATIONS FOR THE DEFINITION AND PLACEMENT OF MURALS AS PUBLIC ART.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance

Date	Ver.	Action By	Action	Result
9/1/2016	1	City Council - Regular Session	adopted and numbered	Pass
8/10/2016	1	Community and Economic Development Committee	recommended for approval as amended	Pass

AN ORDINANCE AMENDING CHAPTER 21. PLANNING AND DEVELOPMENT OF THE CODE OF ORDINANCES FOR THE CITY OF LEE'S SUMMIT, MISSOURI, BY CREATING ARTICLE V. MURALS, AND FURTHER ADDING SECTIONS 21-100. MURAL STANDARDS, AND SECTION 21-101. MURAL PERMIT, FOR THE PURPOSE OF ADOPTING CERTAIN REGULATIONS FOR THE DEFINITION AND PLACEMENT OF MURALS AS PUBLIC ART.

Issue/Request:

Murals have been removed from UDO Article 13 Signs and are now being proposed as public art. An Ordinance was previously considered by the City Council but was referred back to CEDC for further discussion. Questions arose as to whether or not they should be allowed to be painted on brick surfaces which Staff has voiced objection do primarily to brick damage upon removal of the paint. There is another form of mural application that can be placed directly on brick without damaging the brick on removal. The material is a thin applique that is applied and removed with heat. The appliques have been incorporated into the Proposed Ordinance.

There was also a question of Mural Permit Approval. Staff had suggested that the applications be provided to Downtown Lee's Summit Main Street and the Arts Council for comment. However, given the Council discussion regarding the approvals, Staff has amended the Proposed Ordinance to allow for comment from Downtown Lee's Summit Main Street only on mural applications specifically affecting downtown, and City Staff will continue to approve those outside of the downtown area.

One other amendment included in the Proposed Ordinance requires the mural provider/installer to provide confirmation that the wall surface will not be damaged by the mural placement. Originally the requirement was a written evaluation by a licensed professional which was too onerous.

Appeal of the Director's decision remains at the City Council level for disposition.

Presenter: Robert McKay, AICP, Director of Planning and Codes Administration

Recommendation: Staff recommends approval.

Committee Recommendation: CEDC recommended sending to full City Council for consideration.

PROPOSED CITY COUNCIL MOTION:

FIRST MOTION: I move for second reading of AN ORDINANCE AMENDING CHAPTER 21. PLANNING AND DEVELOPMENT OF THE CODE OF ORDINANCES FOR THE CITY OF LEE'S SUMMIT, MISSOURI, BY CREATING ARTICLE V. MURALS, AND FURTHER ADDING SECTIONS 21-100. MURAL STANDARDS, AND SECTION 21-101. MURAL PERMIT, FOR THE PURPOSE OF ADOPTING CERTAIN REGULATIONS FOR THE DEFINITION AND PLACEMENT OF MURALS AS PUBLIC ART.

SECOND MOTION: I move for adoption of AN ORDINANCE AMENDING CHAPTER 21. PLANNING AND DEVELOPMENT OF THE CODE OF ORDINANCES FOR THE CITY OF LEE'S SUMMIT, MISSOURI, BY CREATING ARTICLE V. MURALS, AND FURTHER ADDING SECTIONS 21-100. MURAL STANDARDS, AND SECTION 21-101. MURAL PERMIT, FOR THE PURPOSE OF ADOPTING CERTAIN REGULATIONS FOR THE DEFINITION AND PLACEMENT OF MURALS AS PUBLIC ART.