

### **Public Art Policy – (City owned properties)**

The purpose of this policy is to provide a process for selecting and installing public artwork that defines City boundaries and entryways; creates a sense of community identity and character; reflects the City's history, heritage, values, and culture; makes the community more livable and enjoyable; and, celebrates the value, benefit, and contribution of art to our society.

The City will periodically acquire pieces of art to enrich our community, promote art appreciation, and enhance the aesthetics of our City. The Council retains final authority on the selection and placement of all art to be located in public rights-of-way and city-owned properties within Buckley. It is the intent of this policy that all art placed in the public rights-of-way, or placed on City-owned property be tasteful, non-controversial, and non-offensive.

1. Selections of public art should accomplish one or more of the following objectives:
  - a. Define City boundaries or entryways into the community
  - b. Create a sense of community, identity, and character
  - c. Reflect the City's history, heritage, community values and culture
  - d. Provide interactive opportunities for the general public
  - e. Provide a pleasing living, working, and playing environment
  - f. Enhance economic development and attract visitors
  - g. Be sustainable through maintenance and operation costs
  - h. Create opportunities for civic engagement
  - i. Evoke a sense of fun.
2. Themes for public art should reflect one or more of the following ideas:
  - a. The natural beauty of the City, as reflected in our surroundings to nature.
  - b. The history of our community as reflected through indigenous heritage, logging industry, railroad, or other topics of local importance.
  - c. Contain interactive elements to engage the public.
  - d. Promote belonging and community pride.
3. Public art should be placed at the following locations to compliment or enhance the surroundings:
  - a. Medians on arterial streets identifying entrances into the City
  - b. Activity hubs such as business districts, commerce centers, and residential areas
  - c. Roundabouts or traffic devices to compliment or enhance the natural landscaping of trees, shrubbery and bushes
  - d. City-owned civic buildings and grounds.
  - e. Parks, trails, and publicly owned spaces

- f. Utility structures maintained by the City to include, but not limited to, utility boxes, poles, sidewalks, and maintenance hole covers

**Procedure:**

1. City staff maintain a catalogue existing art pieces, which identify the artist, the location of the art piece and the purchase cost. The catalogue includes a map representing the locations of existing pieces.
2. City staff maintain a map representing the locations of existing art pieces.
3. City staff develop a list identifying locations to place art pieces over a six-year period and provide revisions to the list as pieces of art are completed.
4. The City solicits for art pieces pursuant to City purchasing policies. The Community Relations Committee performs the initial review on solicitations and recommend art pieces for approval by the Council.
5. The Council review and approve the final purchase and placement of the art installation.

**MURALS on Public, Commercial, Mixed use, Multifamily Property**

**Section 1 Purpose:**

This chapter enacts a process and procedure for the installation of murals on private and public property. Mural regulations shall promote public safety and welfare by ensuring that the following objectives are achieved:

- A. The design, construction, installation, repair, and maintenance of such displays will not interfere with traffic safety or otherwise endanger public safety;
- B. The regulations will provide reasonable protection to the visual environment by controlling the size, height, spacing, and locations of such displays;
- C. The regulations will not permit commercial advertising in order to prevent the proliferation of signage; and
- D. The public will enjoy the aesthetic benefits of displays in numbers and sizes that are reasonably and appropriately regulated.

**Section 2 Permit required:**

It is unlawful for any person, firm, or corporation to erect, construct, maintain, move, alter, change, place, suspend, or attach any mural within the City without first obtaining a permit, except that those in utility, public service and residential zoning.

**Section 3 Procedure:**

A. An application for a mural permit shall be submitted to the land use administrator to be reviewed for compliance with this chapter. The application shall include:

1. Applicable fees set forth in the adopted City fee schedule;
2. Signature by the owner of the property upon which the mural will be located.

B. Applications for a mural permit shall contain such information as the land use administrator shall reasonably require, including but not limited to:

1. Scaled, color illustration of the proposed mural with a description of the materials and their locations designated on the mural drawing;
2. Photographs of the proposed location of the mural;
3. Photographs of the streetscape representing the proposed mural superimposed to scale to show the relationship to the immediate streetscape;
4. Written explanation of imagery concept(s), including but not limited to:
  - a. Description of how the artwork enhances the aesthetic experience within the City through scale, color, material, and texture;
  - b. Description of how the mural portrays historical, environmental, geographical or cultural features of the City of Buckley or the proposed site, as well as the mural's relationship to the existing architecture, natural geography and cultural landscape of the site;
5. Written explanation of the wall surface and cladding, its suitability to receive the proposed materials, and the potential impact to historic materials, where relevant;
6. Written explanation of the estimated life expectancy for the materials used; and
7. Artist's portfolio of mural work, including but not limited to examples of prior projects comparable to the proposed mural design.

C. All applications for murals to be located within the historic preservation overlay district shall be submitted by the land use administrator to the public art review committee to review for consistency with their policies and goals and the criteria.

D. The land use administrator shall prepare and forward to the City council a staff report summarizing the relevant facts pertaining to the application, property, structure, streetscape or neighborhood; outlining the applicable code; setting forth comments from adjacent property owners,; and containing a recommendation for action by the council. City council shall then make a final determination as to whether to approve, modify or deny the application.

G. An appeal of the council's decision on the application for a mural permit(s) shall be under the State Land Use Petition Act (LUPA).

#### **Section 4 Approval criteria.**

Murals shall substantially comply with all of the criteria and requirements provided below:

A. No part of a mural shall exceed the height of the structure to which it is tiled, painted or affixed.

- B. No part of a mural shall extend more than six inches from the plane of the wall upon which it is tiled, painted or affixed.
- C. No part of the mural shall contain logos, slogans or advertising messages of any kind.
- D. No signs containing logos, slogans or advertising messages shall be affixed in, on or abutting the mural surface area.
- E. No mural shall consist of or contain electrical or mechanical components or changing images, including but not limited to moving structural elements, flashing or sequential lights or other automated methods that result in movement, the appearance of movement or changing of mural image or message.
- F. No mural shall be arranged or permanently illuminated in a manner that will produce light intensity of greater than three "foot-candles above ambient lighting." Lighted murals visible from nearby residences shall have reasonably soft illumination or be shielded in such a way to prevent undue brightness or glare. The light directed on any mural shall be shaded, shielded or directed to reduce glare and adverse effects upon drivers or pedestrians in an unreasonable degree. Illumination shall be turned off and back on not more than once every 24 hours.
- G. All mural(s) shall be compatible with the existing architecture and area surrounding the proposed site and shall not obstruct or obscure the significant architectural elements of historic structures and sites.
- H. All mural(s) shall have a wall surface suitable to receive the materials proposed. The proposed materials shall not cause unreasonable permanent damage to historic cladding and should be appropriate for long-term use on the wall surface.
- I. All mural(s) shall enhance the aesthetic experience within the City through scale, color, material, and texture.
- J. All mural(s) shall directly or indirectly portray, through artistic expression, the natural environment, historical, environmental and/or cultural features of the City or proposed site.

#### **Section 5 Installation and construction.**

Any mural, as constructed or created, shall not substantially deviate from the design as approved under this chapter.

- A. Mural(s) shall be completed within 12 months of approval of the mural permit.
- B. Owner(s) of the property on which a mural is permitted shall preserve the integrity of the property by limiting repairs, modification, and renovation without prior authorization by the City or a waiver thereof.
- C. Owner(s) of the property on which a mural is permitted previously encumbered with historic preservation covenants shall amend the structure's existing historic preservation covenant to include the relevant details and installation of the mural. The amended covenant agreement shall provide that the mural will be installed and maintained at all times in full compliance with this chapter and remain in force for a minimum of two years or as long as the mural exists.

#### **Section 6 Maintenance.**

Mural(s) shall be in good repair. The ultimate liability and responsibility for all murals rest with the applicant and property owner. Those parties shall be responsible to see that the mural is in compliance with this chapter and has received a valid mural permit. If the City finds that any such mural regulated by this chapter is in disrepair, the mural owners shall be given written notice for correction and/or violation.

- A. If the mural owners fail to repair the mural within 60 days after notice, that mural may be removed at the expense of the property owner and the permit for the mural shall be terminated.
- B. If the property owner removes the mural they shall restore the structure to a condition consistent with the remainder of the structure.