



AGENDA ACTION FORM

Public Hearing and Consideration of an Ordinance to Amend City Code as it Pertains to Public Art and Murals

To: Board of Mayor and Aldermen
From: Chris McCartt, City Manager *CM*

Action Form No.: AF-222-2024
Work Session: August 5, 2024
First Reading: August 6, 2024
Final Adoption: August 20, 2024
Staff Work By: Committee
Presentation By: Ken Weems

Recommendation:

- Conduct a Public Hearing
- Approve the Ordinance

Executive Summary:

This ordinance will create a definition public art in the code under the Public Art Committee purview and amend the definition of mural in the Zoning Definitions and remove the requirement for Board of Mayor and Aldermen approval for murals on privately-owned buildings if they receive permit approval through the Planning Department.

Currently, the City Code lacks a definition of public art. The proposed definition would be as follows: Public Art shall be defined as art commissioned by the public art committee utilizing public funds that are intended to be permanent or semi-permanent in nature. The other proposed change would be to eliminate further descriptive words in the ordinance that relate to art approved by the Board of Mayor and Aldermen in favor of using the public art definition.

In the Zoning Code, the definition of mural is proposed to be changed to allow words and phrases so long as they are not specifically advertising or promoting a business, product, or service. The new proposed definition is as follows: Mural means any work of art painted or otherwise directly applied on a building, structure, fence, or other object within public view. The work does not contain text, graphics, or symbols which specifically advertise or promote a business, product, or service pertaining to the use conducted on the premises.

Other proposed changes to the Zoning Code include elimination of the need for the Board of Mayor and Aldermen to approve murals in both downtown Zoning Districts. A new zoning section describing the business zones that new murals are restricted to has been added.

A notice of public hearing was published in the Kingsport Times News on July 15, 2024, and the Kingsport Regional Planning Commission voted unanimously to send a favorable recommendation to the Board for this proposed change.

Attachments:

1. Notice of Public Hearing
2. Ordinance
3. Report

	<u>Y</u>	<u>N</u>	<u>O</u>
Cooper	—	—	—
Duncan	—	—	—
George	—	—	—
Montgomery	—	—	—
Olterman	—	—	—
Phillips	—	—	—
Shull	—	—	—