

## **ORDINANCE NO.:**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 71 OF THE TOWN CODE ENTITLED "MURALS"; PROVIDING FOR THE AMENDMENT OF SECTION 71.1 "INTENT"; PROVIDING FOR THE AMENDMENT OF SECTION 71-42 "DURATION"; PROVIDING FOR THE AMENDMENT SECTION 71-83 "MINIMUM MURAL PERMIT CRITERIA"; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Lake Park, Florida (Town) is a duly constituted municipality having such power and authority conferred upon it by the Florida;

**WHEREAS**, the Community Development Department (Department) has recommended certain amendments to Chapter 71 pertaining to murals; and

**WHEREAS**, the Town Commission has determined that the recommendations of the Department are appropriate.

**NOW THEREFORE**, Chapter 71 of the Lake Park Code of Ordinances is hereby amended as follows:

**Section 1.** Chapter 71, Section 71-1 "Intent" is hereby amended to read as follows:

### **Sec. 71-1. Intent.**

It is the intent of these regulations to:

- (1) Create a process permitting the owners of buildings ~~within the community redevelopment area (CAR)~~ to engage artists to display their mural art containing content neutral messages on their buildings.
- (2) Promote the arts by providing artists with a forum to display their work.
- (3) Encourage property owners to improve the appearance of their buildings, and thereafter to maintain the enhanced appearance of their buildings.
- (4) Protect and enhance property values through the creation of a more attractive economic and business area.
- (5) Protect and enhance the physical appearance of the community redevelopment area by improving its visual appearance.

- (6) Enhance the branding and place-making efforts of the Town by creating iconic landmark locations in Lake Park.

**Section 2.** Chapter 71, Section 71-42 “Duration” is hereby amended to read as follows:

**Sec. 71-42. Duration.**

An applicant shall indicate the planned duration the mural is of a proposed for display mural on the mural permit application (shall not exceed five years)., which shall be granted pursuant to the approval of the Town Commission; for periods exceeding five years, the applicant shall provide their intended mural maintenance plan. A mural permit approved by the Town Commission shall remain valid as long as it is maintained in good appearance without discoloration or deterioration in accordance with the approved mural design; when a mural becomes discolored or deteriorated, it may be repainted or restored to the approved design pursuant to an application for zoning review. If an applicant intends to modify the approved design in any way, they shall apply for a revision permit. ~~The determination of the duration of the permit shall be made by the town commission, but shall in no case be longer than five years. Applicants shall pay a \$250.00 fee for every one 12-month period the mural is displayed beyond the first 12 months. At the conclusion of the approved period of the display of the mural it shall be removed, or replaced with a new mural through a new mural permit. Extensions are only possible through the submittal of a new mural permit application. The new mural shall meet the provisions of this chapter.~~

**Section 3.** Chapter 71, Section 71-83 “Minimum Mural permit criteria” is hereby amended to read as follows:

**Sec. 71-83. Minimum Mural permit criteria.**

- (1) *Mural size.* Murals may be painted on up to ~~80~~100 percent of a wall. In any event, a mural may not be greater than 10,000 square feet.

**Section 4. Severability.**

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

**Section 5. Codification.**

The sections of the ordinance may be renumbered or re-lettered to accomplish such, and the word "ordinance" may be changed to "section", "article", or any other appropriate word.

**Section 6. Repeal of Laws in Conflict.**

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**Section 7. Effective Date.**

This ordinance shall take effect immediately upon execution.