



Legislation Details (With Text)

**File #:** 19-213      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Adopted

**File created:** 6/11/2019      **In control:** City Council

**On agenda:** 7/23/2019      **Final action:** 7/23/2019

**Title:** Communication from the City Manager and Director of Community Development with a Request to Concur with the Recommendation from the Planning & Zoning Commission and Staff to ADOPT an ORDINANCE Amending APPENDIX A, the Unified Development Code, Relating to MURALS.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD NO 17,698 (Item No. 19-213), 2. Ordinance for PZ 19-Ir, 3. PZ Minutes for PZ 19-I

Date	Ver.	Action By	Action	Result
7/23/2019	1	City Council	adopted	Pass
6/25/2019	1	City Council	received and filed	Pass

**ACTION REQUESTED:**

Communication from the City Manager and Director of Community Development with a Request to Concur with the Recommendation from the Planning & Zoning Commission and Staff to ADOPT an ORDINANCE Amending APPENDIX A, the Unified Development Code, Relating to MURALS.

**BACKGROUND:** Staff is proposing to revise the regulations related to special use review of murals to clarify a potentially confusing section of the existing code and to allow the review - through the special use process - for murals painted on historic buildings.

The review standards of a special use do not require a hardship but instead focus on the impact to surrounding neighborhood and development, which is more appropriately fitting for a mural.

The Planning & Zoning Commission voted 4 to 0 to approve the text amendment. See the attached Planning & Zoning Commission meeting minutes.

In response to a question from the City Council, the definition of a mural prohibits a business name or logo within the content of the mural.

Murals which have an emphasis on "specified sexual activities" or "specified anatomical areas" or which are sexually oriented as defined by Chapter 18, Article III of the City Code are prohibited.

Note that any mural on a local historic building or within a local historic district must also receive a Certificate of Appropriateness from the Historic Preservation Commission.

**FINANCIAL IMPACT:** N/A

**NEIGHBORHOOD CONCERNS (at the Planning & Zoning Commission):** None

**IMPACT IF APPROVED:** Murals greater than 30 feet in height or painted directly on a historic building/district, must be granted a special use.

**IMPACT IF DENIED:** The regulations will remain as currently written.

**ALTERNATIVES:** N/A

**EEO CERTIFICATION NUMBER:** N/A

**WHICH OF THE GOALS IDENTIFIED IN THE COUNCIL'S 2017 - 2032 STRATEGIC PLAN DOES THIS RECOMMENDATION ADVANCE?**

1. Beautiful Peoria

**WHICH CRITICAL SUCCESS FACTOR(S) FROM THE COMPREHENSIVE PLAN DOES THIS RECOMMENDATION IMPLEMENT?**

1. Reinvest in neighborhoods.

**DEPARTMENT:** Community Development