



# AGENDA

**Thursday, November 14, 2013 at 5:00 p.m.**

Department of Parks and Recreation  
3800 Cornucopia Way  
2<sup>nd</sup> Floor Conference Room  
Modesto, CA

**Call Meeting to Order:**

The *Stanislaus County Park Commission* encourages public participation and welcomes the public's interest.

Members of the public may be heard on any item of the *Stanislaus County Park Commission's* agenda. A person addressing the Commission will be limited to five (5) minutes, unless the Chairperson of the commission grants a longer period of time. The Commission will allow comments by members of the public on an agenda item only during consideration of the item.

**Agenda Items:**

- |  |               |
|--|---------------|
| 1. Call to Order   | Chair         |
| <hr/>  |               |
| 2. Roll Call and Excused Absences  |               |
| <hr/>  |               |
| 3. Introduction(s)   |               |
| <hr/>  |               |
| 4. Public Comment(s)   |               |
| <hr/>  |               |
| 5. Approval of Minutes for September 12, 2013 Meeting<br>(October Meeting was Cancelled) | Commissioners |
| <hr/>  |               |
| 6. Staff Report  |               |
| a. November Park Commission Staff Report   |               |
| <hr/>  |               |
| 7. Old Business  |               |
| a. Fairview Park   |               |
| b. Laird Park  |               |
| c. Mural Policy  |               |
| d. Department Marketing Plan   |               |
| <hr/>  |               |
| 8. Approval of 2014 Meeting Calendar   |               |
| <hr/>  |               |
| 9. Election of Chair, Vice Chair, and Secretary (2014)                                   |               |
| <hr/>  |               |
| 10. Commission Comment(s)  |               |
| <hr/>  |               |
| 11. Adjournment, the next meeting will be on:  |               |

Thursday, December 12, 2013 at 5:00 p.m.  
Department of Parks and Recreation  
3800 Cornucopia Way  
2<sup>nd</sup> Floor Conference Room  
Modesto, CA

*Please notify the Department of Parks and Recreation at 525-6723 to let us know if you **will** be attending this meeting and/or require special accommodation for access or transportation to the meeting.*

Agendas can also be found online at <http://www.stancounty.com/er/parks/parks-recreation-commission.shtm> subject to staff's ability to post prior to the meeting. Materials related to an item on this Agenda submitted to the Commission after distribution of the agenda packet are available for public inspection during normal business hours at the main office of the Department of Parks and Recreation, 3800 Cornucopia Way, Suite C, Modesto, CA 95358.



**PARK COMMISSION**  
*Chad Kennedy, Chair*  
*Judy Loretelli, Vice Chair*  
*Jami Aggers, Director, Parks and Recreation*  
*Merry Rorabaugh, Assistant Director, Parks and Recreation*

**MINUTES**  
**September 12, 2013, at 5:00 p.m.**

3800 Cornucopia Way, Suite C  
 Modesto, CA 95358

**MEMBERS PRESENT:**

Chad Kennedy, ATL  
 Ron West, D4  
 Brent Bohlender, D2

**PARKS & RECREATION STAFF PRESENT:**

Jami Aggers  
 Mae Song

**MEMBER ABSENT:**

Judith Loretelli, ATL  
 Betty Parker, D1

**GUESTS PRESENT:**

Supervisor Jim DeMartini

**A. CALL TO ORDER & INTRODUCTIONS**

- The meeting was called to order. Those in attendance introduced themselves.

**ACTIONS**

*Chad Kennedy*

**B. PUBLIC COMMENTS**

No public comment was received.

**ACTIONS & REPORTER**

**C. APPROVAL OF MINUTES**

Minutes for the July 11, 2013, meeting were approved upon motion and second as written. There was no meeting in August.

**ACTIONS**

*Bohlender, West,  
 unanimous approval*

**D. STAFF REPORTS**

- The September Park Commission Staff Report was reviewed.
- A question was asked in regards to visitation comparison to the previous year's fireworks event. This year's turnout was higher than the previous year partly for the event being held on a Saturday even though the 4th landed on a Thursday. Next year's 4th will fall on a Friday.
- The Department currently has a Request for Proposal (RFP) out for a marketing plan to better utilize the major facilities which include Modesto Reservoir, Woodward Reservoir, Frank Raines Regional Park, and La Grange Regional Park. The process will close on October 1<sup>st</sup>.
- The Symbiosis 2013 event will be at Woodward Reservoir in September. More information can be found on their website or through the Department's events website.
- A question was asked whether the Department has any plans for promoting the rivers. The river access areas are not currently the emphasis of the marketing plan, however, these areas and others may be added on at a later time.

**ACTIONS & REPORTER**

*Jami Aggers*

**E. OFF-SITE MEETING**

A suggestion was made to meet at Laird Park to see the progress of the park's new improvements. November may be a good month to meet there. This suggestion was asked to be placed on the October agenda for further discussion and to discuss appropriate weather conditions.

**ACTIONS & REPORTER**

*Chad Kennedy*

**F. OLD BUSINESS**

**ACTIONS & REPORTER**

1. An agenda item was presented to the Board of Supervisors on accepting donations/volunteer service at Fairview Park. This included the generous service donation from Supervisor Jim DeMartini for tilling the park grounds. The gopher control is now going well. Seeding is planned for September or early October, which will depend on the weather. The irrigation is working well. A department staff solely donated \$1,000 in memory of his mother to Fairview Park. Supervisor DeMartini also offered a match on the condition the Department identifies a specific budget area. Chad Kennedy will follow up with the community group.
2. The Mural Policy was presented with some additional minor changes in blue. Section 14 under Policy and Section 7 under Application Process contained changes. These changes were made for clarification purposes. The Commission moved to support the presented draft with changes.

*Jami Aggers*

*Bohlender, West,  
unanimous approval*

**G. COMMISSIONER COMMENTS**

**ACTIONS & REPORTER**

A complaint was received on the poor condition of the Las Palmas Fishing Access area. The Department reported that this concern has been addressed along with the assistance of the City of Patterson Police Department. The Sheriff team was asked to help monitor the area on a quarterly basis. All fishing accesses maintained by Stanislaus County were part of the original cutbacks on maintenance routes. Restrooms have been closed with limited services. The power and water supply in the area is currently nonoperative.

**H. ADJOURNMENT & NEXT MEETING**

There being no further discussion, the meeting was adjourned. The next regular meeting of the Parks Commission will be held on:

**Thursday, October 10, 2013, at 5:00 p.m.**  
3800 Cornucopia Way, Suite C  
Modesto, CA 95358

*PREPARED BY: Mae Song, Confidential Assistant III (209) 525-6723*

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## NOVEMBER 2013 Park Commission Staff Report

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### COMMUNITY PARKS/COUNTY CENTERS by Amanda Fife:

1. **Fairview Park:** The new grass is coming in nicely but it will still be awhile before the first mowing can be done. The park remains closed to the public at this time. Staff started reseeding the bare spots on 10/31/13.
2. **Laird Park:** Over the 9/21/13 weekend, vandals once again caused extensive damage to the turf at Laird Park. We have obtained price quotes for some sort of fencing. It is expected to cost about \$55,000 due to the size of the lawn area. At this point the quotes are for informational purposes. Funding has not yet been identified.
3. **Frank Raines OHV:** On September 21<sup>st</sup> and 22<sup>nd</sup>, Park staff coordinated and assisted with a volunteer project at Frank Raines OHV. Work consisted of trail maintenance and restoration, campground clean up and various other projects. Volunteers from the NorCal Motorcycle Club, Escarabajo Off Road Club, the East Bay Hi-Tailers Club as well as a few neighbors and residents near the OHV Park participated in the event. The focus was on trail maintenance and restoration, erosion control and placing temporary fencing on some of the hills that have been damaged by riders going off trail. Approximately 25 volunteers participated on Saturday and 15 on Sunday. This group effort helps us to fulfill some of our requirements in our OHV grant as it pertains to trail maintenance and volunteer hours. The hope is that these types of events can be coordinated two or three times throughout each year. The 2013 Deer Creek Grand Prix, sponsored by the NorCal Motorcycle Club, was held October 19<sup>th</sup> and 20<sup>th</sup>. This was an exclusive use event and the campgrounds and OHV trails were closed to the public. 189 riders participated over the two day period. With fire season being over, the OHV Park was reopened to the public on October 25, 2013. The CORVA Jamboree was held October 26<sup>th</sup> and 27<sup>th</sup>.

### MODESTO RESERVOIR by Tom Dias:

1. Modesto Reservoir allowed early season goose hunting this year to help reduce the number of local geese at the reservoir. The goose hunt was September 28 - October 2nd. The regular waterfowl-hunting season begins October 19<sup>th</sup>.
2. The store at the reservoir is now closed for the season.
3. Fish and Game should begin planting trout at the end of October.
4. We are working on our routine maintenance in A –Loop campground.
5. Yahi Bowmen Archery Club will be holding a youth event in October 14th and an archery tournament on October 27th at the archery range.

### LA GRANGE REGIONAL PARK by Tom Dias:

1. The Christian Brigade youth outing is set for October 4<sup>th</sup>-6<sup>th</sup> at Kiwanis Youth Camp.

### LA GRANGE OHV by Tom Dias:

1. The entrance station at the LaGrange OHV Park will be staffed on the weekends beginning October 19th.

### ADMINISTRATION by Cathy Gomez:

1. The shade shelter for Laird Park is planned for delivery October 4, 2013. Estimated construction will be around November 4, 2013. Working on an opening that may be held on December 5<sup>th</sup> or 12<sup>th</sup>?
2. Hatch Park in Keyes is in the planning stage for a baseball field for the youth baseball teams. (Do they want to see the ideas before we move forward?)
3. We received the OHV contracts for \$317,311 for both OHV Parks: La Grange - \$91,517 and Frank Raines - \$225,794. ~Completed
4. Ordered and received 35 additional life jackets and 10 life jacket posters for free. They were given to Woodward Reservoir. ~Completed
5. Cal-Trans have some money they want to give Stanislaus County for wetland mitigation or restoration. Contacted Tuolumne River Trust on September 26, 2013, and gave them the contact person and number to see if they could receive additional funding. The contact at Cal Trans was Kristi – her phone number is 209-942-6011. ~Completed

### WOODWARD RESERVOIR by Cheryl Jackson:

1. The end of our busy season is here. The season was a success for no drownings. The life jacket loaner program was a HUGE success and we have received an additional life jacket loaner station to have a 2nd location for the program. Also we acquired a trailer from DER that will house the mobile life jacket station.
2. The Symbiosis special event was a success as well although we did have some noise complaints. There were NO law enforcement incidents and only 1 broken nose and bump on the forehead as far as medical. The event coordinators did a great job on their end as well. We will be having another special event called The Zombie run with KAT country radio station (Cumulus broadcasting) on October 19th.
3. We are now in our fall seasonal maintenance mode and visitation has resumed its nonseasonal status as far as lower amount of campers.

October 2013

## Stanislaus County Parks and Recreation Department

### Mural Review Policy and Application

The Stanislaus County Department of Parks and Recreation and the Parks and Recreation Commission support artistic activities within the County and recognizes the aesthetic value of placing murals in public areas in or near Community Parks.

Artists, property owners, and community residents and organizations are encouraged to work together to create new murals and when necessary to save existing murals for the enjoyment of citizens. It is known and accepted that Public Art Murals do much to beautify the urban environment and promote community pride.

Any group or individual that wishes to paint or create a mural must obtain permission from the property owner whether it is a private individual or public agency. Painting murals on public or private property without permission of the owner is illegal and punishable by law. Stanislaus County does not condone any type of illegal graffiti murals or art, irrespective of artistic content.

All murals on or adjacent to County property must follow the process of review by the Planning Department to ensure conformance with all applicable land use regulations and/or entitlements, review and recommendation by the Parks and Recreation Commission, and approval of the Stanislaus County Board of Supervisors. In addition, murals must meet the following Criteria, which are also outlined on the application:

1. Mural completed by an artist with prior experience. Murals should be signed and dated. Painting of the mural shall be supervised by the artist. Community projects must be undertaken under the direction of an experienced artist.
2. Review of mural design and location by the Director of Planning.
3. Prior recommendation of mural design, size and location by the Parks and Recreation Department, the Parks and Recreation Commission and approval by the Stanislaus County Board of Supervisors, before work commences.
4. Consultation and approval with local business association, neighbors and neighboring businesses. Parks and Recreation Commission can make recommendations regarding this requirement. Adjacent property owners and neighbors' letters of support must be submitted.

5. Color: consistent with the surrounding area.

5-6. Size: Some community parks contain walls that run the entire length of the park. The Parks and Recreation Commission may recommend restricting the size of the mural to ensure that it blends in with the surrounding area.

6-7. Materials: durable, graffiti resistant and weather resistant materials.

7-8. Workmanship: any support/attachments must be approved by a professional structural engineer; work on site must be supervised and approved by artist.

**Comment [JA1]:** i.e., excluding Regional Parks. I know we talked about this at one point, but I couldn't find where we included it in any of the documents

**Comment [JA2]:** What do we mean by support/attachments?

8-9. Themes: consistent with surrounding area. Consideration will be given to themes that are of ~~heritage and~~ artistic ~~expression~~. Themes such as nature, landscapes, or agriculture are encouraged.

Comment [JA3]: Supv. Monteith fears that "heritage" could include flags

9-10. Murals shall not serve as an advertisement sign in violation of County Code.

10-11. Mural permit or approval does not warrant or guarantee that, after installation, the mural will be preserved or remain intact for the expected life span of the mural. If parties want to preserve the mural, it is their responsibility to reach an agreement regarding maintenance, and preservation with the property/building owner. Approval by the Stanislaus County Board of Supervisors does not constitute an indication or promise of any conservation or restoration funds from the County of Stanislaus.

11-12. PROPERTY AND BUILDING OWNERS: Murals are protected under the California Art Preservation Act of 1980 (Civil Code Section 980 ET seq.). Prior to ~~altering, painting over or~~ removing a mural, the property/building owner must give ~~30 days appropriate~~ notice of the intent to do so. The parties are responsible for compliance with these and all other applicable laws.

Comment [JA4]: Should we delete the word "altering?" Not sure we would want them altered...

12-13. It is the responsibility of the designated mural project manager or owner of the facility on which the mural is executed to create and maintain the mural. The County assumes that the mural will be kept in good repair with periodic maintenance to be performed by the project manager/artists/owner as needed. By submitting the application both the mural owner and property owner agree that should the mural be defaced and not maintained in good repair, the County has the authority to paint over the mural.

13-14. If vandalism to the mural occurs, it is the responsibility of the mural owner/project manager/artist to remove graffiti within 48 hours (consistent with County-wide ordinances regarding graffiti removal). If the graffiti is not removed and repaired by the owner/~~project manager/artist~~, Stanislaus County can remove the graffiti vandalism using their standard removal techniques/materials.

Comment [JA5]: Not sure we use the term "project manager" anywhere else...

14-15. A public meeting on the proposed mural will be held, with notice of the meeting provided to the neighbors, neighborhood association and/or district coalition, and posted at the site of the proposed mural. I understand that a permit for an Original Art Mural will not be issued until the neighborhood contact requirements specified in Section III of the Original Art Mural Administrative Rules have been met.

### Application Process

1. Complete the Application
2. Contact all adjacent property owners (within ¼ mile or 300 feet when in a densely populated area), neighboring businesses, citizen groups, etc... to explain your project. Include a written description of the project and a picture of the mural art with a copy of your application.
3. Provide the names and addresses of the parties notified in writing. Request and attach their letters of support (permission from the property owner is required).
4. Submit your application, letters of support, and proposed mural design/description to the Stanislaus County Director of Parks and Recreation.

5. The Director of Parks and Recreation will first forward the mural application package to the Director of Planning for review, followed by the Parks and Recreation Commission for consideration. If recommended for approval, the application will be forwarded to the Board of Supervisors for consideration. If the Park Commission recommends denial, the application will be directed back to the mural applicant for revision. If revised, the application will be reconsidered. Neighboring property owners, as described within item no 2 above, will be notified by the Department of Parks and Recreation, when this matter is scheduled for consideration by the Parks Commission and the Board of Supervisors.
6. Prior approval of mural design and location must be obtained by the Board of Supervisors before work commences.
7. Upon completion, the mural will be inspected by the Parks and Recreation Department. Pictures or slides of the completed project will be provided by the applicant/artist or sponsoring organization/individual, to the Parks and Recreation Commission, at a regularly scheduled monthly meeting. In addition the applicant must submit a letter stating the type of anti-graffiti coating which has been applied to the mural and the date of application, along with the individual who performed the work. If the mural is consistent with what was recommended by the Parks and Recreation Commission and approved by the Board of Supervisors, the project will receive "Final Approval" which will be reflected in the Commission's and Board of Supervisor's meeting minutes. The final application form is to be considered the mural permit.
8. To contest/appeal a Parks Commission recommendation – After the second denial from the Parks Commission, the Applicant may attach a letter stating their case facts to the application and submit it to the Board of Supervisors office at 1010 Tenth Street, Modesto, CA.

## **Guidelines for Mural Production**

### **Site Preparation**

Proper preparation of the site and mural production will guarantee that this Public Art piece will continue to enhance the community for years.

Brick, plaster and concrete walls offer the best surface for murals. Wood and aluminum are not recommended for permanent murals. Murals may be painted directly on the final surface, or on panels which are to be fixed to the wall either before or after painting.

Ideally the mural surface should be smooth. Should there be a question, it is recommended that a professional artist or painter be consulted.

The quality of the surface preparation will determine the quality of the finished product. Be sure to follow preparation steps and consult with a qualified paint professional to determine the best filler and primer and paint products.

Area is to be pressure washed to remove any dirt and existing paint. Surface should be completely dry before proceeding.

Spackle or another of filler should be used to fill cracks, holes and to level uneven surfaces.

Prime the wall with a latex primer to provide an even surface for the mural.

### **Maintenance**

Pollution and water cause the greatest damage to murals. Annual washing of the surface with a "gentle" soap will minimize damage. Effective surface preparation and a protective topcoat will help to keep the mural in good condition.

#### **Mural Maintenance and Repairs**

##### **1. County Responsibility**

By approving the mural project, the County does not assume any financial obligation for its creation, upkeep or repair.

##### **2. Owner Responsibility**

It is the responsibility of the designated mural project manager or owner of the facility on which the mural is executed to create and maintain the mural. The County assumes that the mural will be kept in good repair with periodic maintenance to be performed by the project manager/artists/owner as needed. By submitting the application both the mural owner and property owner agree that should the mural be defaced and not maintained in good repair, the County has the authority to paint over the mural.



### **3. Mural Vandalism**

If vandalism to the mural occurs, it is the responsibility of the mural owner/project manager/artist to remove graffiti within 48 hours (consistent with County-wide ordinances regarding graffiti removal). If the graffiti is not removed and repaired by the owner/project manager/artist, Stanislaus County can remove the graffiti vandalism using their standard removal techniques/materials.

**ROUTING PROCESS**

**1. Stanislaus County Director of Parks & Recreation**

**2. Stanislaus County Director of Planning and Community Development**

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Print name)

**3. Stanislaus County Director of Parks & Recreation**

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Print name)

**4. Parks & Recreation Commission Recommendation:**

\_\_\_\_ Recommended \_\_\_\_ Not Recommended

**Explanation (not recommended):**

\_\_\_\_\_  
(Signature of Chairperson)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Print name)

**5. If application is not recommended by the Parks and Recreation Commission, the application will be returned to the applicant.**

**6. If application is recommended, Parks Department staff will forward the request to the Board of Supervisors for final approval via Board Resolution.**



# Stanislaus County Parks and Recreation

3800 Cornucopia Way, Suite C • Modesto, CA 95358 • 209-525-6750 • http://www.stancounty.com/parks

## Original Art Mural Permit Application

Application Date \_\_\_\_\_

**APPLICANT: Complete all sections below that apply to the proposal. Please print legibly.**

### Mural Installation

Street Address \_\_\_\_\_

Property Owner Name \_\_\_\_\_

Mailing Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Day Phone \_\_\_\_\_ FAX \_\_\_\_\_ email \_\_\_\_\_

Mural Artist/Sponsor Name \_\_\_\_\_

Mailing Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Day Phone \_\_\_\_\_ FAX \_\_\_\_\_ email \_\_\_\_\_

### Type of Mural (check all that apply)

Mural painted on exterior building or wall  Mural consisting of tile or other material affixed to exterior building or wall

### Proposed mural dimensions

| width | height | total area | depth of mural from plane of wall | overall mural height above grade |
|-------|--------|------------|-----------------------------------|----------------------------------|
| ft.   | ft.    | sq.ft.     | in.                               | ft.                              |

### Responsibility Statement

The property owner must agree to comply with each of the following terms as consideration for issuance of an Original Art Mural permit. The application will not be accepted unless the property owner of the property on which the mural is to be located agrees to these terms by initialing each of them.

- Mural completed by an artist with prior experience. Murals should be signed and dated. Painting of the mural shall be supervised by the artist. Community projects must be undertaken under the direction of an experienced artist.
- Review of mural design and location by the Director of Planning.
- Prior recommendation of mural design and location by the Parks and Recreation Dept, the Parks and Recreation Commission and approval by the Stanislaus County Board of Supervisors, before work commences.
- Consultation and approval with local business association, neighbors and neighboring businesses. Parks and Recreation Commission can make recommendations regarding this requirement. Adjacent property owners and neighbors' letters of support must be submitted.

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~~9-10.~~ Murals shall not serve as an advertisement sign in violation of County Code.

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~~12-13.~~ It is the responsibility of the designated mural project manager or owner of the facility on which the mural is executed to create and maintain the mural. The County assumes that the mural will be kept in good repair with periodic maintenance to be performed by the project manager/artists/owner as needed. By submitting the application both the mural owner and property owner agree that should the mural be defaced and not maintained in good repair, the County has the authority to paint over the mural.

~~13-14.~~ If vandalism to the mural occurs, it is the responsibility of the mural owner/project manager/artist to remove graffiti within 48 hours (consistent with County-wide ordinances regarding graffiti removal). If the graffiti is not removed and repaired by the owner/project manager/artist, Stanislaus County can remove the graffiti vandalism using their standard removal techniques/materials.

~~14-15.~~ A public meeting on the proposed mural will be held, with notice of the meeting provided to the neighborhood association and district coalition, and posted at the site of the proposed mural. I understand that a permit for an Original Art Mural will not be issued until the neighborhood contact requirements specified in Section III of the Original Art Mural Administrative Rules have been met.

With my signature below, I attest that each of the above initialed items is true, and I agree to each of these terms. I understand that I am contractually bound by these terms for the life of the mural. Violations of any of the above initialed terms, or regulations will be enforced by Stanislaus County.

Mural Owner Name (printed) \_\_\_\_\_

Mural Owner Signature \_\_\_\_\_ Date \_\_\_\_\_

Property Owner Name (printed) \_\_\_\_\_

Property Owner Signature \_\_\_\_\_ Date \_\_\_\_\_

## **Original Art Mural Application Submittal Requirements**

**All mural applications must be accompanied with the following information:**

- Completed "Original Art Mural" application form, including signature of property owner and mural art owner
- One 8.5 x 11 inch site plan drawn to scale that identifies:
  - property lines
  - building location and façade on which the mural will be located
  - names of streets that abut site
  - north arrow
- One 8.5 x 11 copy of building elevations, drawn to scale that identifies:
  - location and dimensions of existing and proposed murals
  - height of the mural above grade
  - the building eave/comice and roof line
- Details about how the mural is affixed to building façade

Written description of material(s) used for the mural

Design of Mural

All information is subject to change.