

12-0-0464
 (Do Not Write Above This Line)

AN ORDINANCE

BY *Mark Canfield*
 COUNCILMEMBER
 NATALYN ARCHIBONG

AUTHORIZING THE INSTALLATION OF PUBLIC ART (A SCULPTURE ENTITLED "THE LABORER") AT THE NORTHEAST CORNER OF DECATUR AND BELL STREET, ADJACENT TO 322 DECATUR STREET, ATLANTA, GA. 30312, AS PURSUANT TO CODE SECTION 16-28.025 OF THE 1982 ZONING ORDINANCE OF THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.

ADOPTED BY
 APR 16 2012

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 3/19/12
 Referred To: Zoning
 Date Referred
 Referred To:
 Date Referred
 Referred To:

First Reading
 Committee _____
 Date _____
 Chair _____
 Referred To _____

Zoning Committee
 Date 4/23/2012
 Chair [Signature]
 Action Fav, Adv, Hold (see rev. side)
 Other

Members
[Signatures]

Refer To _____

Committee _____
 Date _____
 Chair _____
 Action Fav, Adv, Hold (see rev. side)
 Other

Members _____

Refer To _____

Committee _____
 Date _____
 Chair _____
 Action Fav, Adv, Hold (see rev. side)
 Other

Committee _____
 Date _____
 Chair _____
 Action Fav, Adv, Hold (see rev. side)
 Other

Refer To _____

Refer To _____

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
 Readings
 Consent V Vote PRC Vote

CERTIFIED

CERTIFIED
 APR 16 2012
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
 APR 16 2012
Ruth Duglinie Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

APR 25 2012

WITHOUT SIGNATURE
 BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

Natalyn Archibong

12-0-0464

AN ORDINANCE
BY COUNCILMEMBER NATALYN ARCHIBONG

AUTHORIZING THE INSTALLATION OF PUBLIC ART (A SCULPTURE ENTITLED "THE LABORER") AT THE NORTHEAST CORNER OF DECATUR AND BELL STREET, ADJACENT TO 322 DECATUR STREET, ATLANTA, GA. 30312, AS PURSUANT TO CODE SECTION 16-28.025 OF THE 1982 ZONING ORDINANCE OF THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.

WHEREAS, The Mayor and the City Council of the City of Atlanta are committed to maintaining an attractive city for residents and visitors through the regulation of signs; and

WHEREAS, the City Council of the City of Atlanta, and the Mayor must authorize Public Art under Chapter 16 of the 1982 Zoning Ordinance of the City of Atlanta (16-28.025 Public Art); and

WHEREAS, the artist and Grady Multifamily 1, L.P., have obtained the appropriate preliminary certification from the Director of the Office of Traffic and Transportation, affirming the work will not constitute a traffic hazard or undue and dangerous distraction to motorists or pedestrians; and

WHEREAS, the artist and Grady Multifamily 1, L.P., have obtained the appropriate preliminary certification from the Urban Design Commission, establishing the work does not contain nor is intended to convey a commercial message primarily, provided that the name of a sponsor may be displayed on an adjacent plaque or similar display that is not more than two square feet in area; and

WHEREAS, the artist and Grady Multifamily 1, L.P., have obtained the appropriate preliminary certification from the Director of the Bureau of Cultural Affairs, which affirms that the work is not inconsistent with the City of Atlanta's Public Art Program; and

WHEREAS, the artist and Grady Multifamily 1, L.P., need final approval from the City Council and the Mayor, as pursuant to the 1982 Zoning Ordinance of the City of Atlanta and hereby respectfully submit their request for approval of Public Art (entitled "The Laborer") at the site of the corner of Decatur and Bell Street; and

WHEREAS, the Council finds that the value to the general public in viewing the work is not outweighed by any existing negative public interests related to aesthetics, additional sign clutter, or the public safety.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: This ordinance shall authorize the placement of the artwork called "The Laborer", a sculpture, at the northeast corner of Decatur and Bell Street, adjacent to 322 Decatur Street, Atlanta, GA. 30312, pursuant to the Public Art Section of Chapter 16 of the 1982 Zoning Ordinance of the City of Atlanta (16-28.025 Public Art).

SECTION 2: All ordinances or parts of ordinances in conflict with this ordinance are hereby waived in this instance only.

A true copy,
Rhonda Dauphin Johnson
Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

APR 16, 2012
APR 25, 2012



CERTIFICATION FOR THE INSTALLATION OF PUBLIC ART
 PURSUANT TO CHAPTER 28, "GENERAL AND SUPPLEMENTARY REGULATIONS",
 OF THE CITY OF ATLANTA 1982 ZONING ORDINANCE

NAME OF SPONSOR GRADY MULTIFAMILY I, L.P.
 ADDRESS 357 AUBURN POINTE DRIVE SE, ATLANTA, GA 30312
 TELEPHONE NUMBER 404-224-1860 FAX NUMBER 404-224-1899
 E-MAIL jjones@integral-online.com
 NAME OF ARTWORK THE LABORER
 MEDIUM OF ARTWORK PAINTED STEEL
 DIMENSIONS 16H X 6W X 18D FEET
 PROPOSED LOCATION Corner of Decatur and Bell Street
 NAME OF ARTIST THOMAS PROCHNOW

ATTACHMENTS

- DRAWING OR PHOTO OF WORK
- DRAWING OR REPRESENTATION OF WORK IN CONTEXT TO ITS LOCATION
- ARTIST'S RESUME
- ARTIST STATEMENT REGARDING WORK

1. THE OFFICE OF TRANSPORTATION

CONTACT PERSON: CUSTOMER SERVICE ^② Dennis Hanna Wahab Alabi Adolphus
 TELEPHONE & ADDRESS: 404-330-6501, SUITE 4900, 55 TRINITY AVE., SW

THE OFFICE OF TRANSPORTATION HEREBY CERTIFIES THAT THIS APPLICATION MEETS THE CRITERIA APPLICABLE TO THIS OFFICE SPECIFIED IN SECTION 16-28.025 OF THE SIGN ORDINANCE OF THE CITY OF ATLANTA.

DATE 02/06/2012 SIGNATURE [Signature]

2. EXECUTIVE DIRECTOR OF THE URBAN DESIGN COMMISSION (OR DESIGNEE)

CONTACT PERSON: DOUG YOUNG
 TELEPHONE & ADDRESS: 404-330-6145, SUITE 3350, 55 TRINITY AVE., SW

THE URBAN DESIGN COMMISSION HEREBY CERTIFIES THAT THIS APPLICATION MEETS THE CRITERIA APPLICABLE TO THIS COMMISSION SPECIFIED IN SECTION 16-28.025 OF THE SIGN ORDINANCE OF THE CITY OF ATLANTA.

DATE 2/6/2012 SIGNATURE [Signature]

3. DIRECTOR OF THE OFFICE OF CULTURAL AFFAIRS (OR DESIGNEE)

CONTACT PERSON: EDDIE GRANDERSON
 TELEPHONE & ADDRESS: 404 546-6819 233 PEACHTREE STREET N.E. STE 1700 ATLANTA, GA 30303

THE OFFICE OF CULTURAL AFFAIRS HEREBY CERTIFIES THAT THIS APPLICATION MEETS THE CRITERIA APPLICABLE TO THIS BUREAU SPECIFIED IN SECTION 16-28.025 OF THE SIGN ORDINANCE OF THE CITY OF ATLANTA.

DATE 2/3/12 SIGNATURE [Signature]
 Eddie M. Granderson 404 546-6819



ALTHOUGH IT IS NOT REQUIRED BY ORDINANCE, IT IS RECOMMENDED THAT YOU MAKE A PRESENTATION TO THE NEIGHBORHOOD PLANNING UNIT (NPU) IN WHICH THE PUBLIC ART WILL BE LOCATED. IN ORDER TO BE PLACED ON THE NEXT NPU AGENDA, PLEASE CONTACT THE NPU COORDINATOR IN BUREAU OF PLANNING, 330-6145, SUITE 3050, 55 TRINITY AVE., SW, ATLANTA, GA 30335.

IN ADDITION TO THESE CERTIFICATIONS, THE ATLANTA SIGN ORDINANCE ALSO REQUIRES THAT AN ORDINANCE APPROVING THIS PUBLIC ART APPLICATION BE PASSED BY THE ATLANTA CITY COUNCIL. WE WOULD RECOMMEND THAT YOU CONTACT THE COUNCIL MEMBER FOR THE DISTRICT IN WHICH THE PUBLIC ART WILL BE LOCATED TO REQUEST THE SUPPORT OF THAT COUNCIL MEMBER AND ASSISTANCE IN SUBMITTING THE NECESSARY LEGISLATION FOR FINAL COUNCIL ACTION.

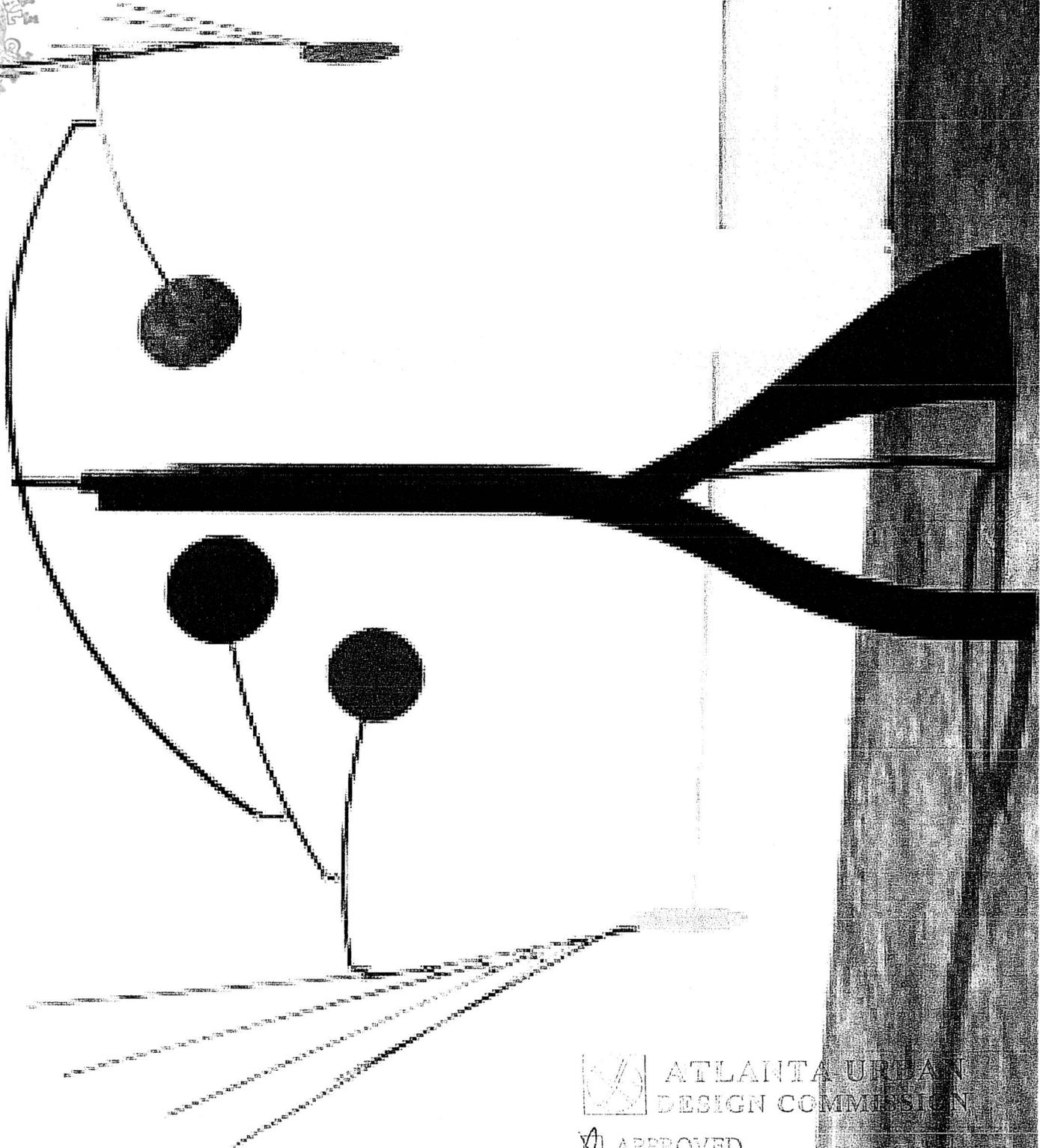
CHAPTER 28. GENERAL AND SUPPLEMENTARY REGULATIONS

Sec. 16-28.025. Public Art.

Public art is a visual, wholly noncommercial artistic expression intended and able to be viewed from a public way that meets the criteria specified herein. Public art meeting the following criteria may be conditionally located in any district. Consistent with the purpose and intent of this section, the Atlanta city council may, by ordinance, approve a work of public art. Said approval shall not be granted unless said ordinance contains the following three preliminary certifications:

- (1) A certification from the director of the bureau of traffic and transportation or designee that the work will not constitute a traffic hazard or undue and dangerous distraction to motorists or pedestrians;*
- (2) A certification from the executive director of the urban design commission or designee that the work does not contain and is not intended to convey a commercial message primarily, provided that the name of a sponsor for said work may be displayed on an adjacent plaque or similar display that is no more than two square feet in area; and*
- (3) A certification from the director of the bureau of cultural affairs or designee that the work is not inconsistent with the City of Atlanta's public art program. The council, if provided with these certifications, shall approve, conditionally or otherwise, a work of public art upon finding that it does not negatively affect the public interest related to aesthetics, additional sign clutter, and public safety. In making this finding, the council shall consider the required certifications; the spatial relationship of the proposed art to the building or premises upon which it is located as well as the surrounding area; vehicular and pedestrian traffic safety; the existence of nearby signs; and the size, dimensions and other physical characteristics of the proposed work. In applying these criteria, the council shall in no way restrict the content or message of the proposed work.*

(Ord. No. 2003-97, § 6, 10-14-03)



 ATLANTA URBAN
DESIGN COMMISSION

- APPROVED
- APPROVED WITH CONDITIONS
- REVIEWED & COMMENTED

2/6/12 
DATE REVIEWED BY

- public art certification



APPROVED AND FORWARDED:
 THE BOARD OF
 HEALTH COMMISSIONERS
 OF THE CITY OF NEW YORK
 APPROVED WITH CONDITIONS
 OF THE BOARD OF HEALTH
 COMMISSIONERS
 OF THE CITY OF NEW YORK
 J. J. [Signature]
 J. J. [Signature]



MASON
MURER™
FINE ART



ATLANTA URBAN
DESIGN COMMISSION

APPROVED

APPROVED WITH CONDITIONS

REVIEWED & COMMENTED

Thomas Prochnow

2/6/12
DATE
REVIEWED BY

Early on, my work focused on process and fabrication technique. Being self-taught in the medium of steel, my fascination has been with how to use tools and materials to successfully complete my pieces. Each project was a learning process, as I developed skills needed to sculpt steel and other metals. Now I feel more compelled as an artist, to communicate with the viewer, to express ideas and emotions. Instead of concerning myself with how a piece is bolted together. I now find it more interesting to use the form and function of my work as dialogue. To "speak" as an artist is something I have found to be very challenging and very rewarding.

Thomas Prochnow

Born 1953 in Ohio

Commissions

- 2010 "Baby Right Whale" City of Jeckyll Isand, GA
- 2009 "Spheres", Atlanta Silverbacks Soccer Team
- 2008 "Alligator", Austrailian Consulate
- 2008 "Buck", Atlanta History Center
- 2008 "Charging Bull", Querno Resturant, Atlanta, GA
- 2007 "Sculptures", City of Venice Beach, FL
- 2006 "Eagle", City of Brownfield, TX
- 1993-2000 "Abby Awards", A Lifetime Commission Commissioned by the Chamber's Arts & Business Council

Solo Exhibitions

- 2004 *Inaugural Exhibition*, Mason Murer Fine Art, Atlanta, GA
- 2002 *Southern Animals*, Atlanta History Center, Atlanta, GA
- 1999 *Toys*, Swan Coach House Gallery, Atlanta, GA
- Thomas Prochnow*, Athens Academy, Athens, GA
- 1998 *Chasing Calder*, Swan Coach House Gallery, Atlanta, GA
- 1993 *Thomas Prochnow*, Callenwolde Fine Arts Center, Atlanta, GA
- 1989 *Feedbag Boxes*, Savannah College of Arts and Design, Savannah, GA

Selected Group Exhibitions

- 2007 Group Show, Mason Murer Fine Art, Atlanta, GA
- 2006 "Spheres", Mason Murer Fine Art, Atlanta, GA
- 2005 "Steles", Mason Murer Fine Art, Atlanta, GA
- 2000 *Group Exhibition*, Spruill Gallery, Atlanta, GA



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FINE ART



ATLANTA URBAN
DESIGN COMMISSION

1998 *Erotikos*, Highland Bakery, Atlanta, GA
Born Again, Art Walk, Atlanta, GA

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1994 *Grand Opening Exhibition*, Form and Function Gallery, Atlanta, GA
Chairs, Marcia Wood Gallery, Atlanta, GA

1993 *Artworks 93*, William Breman Jewish Home, Atlanta, GA
Art Visions, Paideia School, Atlanta, GA

Mattress Factory Show, King Plow, Atlanta, GA

DATE

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Selected Juried Exhibitions

2004 Madison Fine Arts Museum, Madison, GA

2003 Marianne Lambert, *Little Things Mean A Lot*, Swan Coach House Gallery, Atlanta, GA

2002 Marianne Lambert, *Five Georgia Artists*, Artwalk at Lenox Square, Atlanta, GA
Marianne Lambert, *Transportation Imagery in Art*, Swan Coach House Gallery, Atlanta, GA

2001 *The Art of the Blacksmith*, Madison-Morgan Cultural Center, Madison, GA

2000 Marianne Lambert, *Spotlight on Southern Artists*, Trinity School Art Auction, Atlanta, GA

1999 Marianne Lambert, *Fins, Feathers & Fur: Animal Imagery in Contemporary Southern Art*, Swan Coach House Gallery, Atlanta, GA

1998 Marianne Lambert, *Spotlight on Southern Artists*, Trinity School Art Auction, Atlanta, GA

1997 Jack Cheatham, *At the Anvil*, Touring Georgia Museums

1996 Marianne Lambert, *Spotlight on Southern Artists*, Trinity School Art Auction, Atlanta, GA

1995 Marianne Lambert, *Spotlight on Southern Artists*, Trinity School Art Auction, Atlanta, GA

1994 Marianne Lambert, *Spotlight on Southern Artists*, Trinity School Art Auction, Atlanta, GA

1990 *Fine Arts Juried Exhibition*, Ohio State Fair, Columbus, OH

1990 *Grand Opening Exhibition*, Simone Stern Galleries, Atlanta, GA

1989 *Juried Exhibition*, Shelburne Farms, Burlington, VT



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FINE ART



ATLANTA URBAN
DESIGN COMMISSION

APPROVED

APPROVED WITH CONDITIONS

REVIEWED & COMMENTED

2/8/12
DATE

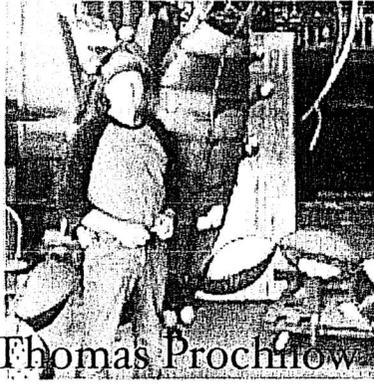
[Signature]
REVIEWED BY

Corporate Collections

Skyland Trail Medical Facility, Atlanta, GA
Atlanta History Museum, Atlanta, GA
Murphy's Restaurant, Virginia Highlands, Atlanta, GA
Tremont Tower Residences, LLC, Boston, MA
GMAC Corporation, Atlanta, GA
Hamilton Park, Brownfield, TX
Moving In the Spirit, Atlanta, GA

Private Collections

Marshall T. Hahn, VA
Peter Spire, Atlanta, GA
Ruth West, Atlanta, GA
Marianne Lambert, Atlanta, GA
Judge Angela Arkin, Denver, CO
Judge Jean Cooper, Washington, DC
Robin Spizeman, Atlanta, GA
Lynda Hill, Atlanta, GA
Cathy Selig, Atlanta, GA
Rose & Elliott Berman, Atlanta, GA
Shannon Candler, Atlanta, GA
Jane Lanier, Atlanta, GA
Henry Bauer, Atlanta, GA
Judy and Walsh Faulk, Atlanta, GA
Eric Harkness, Habersham, GA
Mr. and Mrs. John Shelby, Atlanta, GA
Jeff and Katrina Dinkle, Atlanta, GA



ATLANTA URBAN
DESIGN COMMISSION

APPROVED

APPROVED WITH CONDITIONS

REVIEWED & COMMENTED

2/4/12
DATE

REVIEWED BY

January 13, 2012

Artist Statement

Over the years, I have explored the works of Alexander Calder many times in my studio. I believe he is one of the great "modern artist" of our time. I love his use of kinetics, which is displayed through His beautiful collections of mobiles and stabiles. These works fascinate me, and I am very drawn to their relationship between viewer and creator. The Laborer, one of my recent works and the piece being considered for the Auburn Pointe project, is a sculpture, that not only pays homage to Alexander Calder, but also to the working man, the common man who works tirelessly, completing his task and keeping the great machinery of our society running smoothly day after day. This idea is represented in the piece by the silhouette of a man with sloping shoulders struggling to carry his load and to do his part, regardless of reward or notice.

Thank you

Thomas Prochnow

Thomas Prochnow Studio

RCS# 1877
4/16/12
3:46 PM

Atlanta City Council

12-O-0464

INSTALLATION OF PUBLIC ART @ DECATUR AND
BELL ST. NEAR 322 DECATUR ST.

ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	NV Bond
Y Hall	Y Wan	Y Martin	NV Watson
Y Young	Y Shook	Y Bottoms	Y Willis
Y Winslow	NV Adrean	Y Sheperd	NV Mitchell

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