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2448

~~13-0-1131~~

(Do Not Write Above This Line)

13-0-1173

*Carla Smith*

AN ORDINANCE  
BY COUNCILMEMBER CARLA  
SMITH

AN ORDINANCE AUTHORIZING  
THE INSTALLATION OF PUBLIC  
ART AT 75 GEORGIA AVENUE SE,  
ATLANTA, GA 30312, PURSUANT  
TO CODE SECTION 16-28.025 OF  
THE 1982 ZONING ORDINANCE  
OF THE CITY OF ATLANTA; AND  
FOR OTHER PURPOSES.

ADOPTED BY  
JUL 1 5 2013  
COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1<sup>ST</sup> ADOPT 2<sup>ND</sup> READ & REFER
- PERSONAL PAPER REFER

Date Referred 7/1/13

Referred To: Zoning

Date Referred \_\_\_\_\_

Referred To: \_\_\_\_\_

Date Referred \_\_\_\_\_

Referred To: \_\_\_\_\_

Date Referred \_\_\_\_\_

Referred To: \_\_\_\_\_

First Reading

Committee \_\_\_\_\_

Date \_\_\_\_\_

Chair \_\_\_\_\_

Referred To \_\_\_\_\_

FINAL COUNCIL ACTION

2<sup>ND</sup>     1<sup>ST</sup> & 2<sup>ND</sup>     3<sup>RD</sup>

Readings

Consent     V Vote     RC Vote

Committee Zoning

Date 7/10/13

Chair [Signature]

Action [Signature]

Fav, Adv, Hold (See rev.side)

Other

Members Carla Smith  
[Signature]  
[Signature]  
[Signature]

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 \_\_\_\_\_

Members \_\_\_\_\_

Refer To \_\_\_\_\_

Committee \_\_\_\_\_

Date \_\_\_\_\_

Chair \_\_\_\_\_

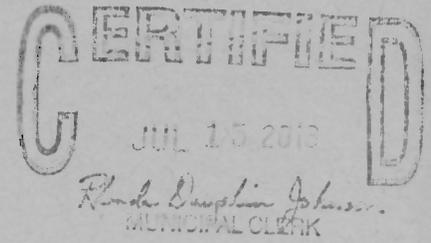
Action \_\_\_\_\_

Fav, Adv, Hold (See rev.side)

Other \_\_\_\_\_

Members \_\_\_\_\_

Refer To \_\_\_\_\_



MAYOR'S ACTION  
APPROVED  
JUL 2 4 2013  
WITHOUT SIGNATURE  
BY OPERATION OF LAW

AN ORDINANCE

BY COUNCILMEMBER CARLA SMITH



13-0-1173

**AN ORDINANCE AUTHORIZING THE INSTALLATION OF PUBLIC ART AT 75 GEORGIA AVENUE SE, ATLANTA, GA 30312, 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 sponsor, Living Walls, and the Artist, Marcy Starz, ("Applicants") submitted an application for installation of Public Art consisting of latex mural to be installed at 75 Georgia Avenue SE, Atlanta, GA 30312; and

**WHEREAS**, the Applicants have obtained the appropriate preliminary certification from the Director of the Office of Traffic and Transportation, affirming that the work will not constitute a traffic hazard or undue and dangerous distraction to motorists or pedestrians; and

**WHEREAS**, the Applicants 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 Applicants 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 Applicants' proposed installation of Public Art requires final approval from the City Council and the Mayor, pursuant to the 1982 Zoning Ordinance of the City of Atlanta; and



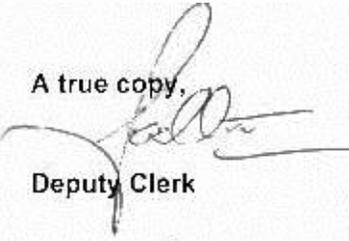
**WHEREAS**, the Council finds that the value to the general public in viewing the work is not outweighed by any existing negative public interests related to aesthetics, additional sign clutter, or the public safety.

**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 artwork consisting of latex mural to be installed at 75 Georgia Avenue SE, Atlanta, GA 30312 pursuant to Section 16-28.025 (Public Art) of the Zoning Ordinance of the City of Atlanta.

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

A true copy,



Deputy Clerk

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

JUL 15, 2013  
JUL 24, 2013



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 28A. SIGN ORDINANCE**  
**Sec. 16-28A.007. General regulations.**

- (q) **Public Art:** *Public art* meeting the following criteria may be conditionally located in any district. Consistent with the purpose and intent of this chapter, the Atlanta City Council may, by ordinance, approve a work of *public art*. Said approval shall not be granted unless said ordinance contains three (3) 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 (2) 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, may approve, conditionally or otherwise, a work of *public art* upon a finding 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, and the public's safety. In making this finding, the council shall consider the required certifications; the qualifications and experience of the artist; 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 and dimensions of the proposed work. Any work of *public art* approved by council under this paragraph shall be exempt from further regulation under this chapter 28A except as to maintenance and enforcement.



# CERTIFICATION FOR THE INSTALLATION OF PUBLIC ART

PURSUANT TO CHAPTER 28A, THE SIGN ORDINANCE  
OF THE CITY OF ATLANTA 1982 ZONING ORDINANCE

NAME OF SPONSOR LIVING WALLS

ADDRESS 281 MEMORIAL DR, ATLANTA, GA 30312

TELEPHONE NUMBER (404) 262-6888 FAX NUMBER \_\_\_\_\_

E-MAIL INFO@LIVINGWALLSATL.COM

NAME OF ARTWORK UNTITLED

MEDIUM OF ARTWORK LATEX & SPRAY PAINT

DIMENSIONS \_\_\_\_\_

PROPOSED LOCATION ~~75~~ 75 GEORGIA AVE. SE, ATLANTA, GA 30312

NAME OF ARTIST MARCY STAEZ

### ATTACHMENTS

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



ATLANTA URBAN  
DESIGN COMMISSION

- APPROVED
- APPROVED WITH CONDITIONS
- REVIEWED & COMMENTED

### 1. THE OFFICE OF TRANSPORTATION

CONTACT PERSON: CUSTOMER SERVICE  
TELEPHONE & ADDRESS: 330-6699, 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 16-28A.007(q) OF THE SIGN ORDINANCE OF THE CITY OF ATLANTA.

DATE 6/28/2013 SIGNATURE *DMuma*

6/28/13  
DATE

*[Signature]*  
REVIEWED BY

### 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 16-28A.007(q) OF THE SIGN ORDINANCE OF THE CITY OF ATLANTA.

DATE 6/28/13 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 16-28A.007(q) OF THE SIGN ORDINANCE OF THE CITY OF ATLANTA.

DATE 6/28/13 SIGNATURE *Camille Lane*



 ATLANTA URBAN  
DESIGN COMMISSION

- APPROVED
- APPROVED WITH CONDITIONS
- REVIEWED & COMMENTED

6/18/13 \_\_\_\_\_  
DATE REVIEWED BY  
*J. Bell*



ORANGE MARBLE GRANITE

ORANGE MARBLE GRANITE

MARBLE GRANITE COURSE



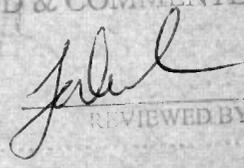
GRANITE  
BLACK & WHITE  
DRAWING IN PAINT

ADDED  
15 FEB 1988  
JANUARY 1988

 ATLATLAN URBAN DESIGN COMMISSION

- APPROVED
- APPROVED WITH CONDITIONS
- REVIEWED & COMMENTED

6/28/83  
DATE

  
REVIEWED BY



**Marcy Starz**

**Artist Statement**

Depicted in the sketch is a buck headed female figure holding a source of light, meant to represent the potential of the surrounding neighborhood of Summerhill. I tend to use a lot of animals in my work for their symbolic weight and in this instance the buck head symbolizes strength and power. The light source will be composed in many different colors and fade out into the rest of the background. The figure itself will be rendered in greyscale.

ATLANTA URBAN  
DESIGN COMMISSION

- APPROVED
- APPROVED WITH CONDITIONS
- REVIEWED & COMMENTED

6/28/13  
DATE

*[Signature]*  
REVIEWED BY

# Marcy Starz CV

marcy.starz@gmail.com <http://marcystarz.com>

## Education:

- \* Kennesaw State University, Kennesaw, Ga. Bachelor of Fine Art (BFA) in Visual Art, magna cum laude.
- \* Study Abroad Program, Montepuciano, Italy.
- \* Georgia Highlands College, Rome, Ga.

ATLANTA URBAN DESIGN COMMISSION  
 APPROVED  
 APPROVED WITH CONDITIONS  
 REVIEWED & COMMENTED  
DATE: 6/21/11  
REVIEWED BY: [Signature]

## Exhibitions:

### 2011

- \* Willful Wiles. Beep Beep Gallery, Atlanta, GA. (Duo)
- \* Drink and Doodle Volume 4. ABV Gallery, Atlanta, GA. (Group)
- \* 16th Annual Hambidge Art Auction. Bradford Gallery, Atlanta, GA. (Invitational)
- \* Bingo Fundraiser. MINT Gallery, Atlanta, GA. (Group)
- \* Spirit Animals. MINT Gallery, Atlanta, GA. (Group)
- \* Greetings and Salutations. Beep Beep Gallery, Atlanta, GA. (Group)
- \* Trashwater Benefit for Nicaragua. MINT Gallery, Atlanta, GA. (Group)
- \* Movers and Shakers. MOCA GA, Atlanta, GA. (Invitational)
- \* Year of the Rabbit. Beep Beep Gallery, Atlanta, GA. (Group)
- \* Anima and Animus. Young Blood Gallery, Atlanta, GA. (Group)

### 2010

- \* FORM 2010 Release Party. MINT Gallery, Atlanta, GA. (Group)
- \* Nick of Time. Kibbee Gallery, Atlanta, GA. (Group)
- \* Off-the-Wall Pin-Up Show + Sale 2010. MOCA GA, Atlanta, GA. (Group)
- \* Mystic Mountains. Aurora Coffee, Atlanta, GA. (Two Person Show)
- \* Thrice. Mason Murer Fine Art, Atlanta, GA. (Three Person Show)
- \* ManEaters and LadyKillers. MINT Gallery, Atlanta, GA. (Group)
- \* Visions 27th Annual Juried Student Exhibition. Kennesaw State University, Kennesaw, GA.

- \* Harbingers. Beep Beep Gallery, Atlanta, GA. (Group)
- \* The Winter Show. ParkGrounds, Atlanta, GA. (Solo)

### 2009

- \* Grotesque Seeds of Deconstruction. Mojave, Acworth, GA. (Three Person Show)
- \* The December Show: KSU Downtown. 363 Georgia Avenue Studios, Atlanta, GA. (Juried)
- \* Mint Gallery's 4th Annual Postcard Pin-up. MINT Gallery, Atlanta, GA. (Group)
- \* In the Nick of Time. Kibbee Gallery, Atlanta, GA. (Group)



- \* Bite-Sized. Aurora Coffee, Atlanta, GA. (Group)
- \* Georgia Lawyers for the Arts 34th Annual Gala. Mason Murer Fine Art, Atlanta, GA. (Invitational)
- \* Senior Exhibition II. Kennesaw State University, Kennesaw, GA. (Group)
- \* Eyedrum Benefit Art Auction. Atlanta, GA. (Group)
- \* MINT Gallery's Annual Benefit at WonderRoot. WonderRoot, Atlanta, GA. (Group)
- \* Windows III. MINT Gallery. Atlanta, GA. (Group)
- \* Fabrications. University Village Suites Gallery. Kennesaw State University. (Group)
- \* All Small Redux. Dalton Gallery. Agnes Scott College. Decatur, GA. (Group)

ATLANTA URBAN DESIGN COMMISSION

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6/28/13  
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**2008**

- \* Small and Cheap Show. Atelier 43. Art Space International, Atlanta, GA. (Group)
- \* Georgia Lawyers for the Arts 33rd Annual Gala. Mason Murer Fine Art, Atlanta, GA. (Invitational)
- \* GPS N33 47" 38' W84 23" 31 (Georgia Printmaking Students) SCAD-Atlanta, GA. (Group)
- \* Silent Auction and Benefit. Java Monkey. Decatur, GA. (Group)
- \* ABLE Blinkhorn/Holland Scholarship Art Show. Kennesaw State University. (Group)
- \* Visions Annual Student Juried Exhibition. Kennesaw State University. (Group)

**Awards and Honors:**

- 2010**
  - \* Outstanding Senior Award, Kennesaw State University.
  - \* Honorable Mention, Painting. Visions 27th Annual Student Juried Exhibition.
  - \* Honorable Mention, Printmaking. Visions 27th Annual Student Juried Exhibition.
- 2009** Graduated Magna Cum Laude.
- 2008** South Cobb/Austell Rotary Club Scholarship.
- 2007** Visual Arts Study Abroad Scholarship.
- 2006** Permanent Collection. Roosevelt Rehabilitation Center, Warm Springs, Ga
- 2004 – 2008**
  - HOPE Scholarship Kennesaw State University President's List
  - Kennesaw State University Dean's List



**Professional Experience:**

- 2011** Scenic Artist. Malone Design and Fabrication. Decatur, Ga.
- 2010** \* Member. The Atlanta Contemporary Art Center. Atlanta, Ga.  
\* Member. MOCA-GA, Atlanta, Ga.
- 2009 – 2010**  
Volunteer. MINT Gallery, Atlanta, Ga.
- 2009** Attendee. Lecture by artist Oscar Gillespie. Kennesaw State University,  
**2008 – 2009** Student Assistant to Chris Dziejowski. Kennesaw State University.
- 2008** \* Attendee. Lecture and demo by artist Steven Assael. Kennesaw State University.  
\* Judge. Fulton County Reflections Competition.  
\* Story Board Artist for the short independent film Leapfrog directed by Michael Tillman
- 2007 – 2009**  
Co-President of Visions: Kennesaw State University Student Art Guild.

**Bibliography:**

- 2010** \* Williams and England, FORM 2010: Artistic Independence.  
  
\* Felicia Feaster, "Caprice on Canvas", The Atlantan, [May/June 2010]: pg. 30.
- 2009** Share Art & Literary Magazine Vol. 38 Issue 2. 2008 – Share Art & Literary Magazine Vol. 37 Issue 1.
- 2008** Share Art & Literary Magazine Vol. 37 Issue 2.



- APPROVED
- APPROVED WITH CONDITIONS
- REVIEWED & COMMENTED

6/28/13  
DATE

*[Signature]*  
REVIEWED BY

RCS# 2915  
7/15/13  
4:40 PM

Atlanta City Council

MULTIPLE            13-O-1140 THRU 13-O-1145; 13-O-1147;  
                         13-O-1168 THRU 13-O-1175  
                         ADOPT

YEAS: 10  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 2  
ABSENT 2

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

MULTIPLE