

#37

2441

~~13-0-1137~~

(Do Not Write Above This Line)

13-0-1175

AN ORDINANCE
BY COUNCILMEMBER CARLA SMITH

Carla Smith

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

ADOPTED BY
JUL 15 2013
COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1ST ADOPT 2ND READ & REFER
- PERSONAL PAPER REFER

Date Referred

7/1/13

Referred To:

Zoning

Date Referred

Referred To:

Date Referred

Referred To:

470187-1

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

- FINAL COUNCIL ACTION
- 2ND 1ST & 2ND 3RD
- Readings
- Consent V Vote RC Vote

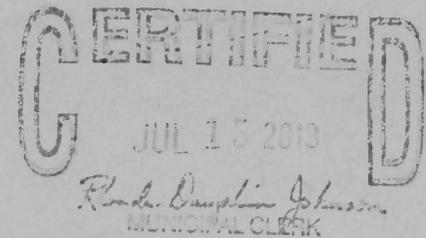
Committee *Zoning*
 Date *7/10/13*
 Chair *[Signature]*
 Action
 Fav, Adv, Hold (See rev.side)
 Other _____
 Members
Carla Smith
[Signature]
[Signature]
 Refer To _____

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 _____

CERTIFIED



MAYOR'S ACTION

APPROVED

JUL 24 2013

WITHOUT SIGNATURE
BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

~~13-0-1137~~

AN ORDINANCE
BY COUNCILMEMBER CARLA SMITH

Carla Smith

13-0-1175

AN ORDINANCE AUTHORIZING THE INSTALLATION OF PUBLIC ART ON GEORGIA AVENUE SE, ATLANTA, GA 30312, ACROSS FROM TURNER FIELD, 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

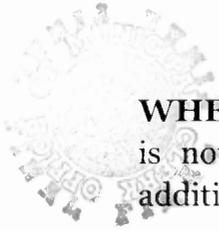
WHEREAS, the sponsor, Living Walls, and the Artist, Trek Mathews, ("Applicants") submitted an application for installation of Public Art consisting of spray paint and latex mural to be installed on Georgia Avenue SE, Atlanta, GA 30312 across from Turner Field; and

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 and spray paint mural to be installed on Georgia Avenue SE, Atlanta, GA 30312, across from Turner Field, 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,

A handwritten signature in black ink, appearing to be "K. L. ...", written over the text "A true copy," and "Deputy Clerk".

Deputy Clerk

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

JUL 15, 2013
JUL 24, 2013



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 881 Memorial Drive Atlanta, 30317

TELEPHONE NUMBER 321-262-6888 FAX NUMBER _____

E-MAIL info@livingwallsatl.com

NAME OF ARTWORK —

MEDIUM OF ARTWORK Spraypaint & latex

DIMENSIONS _____

PROPOSED LOCATION Georgia ave - across from Turner field

NAME OF ARTIST Trek Matthews

ATTACHMENTS



ATLANTA URBAN
DESIGN COMMISSION

DRAWING OR PHOTO OF WORK

APPROVED

DRAWING OR REPRESENTATION OF WORK IN CONTEXT TO ITS LOCATION

APPROVED WITH CONDITIONS

ARTIST'S RESUME

REVIEWED & COMMENTED

ARTIST STATEMENT REGARDING WORK

6/26/13
DATE

Jalil
REVIEWED BY

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 06/24/2013 SIGNATURE Munna

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 6/26/13 SIGNATURE Javel

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 6/24/13 SIGNATURE Camille Lone



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. 1 6-28A.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.



This mural is a fragment of memory; a deconstructed portrait of Summerhill's past & present, and a prophetic approach to its future. The land, which originally had been settled by Creek and Cherokee tribes, continued to see its evolution through European settlement and forwarded into a post-Civil War settlement for newly emancipated slaves. The figure on the left represents the earlier attempts to create the neighborhood and raise it to sustainability. As it is liberating itself from its previous boundaries and hardship, it establishes and forms the neighborhood. After years of growth, political and socioeconomic plight began to envelop it. This is symbolized in the middle figure facing the left and cradling the casted shadows of the previous efforts. The third figure is regaining and reconstructing the strength and potential of the neighborhood through urban renewal, as new organizations were made to help sustain Summerhill in its post-Olympic future. The figures are guides. They are spirits of prosperity and vehicles for change in one of Atlanta's most historical neighborhoods. I aim to brighten the area facing Turner field to attract visitors old & new to read into this rich history and become a part of it as well.



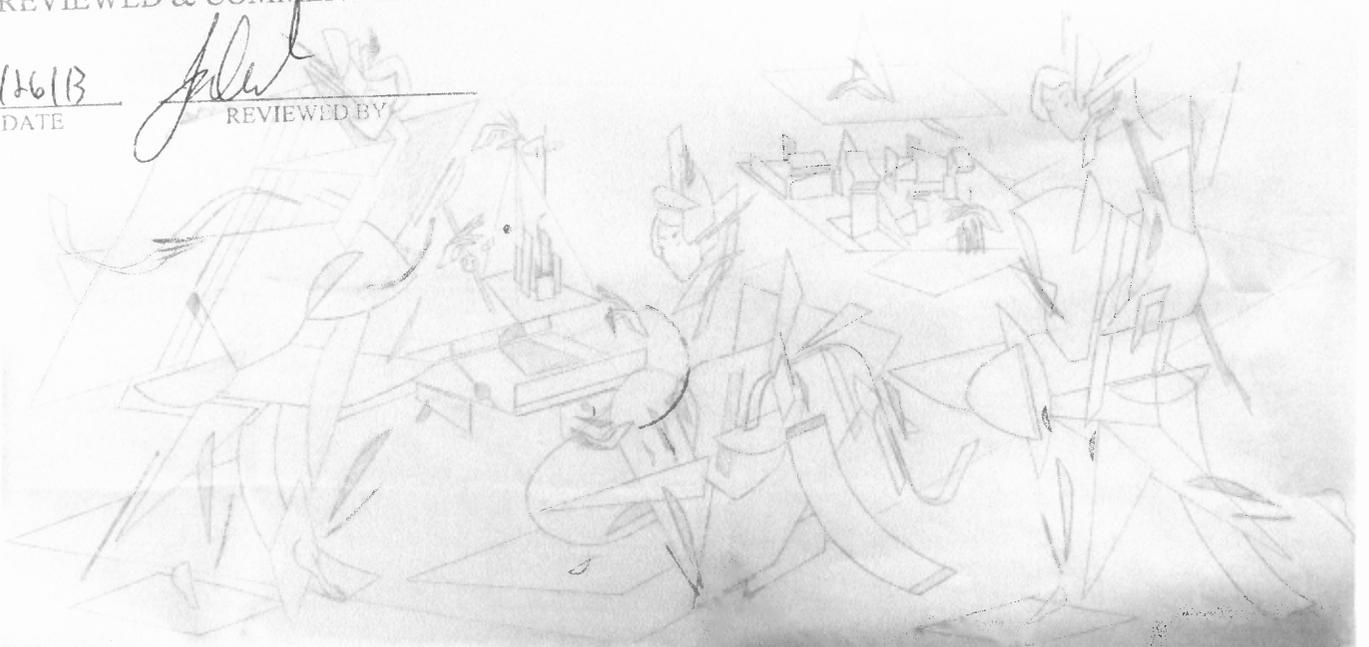


**ATLANTA URBAN
DESIGN COMMISSION**

- APPROVED
- APPROVED WITH CONDITIONS
- REVIEWED & COMMENTED

6/26/13
DATE

J. Lee
REVIEWED BY





Trek Matthews CV

Selected Exhibitions

Mason Murer :: Art Papers
Art Auction :: February 2013

Borderline :: Without Words
Group show :: January-February 2013

Fountain Art Fair :: Living Walls
Miami Art Basel 2012

ABV Gallery :: 50/50
Group show :: July-August 2012

Barbara Archer Gallery :: Talent Loves Company
Represented by Monica Campana & Living Walls, June-July 2012

Terminus Building :: Outside Inside
Curated by Monica Campana, May-August 2012

Hambidge 2012
Silent Auction & Live Painting, May 2012

Living Walls Concepts
Partner Show with La Pandilla, March 2012

Projekte :: Black & White
Group Show, January 2012

Young Blood :: What's Not to Love?
Group Show, February 2012

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