



City of Panama City Mural Application

Department of Planning & Economic Development
9 Harrison Avenue, Panama City, FL 32401
850-872-3025 ~ mlane@pcgov.org

1 Today's Date:
2 Has a change been requested for this property within the last year?
<input type="checkbox"/> Yes <input type="checkbox"/> No

Appointments are suggested for all application submittals, please call to schedule.

<p>3 Type of Request: (check only the box that best applies to the proposal)</p> <p><input type="checkbox"/> Type 1 A Type 1 Mural is defined as: A design which does not contain promotional or commercial advertising painted or drawn on a wall.</p> <p><input type="checkbox"/> Type 2 A Type 2 Mural is defined as: An original, one-of-a-kind unique design which contains limited references to the establishment, product, or service provided on the site which is painted or drawn on a wall on that site.</p> <p><input type="checkbox"/> Sign A Sign is defined as: Any writing (including letter, word, or numeral), pictorial presentation (including illustration or decoration), emblem (including device, symbol, or trademark, flag (including banner or pennant), or any other figure of similar character, that:</p> <p>(1) Is a structure or any part thereof, or is attached to, painted on, or in any other manner represented on a building or other structure; (2) Is used to announce, direct attention to, or advertise; and (3) Is visible from outside a building.</p> <p>A sign includes writing, representation, or other figures of similar character, within a building, only when illuminated and located in a window.</p>	<p>4 Property Location:</p> <p>Address of Subject Property _____</p> <p>Bay County Parcel ID #: _____</p> <p>The Subject Property is Located within which Districts:</p> <p><input type="checkbox"/> General Commercial 2 (GC-2) Site <input type="checkbox"/> CRA District <input type="checkbox"/> Downtown District</p> <p>5 Applicant Information:</p> <p>Name: _____</p> <p>Email: _____</p> <p>Sponsoring Organization (if any) _____</p> <p>Address: _____</p> <p>Phone 1: _____ Phone 2: _____</p> <p>City: _____ State: _____ Zip: _____</p> <p>I hereby certify that the information contained in this application is complete and accurately represents the proposed mural. I am familiar with Section 106-12A-1 to 106-12A-4 of the City's Land Development Regulation and agree to abide by these requirements as they relate to murals and their upkeep. I understand that the Mural Review Committee may take up to 30 days to complete it's review. In addition, I understand that I have a period of six (6) months from the date of issuance of the development order to initiate the project.</p> <p>Applicant's Signature: _____</p>
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6 Describe the mural below:

A. Mural Dimensions - Height: _____ Width: _____ Area: _____ square feet

B. Graphic Medium:

Paint (specify type) _____

Constructed (specify materials) _____

If constructed, specify anchoring method: _____

Other (specify) _____

C. Will the mural be lighted?

Yes (Specify type, location of lighting): _____ No

D. Time Frame: Anticipated Start Date: _____ Anticipated Completion Date: _____

E. Staging Area Requirements:

On-site only On public street or sidewalk

On adjacent property (please attach permission letter from property owner)

FOR CITY STAFF ONLY	
Fees Paid:	
Fees Collected: \$	_____
Check Number:	_____
Receipt No. :	_____

MURAL DEVELOPMENT ORDER NO.



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IF APPROVED, this Application becomes the MURAL DEVELOPMENT ORDER.

All work is to be done in compliance with the laws and ordinances of the City of Panama City, Florida and in conformity with the application, plans and specifications filed with and approved by the Planning and Economic Development Department. By reviewing and acting on the Mural Application, the City is not considering, assessing or acknowledging any responsibility for copyright, trademark and related matters. The research and assessment of copyright, trademark and related matters shall be the responsibility of the Applicant and the Artist.

- Approved**
- Conditionally Approved:** _____

- Denied:** _____

PLEASE PROVIDE:

- If this application is deemed to be a Type II Mural Application, then the application fee will be \$500. This fee will be refunded to the applicant once the mural has been installed, examined, and approved.
- Permission letter(s) from property owner and owner of the staging area, if needed.
- Project narrative describing:
 - the proposed design;
 - the materials to be used; and
 - the name of the designer or artist.
- Copy of the contract between the Artist and Property Owner and at least 2 examples of Artist's previous work.
- Plan-view of the site and mural location depicting information required;
- If mural is to be lighted: Lighting Plan indicating
 - type of lighting system;
 - location and intensity of fixtures; and
 - electrical plan.
- Rendering or reduced size copy of the proposed mural.

NOTE: In order for your application to be deemed complete, these items are required.



Criteria for Review

Applications will be evaluated based on the the criteria listed below. It is understood that some criteria will have more relevance than others depending on the proposed art work. This will be taken into account and the criteria weighed accordingly.

- Artist merit and quality: as substantiated by an artist's past history of exhibitions or sales, awards or other recognition, or an outstanding first work, as well as the inherent quality in terms of timeliness of vision, design, aesthetics & excellence;
- Intent of the Artist: concerning the meaning & proposed or desired effect of the work as public art upon the viewing public, as rationalized & elaborated upon in the project description;
- Significance: creating a sense of excitement in public spaces & presenting fresh ways of seeing the community & city reflected;
- Safety & durability: including the ability of the artwork to withstand weather conditions, as well as structural & surface integrity;
- Unrestrictive public viewing: primarily the opportunity for public access, but also suitability for public participation, social & political attitudes, & functional considerations; &
- Installation & maintenance of the work: from practicality of fabrication & transport, to installation.


**IF THE PROPOSAL IS
DEEMED TO BE A SIGN IN-
STEAD OF A MURAL, THE AP-
PLICANT WILL NEED TO FILL
OUT A SIGN APPLICATION.**

Companion Application, if needed:

- Sign Application

MURALS:

Sec. 106-12A-1. Intent for Murals. The intent of this section is to regulate the location, construction and manner of display of murals in order to preserve the aesthetic appeal of the City and to promote appropriate visual expression by defining what constitutes a mural and to provide penalties for violation of the provisions thereof. To achieve its intended purpose, this section has the following objectives:

1. Differentiate between graffiti, murals and signs;
2. Prevent visual expression that may be offensive, is of a political nature, religious nature or is derogatory; and
3. Encourage the design and placement of private murals for public display that promote or enhance the character of the City.

Sec. 106-12A-2. Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them, except where the context clearly indicates a different meaning:

Grffiti: Any writing or drawings that have been scribbled, scratched, or painted illicitly on a wall or other public or private surface.

Mural: There are two types.

Type 1: A design or representation which does not contain promotional or commercial advertising painted or drawn on a wall.

Type 2: An original, one-of-a-kind unique design or representation which contains limited references to the establishment, product, or service provided on the site which is painted or drawn on a wall on that site.

Sign: Any writing (including letter, word, or numeral), pictorial presentation (including illustration or decoration), emblem (including device, symbol, or trademark), flag (including banner or pennant), or any other figure of similar character, that:

- (1) Is a structure or any part thereof, or is attached to, painted on, or in any other manner represented on a building or other structure;
- (2) Is used to announce, direct attention to, or advertise; and
- (3) Is visible from outside a building.

A sign includes writing, representation, or other figures of similar character, within a building, only when illuminated and located in a window.

This definition does not include designs or representations which are a Type 1 or Type 2 Mural.

Sec. 106-12A-3. Murals.

a. Type 1 and Type 2 Murals are allowed only in the following zoning districts, subject to the restrictions set forth in this section:

1. General Commercial-2 (GC-2);
2. All CRA Districts; and
3. Downtown Districts (DTD, StAD).

b. Murals may not be placed on the primary façade of the structure. Exceptions can be applied for, reviewed by the committee, and approved when the nature of the business is creative, artistic or some other special circumstance is presented.

c. Murals may only be placed directly on unimproved concrete, concrete block, brick, or metal façades. However, should the applicant desire to have a mural constructed off-site in moveable panels to be installed on said façade, the attachment of said panels must comply with applicable building codes, subject to required permits and inspection; must not cover window or door openings unless properly sealed in compliance with applicable building codes, the attachment devices must not compromise the structural integrity of the surface to which the panels are attached, and said panels must be securely attached to prevent failure due to weather conditions, vandalism or age.

d. Murals shall be maintained in good repair, free from peeling paint or damage due to age, weather, vandalism or the like. Failure to maintain a mural in good repair may result in notification by the Code Enforcement Officer and, if necessary, appropriate enforcement action by the City, including recovery of related expenses for enforcement.

e. Prior to installation of a Mural, the property owner or tenant (with written permission of the property owner) shall apply at the City’s Planning Department for a determination of whether the proposed design or representation is a Sign, a Type 1 Mural or a Type

2 Mural. The application with fee, as determined by City Commission, shall be reviewed for compliance with this section.

f. Murals shall not contain words (in any language), symbols or representations that are obscene, offensive, of a political nature or are derogatory.

g. The City Commission, at its discretion, may designate a three person review committee to review mural design for compliance with this section. The committee, at its discretion, may refer the mural design to the Planning Board for further review.

h. Following the determination:

1. If the proposed design or representations is determined to be a sign, the applicant shall comply with all further review and requirements of Chapter 106, Sign Regulations before creating or installing the sign.

2. If the proposed design or representation is determined to be a Type 1 Mural, no further review or action is necessary before creating or installing the mural.

3. If the proposed design or representations is determined to be a Type 2 Mural, the applicant shall obtain a determination of whether the Type 2 Mural complies with all requirements of this section before creating or installing the mural.

i. Type 2 Murals may be allowed if:

1. The graphics, words, and/or symbols referencing the establishment, product, or service are limited in scope and dominance, and not readily construed as commercial advertising. References must be subtle and integrated into the overall mural design.

2. The references to an establishment, product, or service are not to be in the form of traditional building signage. Traditional signs on the same wall will be reviewed separately under applicable sign requirements.

j. Where numbers of signs or maximum square footages apply to a particular location, a Mural shall not count as a Sign nor figure into the allowable Sign area.

k. Any licensed, copyrighted, or trademarked characters or likenesses used on any murals must have permission from the holder or owner of the license, copy-

right or trademark.

Sec. 106-12A-4. Penalties and Remedies for Violations. Any person violating any provision of this ordinance shall be deemed responsible for a civil infraction. Penalties may be imposed as set forth in Section 102-114 of the City's Land Development Regulations.

In addition to the foregoing, any violation of this ordinance shall be deemed a nuisance per se, permitting the City Commission, its officers, agents or any private citizen to take such action in any Court of competent jurisdiction to cause the abatement of such nuisance, including injunctive relief.

ORDINANCE



City of Panama City

Department of Planning & Economic Development
9 Harrison Ave. Room 203, Panama City, FL 32401
850-872-3025 ~ plus@pcgov.org

City of Panama City Mural Application Process

Thank you for your interest in creating a mural within the City of Panama City whether it's located in a General Commercial-2 (GC-2), Community Redevelopment District (CRA) or Downtown Zoning District (DTD or StAD). There are five steps to the application process.

☞ **STEP 1: Define your mural project.** Is it a Type I or Type II Mural? Or Is it really considered a sign by the City's Codes?

A Type I Mural is defined as: A design which does not contain promotional or commercial advertising painted or drawn on a wall.

A Type II Mural is defined as: An original, one-of-a-kind unique design which contains limited references to the establishment, product, or service provided on the site which is painted or drawn on a wall on that site.

A Sign is defined as: Any writing (including letter, word, or numeral), pictorial presentation (including illustration or decoration), emblem (including device, symbol, or trademark, flag (including banner or pennant), or any other figure of similar character, that:

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A sign includes writing, representation, or other figures of similar character, within a building, only when illuminated and located in a window.

☞ **STEP 2: Fill out both sheets of the Panama City Mural Application (attached).** Submit the application (and fee, if applicable) to the City's Planning and Economic Development Department at the above referenced location or email: mlane@pcgov.org.

Once received, a project file will be created. The Planning staff will validate if the proposal is a Type I or Type II application. Type I applications will be reviewed and approved by the Planning staff, if everything is complete. Type II applications will need to be forwarded to the Review Committee Members for their comments, suggestions, etc.

☞ **STEP 3: The Panama City Mural Application will be forwarded to the Mural Review Committee, if necessary.** Within 2 to 3 days of receipt to the City's Planning and Economic Development Department will forward to the Mural Review Committee for placement on the Mural Committee's "special called" meeting for recommendation.

The Committee is comprised of three lay-people who may recommend or request more information regarding the mural project.

The Committee Meetings will not be scheduled until after the receipt of the application. While reviewing the application, a committee member may contact the applicant regarding questions they may have.

☞ **STEP 4: If the application is deemed a Type II Mural, the Panama City Mural Review Committee will review the application(s).** The Mural Review Committee will review the packet and determine if it is approved, approved with certain conditions or denied.

Once approved by the Committee, the Planning staff will assign a development order number to the application. Copies will be made of the application and it will be returned to the applicant as a development order to do the mural.

☞ **STEP 5: Upon completion of the Mural, the Applicant alerts the City that it is complete.** The Planning staff will alert each of the Mural Review Committee members to inspect the end result. If the mural is completed as approved, then the Application fee is returned to the applicant.