

**Planning Advisory Board
Commission Chambers
City Hall
Kissimmee, Florida
Wednesday, March 17, 2021
6:00 P.M.**

MEMBERS

Robert Bussiere, Chairman, (Absent)
Jeff Wolff, Vice Chairman)
Debra Buxton
Tom Kapp
Robert Spalding
Jackie Espinosa, (Absent)
Fatima Santiago
Jaime Carnevale, (School District), (Absent)

STAFF

Douglas Etheredge, Assistant Director
David Bridle, Planner I
Kalanit Oded, Deputy City Attorney
Yolanda Hazley, Planning Technician

Member Espinosa called the meeting to order at 6:00 p.m.

II Moment of silence and Pledge of Allegiance.

III Minutes

Member Kapp made a motion to approve the minutes of March 3, 2021 Planning Advisory Board Meeting. Seconded by Member Spalding.

Chairman Bussiere	Aye	Member Kapp	Aye
Vice Chairman Wolff	Aye	Member Spalding	Aye
Member Buxton	Aye	Member Santiago	Aye

Motion carried 6-0.

IIII OLD BUSINESS

IV NEW BUSINESS

A. Osceola Arts “ARTISNOW” Public Murals, Authorization True Work of Art, DRC#21-00008, request approval of a Authorization of A True Work of Art

Assistant Director Etheredge stated that this is a request for Approval for authorization of a true work of art to allow murals to be painted on portions of two (2) separate building walls located within the Neighborhood Open (T4-O) and Mixed Use Center (T5-M) transect zoning districts.

Vice Chairman Wolff asked for clarification if this request meets the criteria on the front façade of the building.

Assistant City Attorney Oded stated that this meets the criteria for True Work of Art and there are no restrictions for that under the LDC (Land Development Code).

Vice Chairman Wolff also stated that he feels the artwork shouldn't be displayed on the front of the building.

Marilyn Cortes, Osceola Arts, 2411 E. Irlo Bronson Memorial Hwy, representing the applicant stated that they have received very positive responses regarding the murals and was available for any questions in regards to the murals.

Member Kapp stated that he feels that this is not appropriate to be placed on the front of the building, but wouldn't be opposed to it being placed on the side of the building.

Chairman Bussiere asked for clarification if it is explicitly stated in the Code that a True Work of Art cannot be placed on the front of the building.

Assistant Director Etheredge stated that there is nothing outlined in the Code that states that; Staff feels that this meets the intent of the Code, but it is at the disclosure of the Board to interpret what they feel should or should not be allowed.

Vice Chairman Wolff stated that based off of the CRA District this request should be based on a façade improvement.

Assistant Director Etheredge stated as it stands Staff has to go by what the Code currently allows.

The Board had a discussion about the location of where the mural should be placed.

Staff recommends approval for the following reasons:

Compliance with Section 14-11-16 of the Land Development Code as the mural is a true work of art and not a sign as defined by Section 14-11 and that the proposed mural is compatible with the character of the surrounding area in terms of size, style, colors, materials, general appearance and location.

Staff recommends approval subject to the following 4 conditions:

1. The murals and subject building walls shall be conducted in accordance with the attachments.

2. No signage or direct association of the establishments shall be permitted within the murals.
3. Existing or proposed signage shall not be incorporated into the murals.
4. Subject to review and approval of Right-Of-Way/Easement Utilization permits and conditions.

Vice Chairman Wolff made a motion for approval subject to 4 conditions amending condition #1. Seconded by Member Kapp

1. **The American Legion mural at 205 Lakeview Drive and subject building wall shall be conducted in accordance with the attachments. The Fraternal Order of Eagles mural at 15 West Darlington shall be relocated to the side or rear building walls.**
2. **No signage or direct association of the establishments shall be permitted within the murals.**
3. **Existing or proposed signage shall not be incorporated into the murals.**
4. **Subject to review and approval of Right-of-Way/Easement Utilization permits and conditions.**

VI Discussion

VII HEARING CHAIRMAN AND BOARD MEMBERS

No Discussion

VIII ADJOURN

The Board adjourned the meeting at 7:10 p.m.


Chairman Bussiere, Chairman
Planning Advisory Board


Douglas Etheredge, Assistant Director
Development Services Dept.

In accordance with Florida Statute 286.0105, any person wishing to appeal any decision made by the Planning Advisory Board with respect to any matter considered at such meeting or hearing will need a record of the proceedings, and for such purposes may need to ensure that a verbatim record of the proceeding is made, which includes the testimony and evidence upon which the appeal is made.
In accordance with Florida Statute 286.26, persons needing assistance to participate in any of these proceedings should contact the office of the City Clerk at (407) 518-2309 prior to the meeting.