

**TOWN OF OLDS  
BYLAW NO. 2021-01**

A bylaw of the Town of Olds, in the Province of Alberta, pursuant to provisions of the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta 2000, and amendments thereto, to provide for the amendment of Land Use Bylaw No. 01-23

**WHEREAS** Section 639 of the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta 2000, and amendments thereto, provides that every municipality must pass a land use bylaw; and

**WHEREAS** the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta 2000, and amendments thereto, permit a Council by bylaw to amend the Land Use Bylaw; and

**WHEREAS** the Council of the Town of Olds deems it necessary and expedient to amend Land Use Bylaw No. 01-23

**NOW THEREFORE, the Council of the Town of Olds duly assembled enacts as follows:**

1. That Section 1.3 Definitions is amended by adding the following definition of "mural" where it would appear in alphabetical order:

"**mural**" means a picture, scene, graphic or diagram displayed on the exterior wall or surface of a building for the primary purpose of decoration or artistic expression and not created to solely display a commercial message or depiction;"

2. That Section 1.3 Definitions is amended by adding the following definition of "sign" where it would appear in alphabetical order:

"**sign**" means any device, except a mural, used to identify or advertise a place of business or a product, whether words or numbers are used or not."

3. That Schedule D: Signs Section 3.0 Definitions is amended by replacing the definition of "sign" with the following:

"**sign**" means any device, except a mural, used to identify or advertise a place of business or a product, whether words or numbers are used or not."

4. That Schedule D: Signs Section 3.0 Definitions is amended by deleting the following definition and related graphic:

"**supergraphics**" means a graphic design painted on a building, which does not convey a defined advertising message or logo and includes a mural."

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5. That Schedule D: Signs Section 3.0 Definitions is amended by deleting the following from the definition of "painted wall sign":

"and also includes supergraphics"

6. That Schedule C: Land Use District Regulations is amended by adding "Murals" to the list of discretionary uses where it would appear in alphabetical order in the following Districts:

College COL  
Central Commercial C1  
Highway Commercial CH  
Highway Commercial A CHA  
Shopping Centre Commercial C-SC  
Neighbourhood Commercial CN  
Light Industrial I1  
Heavy Industrial I2  
Industrial Business IB  
Recreation Facility RF  
Direct Control 4 DC 4  
Direct Control – Mixed Use 1 DC-MU1

7. That Schedule C: Land Use District Regulations is amended by adding "Murals if affixed to a building containing a public and quasi-public use" to the list of discretionary uses where it would appear in alphabetical order in the following Districts:

Low Density Residential R1  
Country Residential R5  
Country Residential A R5A

8. That the following is added as Schedule D-1: Murals after Schedule D: Signs:

## **SCHEDULE D-1: MURALS**

### **1.0 General Purpose**

The purpose of this section is to regulate and provide direction for the development of murals as a means of adding visual appeal.

### **2.0 Applications**

- (1) Notwithstanding Section 2.3 (1)(a) and (b), an application for a development permit for a mural shall be accompanied by the following:
- (a) name and address of the applicant;
  - (b) name and address of the lawful owner of the property and building to which the mural is proposed to be affixed (if different from the applicant);
  - (c) location of the mural, including legal description and civic address;

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- (d) elevation drawing showing placement of the mural on the building including dimensions for height, width and area of the mural;
  - (e) site plan of the property showing the mural location relative to property lines, approaches or driveways, existing building(s) and existing signs;
  - (f) detailed illustration of the mural indicating:
    - (i) content and design of the mural including colours and materials;
    - (ii) if the mural will be illuminated and the proposed manner of illuminating the mural;
    - (iii) means to be used to affix the mural to the building; and
  - (g) a written artist's statement that describes the concept, message and interpretation of the mural; and
  - (h) such additional information as the Development Officer deems necessary.
- (2) Notwithstanding Section 2.3 (1)(a) and (b), an application for a development permit for a mural shall not be considered complete and final and received for processing until:
- (a) the Development Officer determines that all the information needed to assess the application has been provided by the applicant; and
  - (b) written confirmation from the Public Art Advisory Committee established by the Town of Olds has been provided to the Development Officer indicating that the Committee has reviewed the proposed mural and deemed the content to be acceptable.
- (3) Upon receipt of the items listed in Section 2.0 (1) of Schedule D-1 from the applicant, the Development Officer shall forward these items and any additional information pertaining to the application to the Public Art Advisory Committee. The Public Art Advisory Committee shall provide their written review and comments on the application to the Development Officer within 30 calendar days of the date that the application materials were provided to the Committee by the Development Officer.

### **3.0 General Provisions**

- (1) No more than one mural shall be allowed per building unless otherwise specifically authorized by the Development Authority.
- (2) The location, content, construction materials and size associated with the mural shall be to the satisfaction of the Development Authority.
- (3) No mural shall be applied to a building in a manner that has a negative effect on historically significant elements of a building or key architectural features that define the overall appearance or character of a building.
- (4) The mural must be a painting or other decorative work (artistic rendering/scene) and no mural shall be created to solely display a commercial message or depiction.
- (5) The Development Authority may require that the mural content be reflective of the Town's history or heritage.

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- (6) Display of text, including a business name or commercial message, within a mural shall not exceed ten percent (10%) coverage of the mural surface area, up to a maximum coverage of 9.3 m<sup>2</sup> (100 ft<sup>2</sup>).
- (7) No mural shall contain or portray the following:
  - (a) obscene or offensive language, symbols or messages;
  - (c) hateful language, symbols or messages;
  - (d) racist or exclusionary imagery or messages;
  - (e) political viewpoints;
  - (f) religious viewpoints; or
  - (g) any content that is or has the potential to cause divisiveness in the community.
- (8) Murals may be encouraged to have a linkage to:
  - (a) historical events or periods that impacted the community;
  - (b) residents who have helped build the community;
  - (c) representative landscapes and physical environments;
  - (d) current and past area functions and activities; and/or
  - (e) local culture.
- (9) Where lighting of a mural surface is proposed, all light shall be directed to the mural surface and not cause any spill over light onto other parts of the building, property or adjacent land.
- (10) The owner(s) of a building with a mural shall be responsible for maintaining the mural in a proper state of repair and shall:
  - (a) keep it properly painted at all times;
  - (b) ensure that all structural elements needed to support the mural are properly attached and meet applicable safety standards; and
  - (c) clean all mural surfaces as it becomes necessary.

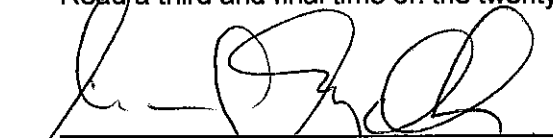
9. This Bylaw comes into force on the date it is passed.


Read for a first time on the twenty-second day of February, 2021

Public Hearing held on the twenty-second day of March, 2021

Read a second time on the twenty-second day of March, 2021

Read a third and final time on the twenty-second day of March, 2021

  
Michael Muzychka, Mayor

  
Michael Merritt, Chief Administrative Officer

SIGNED by the Chief Elected Official and the Chief Administrative Officer this twenty-third day of March, 2021.

