

ORDINANCE NO. 04-16-2025

**AN ORDINANCE AMENDING ZONING ORDINANCE NO. 1989-1-A AS AMENDED,
ADOPTED BY REFERENCE AS CHAPTER 153 OF THE MELROSE CITY CODE,
AMENDING SECTION 700 – SIGN REGULATIONS**

THE CITY COUNCIL OF THE CITY OF MELROSE, ORDAINS AS FOLLOWS:

SECTION 1. Section 700 of Melrose Zoning Ordinance No. 1989-1-A, as amended, and adopted by reference as Chapter 153 of the Melrose City Code, is hereby amended by adding the following:

716. Murals

.01 Interim Use Permit Required.

Murals may be allowed by Interim Use Permit only on property zoned C-1, subject to the following regulations:

- (1) Murals shall not:
 - (a) Imitate or appear to imitate official traffic signs;
 - (b) Obscure or conceal safety equipment, lock boxes, or building numbers;
 - (c) Incorporate advertising for businesses or products;
 - (d) Incite lawless actions;
 - (e) Convey threats of violence against any person or persons; or
 - (f) Predominantly appeal to prurient sexual interests
 - (g) Contain profanity or derogatory language.
- (2) Murals on buildings are limited to a maximum coverage of 100% of the building wall area on which it is affixed.
- (3) No more than one wall on any structure may be covered by a mural.
- (4) Murals may not be affixed to building walls facing Main Street.
- (5) No more than 30% of any mural project may contain words, letters, or numbers.
- (6) No portion of a mural may extend beyond the surface on which it is installed.
- (7) Electrical, mechanical, or structural components that produce motion, flashing, scrolling, sequential lighting, or any other effect of movement are not permitted as component or feature of a mural.
- (8) The design must be reflective of the community and its history, with a focused theme.
- (9) The Council, upon recommendation of the Commission, may establish such additional conditions as are appropriate and necessary to protect the public health, safety, and welfare. Such conditions may include a provision that the property owner certify on a periodic basis

that the terms and conditions of the interim use permit have been met and that the mural has been maintained in a manner consistent with the maintenance plan.

.02 Maintenance.

- (1) All murals shall be properly maintained.
- (2) A mural is considered to be in a state of disrepair when not preserved in accordance with the maintenance plan.
- (3) Exposed mural surfaces shall be clean and painted if paint is required.
- (4) Defective parts shall be replaced.
- (5) Any mural or any structure to which a mural is affixed that may be, or that may hereafter become, rotted, unsafe or unsightly shall be repaired or removed by the owner or manager of the property upon which the mural stands, at their expense, upon written notice of the Zoning Officer.
- (6) The Zoning Officer or Building Official shall have the right to order the repair or removal of any mural which is defective, damaged, substantially deteriorated, or not preserved in accordance with the maintenance plan.
- (7) The owner of the property on which the mural is situated shall be responsible for ensuring that murals on the property are properly maintained.

.03. Administration.

(1) Interim Use Permits.

- (a) No mural shall be erected, altered, reconstructed, or moved in the City without first securing an interim use permit from the City, unless specifically waived within this Section or elsewhere in the Ordinance.
- (b) Application for the interim use permit shall be in writing addressed to the issuing authority and shall contain the following information:
 - (1) Names and addresses of the owners of the property on which the mural will be located;
 - (2) The address of the property on which any murals are to be affixed;
 - (3) The names and addresses of the persons affixing the murals;
 - (4) The lot, block, and addition at which the murals are to be affixed;
 - (5) A complete set of plans showing the necessary elevations, distances, size, content, and details to fully and clearly represent the construction and placement of the murals;
 - (6) A maintenance plan for the murals based on the type and durability of the materials used to affix the mural;
 - (7) Approximate start and end dates for completion of the mural.

(2) Fees.

The fee for an application to the Planning Commission and all mural interim use permits shall be established by the Melrose City Council.

(3) Enforcement.

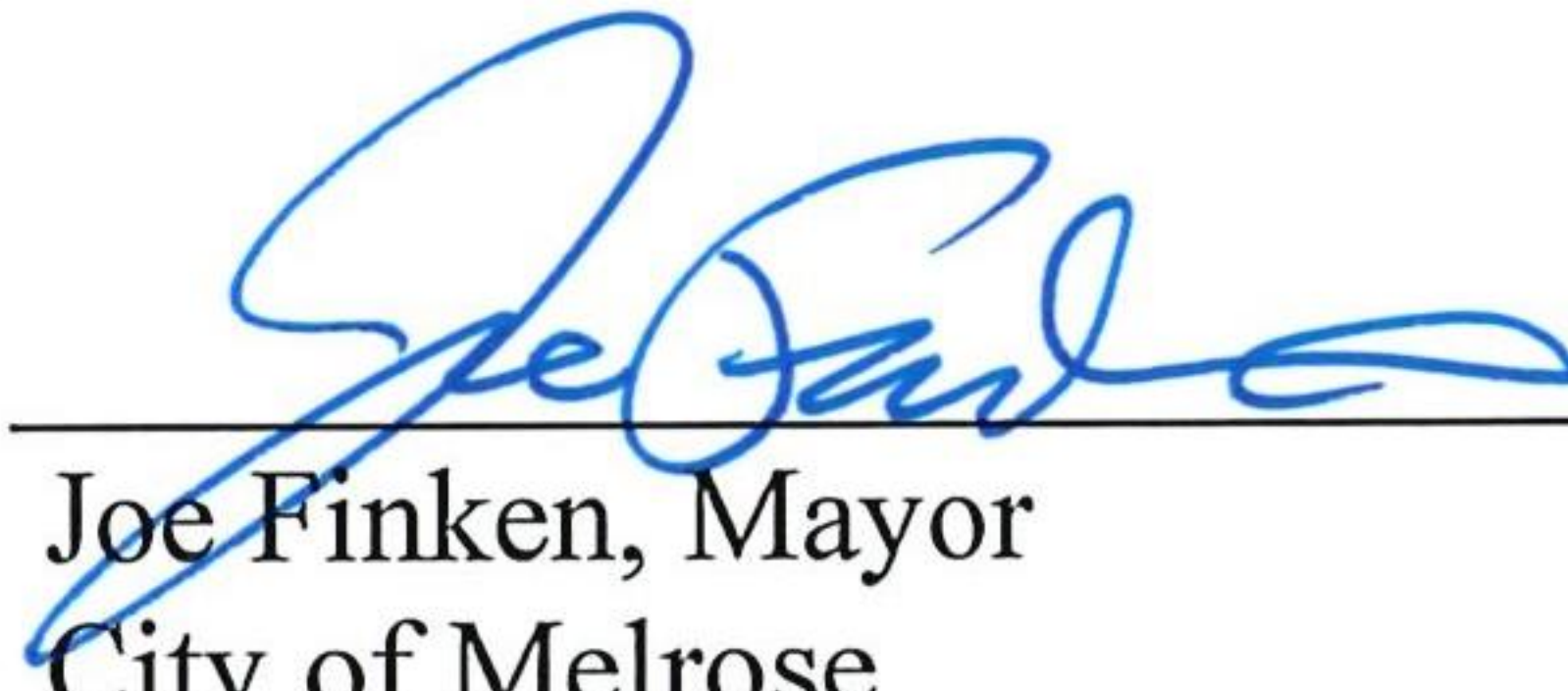
- (a) The Zoning Officer is empowered to enforce the provisions of this Ordinance as necessary to carry out the purpose of this Ordinance.
- (b) The Zoning Officer shall cause the removal of any mural that endangers the public safety such as an abandoned, dangerous, or structurally defective mural, or a mural that is not maintained according to the maintenance plan, or a mural for which no interim use permit has been issued.
- (c) A notice of violation shall be mailed to the property owner citing the violation. If the violation is not corrected within 10 days, the City shall have the authority to remove the mural.

(4) Declaration of Public Nuisance.

Any mural that endangers the public safety such as an abandoned, dangerous, or structurally defective mural, or a mural that is not maintained according to the maintenance plan, or a mural for which no interim use permit has been issued is a public nuisance and subject to abatement in accordance with Melrose City Code Chapter 93.

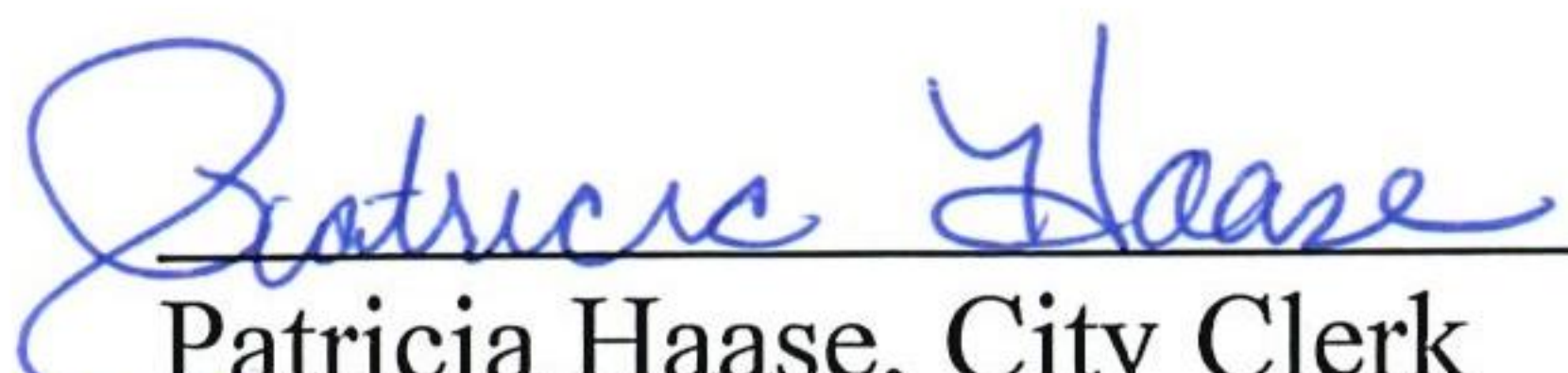
SECTION 2. Effective Date. This Ordinance takes effect upon its passage and publication according to law.

Adopted by the Melrose City Council on April 16, 2025.



Joe Finken, Mayor
City of Melrose

ATTEST:



Patricia Haase, City Clerk

Published in the Star Post April 23, 2025.