



## Public Art Contributions

### What is a public art?

Public art commissioned under Policy No. 7.5.13 - Percent for Public Art (Percent for Public Art Policy) is broadly defined as artwork created by professional artists to enhance the public sphere. The works are site-specific and aim to add character and distinction to a development and surrounding neighbourhood. It is recommended that the developer commissions an artist early in the development process so that the artist and architect can work together on complementary designs.

### Where can public art be located?

Public art work can be located either on private property or public land that contributes to the public realm and is situated so as to be clearly visible to, or accessible by, the general public.

### When is a public art contribution required?

#### Commercial and Mixed-Use Developments

Proposals for commercial and mixed residential/commercial development over the Threshold Value (\$1,092,000) are required to contribute to public art.

#### Residential Developments

Proposals for residential development over the Threshold Value (\$1,092,000) that meet **all** of the following criteria are required to contribute to public art:

- Comprise of ten (10) dwellings or more; and
- With a height of three (3) stories or more; and
- Zoned District Centre, Commercial, Residential/Commercial or Residential R60 and above.

### How much is the public art contribution?

A public art contribution is **one percent** (1%) of the total cost of construction. The total cost of construction is required to be provided on the development application form. The City will use the figure provided on the development application form to determine if a public art contribution is required, and if so, what the required contribution amount is.

### Options for Providing Public Art

There are two options available for the provision of public art:

#### Option 1 – the applicant/landowner coordinates the public art contribution

- Following the issuing of a development approval, the landowner is to sign a statutory declaration stating that they have elected to coordinate the public art contribution themselves. The statutory declaration is to be submitted to the City.
- The applicant/landowner engages an art consultant to procure the public art.
- The applicant/landowner meets with the City's Arts Team to discuss the initial public art concept and desired location of the work.
- The art consultant will prepare a brief, an expression of interest, collect submissions and arrange a panel to assist in choosing the right artwork for the development.
- The application for artwork approval is submitted to the City and provided to the Arts Advisory Group for comment.
- The application for artwork is assessed. If approved, notification will be provided in writing. If the artwork is not approved this will be discussed as to why and a revised application will need to be submitted.
- A plaque must be installed, by the developer, next to the artwork to acknowledge the artist and the City.
- The public artwork **must be completed prior to the first occupation of the new development** and a notice of artwork completion form must be submitted to the City.

## Option 2 – the City coordinates the public art contribution and the applicant/landowners pays a cash in lieu contribution

A 15 percent discount is applied if you choose to provide public art through a cash in-lieu payment to the City of Vincent.

- Following the issue of a development approval, the landowner is to sign a statutory declaration stating that they have elected to pay a cash in lieu contribution. The statutory declaration is to be submitted to the City of Vincent.
- The City will provide an invoice for the 1 percent contribution, **minus the 15 percent discount for selection cash in lieu.**
- The payment for the cash in lieu contribution is **due at the time the building permit is lodged.**
- Using the contributed funds, the City will install a Council approved artwork on public land within the municipal boundaries. The City may pool funds from multiple developments to procure a public artwork.

### Types of Public Art

There are six forms of public art available, as detailed in the below graphic:



### What is not considered as Public Art?

- Business logos, wording or names related to the development or owner/applicant.
- Directional elements such as supergraphics, signage or colour coding.
- Works which are not in clear public view "Art objects" which are mass produced such as fountains, statuary or playground equipment.
- "Off-the-shelf" art and/or reproductions.
- Landscaping or architectural elements which would normally be associated with the project.
- Artworks which block or obscure shopfronts or pedestrian movement in the public realm.

### Timeframe to consider public art proposals

The timeframe for assessment and consideration by the Arts Advisory Group is approximately four weeks to six weeks. Should the matter require referral to Council for consideration, an additional four weeks may be required.

### Does public artwork require building approval?

Depending on the type of public art and the location of the public art, additional development approvals (planning) and building permits may be required. For example:

- If the public art is proposed to be located on the side of a building, a building permit may be required to ensure the structural integrity of the art work. The consent of the neighbouring property may also be required if the art work is encroaching onto the adjoining land; and
- Development approval may require if the public art work is proposed to be located within the front setback area or within a regional road reserve.



Do you have more questions?

Common Questions	Contact Officer	Phone Number
Is a public art contribution required?	Duty Planning Officer	9273 6000
Public art approval process?; or Types of public art?; or Public art being located on public land?	Arts and Activation Officer	9273 6000
Is a building permit required for my public art contribution?	Building surveyor	9273 6000

**Disclaimer:** *This information is produced by the City of Vincent in good faith and the City accepts no responsibility for any ramifications or repercussions for providing this information. Verification with the original Local Laws, planning schemes and other relevant documents is recommended for detailed references.*