

**Report to  
Rapport au:**

**Planning Committee  
Comité de l'urbanisme  
22 May 2018 / 22 mai 2018**

**and Council  
et au Conseil  
13 June 2018 / 13 juin 2018**

**Submitted on April 25, 2018  
Soumis le 25 avril 2018**

**Submitted by  
Soumis par:  
Councillor / conseiller Jeff Leiper**

**Contact Person  
Personne ressource:  
Councillor / conseiller Jeff Leiper  
(613) 580-2485, [Jeff.Leiper@ottawa.ca](mailto:Jeff.Leiper@ottawa.ca)**

**Ward: KITCHISSIPPI (15)**

**File Number: ACS2018-CCS-PLC-0007**

**SUBJECT: EXEMPTION TO PERMANENT SIGNS ON PRIVATE PROPERTY BY-  
LAW - MURAL AT 93 CARRUTHERS AVENUE**

**OBJET: EXEMPTION AU RÈGLEMENT RÉGISSANT LES ENSEIGNES  
PERMANENTES SUR DES PROPRIÉTÉS PRIVÉES – MURALE AU 93,  
AVENUE CARRUTHERS**

#### **REPORT RECOMMENDATIONS**

**That Planning Committee recommend that Council approve an exemption to  
Section 142 of the Permanent Signs on Private Property By-law 2016-326, as  
amended to:**

1. **allow a mural on a residential building in a residential zone, which has not been subject to graffiti, located on the south wall at 93 Carruthers Avenue facing Lyndale Avenue;**
2. **allow this request beyond the general application process for minor variances found in the delegation of authority provisions By-law 2016-326.**

## **RECOMMANDATIONS DU RAPPORT**

**Que le Comité de l'urbanisme recommande au Conseil d'approuver une exemption à l'article 142 du Règlement régissant les enseignes permanentes sur des propriétés privées (n° 2016-326), comme il a été modifié afin :**

1. **permettre l'application d'une murale sur le mur sud d'un bâtiment résidentiel sis au 93, avenue Carruthers, et faisant face à l'avenue Lyndale, dans une zone résidentielle, et qui n'a pas fait l'objet de graffiti;**
2. **d'élargir cette approbation au-delà du processus général de demande de dérogations mineures figurant dans les dispositions sur la délégation de pouvoirs du Règlement n° 2016-326.**

## **BACKGROUND**

The City of Ottawa's Mural Program has been successful in supporting arts and culture, deterring graffiti, and adding a unique layer of beauty and character to our City. As part of this process, the Building Code Services Branch reviews mural proposals to assess compliance with the Permanent Signs on Private Property By-law with respect to location, appropriate zoning and mural content. A mural approval does not require a permit and there is no fee for the associated staff review.

The property is zoned, Residential Fifth Density (R5L) under the City's Zoning By-Law. By-law 2016-326, does not permit murals on residential buildings or structures in a residential zone unless the property directly abuts a commercial, industrial or institutionally zoned property and has a documented history of graffiti. The surrounding area around the subject building is residential. There has been no reported incidents of graffiti at this location. The property consists of a two-storey building clad in painted brick veneer. Although the building is in a heritage district, a mural would be permitted on the brick façade as the elevation is already painted.

The owner of 93 Carruthers Avenue has proposed to fund a mural on the south-facing wall of the residential property facing Lyndale Avenue. He has secured local artist

Daniel Martelock to design and complete the mural, which will feature depictions of Martelock's stylized sparrows, adding a warm vibrancy and friendly intrigue to the neighbourhood.

## **DISCUSSION**

The property owner has requested this exemption to the Sign By-law to beautify the otherwise blank side-yard elevation of his rental property and to promote the local arts within the community. The placement of the mural on the south-facing wall of 93 Carruthers will not be obtrusive to local residents, and will invigorate the immediate vicinity. Although not a wall subject to reported graffiti, having a mural at this location can lessen the possibility of this wall being tagged in the future.

The theme of the mural will speak to the nature of the Mechanicsville Community through the depiction of the sparrow. The artist notes that the sparrow is a strong survivalist bird that withstands Ottawa's various seasonal climates. Mechanicsville is an area of Ottawa with a strong socioeconomic diversity, and the mural would represent the strength of this vibrant and healthy community (Document 1).

The mural will be visible to traffic travelling down Lyndale and those residing south of the location (Document 2). The immediate neighbours (who are predominately tenants) and the Mechanicsville Community Association have been consulted, and encourage the project.

## **RURAL IMPLICATIONS**

There are no specific rural implications associated with this report.

## **CONSULTATION**

The current tenants of 93 Carruthers Ave have been consulted and are in support of the mural. The neighbours across the street at 88 Caruthers Ave have also been consulted and are in support of the mural. A tenant of 93 Carruthers and the neighbour at 88 Caruthers have provided letters of support (Document 3).

The Mechanicsville Community Association has been consulted and the association has no objection to this mural. In addition, the group has provided a letter of support (Document 3).

## **COMMENTS BY THE WARD COUNCILLOR(S)**

Councillor Leiper is fully supportive of the mural and has provided the following comments:

I am very excited that local artist Daniel Martelock will be even more a part of our landscape.

## **LEGAL IMPLICATIONS**

There are no legal impediments to adopting the recommendations in this report.

## **RISK MANAGEMENT IMPLICATIONS**

There are no risk management implications associated with this report.

## **FINANCIAL IMPLICATIONS**

There are no direct financial implications.

## **ACCESSIBILITY IMPACTS**

There are no accessibility impacts associated with this report.

## **TERM OF COUNCIL PRIORITIES**

This project addresses the following Term of Council Priority:

HC4-Support arts, heritage and culture.

## **SUPPORTING DOCUMENTATION**

Document 1: Artist's rendering of proposed mural

Document 2: Location Map and Streetview

Document 3: Community Letters of Support

## **DISPOSITION**

Staff will implement Council's decision, as directed.

**Document 1: Artist's rendering of purposed mural**



**Document 2: Location Map and Street View**



Building on left side is where the mural would be installed on side wall

**Document 3: Community Letter of Supports**



March 25/18

City of Ottawa

Attention: Councillor Leiper

RE: Letter of Support for  
Mural 93 Carruthers

Please consider this the Letter of Support for the proposed mural by Daniel Martelock at the above-mentioned address.

The Planning and Development Committee for Mechanicsville Community Association (MCA) has reviewed the proposed mural and location and is excited to support this artistic initiative in the community of Mechanicsville.

Sincerely,

Lorrie Marlow

A handwritten signature in cursive script that reads "Lorrie Marlow".

Chair, Planning and Development  
Mechanicsville Community  
Association

cc: [Jeff.Leiper@ottawa.ca](mailto:Jeff.Leiper@ottawa.ca)

**Document 3 cont.****Property owner of 88 Carruthers Ave**

I am the owner of the house on 88 Carruthers Ave., which is on the corner of Carruthers and Lyndale Aves. I definitely support the mural the owner proposes to have painted on the building across from us. I've seen the proposed mural and I think it will definitely add beauty to the neighbourhood. It is a work done by a popular local artist and it is natural and urban at the same time. I think it would be fitting for our neighbourhood.

**Current tenant of 93 Carruthers Ave**

I have seen the design for the proposed mural that the owner wishes to have added to the side of the apartment building and I'm in support of having it added.