



# City of Desert Hot Springs

65950 Pierson Boulevard, Desert Hot Springs, CA 92240  
 www.cityofdhs.org • 760-329-6411 • Fax: 760-288-0639

## ART IN PUBLIC PLACES APPLICATION

This fillable application can be found on:

<http://www.cityofdhs.org/public-works-documents>

FOR OFFICE USE ONLY	
Case No.	
Fee TBD:	
Related Apps:	
Accepted By:	

**ART IN PUBLIC PLACES** applications are reviewed and approved by the City Council pursuant to Chapter 17.60 of the City's Municipal Code. The purpose of the Desert Hot Springs Art in Public Places (AIPP) program is to promote the public interest and general welfare through the acquisition and installation of public art; enhance the City's aesthetic environment through public art; establish requirements and procedures for developer contribution to public art; and provide funding to support the acquisition and installation of public art. The program aims to maintain a visual arts program for the residents and visitors of Desert Hot Springs; add to the economic vitality of the community; and enhance the environment and unique character of Desert Hot Springs.

Applicant Name			
Street Address			
City, State, Zip Code			
Home Phone		Mobile Phone	
Work Phone		E-Mail Address	

Property Owner			
Street Address			
City, State, Zip Code			
Home Phone		Mobile Phone	
Work Phone		E-Mail Address	

Developer			
Street Address			
City, State, Zip Code			
Home Phone		Mobile Phone	
Work Phone		E-Mail Address	

Developer Name			
Development Location			

Artist			
Street Address			
City, State, Zip Code			
Home Phone		Mobile Phone	
Work Phone		E-Mail Address	

Title of Artwork			
Description			
Site Location			
Media/Materials			
Approximate Weight		Dimensions	
Approximate Cost (see attached worksheet)		Location of Identification Plaque	
Description of Foundation/Installation			
Date of Installation			
Distance between Public Street and Artwork			
Landscape and Lighting Plans			
Special Concerns			
Dedication Plans			

Signature of Applicant:

\_\_\_\_\_

\_\_\_\_\_ Date

Signature of Property Owner(s) if not same as Applicant:

\_\_\_\_\_

\_\_\_\_\_ Date

\_\_\_\_\_

\_\_\_\_\_ Date

*(Separate written authorization by property owner to submit application may be provided.)*

**NOTE: FALSE OR MISLEADING INFORMATION GIVEN IN THIS APPLICATION  
SHALL BE GROUNDS FOR DENIAL**

**Submittal Checklist (in addition to application):**

Renderings; photos of artwork

Artist biography

Cost evaluation breakdown

Dimension site plan

Required fee

Any other materials deemed necessary by City Staff

**CITY OF DESERT HOT SPRINGS**  
**ART IN PUBLIC PLACES APPLICATION SUBMITTAL REQUIREMENTS**

The Art in Public Places Ordinance authorizes the placement of works of art on public and appropriate private property in a manner which encourages public access and viewing of the artwork. The developer may provide artwork or an "in lieu" fee may be paid.

A. Art in Public Places Program Contribution Requirements.

1. Public Art Requirement: The developer shall acquire and install public art on or in the vicinity of the development site, in accordance with provision of this Chapter. The value of the public art shall be at least as follows:

- a. Residential Development Project: the value of the public art shall equal one half of one percent (.5%0 of the residential development project's building valuation (exclusive of land).
- b. Commercial Development Project: the value of the public art shall equal three-fourths of one percent (.75%) of the commercial development project's building valuation (exclusive of land).

Any such public art shall be subject to the approval of the City Council, after receiving a recommendation from the Communication and Cultural Affairs Commission. As an alternative, the developer may elect to donate public art to the City for placement on public property pursuant to Section 159.29.110.

2. Monetary Contribution In-Lieu of Public Art: In the event that the value of the public art, as required by Subsection A, is Twenty Thousand Dollars (\$20,000.00) or less, the developer may elect to make a monetary contribution to the City as follows:

- a. Residential Development Project: in the amount equal to one half percent (.5%) of the residential development project's building valuation (exclusive of land).
- b. Commercial Development Project: in the amount equal to three-fourths of one percent (.75%) of the commercial development project's building valuation (exclusive of land).

3. Nothing in this section shall prohibit the applicant from placing an approved public art with acquisition and installation costs in an amount less than the Art in Public Places Program allocations, where the half of one percent (.5%) or three-fourths of one percent (.75%), as required and provided that the developer shall also pay into the Art in Public Places Fund an amount equal to the difference between the Art in Public Places Program allocation and the costs of acquisition and installation of such public art.

The requirements and procedures for processing of the Art in Public Places application are as follows:

A. Application Procedures for Placement of Art on Private Property.

An application for placement of public art on private property shall be submitted to the City Manager and shall include the following information, at minimum:

- 1. Preliminary sketches, photographs, or other documentation of sufficient descriptive clarity to indicate the nature of the proposed public art;
- 2. An appraisal or other evidence of the value of the proposed public art, including acquisition and installation costs;
- 3. Preliminary plans containing such detailed information as may be required by the City Manager to adequately evaluate the location of the public art in relation to the proposed development, and its compatibility with the proposed development, including compatibility with the character of adjacent conforming developed parcels and existing neighborhood, if necessary to evaluate the proposal; and
- 4. A narrative proposal with elevations, site plans, lines of sign studies, renderings and other descriptive materials, as deemed necessary by the City Manager, to be submitted to the Community and Cultural Affairs Commission to demonstrate that the public art will be displayed in an area open and freely available to the general public or otherwise provide public accessibility in an equivalent manner based on the characteristics of the public art or its placement on the site.

B. Review and Approval for placement of Public Art on Private Property.

1. Review by City Manager. Except as provided in Section 2 below, completed applications shall be submitted to the City Manager for review and approval of the public art, considering the aesthetic quality and harmony of the public art with the existing on-site improvements, and the proposed location of and public accessibility to the art.
2. Review by Community and Cultural Affairs Commission. The Community and Cultural Affairs Commission shall review and consider the completed application, together with the recommendation of the City Manager, and make a recommendation to approve, conditionally approve or deny the proposed public art, and its proposed location, considering the aesthetic quality and harmony with the proposed project, and the public accessibility to the public art.
  - a. If the applicant proposes significant revisions to the public art, a revised application shall be submitted to the City Manager for review and recommendation to the Community and Cultural Affairs Commission. The Community and Cultural Affairs Commission shall make a recommendation to the City Council whether to approve, conditionally approve or deny the requested revision.
  - b. If the applicant proposes, or the Community and Cultural Affairs Commission recommends significant revisions to the architecture or physical design and layout of the proposed project subsequent to receipt of the City Manager's recommendation, the revised application may be returned to the Community and Cultural Affairs Commission for further review and recommendation to the City Council.
  - c. Any person may seek review of a decision by the Community and Cultural Affairs Commission by filing an appeal pursuant to Section 159.29.160 of the Ordinance.
3. Review by City Council. The Community and Cultural Affairs Commission's recommendation to approve, conditionally approve, or deny an application for placement of public art on a private property shall be forwarded to City Council, which shall have the sole authority to approve, conditionally approve or deny the application.

C. Application Procedure for Acceptance of Public Art Donated to the City.

An application for acceptance of public art to be donated to the City for placement on public property shall be submitted to the City Manager, and shall include the following information, at minimum:

1. Preliminary sketches, photographs, models, site plan, lines of sight, or other documentation of sufficient descriptive clarity to indicate the nature of the proposed public art;
2. An appraisal or other evidence of the value of the proposed public art, including acquisition and installation costs;
3. A written agreement, in form approved by the City Attorney, executed by or on behalf of the artist who created the art, which expressly waives his/her rights under the California Art Preservation Act or other applicable law; and
4. Other information as may be required by the Community and Cultural Affairs Commission to adequately evaluate the proposed donation of public art.

D. Review and Approval of Application for Acceptance of Public Art Donated to the City.

1. In the event developer elects to donate the public art to the City, prior to the issuance of grading and building permits, the developer shall submit to the City Manager an application for acceptance of public art donated to the City for review and recommendation to the Community and Cultural Affairs Commission. The city encourages the applicant to submit an application prior to the development of the architect's schematic design. The Community and Cultural Affairs Commission shall review, consider and make a recommendation to City Council to approve, conditionally approve or deny the application for donation of public art.
2. Community and Cultural Affairs Commission recommendations shall be forwarded to City Council, which shall have the sole authority to accept or reject or conditionally accept the donation.

CITY OF DESERT HOT SPRINGS  
ART IN PUBLIC PLACES BUDGET WORKSHEET

Design Fee	
Cost of Materials	
Concrete	
Lighting	
Landscape Materials	
Irrigation	
Utility Extension (Water)	
Utility Extension (Electricity)	
Engineering	
Transport of Artwork	
Equipment Rental	
Demolition	
Required Insurance	
Travel Site Visits	
Other Associated Costs	
<b>TOTAL</b>	