



Civic Arts Commission Approval of Murals

OVERVIEW

Mural projects need approval by the Civic Arts Commission if they fall under these categories:

- If the mural will be on City-owned property
- If the mural will be funded by the City

If your mural is on private property and funded with private dollars, you do not need approval from the Civic Arts Commission.

Please allow a minimum of 90 days for Civic Arts Commission approval. Approval of the mural does not constitute acceptance into the City's Public Art Collection or the City's responsibility for maintenance of the mural.

MURAL DESIGN APPROVAL REQUIRED DOCUMENTS

1. Color image of mural design.
2. One image of the proposed site and indicate mural dimensions.
3. Lead artist's resume/qualifications and examples of previous work.
4. Mural Design Information Form (Appendix A).
5. Maintenance Plan (including parties responsible for maintenance).
6. Signed VARA/CAPA Waiver and Release (Appendix B).
7. Signed letter from the building owner approving the mural design and the property as the mural site. If the building is City-owned, you can email Dionne Early at DEarly@cityofberkeley.info to determine which department you need approval from. If the building is privately owned, please get a signed letter from the property owner.
8. Two letters of community support (e.g. from neighborhood associations, neighborhood petitions, individuals and businesses etc.).

Please compile all documents into one PDF and email to civicarts@cityofberkeley.info.

Or, mail to Berkeley Civic Arts, 2180 Milvia Street, 5th Floor, Berkeley, CA 94704.

CIVIC ARTS COMMISSION APPROVAL

The Civic Arts Commission reviews mural proposals to determine that the work is appropriate to the setting, architecture, and social context.

Once Civic Arts staff receives the required documents, you will be calendared to present the mural to the Public Art Subcommittee for their approval. The Subcommittee meets on the third Wednesday of each month on Zoom.

If approved by the Subcommittee, you will be calendared to present the mural to the full Civic Arts Commission which meets the fourth Wednesday of each month on Zoom.

Civic Arts Commission and Subcommittee agendas with zoom links are posted here:
<https://berkeleyca.gov/your-government/boards-commissions/civic-arts-commission>



Appendix A

Civic Arts Commission

Mural Design Information Form

LEAD ARTIST

ADDRESS

CITY

STATE

ZIP CODE

EMAIL

PHONE

PROJECT
COORDINATOR

ADDRESS

CITY

STATE

ZIP CODE

EMAIL

PHONE

SPONSORING
ORGANIZATION

ADDRESS

CITY

STATE

ZIP CODE

EMAIL

PHONE

FUNDING SOURCES

PROPOSED SITE

(address, cross
street)

DISTRICT

District numbers can be found at <https://berkeleyca.gov/your-government/city-council/council-district-lookup>

MURAL TITLE

DIMENSIONS

ESTIMATED
SCHEDULE (start and
completion dates)

1. Proposal (describe proposed design, site and theme. Attach a separate document if needed).

2. Materials and processes to be used for wall preparation, mural creation and anti-graffiti treatment.

3. List individuals and groups involved in the mural design, preparation and implementation.



Appendix B

Civic Arts Commission

VARA/CAPA Waiver and Release

In consideration for the City of Berkeley, its officers, officials, employees and agents, or Private Property Owner ("Property Owner") approving _____ (the "Artist") to create artwork for a public art project as further described below (the "Artwork"), the Artist hereby acknowledges and agrees, on behalf of himself, herself, or themselves, and their organization, employees, agents, and/or volunteers, to the following:

VARA/CAPA Waiver and Release

Artist hereby waives any and all rights Artist may have with respect to the Artwork (as further described below) under the federal Visual Artists Rights Act of 1990 (17 U.S.C. sections 106A and 113(d)), the California Art Preservation Act (Cal. Civil Code sections 987 et seq.), and any other local, state, federal or international laws that convey rights of the same nature as those conveyed under 17 U.S.C. § 106A, Cal. Civil Code § 987 et seq. The provisions of this paragraph shall apply to modify Artist's rights of attribution and integrity as set out in the Visual Artists Rights Act, 17 U.S.C §§ 106A and 113(d) ("VARA"), the California Art Preservation Act, Cal. Civil Code §§ 987 and 989 ("CAPA"), and any rights arising under United States federal or state law or under the laws of another country that convey rights of the same nature as those conveyed under VARA and CAPA, as against the Property Owner. The Property Owner has the absolute right to change, modify, destroy, remove, relocate, move, replace, transport, repair or restore the images of the Artwork.

Title of Artwork: _____

Location Of Artwork: _____

Description of Artwork:

Artist Name/Organization: _____

Artist's Address:

Artist Signature:

Date: