



Burlington Planning Commission

Ordinance Committee Meeting Minutes

Thursday, April 7, 2022 @ 5:15 PM

Remote Meeting

Attendance

- **Committee Members:** Yves Bradley, Leo Sprinzen, and Bruce Baker
- **Absent:** Emily Lee, Caitlin Halpert
- **Staff:** Mary O'Neil & Scott Gustin (Permitting & Inspections)
- **City Planning:** Charles Dillard

1. Continued discussion of Public Art; its absence from the CDO since the adoption of the Form Code.

Mary O'Neil (staff) reviewed the prior discussion of March 3, 2022, and presented draft language for an exemption from permitting for Public art, given the refinements outlined in the last meeting. Mary also added the concern raised by Jay White relative to avoiding obstruction of any path of ingress/egress, which may relate to ADA access. Also in the PCOC packet are a draft definition of Public Art (intended for Article 13), and a memo overview of the March discussion.

The participating PCOC members initially discussed whether the 3 / 4 conditions under the proposed permit exemption might be covered in other parts of the ordinance. Mary suggested that those seeking information about the permit exemption might not otherwise be aware of compliance issues elsewhere in city regulation.

Leo raised concern about the potential for noise in a performance based installation. Scott indicated that the City has a noise ordinance, and added that a permit is typically for a physical alteration.

Bruce Baker suggested that language be added that would remind the property owner that nothing shall relieve them for compliance with any other applicable city or state regulation. The rest of the City Code of Ordinances would be applicable.

General discussion occurred about avoidance of the regulation of content but prohibition of "hate" speech, and identification of more succinct language to insert under the conditioned exemption from a zoning permit. Scott and Mary will review Article 7 for similar language as it pertains to Signs.

Bruce asked the revised draft(s) be forwarded to the Planning Commission for their review.

2. Adjournment

The Committee adjourned at 5:45 PM.