



Los Angeles County Department of Arts and Culture

Percent for Art in Private Development Ordinance

FACT SHEET

WHAT

The Percent for Art in Private Development Ordinance (Ordinance) refers to the proposed County ordinance in which a developer allocates one percent of the building valuation of an eligible residential, commercial or industrial development to fund a civic artwork installation or cultural facility or services, or pay a fee equivalent to one percent of the building valuation of their project to be used to support the creation of artwork or provide cultural services within its supervisorial district.

PURPOSE

The intent of the Ordinance is to expand the County's artistic and cultural resources by enhancing the environment and quality of life. Like the County Civic Art policy which was adopted in 2004, the guiding principles of the Percent for Art in Private Development Ordinance is to achieve high-quality artwork and art experiences, to be innovative, facilitate art that is site-specific and encourage community participation and civic engagement, and to transform people, places and communities.

This Ordinance will strengthen LA County's position as a national leader who values the transformative and unifying impact of the arts on the region's diverse and vibrant communities. The arts contribute nearly \$6.2 billion per year to the region. This ordinance will generate additional job opportunities for LA County residents in the creative sector. LA County has been on the forefront of innovation and passage of the ordinance places the County among 46 municipalities in the region that have enacted similar ordinances.

Residential, commercial and industrial development projects in unincorporated areas, that are new construction or has taken major renovations, have a building valuation of \$750,000 or more, and meet certain criteria will provide or finance civic art. The cost of the art allocation represents the total budget for the art project, covers all costs related to the art project, including a consultant fee, the artist fee, the artist's consultants and engineers, fabrication, shipping and transportation, installation, and construction costs related to the installation of the art project.

HISTORICAL CONTENT

A motion to revisit the Percent for Art in Private Development Ordinance in March of 2017 passed unanimously. It was originally introduced in 1999 along with the County Civic Art Policy. While the ordinance did not pass at the time, the Civic Art Policy was adopted in 2004 and implemented in 2006. The County Art Policy includes a percent for art ordinance for all County capital improvement projects.

OPPORTUNITIES FOR RESIDENTIAL, COMMERCIAL AND INDUSTRIAL DEVELOPERS SUBJECT TO THIS REQUIREMENT

To comply with the Ordinance, a project would include a publicly accessible civic artwork valued at one percent of the project's building valuation. The developer may choose instead to

contribute an in-lieu fee to the Civic Art Fund valued at one percent of the building valuation. The civic art may be of, but not limited to, the following four types of programs:

1. Newly commissioned work of art on the subject property;
2. Construction repair, renovation, or funding of cultural facilities on or within a 5-mile radius;
3. Restoration, conservation or preservation of existing artwork or landmarks on or within a 5-mile radius;
4. And artistic and cultural services that are onsite or within a 5-mile radius performing, literary and media arts, arts education, special events, and similar arts services as approved by the Department of Arts and Culture (formerly the Arts Commission).

Private Development Art Fund

In lieu of providing civic art, the developer would pay a fee to be deposited in the Private Development Art Fund equal to one percent of building valuation. The Private Development Art Fund would be established consisting of all funds deposited through the Ordinance by each Supervisorial District. This contribution would be made at any time prior to obtaining building permits.

Funds would be administered by the Department of Arts and Culture. Expenditures would be exclusively for the acquisition, commissioning, installation, improvement, maintenance and insurance of civic art on County property; the restoration, conservation, or preservation of existing County-owned civic art; the provision of civic art in any of the four types of programs described above; or any similar acts or cultural services as approved by the Department of Arts and Culture.

TIMELINE

March 17, 2017

Board motion to draft the Percent for Art in Private Development Ordinance

August 1, 2018

Regional Planning Commission hearing (continued)

November 28, 2018

Regional Planning Commission hearing (continued)

April 24, 2019

Regional Planning Commission hearing (approved)

July 23, 2019

Ordinance to be presented at Board of Supervisor meeting