

ORDINANCE 2019-14

AN ORDINANCE OF NORTH OGDEN CITY AMENDING THE ZONING ORDINANCE OF NORTH OGDEN CITY TITLE 11, CHAPTER 10 REGULATIONS APPLICABLE TO MORE THAN ONE ZONE AMENDING SECTION 37 STREETScape STANDARDS AND AMENDING THE MUNICIPAL CODE 10-6-1 ADOPTING A NEW SECTION 20 IN THE NORTH OGDEN PUBLIC WORKS STANDARDS AND AMENDING 8-5-5 PUBLIC TREES TO REFERENCING STREETScape APPROVALS

- WHEREAS;** The City has identified standards for public street design; and
- WHEREAS;** The City has street standards for arterial, collector, and local streets; and
- WHEREAS;** The General Plan for the Downtown and Southtown districts have identified that these areas should be more walkable areas; and
- WHEREAS;** The City General Plan calls for the identification for streetscape standards for Washington Boulevard and 2600 North in the Downtown and Southtown Districts; and
- WHEREAS;** The North Ogden City Planning Commission has reviewed these standards and conducted a public hearing on the amendment and recommends adoption of these standards.

NOW THEREFORE, BE IT ORDAINED by the North Ogden City Council that the North Ogden City Code 11-10-38 be created.

SECTION 1: Language to be amended to create streetscape standards in the Downtown and Southtown districts. 11-10-37 shall be amended to read:

11-10-37 Streetscape Standards

The North Ogden Streetscape design standards are located in the North Ogden City Public Works Standards in section 20. Streetscape designs are required for properties going through site plan review and shall be approved by the Planning Commission. The Planning Commission may adjust the streetscape design requirements based upon the unique characteristics of each property and after receiving a recommendation from the Parks Department. The streetscape design shall include the space behind the projected curb and tie into the required onsite landscape plan, e.g., shall include street trees, tree grates, pedestrian lighting, bus shelter location, and street furniture. Street art or other amenities may also be included. Storm water design may also be included such as bioswales.

SECTION 2: A new section 20 Streetscape Design Standards in the North Ogden Public Works Standards, June 2017, is hereby created and the language found in Attachment A shall be formatted to match the document and included in the North Ogden Public Works Standards manual along with an updated table of contents.

SECTION 3: Language to be amended to reference the relationship between public trees and streetscape standards. 8-5-5(A): Public Trees shall be amended to read:

8-5-5: PUBLIC TREES

A. Duties of Adjacent Property Owner, Planting And Removal:

1. No person shall plant or remove trees or other plants in or upon parking strips or public grounds without first obtaining an encroachment permit from the city.
2. A condition of the encroachment permit shall be the acceptance by the permittee of responsibility for the repair and replacement of any damage to sprinkling systems or adjacent property caused during the work under the permit.
3. No tree shall be planted in city right of way except of the species recommended in the, "Trees and Park Strips Guide", unless in writing approved by the Parks and Recreation Department or approved by the Planning Commission as part of a streetscape review identified in 11-10-37 and designed as per the North Ogden City Public Works Standards after receiving a recommendation from the Parks and Recreation Department. If an existing tree is not on the current tree list, but the Parks and Recreation Department does not consider it an immediate concern due to pests, disease, or hazard, current removal of the tree is not required.
4. No tree shall be planted so as, in the opinion of the city forester or a law enforcement officer, to cause a traffic hazard and all trees shall be planted according to the guidelines.
5. In parking strips of four and one-half feet ($4\frac{1}{2}'$) or less in width, trees must be centered when planted. In parking strips wider than four and one-half feet ($4\frac{1}{2}'$), no tree shall be planted closer than three feet (3') from the curb.
6. Tree damage to curb and/or sidewalks will be the homeowner's responsibility for the cost of removal and/or repair.

SECTION 4: This ordinance shall take effect upon adoption.

PASSED and ADOPTED this 25th day of June, 2019

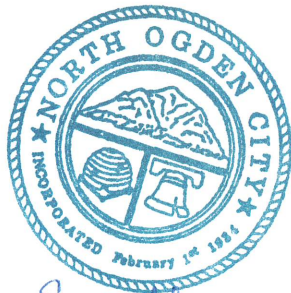
North Ogden City:


M. Brent Chugg
North Ogden City Mayor

CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay
Council Member Barker:	<u>X</u>	—
Council Member Covering:	<u>X</u>	—
Council Member Stoker:	<u>X</u>	—
Council Member Swanson:	<u>X</u>	—
Council Member Turner:	—	<u>excused</u>
(In event of a tie vote of the Council):		
Mayor Chugg	—	—

ATTEST:




S. Annette Spendlove, MMC
City Recorder