NORTH OGDEN CITY

SETTLED 1851

CITY COUNCIL MEETING AGENDA
OCTOBER 10, 2023 AT 6:00 PM
505 EAST 2600 NORTH
NORTH OGDEN, UT 84414

Welcome: Mayor Berube

Invocation/Thought & Pledge of Allegiance: Council Member Swanson

PUBLIC CAN ATTEND:
In-person OR: Click the link below to join the webinar: https://us02web.zoom.us/j/85921346199 Webinar ID: 859 2134 6199
Or Telephone Dial: 1 346 248 7799 or 1 669 900 9128 or 1 253 215 8782
YouTube: https://www.youtube.com/channel/UCriqbePBxTucXEzRr6fclhQ/videos

CONSENT AGENDA

1. Call for Conflict of Interest Disclosure
2. Discussion and/or action to consider August 22, 2023, City Council Meeting Minutes

ACTIVE AGENDA

3. Public Comments*
4. Discussion and/or action on Cherry Days Financial Report
   Presenter: North Ogden Chery Days Committee
5. Discussion and/or action on the selection of the Barker Park Committee
   Presenter: Mayor Berube
6. Discussion and/or action to amend the Consolidated Fee Schedule
   a. Right of Way Permit
   Presenter: Jon Call, City Attorney/ City Manager
7. Council Department Reports:
   a. Council Member Dalpias – Building and Planning
   b. Council Member Swanson – Finance
8. Public Comments*
9. Mayor/Council/Staff Comments
10. Adjournment

Please see notes regarding Public Comments rules and procedure

The Council at its discretion may rearrange the order of any item(s) on the agenda. Final action may be taken on any item on the agenda. In compliance with the American with Disabilities Act, needing special accommodation (including auxiliary communicative aids and service) during the meeting should notify the City Recorder at 801-782-7211 at least 48 hours prior to the meeting. In accordance with State Statute, City Ordinance, and Council Policy, one or more Council Members may be connected via speakerphone or may by two-thirds vote to go into a closed meeting

CERTIFICATE OF POSTING

The undersigned, duly appointed City Recorder, does hereby certify that the above notice and agenda was posted within the North Ogden City limits on this 5th day of October 2021 at North Ogden City Hall, on the City Hall Notice Board, on the Utah State Public Notice Website, and at http://www.northogdencity.com. The 2023 meeting schedule was also provided to the Standard-Examiner on December 16, 2022. Rian Santoro, City Recorder.

Public Comments/Questions

a. Time is made available for anyone in the audience to address the Council and/or Mayor concerning matters pertaining to City business.

b. When a member of the audience addresses the Mayor and/or Council, he or she will come to the podium and state his or her name and city residing in.

c. Citizens will be asked to limit their remarks/questions to five (5) minutes each.

d. The Mayor shall have discretion as to who will respond to a comment/question.

e. In all cases the criteria for response will be that comments/questions must be pertinent to City business, that there are no argumentative questions and no personal attacks.

f. Some comments/questions may have to wait for a response until the next regular Council Meeting.

g. The Mayor will inform a citizen when he or she has used the allotted time.

NORTH OGDEN CITY COUNCIL
MEETING MINUTES

August 22, 2023

The North Ogden City Council convened in a Council meeting at 6:00 p.m. on August 22, 2023, at the North Ogden City Office at 505 East 2600 North. The meeting was also on Zoom. Recording can be found on YouTube: https://www.youtube.com/channel/UCriqbePBxTucXEzRr6fclhQ/videos. Notice of time, place, and agenda of the meeting was posted on the bulletin board at the municipal office and posted to the Utah State Website on August 7, 2023. Notice of the annual meeting schedule was published in the Standard-Examiner on December 16, 2022.

PRESENT:	S. Neal Berube	Mayor	
	Ryan Barker	Council Member	(Arrived at 6:52 pm)
	Blake Cevering	Council Member	
	Jay D Dalpias	Council Member	
	Charlotte Ekstrom	Council Member	
	Phillip Swanson	Council Member	

STAFF PRESENT:	Jon Call	City Manager/Attorney
	Rian Santoro	City Recorder
	Scott Hess	Planning Director (Via Zoom)
	Dave Espinoza	Assistant City Manager/Public Works Director
	Jami Jones	Finance Director
	Crystal Polson	Public Works Inspector
	Dylan Hill	Public Works Inspector
	Eric Casperson	City Engineer
	Dirk Quinney	Chief of Police

VISITORS:

Chris Pulver	Keith Ashdown
Kevin Burns	Bruce Hall
Rob Strand	Karen Hall
Rich Harris	Rick Scadden
Marilyn Harris	Jeanette Sweet (Zoom)
Tim Billings	Sheri Lambert (Zoom)
Stefanie Casey	Christina Watson (Zoom)
Sandy Cochran	Rochelle (Zoom)
Brenda Ashdown	

Mayor Berube called the meeting to order. Marilyn Harris, North Ogden City Resident, offered the invocation and led the audience in the Pledge of Allegiance.

CONSENT AGENDA

1. CALL FOR CONFLICT OF INTEREST DISCLOSURE

Mayor Berube asked if any member of the Council had a conflict of interest to declare. No declarations were made.

2. DISCUSSION AND/OR ACTION TO CONSIDER JUNE 13, 2023, CITY COUNCIL MEETING MINUTES

Council Member Cevering motioned to approve the June 13, 2023, City Council meeting minutes. Council Member Eckstrom seconded the motion.

Voting on the motion:

Council Member Barker	**absent**
Council Member Cevering	**aye**
Council Member Dalpias	**aye**
Council Member Ekstrom	**aye**
Council Member Swanson	**aye**

The motion passed unanimously.

3. DISCUSSION AND/OR ACTION TO CONSIDER JUNE 27, 2023, CITY COUNCIL MEETING MINUTES

Council Member Eckstrom motioned to approve the June 27, 2023, City Council meeting minutes. Council Member Dalpias seconded the motion.

Voting on the motion:

Council Member Barker	**absent**
Council Member Cevering	**aye**
Council Member Dalpias	**aye**
Council Member Ekstrom	**aye**
Council Member Swanson	**aye**

The motion passed unanimously.

4. DISCUSSION AND/OR ACTION ON THE CONDITIONAL ACCEPTANCE OF THE VIEWS AT ROCKWOOD

Dylan Hill, Public Works Inspector, explained he has completed the Conditional Inspection on the Views at Rockwood and found the improvements to comply with City Code and standards; the original sum of the escrow is $219,751.97 for improvement costs, which have been released throughout the improvement process. Escrow releases show a remaining $43,921.92, which will be held by the escrow agent through the one-year period after conditional acceptance by the City Council.

Council Member Cevering motioned to approve Conditional acceptance of The Views at Rockwood. Council Member Swanson seconded the motion.

Voting on the motion:

Council Member Barker	**absent**
Council Member Cevering	**aye**
Council Member Dalpias	**aye**
Council Member Ekstrom	**aye**
Council Member Swanson	**aye**

The motion passed unanimously.

ACTIVE AGENDA

5. PUBLIC COMMENTS

Rob Strand, North Ogden resident, stated he is a hiker who enjoys the Bonneville Shoreline Trail, and he appreciates those who have allowed public access across private property for the enjoyment of trails. He has also been hiking Coldwater Canyon his entire life and would love to take his grandkids there, but has recently found it is closed to public access. The Canyon is one of North Ogden's legacies and he disagrees with the private landowner's decision to close the area. He understands that he has been angered in the past by people trespassing on his property, but he thought that anger would eventually pass, and the area may be reopened. That has not happened, and he now believes it is important to discuss the fact that it is unlawful for the individual to deny public access on an established trail. He asked that the City remind the individual of the law and the constitutional right of the public to access the property.

Keith Ashdown, North Ogden resident, stated there is a trail along Pleasant View Drive that has become covered by puncture weeds. He noted he has sprayed them, but he would like the City to assist in addressing the area.

Bruce Hall, North Ogden resident, stated he is here tonight to express concerns about a disc golf course being built at the south end of the equestrian park. He is not here to try to stop the project but wants to provide input for the safe and successful deployment of the area for public use.

The project went from a conceptual presentation to the Council on July 25, 2023, to verbal approval to proceed on August 8, 2023; in less than 30 days, the project is being implemented with absolutely no documented plan for the project. Over the past week, he has had conversations with City Manager Call and Assistant City Manager Espinoza and during his call with Mr. Call, he emphasized that the land is part of a City park. Mr. Hall pointed out the presence of field grass and the extreme fire hazard on the property; he also discussed the fact that the area can only be accessed through the Equestrian Park and the problems that would cause. He noted that Mr. Call stated that the project sponsor was only authorized to install tee blocks and disc baskets; he also indicated this is a temporary project and expressed concern that the term 'temporary' has not been defined and there is no documentation of how the success of the project will be measured to determine if it should transition from temporary to permanent in nature. He continued to press Mr. Call to document who is responsible for different things on the project, but he was hesitant to do so and stated that Mr. Hall was only trying to stop the project. The conversation left him with the perception that if the project is not documented, Mr. Call and the City cannot be held accountable, and residents will have no recourse to address points of concern. As a City park that is adjacent to residential areas, there must be a plan for a project being completed there. He inquired as to the specific current and future plans, and he referred to a disc golf website that indicates other amenities will eventually be added to the area. residents living directly adjacent to the course would like to know what that means. During the July 25, 2023, Council Meeting presentation, Kyle Hunter, who proposed the disc golf course, indicated that the disc golf club would take care of trash collection. Mr. Hall asked if that meant that they would provide cans. He noted Mr. Call verbally commented to him that City crews will police the area daily for trash recovery and this will be necessary because canyon winds blow every night. He asked if there will be ADA-compliant paths on the course; Mr. Hunter is already promoting the area as 'cart friendly', but he is unsure who will be creating ADA-compliant paths. He stated that at this point, he does not believe the City has completed its due diligence by outlining expectations for both the disc golf club and the City. City officials have not been able to address his concerns because there is no plan. He also would like to know future plans for the area and if Mr. Hunter will be required to abide by City ordinances and other regulations. The disc golf website indicates the course will be dog-friendly, but that term must also be defined. He emphasized that there is an extreme fire hazard on the property, and this must be addressed, and signage must be posted to help prevent fires. He asked that the City pause the project to ensure that clear expectations can be set and that the park area is not misused. He added that Mr. Hunter has already named the course 'Coldwater Canyon Disc Golf Course' on his website.

Chris Pulver, Nort Ogden resident, stated that one of the suggestions he hears frequently is for the City to pave the canal trail and he asked if that is something that has been discussed among the Council. He also cited an increase in solicitors in the area and the concerns that creates for residents; he asked if solicitors are still required to register with the City and obtain a permit, to which the Council answered yes. He then noted that there is an increase in panhandling in the Smith's parking lot and there is one individual who plays a violin using a loudspeaker that can be heard at the nearest elementary school throughout the day. He wondered if this is allowed or if there is a noise ordinance violation the City should look into. He concluded by discussing a discrepancy on a plat for property along Fruitland Drive that has led a property owner on that road to wonder if they are responsible for paving the area.

6. DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE ADOPTING THE FINAL BUDGET AND TAX RATE FOR FISCAL YEAR 2023-2024

Finance Director Jones explained no changes have been made to the proposed budget document since the Council accepted it as the tentative budget on June 13, 2023. The Council held a Truth in Taxation hearing on August 15, 2023, and the property tax rate included in the final budget is 0.001198 and this is approximately a three percent increase.

Council Member Ekstrom stated it is important to acknowledge the complexity of creating a balanced budget and she thanked Ms. Jones for her efforts and diligence in ensuring the City is complying with State budgeting laws, being fiscally conservative, and planning for the City's future. Council Member Swanson agreed and added that the Mayor's expertise has also been valuable to the City in the annual budget development process. He also acknowledged the importance of the Citizens Budget Sub-Committee and thanked them and all City Department Heads for their involvement and input.

Mayor Berube also thanked the Council for their involvement in the budget process. The development of the budget took place under the direction of City Manager/Attorney Call and his guidance was very helpful as well.

Council Member Eckstrom motioned to approve Ordinance 2023-17 adopting the final budget and tax rate for Fiscal Year 2023-2024. Council Member Cevering seconded the motion.

Voting on the motion:

Council Member Barker	**absent**
Council Member Cevering	**aye**
Council Member Dalpias	**aye**
Council Member Ekstrom	**aye**
Council Member Swanson	**aye**

The motion passed unanimously.

7. DISCUSSION AND/OR ACTION TO CONSIDER A RESOLUTION TO ADJUST THE COMMON BOUNDARY WITH OGDEN CITY AT THE CITY LIMITS AT APPROXIMATELY 1500 NORTH WASHINGTON BLVD RELATED TO COOPERS TOWNE MPC PROJECT

Planning Director Hess summarized the negotiations between Ogden City, North Ogden City, and the developer of the Coopers Towne MPC project to adjust the boundary between the two cities and to divide tax revenue generated at the project between the two cities proportionate to the area of the project that is in both cities.

Mayor Berube then invited input from the property owner.

Rick Scadden, North Ogden resident, stated he has been working on this project for five years and he appreciates the Mayor's efforts to negotiate a favorable boundary adjustment and agreement with Ogden City. He plans to build a first-class project that will include a new "Welcome to North Ogden" sign. The boundary adjustment is appropriate and will provide for a seamless project.

Council Member Dalpias motioned to approve Resolution 04-2023 to adjust the common boundary with Ogden City at the city limits at approximately 1500 North Washington Blvd related to Coopers Towne MPC Project. Council Member Swanson seconded the motion.

Voting on the motion:

Council Member Barker	**absent**
Council Member Cevering	**aye**
Council Member Dalpias	**aye**
Council Member Ekstrom	**aye**
Council Member Swanson	**aye**

The motion passed unanimously.

8. DISCUSSION AND/OR ACTION ON THE OBSTRUCTION OF RIGHT OF WAY PERMIT PROPOSAL

Dave Espinoza, Public Works Director/Assistant City Manager used the aid of a PowerPoint presentation to summarize the proposal regarding obstruction of right-of-way permits. The North Ogden Public Works Inspection Department is proposing the implementation of an Obstruction of Right of Way permit. According to the City Code, "Public Way" means and includes all public rights of way and easements, public footpaths, walkways and sidewalks, public streets, public roads, public highways, public alleys, and public drainageways. It does not, however, include utility easements not within the public ways of the City. Monitoring of this code often falls into the jurisdiction of the Public Works Department. He noted the City is 7.5 square miles with 92 miles of roadways; the smallest road width allowed in the City is 18.5 feet and the rights-of-ways are being obstructed by equipment ranging between eight and 18.5 feet wide. He discussed the difference between excavation permits and right-of-way obstruction permits; an Excavation Permit is for any work done in the right of way that involves disturbing the City right of way through digging, boring, and/or paving. Work requiring this type of permit often requires contractors to follow standards set forth by the City Engineer. An Obstruction of Right of Way Permit would be for any work or use of the right of way that may have an impact on departments within the Public Works office, such as city infrastructure and stormwater requirements, but does not involve disturbing the land within the right of way. Common obstructions include cement and pump trucks, utility company equipment, and private property improvements. The

Obstruction Right-of-Way Permit is needed to address one of the most challenging aspects of the Public Works Inspection Department and noted that the permit will help to address three key issues: accountability, stormwater management, and safety. He reviewed the proposed code language pertaining to the creation of the permit, discussed the application process, and indicated the proposed permit fees are $50 for the first seven days of obstruction, and an additional $50 per day after the expiration of the seven days. Revenue generated by the permit fees will be used to cover man hours associated with monitoring work done while an obstruction is located in the right-of-way.

Mayor Berube addressed dumpsters that are placed on roads during the construction of a new home and indicated that the $50 day fee is unreasonable for that type of obstruction since it could be in place for up to a year. Mr. Espinoza agreed and stated that dumpsters will need to follow Stormwater Pollution Prevention Planning (SWPPP) ordinances in order to be kept on the road during the construction of a home. Mayor Berube added that many construction companies will not obtain an obstruction permit because they will only be on-site for four hours at a time. This led to discussion among the Mayor, Council, and staff regarding the party that will be responsible for obtaining an obstruction permit and the City's ability to enforce the ordinance. Council Member Swanson stated that it may be necessary to adjust the language in the proposed ordinance to ensure that it is clear what types of activities would be considered obstruction of a right-of-way. The purpose of the ordinance should be to keep residents safe, but the City should not be overreaching and infringing on private property rights.

City Manager/Attorney Call stated that the ordinance provides residents greater opportunity to use the City's right-of-way instead of simply citing someone for illegally placing items/materials in the right-of-way. Mayor Berube agreed but noted that the ordinance needs to clearly communicate the types of activities that are allowed, the activities that are included in the building permit process, and the party that is responsible for obtaining a permit.

Continued high-level discussion among the Council centered on how residents will be informed that they are required to obtain this type of permit.

Council Member Swanson moved to postpone the approval of the Obstruction of Right of Way Permit Proposal. Council Member Eckstrom seconded the motion.

Voting on the motion:

Council Member Barker	**aye**
Council Member Cevering	**aye**
Council Member Dalpias	**aye**
Council Member Ekstrom	**aye**
Council Member Swanson	**aye**

The motion passed unanimously.

9. DISCUSSION AND/OR ACTION ON THE LOMOND VIEW PARK PICKLEBALL COURTS.

Mayor Berube stated that the City has submitted an application for Recreation Arts Museum Park (RAMP) funding from the County and he is fairly confident the City will have adequate funding to proceed with the project.

Eric Casperson, City Engineer, presented a plat and conceptual drawings to illustrate the proposed construction of pickleball courts at Lomond View Park. He also summarized the Request for Proposals that he has conducted for the project and indicated that he has received responses from Courts Unlimited and Crowther Construction. Crowther Construction is only interested in doing the concrete work and their bid is $134,027. It would be the City's responsibility to provide the pickleball nets and sleeves for posts, fencing, complete court surfacing, and lighting. The total bid estimate for Crowther Construction is $235,000. The bid from Courts Unlimited is $181,000 and it includes the post-tension slab, fencing, lighting (through Brilliant Lighting), surfacing, net sleeves, and a full court plaza 120 feet by 60 feet; it does not include rough grading of the site and the City would need to grade and prep the site. With the costs for rough grading and lighting, his estimate for using Courts Unlimited is $241,000. The difference between the two bids is minimal and he is looking for feedback and direction from the Council.

Council Member Barker asked Mr. Casperson to discuss the project schedule. Mr. Casperson stated that Crowther Construction can start on the project in three weeks, but Courts Unlimited cannot start until next spring. Completion of the project is dependent upon the timeframe for grading and leveling the land and temperatures that will allow the concrete to cure properly.

Council Member Ekstrom stated she likes the idea of using one contractor for the project and would support using Courts Unlimited, even though they cannot start until next spring.

Council Member Swanson inquired as to the budget for the project, to which City Manager/Attorney Call answered $250,000; it is part of the larger park project, which has a budget of over $550,000. Mayor Berube noted the City will have until July 1, 2024, to use the RAMP funding without having to request an extension. Mr. Call stated that is correct and it would be great to have the pickleball project done by July 1.

High-level discussion among the Council and staff centered on the total project budget and the amount of money the City has received in the form of donations or a pledge of in-kind contributions to the project. The Council concluded they are supportive of the Courts Unlimited bid, so long as Courts Unlimited is willing to include starting and completion dates in their contract before signing it.

Council Member Barker motioned to authorize City Administration to negotiate a project timeline with Courts Unlimited and execute a contract with them for the Lomond View Park Pickleball Courts. Council Member Eckstrom seconded the motion.

Voting on the motion:

Council Member Barker	**aye**
Council Member Cevering	**aye**
Council Member Dalpias	**aye**
Council Member Ekstrom	**aye**
Council Member Swanson	**aye**

The motion passed unanimously.

10. DISCUSSION AND/OR ACTION ON DEER FENCING PROVISIONS

Council Member Swanson stated that the City's fencing ordinance currently limits fencing heights at six feet; he would like for the Council to consider an ordinance amendment that would allow fencing on interior gardens to be eight feet tall in order to help keep deer out of residential gardens. The Department of Wildlife Resources (DWR) has indicated that this is the only way to deter deer from entering an area and this may give some relief to residents who are dealing with property damage each year due to the increase in the urban deer population. He stated he does not expect a lengthy discussion tonight, but asked that the Council consider this issue in preparation for future discussion and possible action. The Council acknowledged that it will be necessary to solicit a recommendation from the Planning Commission on this issue since fencing regulations are included in the City's land use code.

Council Member Swanson motioned to postpone the discussion on the Deer Fencing Provisions and submit the issue to the Planning Commission. Council Member Cevering seconded the motion.

Voting on the motion:

Council Member Barker	**aye**
Council Member Cevering	**aye**
Council Member Dalpias	**aye**
Council Member Ekstrom	**aye**
Council Member Swanson	**aye**

The motion passed unanimously.

11. COUNCIL DEPARTMENT REPORTS:

A. COUNCIL MEMBER BARKER – PARKS AND RECREATION

Council Member Barker reported the Wadman Park project is nearly completed and should conclude after the ground dries from recent rainstorms. He then noted that the recreational football season is underway and there are some upcoming service projects in the community aimed at park maintenance and improvements. He concluded he is in contact with the City Administration regarding efforts to repair damage at the parks due to flooding this spring. Public Works Director/Assistant City Manager Espinoza provided an overview of the parks that are used as detention basins repair schedule.

B. COUNCIL MEMBER ECKSTROM – PUBLIC WORKS

Council Member Ekstrom invited Public Works Director/Assistant City Manager Espinoza to provide a report of ongoing projects in the Public Works Department. Mr. Espinoza provided an update on an ongoing reservoir project near Barker Park Lane, the construction of a restroom facility and parking area at a trailhead in the City, and water management efforts in the City.

C. COUNCIL MEMBER CEVERING – POLICE

Council Member Cevering reported Chief Quinney has notified him that the Public Safety Building project is moving forward as planned, with an expected completion date in January 2024. School starts tomorrow and residents are reminded to watch for children walking to and from school. Finally, the Police Department has a program called “keep them safe” for children or adults in a home where there is a concern about them wandering from the home and endangering themselves. He invited residents to contact the Police Department to learn more about the program.

Mayor Berube offered thanks to City Manager/Attorney Call and Chief Quinney for their willingness to meet with residents recently who had concerns about safety in the community.

12. PUBLIC COMMENTS

Chris Pulver, North Ogden resident, referenced the pickleball courts at Lomond View Park and asked that the City coordinate with the citizen's group that is working on park improvement projects as they have a great deal of knowledge about this matter. Mayor Berube noted that City Manager/Attorney Call has stayed in contact with that group.

Jeanette Sweet, North Ogden resident, stated she was a member of the group that met with several City officials last night and she thanked them for making themselves available to discuss safety concerns in the North Lakeview Drive neighborhood.

She shared insights for the Council to consider regarding the topic of a Right-of-Way Obstruction Ordinance; she lives directly across from a cul-de-sac at 3600 North and a few months ago, she watched a side dump truck with an extremely long bed take a wrong turn and enter that cul-de-sac; it was too long to make the circular turn to exit the cul-de-sac. Residents moved personal vehicles that were parked on the road to assist him and helped him navigate the turn, which took over an hour. In July, a dumpster was placed in front of one of the homes in the cul-de-sac and the next day she watched a garbage truck turn into the cul-de-sac, and he could not navigate the street or empty garbage cans because of the presence of the dumpster. The garbage truck also had to back up onto private property in order to make the turn to leave the cul-de-sac, causing damage to the landscape on one of the properties. She asked that the Council consider these issues when they are making decisions about the matter of obstructing a right-of-way by the placement of large equipment or dumpsters on a public street.

13. COUNCIL/MAYOR/STAFF COMMENTS

Mayor Berube invited the Council to address some of the comments that were made during this evening's public comment periods.

Council Member Swanson addressed the comments about paving the canal trail and noted this is an issue that the City has considered for several years; the cost to pave the trail would be very high, but the City does not own it, and would need to obtain permission from the companies that manage the canal. He also addressed the comments about unlicensed solicitors and noted that this is a difficult issue for the City to regulate; if a resident has an unlicensed solicitor come to their door, they can be asked to leave the property, or the resident can call the Police Department's non-emergency phone number and the Police will respond. For panhandling, residents can also call the non-emergency phone number, but there is case law indicating that panhandlers have First Amendment rights, and cities that have tried to prohibit panhandling have lost in court.

Mayor Berube added that the City has many ordinances, and it can be difficult to enforce all of them actively; the City relies upon residents to report violations of City ordinances so that the City can be reactive and address certain issues. He also asked that residents be patient with the City as it can take a significant amount of time for enforcement action to be taken. He then addressed Mr. Hall's comments about the disc golf project; he expects that the rules that are in place in other parks in the City will also apply to this park. There is a temporary turnaround at the end of 1550 East and the City can post 'no parking' signs in that area. He does not believe the fire risk on the property is higher than for any other park in the City. He then noted that Mr. Call is in communication with the person who is pursuing the disc golf project and the City will defer to Mr. Call regarding whether a written agreement is necessary for that project. He concluded the land has been vacant and unused for quite some time and he believes it will be good for it to be used in a manner that does not dramatically disturb the natural environment.

There was a brief discussion among Mayor Berube, the Council, and staff regarding the regulations imposed on City Park properties and the signage that will be erected to communicate the regulations to users of the facility.

Council Member Eckstrom asked Mr. Espinoza to visit the section of the trail referenced by Mr. Ashdown to remove the puncture weeds that are growing there. He also referenced Mr. Strand's comments about the closure of trails in the Coldwater Canyon area, stating it may be helpful to delineate the trails that are open to the public and those that are privately owned so that users do not trespass. Mayor Berube stated that he has discussed this issue with Mr. Call, and he believes Mr. Strand was accurate in his assessment that it is not legal to cut off public access to property that has historically been used as a public trail. The question is whether this is an issue for the City to address or one that must be handled privately. Mr. Call stated that there is a rule known as the 'Public Use Doctrine' and any trail or road that has been used by the public for 10 consecutive years is considered a public trail. Unless parties can agree on access, the issue must be decided upon by a court. The matter could be addressed by the City, the County, or private parties, but it could take some time to litigate the matter. There was a brief discussion about ownership of the road, trail, and properties in the area identified by Mr. Strand.

Council Member Cevering noted that he was contacted by a family in the community who is concerned about high school traffic on 425 East; they asked that the Police Department increase patrol of this area during the first several weeks of school to help deter speeding and other dangerous activities in that area.

14. ADJOURNMENT

Council Member Ekstrom motioned to adjourn the meeting.

The meeting adjourned at 8:02 p.m.

DRAFT

_____
S. Neal Berube, Mayor

_____
Rian Santoro
City Recorder

_____
Date Approved

DRAFT

NORTH OGDEN CITY
SETTLED 1851

Staff Report to the North Ogden City Council

SYNOPSIS

Description: The attached resolution includes some amendments to the consolidated fee schedule for Right-of-Way permits, Police hours at private events, and amphitheater audio visual rentals.

Date: Oct, 5, 2023

STAFF INFORMATION

Jon Call
jcall@nogden.org
801-737-9846

QUESTION FOR COUNCIL

Are the proposed changes to the fee schedule acceptable to the Council?

DISCUSSION

The attached resolution includes the following proposed changes to the fee schedule:

- Obstruction of Right of Way permit – New fee for $50 (currently we do not allow gravel, bark or other items to be dumped in the right of way without a street excavation permit)
- Amphitheater Rental additional items
  - Sound equipment rental - $150 per day
  - Additional equipment like microphones and others
  - Employee time to run or set up the system $50.00/hr
  - Additional deposit for AV system usage of $500
- Police Charge to attend private special events $75 (up from $55)

STAFF RECOMMENDATION

Staff recommends the proposed fees be adopted.

RESOLUTION __-2023

CONSOLIDATED FEE SCHEDULE

A RESOLUTION TO AMEND THE CONSOLIDATED FEES CHARGED BY NORTH OGDEN CITY, UTAH, FOR THE VARIOUS SERVICES, PERMITS, AND MATERIALS. THE CITY PROVIDES IN ITS OPERATIONS AND FUNCTIONS AS A MUNICIPALITY IN THE STATE OF UTAH AND MAKES SUCH FEES EFFECTIVE OCTOBER 11, 2023.

WHEREAS North Ogden City desires to charge fees to the users of its various services, utilities, and programs.

NOW, THEREFORE, be it resolved by the North Ogden Council:

CONSOLIDATED FEE SCHEDULE

All fees include applicable sales tax. Credit card service fees of up to 3% may apply.

TABLE OF CONTENTS

(Hold Ctrl Key and click on a heading to go directly to the related fee)

Administration Department 2

Building Department 3

Building Permit Fees 3

Business Licenses 4

Civil Penalties 5

Planning Department 5

Parks & Recreation 6

Resident Recreation Programs 7

North Shore Aquatic Center 8

Cherry Days 9

Police Department 9

Public Works 11

Solid Waste 11

Culinary Water 11

Storm Water 13

Sanitary Sewer 13

Impact Fee Summary 13

North Ogden City Street Cuts Fee 14

Administration Department

Municipal Code	$150.00
Municipal Code Update Annual Fee	$50.00
Credit Card Service Fee for Government Services	Up to 3%
Annexation City Fee	$935.00 plus actual cost of postage & publication
Copies, Per Page	$0.10
City Map, 11” x 17”	$1.00
City Map, 26” x 34”	$5.00
Zoning Map, 26” x 34”	$5.00
Cookbooks	$10.00 + tax
Return Check Fee	$20.00
Certified Copy	$5.00
Notary	$5.00
Facsimiles • First Page, Local Number • Each Additional Page, Local Number • First Page, Long Distance • Each Additional Page, Long Distance	 $1.00 $.50 $2.00 $1.00
Green Waste Pit Card Fee • 10 Punches • One-entry Pass • Contractors	 $25.00 $3.00 $100 per load + $100 refundable deposit
Existing Public Document, 8.5” x 11”, Per Page	$0.10
Prepare a Letter or Document, Per Page	$1.00
GRAMA Request – Records, Research Compilation, Editing, etc. • First 30 Minutes • Addition Time Per Hour	 No charge Lowest wage employee who can get information
Business Banners – Set up to hang and use our brackets	$15.00
Audit	$10.00 each
Budget	$10.00 each

Building Department

For Impact Fees, see Impact Fee Summary on page 12

(Water, Sewer, Parks, Transportation, Fire, Central Weber Sewer, Storm Water)

Water Connections	
• Water Connection, 1" Meter, In a Subdivision	$475.00
• Water Connection, 1" Meter, Outside of a Subdivision	$541.00
• Water Connection, 1" Meter, Unincorporated	$741.00
• Water Connection, 1.5" Meter, In a Subdivision	$2167.00
• Water Connection, 1.5" Meter, Outside of a Subdivision	$2405.00
• Water Connection, 1.5" Meter, Unincorporated	$2605.00
• Water Connection, 2" Meter, In a Subdivision	$2167.00
• Water Connection, 2" Meter, Outside of a Subdivision	$2405.00
• Water Connection, 2" Meter, Unincorporated	$2605.00
Sanitary Sewer Connections	
• In a Subdivision	$56.00
• Outside of a Subdivision	$142.00
• Unincorporated	$142.00

Building Permit Fees

Initial Waste Containers	Market Rate
Construction Water Connection	$54.08
Single-Family Residential Permit and Commercial Building Permit Fees	1997 version of the Uniform Building Code, Section 107.2 Table 1A plus 20%
Residential Plan Check Fee Deposit	$500.00
Temporary Power Inspection	$56.40
Minimum Building Permit Fee	$56.40
Re-inspection Fee	$56.40
After-Hours/Emergency Inspection	$125.00
Stop Work (Red Tag) - Failure to obtain a Building Permit – regardless of the type of project unless emergency related.	$250.00 1st Offense, $1,000/each additional offense
Single-Family Residential Plan Check	50% of Permit Fee
Commercial Building Plan Check	65% of Permit Fee
State Fee	1% of Permit Fee
Deposit for Off-Site Improvements (New Homes Charged with Building Permit)	$1000.00
Excavation Permit	$$75.00 + Road Cut Fee
Road Cut Fee	$2.50 per Sq Ft
• Taxing Entities, e.g., Special Districts & Government	75% of standard fee
• Cash Bond	$300.00
• Performance Bond	$2,000.00
Blasting Permit	$50.00
Grading Permit	$150.00
SWPPP Violation Red Tag Removal	$300.00
SWPPP Violation Clean Up	
• Vac Truck	$500/2 hrs + $205/additional hrs

• Sweeper • Concrete Washout –	$350/2 hours + $185 additional hrs $500 Each Offense
Mining/Crushing Permit	$1000.00
No SWWPP Plan on site	$50
Dumpster Relocation	$100
Missing Storm Water Protection Barrier (BMP)	Employee time + cost of protective material (BMP)
Obstruction of Public Right of Way Permit 2-7 days • Additional days	$50 $50
Illegal Stockpiling of any unpermitted Material in Public Right of Way	$500
Track out Pad/ADA Access	$500
Portable Toilet Relocation	$100

Business Licenses

Commercial Business/High-Impact Home Occupation/Residential Rental • New Application Base Fee • Renewal Base Fee	 $100.00 $75.00
Temporary	$100.00
Fireworks Stand	$125.00
Solicitor's License	$100.00 each
Beer Licenses, Class "A" and "B" • New Application • Renewal • Renewal with Background Checks	 $125.00 $25.00 $100.00
In addition to the above Business License fees, the following fees apply:	
Temporary license for businesses with a combined display and building area covering more than 400 square feet	License Fee + $250.50 refundable deposit
Temporary license for businesses with a combined display and building area covering less than 400 square feet	License fee + $150.00 refundable deposit
Late Fees: • Business License renewal fees are due one year from the date the certificate of license is issued at the close of business (North Ogden City Code 4-1-5A) • Any license fee not paid within two (2) months of the due date, a penalty of twenty-five percent (25%) of the amount of the license fee shall be added to the original amount thereof, and if not paid within four (4) months of the due date, an additional penalty of twenty-five percent (25%) shall be added to the original amount (North Ogden City Code 4-1-5B)	

Civil Penalties

Abatement of property in violation of North Ogden City Municipal Code	$100.00
Administrative Hearing Fee	$20.00
Civil Citation Fees: • Paid before 10 days from date of citation • Paid after 10 days but before 20 days from date of citation • Paid after 20 days but before 30 days from date of citation • Late fee to be added to fines paid after 30 days up to a maximum of $1000.00 in fees and late fees	 $25.00 $50.00 $100.00 $10.00
Storm Water and Drainage: • Notice of Violation Issued, 1st day, 24-hour remediation • 2nd Day • 3rd Day • Each Subsequent Day	 No Charge $100.00 $200.00 $250.00

Planning Department

General Plan, Bound Copy • Per Page	$25.00 $0.10
Zoning Ordinance, in Binder • Per Page, not in Binder • Additional Updates, per year	$50.00 $0.10 $10.00
Subdivision Ordinance, in Binder • Per Page, Not in Binder	$25.00 $0.10
Subdivision Fees: • Preliminary Approval • Final Approval	 $800.00 + $50.00 per lot $1000.00 + $30.00 per lot
Minor Subdivision: • City Fee • Without Technical Review	 $750.00 $580.00
Vacation or Amendment of Subdivision • City Fee	 $695.00
Subdivision Application Extension • City Fee	 $200.00
Expired Subdivision Application Renewal – No changes required • City Fee	 $200.00
Boundary Line Adjustment • City Fee	 $675.00
North Hillside Study	$25.00
Zoning/Subdivision Amendment • Text • Map	 $350.00 $875.00

Site Plan Review: • City Fee (with technical review) • City Fee (no technical review)	 $1390.00 $730.00
Planned Residential Unit Development (PRUD) • City Fee	 $1695.00
Conditional Use Permit: • City Fee (with technical review) • City Fee (no technical review)	 $1550.00 $730.00
Appearance Before Administrative Hearing Officer	$565.00
Plat Maps, 8” x 11” copy	$0.15
Plat Maps, 11” x 17” copy	$0.25
Chicken License Application	$5.00 annually
Subdivision Special Exception Application	$835.00
Zoning Verification Letter	$25.00
Land Use Permits	$40.00
Re-build Letter	$25.00

Parks & Recreation

These fees include applicable sales tax and credit card service fees

Community Garden	$26.00 per box/per year
North Ogden City Park & Field Reservation Time Periods and Reservation Fees	
Bowery Reservation • North Ogden Resident or Church Group that Meets Regularly • Non-Resident or Church Group that Does Not Meet Regularly • Commercial or Corporate Group	All Day (8 am – 10 pm) $36.00 $77.00 $77.00
Amphitheater Rental - Daily • Apron Only – Door Down • Apron and Stage – Door Up • Event Supervisor (Required for Door Up) • Two Dressing Rooms • Green Room	 $258.00/$129.00 Non-profit $515.00/$258.00 Non-profit $26.00/hour (4 hr. min.) $52.00 $52.00
Amphitheater Rental - Hourly • Apron Only – Door Down • Apron and State – Door Up • Event Supervisor (Required for Door Up) • Two Dressing Rooms • Green Room	 $52.00/$26.00 Non-profit $103.00/$52.00 Non-profit $26.00/hour (4 hr. min.) $52.00/day $52.00/day

Amphitheater Rental – Audio Visual Equipment
• Preset lighting
• Sound Package
  ○ Installed Sound System
  ○ Connections for iPod, MP3, or other digital devices
  ○ One Wireless Microphone
• Additional Sound Items
  ○ Wireless Microphone
  ○ Wired Microphone
• AV Labor to hang, position, and run lights/sound system
	
	No Charge
	$150 per day
	
	$20.00
	$5.00
	$50.00/hr

• Additional charges for other equipment needed, or labor costs	As charged by 3rd party
Amphitheater Rental - Miscellaneous	
• Garbage Cans (1 per 100 people)	$10.00 each
• Deposit – Apron Only	$206.00
• Deposit – Apron and Stage	$515.00
• Deposit – Audio/Visual Equipment (in addition to other deposits)	$500.00
• Late Change Request (less than 2 weeks prior to event)	$26.00
Equestrian Park Fees	
• Junior Posse	No Charge
• North Ogden 4-H Groups	$2.00 per rider
• Non-North Ogden Horse Group meeting regularly in North Ogden	$52.00/day
• Non-Resident or Church Group not meeting regularly in North Ogden	$52.00/day+$2 per rider
• Commercial or Corporate Group	$103.00/day+$2 per rider
• One Day Per Week all Season	$361.00
North View Senior Center Rental – NOC & Pleasant View Residents:	
• Auditorium/kitchen – 4 hours	$155.00+$200.00 deposit
• Auditorium/kitchen – additional per hour	$52.00
North View Senior Center Rental – Non-Resident:	
• Auditorium/kitchen – 4 hours	$515.00+$300.00 deposit
• Auditorium/kitchen – additional per hour	$103.00
• Staffing Fee	$10/hour
Athletic Fields:	
Field Reservation:	
• 1 to 50 hours	$10/hour
• 51 to 90 hours	$5/hour
• 91 to 1000 hours	$1/hour
• 1,001 and above hours	$0.50/hour
Field Preparation Fee (available Monday-Saturday	$31.00
Staffing (per employee, when requested)	$10/hour

Resident Recreation Programs

Youth Basketball:	
• Kindergarten Co-ed Basketball	$41.00/player
• Boys Grades 1-2	$41.00/player
• Boys Grades 3-9	$49.00/player
• Girls Grades 1-9	$49.00/player
• Late Fee	$5.00/player
Youth Baseball/Softball:	
• Kickball Pre-kindergarten	$31.00/player
• T-Ball Kindergarten	$41.00/player
• Grades 1-3	$41.00/player
• Grades 4-9	$49.00/player
• Late Fee	$5.00/player
Football:	
• Flag	$41.00/player
• Tackle (youth)	$130.00/player
• Late Fee	$5.00/player
Adult Softball	$213.00/team
Adult Basketball	$374.00/team

Adult Volleyball, indoor	$22.00 per person
Refund Administration Fee (no refund after first game)	$5.00
Refund Administration Fee for Races (must apply before event)	$10.00
Snowshoe Rental: Weekday Individual Rates (Monday-Friday • Resident • Non-Resident Weekend Individual Rates (Friday-Next Business Day) • Resident • Non-Resident Group Rate (5 or More)	 $8.00/pair/day $10.00/pair/day $12.00/pair $15.00/pair $1.00 off/pair
5K Runs/Walks: • Pre-Registered • Late and Day of Run Registration	 $21.00-$26.00/runner $31.00-$36.00/runner
Half Marathon: • Pre-Registered • Late and Day of Run Registration	 $46.00/runner $57.00/runner
Youth Camps and Craft Programs: • Lil' Tykes and Special Needs Sports Camp • Day Camps • Arts Summer Camps – Resident • Arts Summer Camps – Non-Resident	 $36.00/person $52.00/person $82.00/person $124.00/person
Registration Services: • For Private Lessons/Clinics to NOC Plus the Instructor's Fee	 $5.00/per person, session, or clinic
Non-Resident Fee (Youth baseball, softball, basketball & camps)	$15.00 additional

North Shore Aquatic Center

Daily Passes: • 3 Years and Under (with swim diaper and plastic pants) • 4 Years and Up, North Ogden Residents • 4 Years and Up, Non-Resident • Senior Citizens (55 years and over) • Military and Family • Swim Check • Last Hour of Open Swim • Flick N' Float • Flick N' Float (with season pass) • Swim Diaper • Plastic Pants	 Free $6.00 $6.50 $5.00 $3.50 $6.50 $3.50 $2.00 $3.00 As posted As posted
Special Events: • Double Dip Mondays & Wednesday (6pm-8pm)	 2 for the price of 1
Passes: • Individual Season Pass • Individual Season Pass Purchased between October-April • 4 + Group Season Pass • Picnic Pass • 10-Punch Pass – Resident • 10-Punch Pass – Non-Resident	 $70.00 $60.00 $60.00/each $3.50 $55.00 $60.00

Facility Rentals: 1.5 Hour Facility Rental Based Upon Capacity • 200 People • 400 People • 600 People • 800 People • 800 People (3.0 Hour Facility Rental Based Upon Capacity)	 $300.00 $450.00 $675.00 $900.00 $1620.00
Age Group Swimming, Full Lap Pool 1.5 Hours	$515.00/month
Swim Lessons: • Standard Group Lessons, Resident Standard Group Lessons, Non-Resident Ducky Dipper	 $45.00/person $60.00/person $21.00/person
Water Fitness Programs per session: • Water Walking, Lap Swimming, Water Aerobics Land	 $3.00 $4.00
Bowery Rentals During Open Swim Hours	$45.00/2 hours
Birthday Parties (Pool Rental plus Concessions charged at market rate)	$100.00+concessions

Cherry Days

Cherry Days Booth Rental: • Provide Own Canopy • We Provide Canopy • Electricity • Late Fee	 $62.00 $103.00 $15.00/outlet $10.00
Cherry Days Parade Fee: • Entry Fee • North Ogden Business • Schools • Late Fee	 $21.00 $15.00 $10.00 $10.00
Cherry Days Book Advertising: • Full Page – Color • Half Page – Color • Quarter Page – Color • Inside Cover • Outside Cover	 $520.00 $320.00 $200.00 $700.00 $850.00

Police Department

Administration • Missionary Clearance Letter • Notary • Fingerprint, Resident (per card) • Fingerprint, Non-Resident (per card) • Incident Report • Video/Digital Police Record (per source) • Color Photos (per photo)	 No Charge$5.00 $10.00$15.00$25.00 $25.00 $1.00

Charges for Services • Officer special event requests	 $75.00/hr
Chapter 10, Section 24 (Off-Road Vehicle Operation) • First Offense (Juveniles up to 18 years of age who are attending school may go to Youth Court for First Offense) • Second Offense • Third Offense • Subsequent Offenses - Determined by NO Justice Court Judge	 $25.00 $50.00 $100.00 TBD
Unspecified Criminal Infraction Penalty • First Offense • Same Offense, Second Time • Same Offense, Third Time	 $50.00 $100.00 $200.00
Unspecified Criminal Class 8 Misdemeanor Penalty	$100.00
Unspecified Criminal Class C Misdemeanor Penalty	$75.00
Construction Noise Criminal Violation: • First Offense • Same Individual, Second Offense • Same Individual, Third Offense	 $250.00 $500.00 $750.00
Vehicle Towing Regulations – The owner of any vehicle, trailer, recreational vehicle, or other personal items, removed from the public right-of-way shall pay the actual fee charged by the company hired to remove the item (fee set by State Statute)	TBD
Animal Control Fines: • Restraint • Expired Dog License/Unlicensed • Licensed Dog Not Wearing License • Public Nuisance (Barking Dog) – Each Offense • Unnecessary Punishment • Violation of Dog/Cat Limit • Animal Attacking Person/Animal – Each Offense • Animal in Park • Animal in Park – Second Offense • Vicious Dog Roaming • Expired Rabies Vaccination • Exotic Animals • Female Animal in Heat • Public Nuisance (Damage/Odors/Unsanitary Conditions/Defecates) • Chases Vehicles or Person – Each Offense • Public Nuisance	 $50.00 $50.00 $50.00 $100.00 $25.00 $100.00 $25.00 $50.00 $100.00 $50.00 $100.00 $25.00 $25.00 $25.00 100.00
Animal Impound Fees: • First Offense • Second Offense • Third Offense • Impound of a Dog, Per Day, After First Day • Relinquishing a Dog or Cat • Euthanasia • Transportation of Animals • Quarantined Animal • Disposal of Expired Cat or Dog	 $50.00 $100.00 $100.00 $12.00 $50.00 $40.00 $50.00 $120.00 $12.00

• Livestock Impound • Livestock Transportation, Per Trip • Animal Trap Rental, Per Week	$150.00 $75.00 $0.00
Animal Licenses (Per Year) – Due March 1st: • Dog, Unneutered or Unspayed • Dog, Neutered or Spayed • New Dog, Part of Year (after July 1st), Unneutered or Unspayed • New Dog, Part of Year (After July 1st), Neutered or Spayed • Duplicate License and Transfer Tags (NOC Only) • Dog, Late Fees Fees are waived for dogs used as guide dogs for the blind or hearing impaired and police service dogs.	 $30.00 $10.00 $15.00 $5.00 $2.00 $15.00

Public Works

Solid Waste

• Residential Dwelling, Resident, Per Month • Residential Dwelling, Non-Resident, Per Month • Each Extra Blue Container, Resident, Per Month • Each Extra Blue Container, Non-Resident, Per Month • Each Extra Black Container, Resident, Per Month • Each Extra Black Container, Non-Resident, Per Month • Non-Residential 90-gallon Container, Once-a-week Collection • Garbage Can Replacement (90-Gallon)	$14.29 $23.51$10.80 $16.20 $20.88 $40.32 $18.39 per month Market Rate

Culinary Water

Single-Family & Multi-Family Dwellings, Per Unit, Base Fee for Resident • Per 1,000 Gallons of Usage, Up to 6,000 Gallons • Per 1,000 Gallons of Usage, from 6,001 Gallons to 12,000 Gallons • Per 1,000 Gallons of Usage, from 12,001 Gallons to 18,000 Gallons • Per 1,000 Gallons of Usage, Beginning at 18,001 Gallons	$19.62 $1.81 $2.81 $7.24 $11.55
Single-Family & Multi-Family Dwellings, Per Unit, Base Fee for Non-Resident • Per 1,000 Gallons of Usage, up to 6,000 Gallons • Per 1,000 Gallons of Usage, from 6,001 Gallons to 12,000 Gallons • Per 1,000 Gallons of Usage, from 12,001 Gallons to 18,000 Gallons • Per 1,000 Gallons of Usage, Beginning at 18,001 Gallons	$28.27 $2.89 $3.89 $9.40 $14.25

Non-Residential User, Base Fee • Per 1,000 Gallons of Usage, up to 6,000 Gallons • Per 1,000 Gallons of Usage, from 6,001 Gallons to 12,000 Gallons • Per 1,000 Gallons of Usage, from 12,001 Gallons to 18,000 Gallons • Per 1,000 Gallons of Usage, beginning at 18,001 Gallons	$27.22$1.81 $2.81 $3.81 $4.81
Leak Rate Per 1,000 Gallons (As Approved by Water Department Superintendent)	$1.81
• Additional Usage Rates: Adjusted July & November for seasonal billing) Water Zone 7 Per Month • Water Zone 8-10 Per Month	$6.21 $6.85
Water Usage by Contractor During Construction of New Building Paid at Building Permit Time	$54.08
If Meter Ring and/or Cover Assembly is Damaged at Time of Meter Installation: • Contractor/Property Owner Will be Charged Per Assembly (To be withheld from the off-site improvement bond when released)	$60.00
If Jumper is Damaged or Missing at Time of Meter Installation: • Contractor/Property Owner Will be Charged Per Jumper (To be withheld from the off-site improvement bond when released)	$21.00
Utility Account Multiple Billing Addresses (monthly charge)	$1.00
Reconnection Charge if water is turned off for non-payment If paid between 9:00 am and 4:30 am of the day water is shut off: • For 1st time in a 12-month period • For 2nd+ time in a 12-month period If the water department is called out after 4:30 pm to restore water: • For 1st time in a 12-month period • For 2nd+ time in a 12-month period	 $25.00 $50.00 $50.00 $100.00
Delinquent Account Processing Fee – will be assessed the month following a bill becoming delinquent under Section 13.04.030 North Ogden Code	$10.00
Before Water Service is restored, the customer must either: • Pay the account in full, including all processing, collection, and reconnection fees. The Utility Billing Department shall receive all payments before water service is restored, OR • Execute a written water restoration agreement with the city. Payments under a water restoration agreement shall be made monthly, and the payment schedule shall be made as negotiated. Payments made under the water restoration agreement shall be applied first to processing, collection, and reconnection fees and then to reducing the principal balance owing on the account.	
If the City retains a professional collection agency or attorney to collect the charges on any customer's overdue utility account, the City shall impose this collection fee.	Up to 30% of Outstanding balance
If the meter valve lock assembly is damaged or lost • Property owner will be charged per lock assembly	$20.00
Illegal Use of Culinary Water: • First offense • Second offense	$0.00 (warning) $250.00 $500.00

• Third offense • Fourth offense	Fine set by the Court
Fire hydrant meter rental fees ($900.00 deposit is required) Short-term meter rental and equipment (1-3 days) • Consumption charged at up to 15,000 gallons • 15,001 gallons or greater Weekly meter rental and equipment • Consumption charged at up to 15,000 gallons • 15,001 gallons or greater Fees for lost, broken, or for equipment not returned: • Hydrant meter • Hydrant key • Damaged or new	 $20.00 plus $50.00 $4.19/thousand gallons $25.00 plus $50.00 $4.81/thousand gallons $900.00 $35.00 $1,200.00

Storm Water

Storm Water (9-6-1 of the North Ogden City Municipal Code) Single-family residential parcel or lot, per month Multi-family residential parcel or lot, per month • First unit on the property • Each additional unit on the property Commercial/business – Per Equivalent Residential Unit Institutional – Per Equivalent Residential Unit	 $11.20 $11.20 $6.68 $6.27 $4.86
Miscellaneous: Sandbags (flood control) – burlap or disposable bags	 $.50 per bag

Sanitary Sewer

Central Weber Sewer Residential Unit in City limits, per month Residential Unit outside of City limits, per month Non-residential connection based on culinary water use, per month: • First 10,000 gallons, per 1,000 gallons • 11,000 gallons to 29,000 gallons, per 1,000 gallons • 30,000 gallons, but less than 50,000 gallons, per 1,000 gallons • 50,000 gallons, but less than 100,000 gallons, per 1,000 gallons 100,000 gallons or greater, per 1,000 gallons	 $$20.09 $20.09$20.09$1.60 $.56 $.52 $.44 $.42
Sanitary Sewer: • Residential Unit in City limits, per month • Residential unit outside of City limits, per month Non-residential connection	 $11.56$19.41 $11.56

Impact Fee Summary

	Single-Family Residential	All other Types of Connections
Storm Water	$1,474.40	$.527/sq ft of hard surface & roof area
Water	$3,312.29	$2,235.79 per multi-family unit All other types of connections based on water service line size:

		1” = 1.0 ERU 1¼” = 1.6 ERU 1½” = 2.2 ERU 2” = 3.9 ERU 2½” = 6.0 ERU 3” = 8.5 ERU 4” = 18.5 ERU 6” = 41.4 ERU 8” = 73.2 ERU
Sewer (North Ogden City)	$546.00	$368.55 per multi-family unit All other types of connections based on water service line size: 1” = 1.0 ERU 1¼“ = 1.6 ERU 1½” = 2.2 ERU 2” = 3.9 ERU 2½“ = 6.0 ERU 3” = 8.5 ERU 4” = 18.5 ERU 6” = 41.4 ERU 8” = 73.2 ERU
Sewer (Collected for Central Weber Improvement Sewer District (CWSID))	$2,631.00	All other types of connections determined by CWSID
Parks	$2,677.00	$1,601.00 per unit for multi-family units No charge for other properties
Transportation	$2,297.37	$1,604.78 per multi-family unit $888.06 per Senior housing unit Fees for other uses are calculated using the Institute of Transportation Engineers (ITE) Trip Generation (9th Edition) handbook and the adopted impact fee calculation per trip generated of $482.64
Fire (Collected for North View Fire District)	$225.56	$162.48 per multi-family/mobile home park unit $101.08 per 1,000 sq ft commercial building $17.72 per 1,000 sq ft commercial building apparatus fee $149.72 per 1,000 sq ft institutional building

North Ogden City Street Cuts Fee

Fee Per Sq Ft of Road Cut	$2.50 per sq ft
Excavation Permit Charge	$75.00
New Road Cut Additional Fee	$500
If the City retains a professional collection agency or attorney to collect the charges on any customer’s overdue accounts receivable account, the City shall impose this collection fee.	Up to 30% of Outstanding Balance

NOTE: This schedule applies to rights of way 60 feet or less. On 66-foot rights of way, fees will be 15% more. On 80-foot plus rights of way, fees will be 30% more. A new pavement cut fee of $500.00 will be assessed for new and newly surfaced roads two (2) years old or less. Penalty for failure to obtain a permit before excavation is $100.00. In the opinion of the City Engineer and/or Public Works Director, undo degradation will occur to the road surface due to the street cut or cuts, patching of the road cut, and a full street overlay may be required.

PASSED and ADOPTED this 22th day of August 2023.

North Ogden City:

_____

S. Neal Berube
North Ogden City Mayor

CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay
Council Member Barker:	___	___
Council Member Cevering:	___	___
Council Member Dalpias:	___	___
Council Member Ekstrom:	___	___
Council Member Swanson:	___	___

(In event of a tie vote of the Council):

Mayor Berube:	___	___

ATTEST:

_____

Rian Santoro
City Recorder