

ORDINANCE NO. 24-10

ORDINANCE OF SOUTH OGDEN CITY AMENDING THE CITY'S CONSOLIDATED FEE SCHEDULE FOR MANDATORY UTILITY FEES, AMBULANCE FEES, LIVE TRAP FEES, AND CHICKEN PERMIT FEES; MAKING NECESSARY CLERICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE

SECTION I – RECITALS

WHEREAS, the City of South Ogden (“City”) is a municipal corporation duly organized and existing under the laws of Utah; and,

WHEREAS, the City Council finds that in conformance with UC §10-3-702, the governing body of the city may pass any ordinance to regulate, require, prohibit, govern, control or supervise any activity, business, conduct or condition authorized by State law or any other provision of law; and,

WHEREAS, the City Council finds that several city fees must be amended or clarified; and,

WHEREAS, the City Council finds that it is necessary to clarify that all utility fees are mandatory; and,

WHEREAS, the City Council finds that it is necessary to amend the City’s ambulance fees to be in compliance with the just and reasonable rates established by the State of Utah; and,

WHEREAS, the City Council finds that it is necessary to add Live Trap fees to make it possible for residents to trap, neuter, and release feral cats; and,

WHEREAS, the City Council finds that having recently allowed chickens to be kept in South Ogden City and that the keeping of chickens is allowed only through a permit and that an administrative fee for processing the permit should be assessed; and,

WHEREAS, the City Council finds that providing these fees in the City’s Consolidated Fee Schedule is an effective way to make this information available to the public; and,

WHEREAS, the City Council finds that the public convenience and necessity requires the administrative action now taken by the City,

THEREFORE, BE IT ORDAINED by the City of South Ogden that:

SECTION II - AMENDMENT OF THE CITY’S CONSOLIDATED FEE ORDINANCE & FEE SCHEDULE

The City’s Consolidated Fee Schedule is amended to incorporate those changes

as discussed above and the same are adopted as a part of, and will constitute their respective part of, the official fee schedule for South Ogden City shown as **Attachment “A”**, made a part by this reference and as then set out in the full Consolidated Fee Schedule.

SECTION III - PRIOR ORDINANCES AND RESOLUTIONS

That the above fees, where they may have been taken from prior City Ordinances and Resolutions, are listed here for centralization and convenience; and that the body and substance of those prior Ordinances and Resolutions, with their specific provisions, where not otherwise in conflict with this Ordinance, are reaffirmed and readopted.

SECTION IV - REPEALER OF CONFLICTING ENACTMENTS

All orders, ordinances and resolutions regarding the changes enacted and adopted which have been adopted by the City, or parts, which conflict with this Ordinance, are, for such conflict, repealed, except this repeal will not be construed to revive any act, order or resolution, or part, repealed.

SECTION V - SAVINGS CLAUSE

If any provision of this Ordinance be held or deemed, or shall be invalid, inoperative or unenforceable such will not render any other provision or provisions invalid, inoperative or unenforceable to any extent whatever, this Ordinance being deemed the separate independent and severable act of the City Council of South Ogden City.

SECTION VI - DATE OF EFFECT

This Ordinance will be effective on the 3rd day of September, 2024, and after publication or posting as required by law.

PASSED AND ADOPTED BY THE CITY COUNCIL OF SOUTH OGDEN CITY, STATE OF UTAH, on this 3rd day of September, 2024.

SOUTH OGDEN, a municipal corporation

Mayor Russell Porter

ATTESTED:

Leesa Kapetanov, MMC
City Recorder

ATTACHMENT "A"

ORDINANCE NO. 24-10

Ordinance Of South Ogden City Amending The City's Consolidated Fee Schedule For
Mandatory Utility Fees, Ambulance Fees, Live Trap Fees, And Chicken Permit Fees;
Making Necessary Clerical Changes; And Providing An Effective Date

03 Sep 24

GENERAL FUND FEES

Animal Control Fees

Dog Licenses

Non-altered dog – Senior Citizen	\$20
Altered dog – Senior Citizen	\$7
Non – Altered dog++	\$30
Altered Dog	\$10
Microchip*	\$20
Lifetime License – Altered Only*	\$75
Lifetime License – Senior Citizen - Altered Only*	\$20
Late fee for dog licenses per license (after March 1)	\$20

*These Fees Added 18 Mar 08

++ This fee amended 20 May 08

Dog License Fees shall be **pro-rated on a percentage basis**, for the number of months remaining in the year for which the fees are being paid. That is, the person paying the fee shall only pay that portion of the fee, which represents the same proportion of the year, which remains until the annual fee payment shall again be due. (Pro- rating of fees shall not apply to persons who, through their own acts, failed to pay the full fee when it was first due.) For example, if a person owned a dog on the first day of the year when the license fee was due, but seeks to pay the fee 4 months later, that person will not be given a pro-rated adjustment to the fee and will be deemed to have failed to have licensed that dog, shall be subject to prosecution for failure to license and shall be required to pay the prescribed late fee (This section added 18 Mar 03). In contrast, a person who, 4 months into the license year, acquires a dog will only be required to pay for 8 months of the license period.

Shelter Fees

Description	Amount
Impound/Reclaim Micro-chipped Animal	\$75
Impound/Reclaim Non Micro-chipped Animal	\$90
Room and Board	\$10 per day
Relinquishment (owner surrender)	\$50
Euthanasia	\$50 per animal
Sterilization Deposit – Neuter ^{^^}	\$70
Sterilization Deposit – Spay	\$80
<u>Live Trap Rental Fee</u>	<u>\$75 deposit^{^^}</u>

^{^^} Sterilization Deposit Fees are as required by Utah Code §11-46-206 – Fees Added – 17 Dec 13

^{^^} All traps provided through the City shall be issued and managed in accordance with the “Live Trap Agreement”.
The traps are for the TNR (Trap, Neuter and Release) program for feral cats.

Planning/Zoning Fees

Description	Fee
Residential zoning map amendment	\$100 plus noticing costs
Commercial zoning map amendment	\$100 plus noticing costs
Ordinance amendment	\$100 plus noticing costs
Conditional use permit	\$100 plus \$25 for each acre over one (1) to five (5) acres, then \$10 for each additional acre or part thereof and \$100 for city engineer review (if applicable). Any balance over \$100 for engineer review will also be billed to applicant.
Conditional use permit for Business License in applicable zones	\$10
Appeal Hearing Petition	\$100 Any balance over \$100 for hearing officer will also be billed to applicant.
Subdivision review	\$100 plus \$10 per lot, plus \$100 for engineer review. Any balance over \$100 for engineer review will also be billed to applicant.
Subdivision amendment	\$100 plus \$10 per lot directly affected by amendment and \$100 for engineer review. Any balance over \$100 for engineer review will also be billed to applicant.
Annexations	\$200 for first five(5)acres plus \$25 per acre up to 10 additional acres
Items placed on Planning Commission Agenda prior to formal submission of a petition	\$75
Amendment to a previously approved plat	\$75
Development Agreement Review	\$300
Staff Review Committee Submittal	\$100 plus \$25 for each acre over one (1) to five (5) acres, then \$10 for each additional acre or part thereof and \$100 for city engineer review (if applicable). Any balance over \$100 for engineer review will also be billed to applicant.
Chicken Permit Application	\$10

ENTERPRISE FUND FEES

Ambulance Enterprise Fund Fees*

Last Amended ~~18-03 Jul-Sep 243~~

Description	Amount
EMT Ground Ambulance	\$1,090
Advanced EMT Ground Ambulance	\$1,439
Advanced Ground Ambulance (licensed as an EMT-IA ambulance provider prior to June 30, 2016)	\$1,771
Paramedic Ground Ambulance:	\$2,104
Paramedic on-board (paramedic not employed by the licensed ambulance provider)	\$2,104
Mileage Rate (see note 1 below)	\$42.24 per mile or fraction thereof
Fuel Fluctuation Rate (see note 2 below)	\$.25 per mile
Off Road Rate (see note 3 below)	\$1.50 per mile
Emergency Response / Transport surcharge	\$39.75
Ambulance Waiting Time surcharge (per every 15 min.)	\$22.05
Ambulance Stand-by Fee (per hour, 2 hour minimum)	\$35
Scene Services _____ Level 3	\$331.05
_____ Level 2	\$165.53
_____ Level 1	\$82.77
Consumable Supplies	See note 4 below)

*These Fees will be in effect as set herein or as may otherwise be established by the State of Utah

1. In all cases, mileage shall be computed from the point of pick-up to the point of patient delivery.
2. When diesel fuel exceeds \$5.10 per gallon or gasoline exceeds \$4.25 per gallon as invoiced, a surcharge of \$.25 per mile traveled may be assessed.
3. Where an ambulance is required to travel for two miles or more on unpaved roads, a surcharge of \$1.50 per mile traveled may be assessed.
4. A licensed ambulance provider may charge for supplies and for providing supplies, medications, and administering medications used on any response if (1) supplies and medications are priced fairly and competitively, (2) the individual does not refuse service, and (3) the licensed personnel for the licensed ambulance provider assess or treats the individual.
5. Allowable base ambulance rates are set pursuant to Utah Code §26B-4-152 (as may be amended from time to time) and Utah Administrative Code Rule R426-8-200, effective annually 1 July through 30 June following.
6. As set by the Fire Operations Chief subject to Utah State BEMS and City Council review and approvals.

All ambulance fees are set pursuant to Utah Code §26B-4-152 and are in effect from July 1 through June 30 annually. Current fees may be viewed by visiting <https://ems.utah.gov/wp-content/uploads/sites/34/2024/07/2024-Rates.pdf>

Utilities

Garbage

Garbage Pick Up Fees^^	
Description	Fee Per Month
Garbage Can charge – monthly- per can	\$ 11.56
Recycling Can charge – monthly – per can	\$ 4.09

^^ ~~These rates approved and adopted by Ordinance 22-11 – 19 July 22~~ Cans may be removed and no charges assessed for short periods of time due to vacation or if house is vacant. However, garbage and recycling fees are mandatory for those homes that are occupied, even if resident does not wish to use the recycle can.

Green Waste Program Fees*	
Description	Amount
Green Waste Trailer and Disposal Fee	\$50 for (1) day
Green Waste Roll Off Dumpster and Disposal Fee	\$60
30 Yd. Roll-off Dumpster – Per Cleanup	No charge
Refundable Deposit on Trailer or Dumpster	\$100
Mixed Waste Trailer & Disposal fee	\$90
Mixed Waste Roll-off Dumpster & Disposal fee	\$100

* Last amended by Ord. 22-11, 19 Jul 22

Sewer

Rate Structure Change ratified as effective 17 July 18

Sewer Connection Fee	
Fee Description	Amount
Sewer Connection Fee	\$ 100

Sewer Impact Fee – (Eliminated 07 May 13 by Ord 13-05)

Sewer Rates – See Water/Sewer Rates

Storm Sewer Fees

Last Amended by Ord. 23-13, 06 Jun 23.

Residential Storm Drain Fee	Duplex Storm Drain Fee	4- Plex Storm Drain Fee	Commercial Storm Drain per ERU
\$ 11.93/mo.	\$17.88/mo.	\$23.83/mo.	\$11.93/ERU

Land Drainage Fees	
Description	Amount
Curb cut fee	\$ 250
Curb replacement fee*	\$ 250
Monthly fee for drainage of impervious surfaces to curb	\$ 3
Land drainage fee	\$ 6
Storm Sewer Permit Fee	\$ 75

These land drainage fees apply only to those residences where roof and drainage are not being retained on the owner's property, and are being drained into City gutters. These fees do not apply to homes built prior to October 11, 1962.

* Fees apply only to buildings built since October 11, 1962

Driveway Approach Replacement Policy

If a homeowner would like to replace a driveway approach, the City may participate in paying for the new curb and gutter as well as necessary sidewalk replacement. The City's participation is contingent upon available funding. The homeowner is responsible for hiring a licensed contractor and responsible for the removal and disposal of the existing approach and replacement of the new approach. The City will provide sub-grade material, if needed, for sidewalk, curb and gutter. The City will replace asphalt along the new curb and gutter. Residents should contact the Public Works Department to coordinate these improvements and to learn more about this program.

Water Fees

The water and sewer rates include a fixed base charge, plus an additional amount based on actual water usage. [The base fee will be charged monthly regardless of whether any usage takes place.](#)

Water/Sewer Rates*					
Last amended Oct. 17, 2023 by Ordinance 23-18					
	WATER USAGE PRICE RATE PER LEVEL		SEWER USAGE PRICE RATE PER LEVEL	WATER BASE FEE	SEWER BASE FEE
WATER USAGE LEVELS	RATE PER 1,000 GALLONS	SEWER USAGE LEVELS	RATE PER 1,000 GALLONS	\$ 14.33	\$ 16.05
0- 3,999 Gals.	\$ 1.43	0- 3,999 Gals.	\$ 1.14		
4,000- 7,999 Gals.	\$.3.50	4,000+ Gals.	\$ 4.77		