ORDINANCE 2026-04

AN ORDINANCE AMENDING TITLE 11-26-8: SECONDARY WATER SYSTEM TO CLARIFY LANGUAGE FROM "SHALL" TO "MAY" AND ADD ELEMENTS FOR THE CITY COUNCIL TO CONSIDER REGARDING DEFERRAL AGREEMENTS FOR SECONDARY WATER RESOURCES.

WHEREAS: North Ogden City recognizes the need to provide homeowners with adequate culinary and irrigation water; and

WHEREAS: Secondary irrigation water has become difficult to secure in some areas of North Ogden City; and

WHEREAS: The proposed zoning text amendment establishes clear options for the City Council to consider when secondary water is not available at the time of new subdivisions; and

WHEREAS: The Planning Commission has reviewed the proposed amendment, accepted public input, determined that the amendment is consistent with the North Ogden General Plan, and recommends approval to the North Ogden City Council; and

WHEREAS: The City Council finds that adopting the proposed zoning text amendment serves the public interest by protecting private property rights to subdivide and build, while also balancing the public interest in protecting water resources.

NOW THEREFORE, BE IT ORDAINED the Mayor and Council of North Ogden City hereby adopt the following North Ogden City Code amendments:

SECTION 1: North Ogden City Code Title 11-26-8: Secondary Water System shall be amended to read:

11-26-8: SECONDARY WATER SYSTEM

1. The applicant is required to provide secondary water as a condition of approval, provided the design of the system meets Public Works Standards and receives approval from the engineer for the secondary water district. If secondary water is unavailable, a deferral agreement may be entered into for future connections and culinary water used for landscape irrigation.

2. Deferral agreements may require secondary water system improvements to be completed within a specified time period, bonding or escrow for future improvements, minimal turf grass areas and xeriscape provisions, deed restrictions for individual properties to include Plat notes limiting gallons of water used per

property, or other necessary provisions to protect the City's culinary water resources.

SECTION 2: This ordinance shall take effect at the time of adoption.

PASSED and ADOPTED this 10 th day of February 2026.

North Ogden City:

_Ryan B_____

Ryan Barker

North Ogden City Mayor

CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay
Council Member Carney:	X	
Council Member Dalpias:	X	
Council Member Nabor:	X	
Council Member Pulver:	X	
Council Member Watson:	X	

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

Mayor Barker		

ATTEST:

Rian Santoro
City Recorder