

ORDINANCE 2026-06

AN ORDINANCE AMENDING PENALTIES IN CITY CODE TO HELP CLARIFY COURT LEGAL PROCEEDINGS

WHEREAS: North Ogden City requires individuals to follow various rules and regulations; and

WHEREAS: the City has tasked various employees with the responsibility for various duties; and

WHEREAS: the City occasionally must enforce the rules by fines and other enforcement actions; and

WHEREAS: to further clarify expectations, additional sections on Penalties are needed to escalate repeated offenses, and clarify that current offenses are charged.

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

SECTION 1: The Following codes shall be amended to read:

5-1-4: PENALTY

- A. Any person who violates this chapter or any provision thereof shall be guilty of an infraction, subject to the penalty as provided in CCNO 1-4-1, and may also be charged under Utah Code § 26-23-3.
- B. If an individual receives a second penalty/fine at the same residence, they shall be charged with an infraction.
- C. If an individual receives a penalty/fine on the same residence three times, the next penalty/fine shall be a Class B misdemeanor with a mandatory court appearance.
- D. All fees and fines shall be established in North Ogden City Code Title 1 Chapter 4.

11-1-8: PENALTY

- A. Any person who violates this Title or any provision thereof with respect to occupied homes shall be guilty of an infraction, subject to penalty as provided in CCNO 1-4-1, and may also be charged under Utah Code § 26-23-3. The fine shall be established in the North Ogden City Fee Schedule.

1. If Any person who violates this chapter or any provision thereof shall be guilty of an infraction, subject to the penalty as provided in CCNO 14-1, and may also be charged under Utah Code § 26-23-3.
 2. If an individual receives a second penalty/fine on the same residence, they shall be charged with an infraction.
 3. If an individual receives a penalty/fine on the same residence three times, the next penalty/fine shall be a Class B misdemeanor with a mandatory court appearance.
 4. All fees and fines shall be established in the North Ogden City Code Title 1 Chapter 4.
- B. Any person who violates this Title or any provision related to activities which are not directly related to an occupied single-family home shall be guilty of a class B misdemeanor and a fine as established in the North Ogden City Fee Schedule.

14-1-4: NUISANCE ANIMALS AND ABATEMENT

- A. Nuisance Animals Prohibited: Any owner of any animals causing a nuisance as defined in CCNO 14-1-1 shall be guilty as follows:
1. The owner of an animal that causes any damage to the property of anyone other than its owner shall be guilty of an infraction;
 2. The owner of a vicious dog or "vicious animal," as defined herein, and kept contrary to CCNO 14-1-3 shall be guilty of a Class B misdemeanor;
 3. The owner of a "dangerous animal" (as defined herein) which is kept by any person other than a publicly licensed and supervised zoo or zoological garden, a duly authorized and licensed circus, or educational institution shall be guilty of a Class B misdemeanor;
 4. The owner of an animal that causes unreasonable fouling of the air by odors shall be guilty of an infraction;
 5. The owner of an animal that causes unsanitary conditions in enclosures or surroundings shall be guilty of an infraction;
 6. The owner of an animal that defecates on any public sidewalk, park, building, or private property without the consent of the owner of such private property unless the person owning, having a proprietary interest in, or having care, charge, control or custody of such animal shall remove any such defecation to a proper trash receptacle shall be guilty of an infraction;
 7. The owner of an animal that barks, whines, howls or makes other disturbing noises in an excessive, continuous, or untimely or unreasonable manner, which disturbs any person or neighborhood, shall be guilty of an infraction for the first offense.
 8. The owner of an animal that harasses passersby or chases passing vehicles, including automobiles, trucks, bicycles, scooters or other motorized or unmotorized vehicles, shall be guilty of an infraction;
 9. The owner of an animal that attacks other animals shall be guilty of a Class B misdemeanor;
 10. The owner of an animal that is determined by the animal control officer to be a public nuisance by virtue of being offensive or dangerous to public

- health, welfare, or safety shall be guilty of a Class B misdemeanor; or
11. The owner of animals that, by virtue of the number maintained, are determined to be offensive or dangerous to the public health, welfare, or safety shall be guilty of an infraction.

B. Penalty:

1. If Any person who violates this chapter or any provision thereof, they shall be subject guilty of an infraction or the offense listed above, subject to the penalty as provided in CCNO 1-4-1, and may also be charged under Utah Code § 26-23-3.
2. If an individual receives a second penalty/fine on the same residence, they shall be charged with the same level offense.
3. If an individual receives a penalty/fine on the same residence three times, the next penalty/fine shall be a Class B misdemeanor with a mandatory court appearance.
4. All fees and fines shall be established in the North Ogden City Code Title 1 Chapter 4.

14-3-2: RABIES VACCINATION REQUIRED FOR DOGS AND CATS

The owner or person having care, custody or control of any dog, cat or ferret over six (6) months of age shall have the animal vaccinated for rabies within ten (10) days after the animal reaches six (6) months of age.

- A. Dogs, cats and ferrets shall be vaccinated as recommended by a veterinarian, according to the type of vaccine used.
- B. Any person who permits any dog, cat or ferret over six (6) months of age to habitually be on the person's property, or who habitually feeds a dog, cat or ferret over six (6) months of age, or who habitually lodges a dog, cat or ferret over six (6) months of age within the person's house, yard or premises, shall be presumed to be the animal's owner and shall be responsible for obtaining the vaccinations described in this section.
- C. All vaccinations referred to in this section shall be performed by a licensed veterinarian using a rabies vaccine approved by the Weber/Morgan County health department.
- D. This provision shall not apply to licensed veterinarians or licensed animal holding facilities or kennels which temporarily maintain animals belonging to others on their premises.
- E. Violation of this section:
 5. If Any person who violates this chapter or any provision thereof, they shall be subject guilty of a Class C Misdemeanor, subject to the penalty as provided in CCNO 1-4-1. They may also be charged under Utah Code § 26-23-3.
 6. If an individual receives a second penalty/fine on the same residence, they shall be charged with a Class C Misdemeanor.
 7. If an individual receives a penalty/fine on the same residence three times, the next penalty/fine shall be a Class B misdemeanor with a mandatory court appearance.

8. All fees and fines shall be established in North Ogden City Code Title 1 Chapter 4.

SECTION 2: The Following codes shall be added to the appropriate areas. Where a new subsection is created, no other sections are amended or eliminated by the addition.

8-10: PENALTY

- A. Unless otherwise listed, any individual in violation of this chapter shall be guilty of a Class B Misdemeanor
- B. Unless otherwise specified, a second offense shall be a Class B Misdemeanor with a mandatory Court appearance.

14-1-11: ANIMALS AND FOWL PENALTIES

- A. Any person who violates this chapter or any provision thereof shall be guilty of an infraction, subject to the penalty as provided in CCNO 1-4-1, and may also be charged under Utah Code § 26-23-3.
- B. If an individual receives a second penalty/fine on the same animal, residence, or property, they shall be charged with an infraction.
- C. If an individual receives a penalty/fine on the same animal, residence, or property, three times or more the next penalty/fine shall be a Class B misdemeanor with a mandatory court appearance.
- D. All fees and fines shall be established in North Ogden City Code Title 1 Chapter 4.

14-1-7: PROHIBITED ACTS AND ACTIVITIES

- I. Any person who violates this chapter or any provision thereof:
 1. shall be subject to an infraction, subject to the penalty as provided in CCNO 1-4-1, and may also be charged under Utah Code § 26-23-3.
 2. If an individual receives a second penalty/fine on the same animal, residence, or property, they shall be charged with an infraction.
 3. If an individual receives a penalty/fine on the same animal, residence, or property, three times or more, the next penalty/fine shall be a Class B misdemeanor with a mandatory court appearance.
 4. All fees and fines shall be established in the North Ogden City Code Title 1 Chapter

14-2-10: PENALTY

- A. Any person who violates this chapter or any provision thereof shall be guilty of an infraction, subject to the penalty as provided in CCNO 1-4-1, and may also be charged under Utah Code § 26-23-3.
- B. If an individual receives a second penalty/fine on the same animal, residence, or property, they shall be charged with an infraction.
- C. If an individual receives a penalty/fine on the same animal, residence, or property, three times or more the next penalty/fine shall be a Class B

misdemeanor with a mandatory court appearance.

- D. All fees and fines shall be established in North Ogden City Code Title 1 Chapter 4.

14-3-13: PENALTY

- A. Any person who violates this chapter or any provision thereof shall be guilty of an infraction, subject to the penalty as provided in CCNO 1-4-1, and may also be charged under Utah Code § 26-23-3.
- B. If an individual receives a second penalty/fine on the same animal, residence, or property, they shall be charged with an infraction.
- C. If an individual receives a penalty/fine on the same animal, residence, or property, three times or more, the next penalty/fine shall be a Class B misdemeanor with a mandatory court appearance.
- D. All fees and fines shall be established in North Ogden City Code Title 1 Chapter 4.

14-4-13: PENALTY

- A. Any person who violates this chapter or any provision thereof shall be subject guilty of an infraction, subject to the penalty as provided in CCNO 1-4-1, and may also be charged under Utah Code § 26-23-3.
- B. If an individual receives a second penalty/fine on the same animal, residence, or property, they shall be charged with an infraction.
- C. If an individual receives a penalty/fine on the same animal, residence, or property, three times or more the next penalty/fine shall be a Class B misdemeanor with a mandatory court appearance.
- D. All fees and fines shall be established in North Ogden City Code Title 1 Chapter

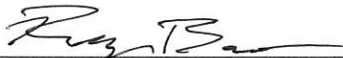
SECTION 3: This ordinance took immediate effect upon posting the language on February 24, 2026.

CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay
Council Member Carney:	<u> X </u>	_____
Council Member Dalpias:	<u> X </u>	_____
Council Member Nabor:	<u> X </u>	_____
Council Member Pulver:	<u> X </u>	_____
Council Member Watson:	<u> X </u>	_____

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

Mayor Barker	_____	_____
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Ryan Barker
Mayor

ATTEST:



Rian Santoro
City Recorder

