

**OGDEN VALLEY CITY  
ORDINANCE 2026-\_\_**

**FRANCHISE AGREEMENT – ROCKY MOUNTAIN POWER**

**AN ORDINANCE OF OGDEN VALLEY CITY, UTAH, ADOPTING A  
FRANCHISE AGREEMENT WITH ROCKY MOUNTAIN POWER FOR  
CERTAIN USE OF THE PUBLIC RIGHT-OF-WAY; SEVERABILITY;  
AND PROVIDING AN EFFECTIVE DATE.**

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

**WHEREAS**, Rocky Mountain Power (“Franchisee”) is a corporation that provides energy and electrical services as defined by State Law;

**WHEREAS**, *Utah Code Annotated* §10-8-84 and 10-8-60 allow municipalities in the State of Utah to exercise certain police powers and nuisance abatement powers, including but not limited to providing for safety and preservation of health, promotion of prosperity, improve community well-being, peace and good order for the inhabitants of the City;

**WHEREAS**, *Utah Code Annotated* §10-8-11 authorizes the City to regulate the use of streets, alleys, avenues, sidewalks, crosswalks, parks and public grounds, prevent and remove obstructions and encroachments thereon;

**WHEREAS**, Franchisee desires to operate energy, electrical, and power facilities within the public right-of-way within the City in accordance with the attached Franchise Agreement;

**WHEREAS**, the City has regulations governing excavation and standards for construction in the public right-of-way;

**WHEREAS**, the public interest is served by the Franchise Agreement adopted and incorporated herein;

**NOW, THEREFORE**, be it ordained by the City Council of Ogden Valley City, Utah, as follows:

**Section 1:**     **Adoption.** The Mayor is authorized to finalize and execute the Franchise Agreement incorporated herein by this reference as set forth in Exhibit “A” attached hereto.

**Section 2:**     **Severability.** If a Court of competent jurisdiction determines that any part of this Ordinance is unconstitutional or invalid, then such portion of this Ordinance, or specific application of this Ordinance, shall be severed from the remainder, which remainder shall continue in full force and effect.

**Section 3: Effective date.** This Ordinance take effect immediately upon approval and posting.

PASSED AND ADOPTED by the City Council on this \_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Recorder

RECORDED this \_\_\_\_ day of \_\_\_\_\_, 2026.

PUBLISHED OR POSTED this \_\_\_\_ day of \_\_\_\_\_, 2026.

**CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING**

In accordance with Utah Code Annotated '10-3-713, 1953 as amended, I, the City Recorder of Ogden Valley City, hereby certify that foregoing Ordinance was duly passed and adopted, published, and/or posted as provided by State Law.

\_\_\_\_\_  
City Recorder

DATE: \_\_\_\_\_