

ORDINANCE 2014 -

AN ORDINANCE OF NORTH OGDEN CITY AMENDING 8-5-3 AND 5-7-1 ADDING THE DEFINITION OF PROTECTIVE GROUND COVER OF THE NORTH OGDEN CITY CODE

WHEREAS: The City desires to clarify the types of plants which qualify as protective ground cover to facilitate better enforcement of the ordinance.

WHEREAS: There is currently no definition of what qualifies as protective ground cover.

WHEREAS: The City desires to allow flexibility in landscaping techniques to facilitate present and future conditions, trends, materials, etc.

WHEREAS: The City desires to accommodate landscaping which is based upon reduced water requirements.

WHEREAS: The City desires to promote beauty and individuality of the properties in the City.

WHEREAS: The City desires to protect its residents from nuisances, noxious weeds, excess runoff, and other negative impacts caused by failing to appropriate landscape.

NOW THEREFORE, BE IT ORDAINED by the North Ogden City Council that the definition of “protective ground cover” be added to the ordinance, and references to 8-5-1 in 5-7 et al. be updated.

SECTION 1:

8-5-3 Shall be amended to include the following definition:

PROTECTIVE GROUND COVER: a landscaping technique which utilizes plants, grass, shrubs, trees, mulch, underlayment, rocks, and other similar natural and manmade components as determined by the building official, which are used to control weeds, erosion, dust, runoff, and other nuisances from harming neighboring property owners. Protective Ground Cover shall be a conscious effort through planning, designing, and cultivation of the property. Allowing the natural growth of any plant variety which takes root does not qualify as Protective Ground Cover. Natural landscaping is allowed when care is taken to remove non-native species of plants. It shall be unlawful for the owner or occupant of any real property to allow to grow on such property any noxious weeds or other noxious vegetable growth as determined by the Utah Noxious Weed Act or Weber County health department to be especially injurious to public health, crops, livestock, land, or other property.

SECTION 2:

Further Title 5 Chapter 7 shall have the references to 8-5-1 changed to 8-5-3 in 5-7-1(A.) and 5-7-1(B.).

SECTION 3: This ordinance shall take effect upon adoption.

PASSED and ADOPTED this 22nd day of April 2014.

North Ogden City:

Brent R. Taylor
North Ogden City Mayor

CITY COUNCIL VOTE AS RECORDED:

| | Aye | Nay |
|---|------------|------------|
| Council Member Bailey: | ___ | ___ |
| Council Member Fawson: | ___ | ___ |
| Council Member Satterthwaite: | ___ | ___ |
| Council Member Stoker: | ___ | ___ |
| Council Member Urry: | ___ | ___ |
| (In event of a tie vote of the Council): | | |
| Mayor Taylor | ___ | ___ |

ATTEST:

S. Annette Spendlove, MMC
City Recorder