



# NORTH OGDEN CITY

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## MEMORANDUM

**TO:** North Ogden City Council  
Mayor Richard G. Harris  
Ed Dickie, Manager

**FROM:** Dave Carlson, City Attorney/  
Dir. Community & Economic Development

**DATE:** June 20, 2011

**RE:** *Subdivision Trails Ordinance*

This item was on your agenda last fall, at which time you sent it back to staff and the Trails Committee for further study. This is a new draft of the ordinance that incorporates the suggestions the Council made the last time it considered the issue. It has been reviewed and approved by the Trails Committee.

Last Fall, concern was expressed by Council Members that the ordinance should be bolstered to provide additional compensation, or “development bonuses,” to subdivision owners for a trail right-of-way exaction taken by the City. The new draft is strengthened in this regard by giving the City flexibility to trade increased lot density, reduced setbacks, and/or waiver of development fees.

An additional feature of the new draft is that it provides for the City to enter into a development agreement with the subdivision owner; this means that the property owner will have the opportunity to negotiate with the City the adequacy of compensation for a trail exaction and the City Council will review and approve the bargain.

I look forward to answering your questions.

Sincerely,

Dave Carlson