



## OGDEN CITY POLICE DEPARTMENT

Chief Jake Sube  
2186 Lincoln Avenue  
Ogden, UT 84401  
Phone: (801) 629-8226 | Fax: (801) 395-8222

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Dear Business/Property Owner,

As part of the Ogden City Police Department's ongoing commitment to improving public safety and police services, we offer a voluntary program called the *Letter of Agency*.

The *Letter of Agency* is a formal agreement that authorizes Ogden Police officers to enforce trespassing laws on your property without requiring your presence. This allows officers to take enforcement action—including making arrests for trespassing or other common violations—without you having to sign a citizen's arrest form on-site or visit the City Attorney's Office to file a formal complaint.

Participation in this program is completely voluntary, and as the property or business owner, you may revoke your *Letter of Agency* at any time.

To be effective, property and business owners who participate in the program are required to post "No Trespassing" signs on their property. These signs indicate the relationship with the Ogden City Police Department Letter of Agency Program and are available for purchase through Ogden City. This requirement applies not only to occupied businesses and properties, but also to vacant lots and properties under construction, where visible signage can help deter criminal activity and unauthorized access.

We encourage you to review the *Letter of Agency* and return the completed form to the police department. If you have any questions, please call the Ogden Police Department at **(801) 629-8266**. You will be connected with the Community Policing Officer assigned to your area, who will be glad to assist you.

We believe you will find the *Letter of Agency* to be a highly effective, time-saving tool that benefits both you and the Ogden Police Department, while helping to deter crime and protect your property.

Thank you.

Jake Sube

Chief of Police

# Letter of Agency

## Common Violations

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### **Criminal Trespass**

#### **76-6-206 - Criminal Trespass**

(2) A person is guilty of criminal trespass if, under circumstances not amounting to burglary as defined in Section 76-6-202, 76-6-203, or 76-6-204 or a violation of Section 76-10-2402 regarding commercial obstruction:

- (a) the person enters or remains unlawfully on property and:
  - (i) intends to cause annoyance or injury to any person or damage to any property, including the use of graffiti as defined in Section 76-6-107;
  - (ii) intends to commit any crime, other than theft or a felony; or
  - (iii) is reckless as to whether his presence will cause fear for the safety of another;
- (b) knowing the person's entry or presence is unlawful, the person enters or remains in property as to which notice against entering is given by:
  - (i) personal communication to the actor by the owner or someone with apparent authority to act for the owner;
  - (ii) fencing, or other enclosure obviously designed to exclude intruders; or
  - (iii) posting of signs reasonably likely to come to the attention of intruders; or

### **Littering**

#### **76-10-2701 - Destructive or Injurious Materials on parks, recreation areas, waterways, or other public or private lands.**

- (1) A person may not throw, deposit, or discard, or permit to be dropped, thrown, deposited, or discarded on any park, recreation area, or other public or private land, or waterway, any glass bottle, glass, nails, tacks, wire, cans, barbed wire, boards, trash or garbage, paper or paper products, or any other substance which would or could mar or impair the scenic aspect or beauty of the land in the state whether under private, state, county, municipal, or federal ownership without the permission of the owner or person having control or custody of the land.

### **Criminal Mischief**

#### **76-6-106 - Criminal Mischief**

- (c) intentionally damages, defaces or destroys the property of another.

#### **76-6-107 - Graffiti**

- (1) any form of unauthorized printing, writing, spraying, scratching, affixing or inscribing on the property of another regardless of the content of nature of the material used.

### **Disorderly Conduct**

#### **76-9-102 - Disorderly Conduct**

- (1) A person is guilty of disorderly conduct if:
  - (a) he refuses to comply with the lawful order of the police to move from a public place, or knowingly creates a hazard; or physically offends, or commits, by any act which serves no legitimate purpose; or
  - (b) intending to cause public inconvenience, annoyance, or alarm, or recklessly creating a risk thereof, he:
    - (i) engages in fighting or in violent, tumultuous, or threatening Behavior;
    - (ii) makes unreasonable noises in a public place;
    - (iii) makes unreasonable noises in a private place which can be heard in a public place; or
    - (iv) obstructs vehicular or pedestrian traffic.

#### **76-9-104 - Failure to Disperse**

- (1) A person is guilty of failure to disperse when he remains at the scene of a riot, disorderly conduct, or an unlawful assembly after having been ordered to disperse "by a peace officer.

### **Intoxication**

#### **76-9-701 - Intoxication**

- (1) A person is guilty of intoxication if the person is under the influence of alcohol, a controlled substance, or any substance having the property of releasing toxic vapors, to a degree that the person may endanger the person or another, in a public place or in a private place where the person unreasonably disturbs other persons.

#### **76-10-107 - Abuse of Psychotoxic Chemical Solvents**

- (1) A person is guilty of abuse of psychotoxic chemical solvents if:
  - (a) for the purpose of causing a condition of intoxication, inebriation, excitement, stupefaction, or the dulling of his brain or nervous system, he intentionally:
    - (i) smels or inhales the fumes of any psychotoxic chemical solvent; or
    - (ii) possesses, purchases, or attempts to possess or purchase any psychotoxic chemical solvent; or
  - (b) the person offers, sells, or provides a psychotoxic chemical solvent to another person, knowing that other person or a third party intends to possess or use that psychotoxic chemical solvent in violation of Subsection (1)(a).

# Letter of Agency

## Common Violations (Cont.)

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### **Other Misc. Violations (Codes)**

#### **76-9-702 - Lewdness**

(l) *A person is guilty of lewdness if the person under circumstances not amounting to rape, object rape, forcible sodomy, forcible sexual abuse, aggravated sexual assault, or an attempt to commit any of these offenses, performs any of the following acts in a public place or under circumstances which the person should know will likely cause affront or alarm to, on, or in the presence of another who is 14 years of age or older:*

- (a) *an act of sexual intercourse or sodomy;*
- (b) *exposes his or her genitals, the female breast below the top of the areola, the buttocks, the anus, or the pueric area;*
- (c) *masturbates; or*
- (d) *any other act of lewdness.*

#### **76-6-702.5 - Lewdness Involving a Child**

#### **76-10-1302 - Prostitution**

(l) *A person is guilty of prostitution when:*

- (a) *he engages in any sexual activity with another person for a fee;*
- (b) *is an inmate of a house of prostitution; or*
- (c) *loiters in or within view of any public place for the purpose of being hired to engage in sexual activity.*

#### **76-6-404 - Theft**

*A person commits theft if he obtains or exercises unauthorized control over the property of another with a purpose to deprive him thereof*

#### **76-6-409 - Theft of Services**

- (1) *A person commits theft if he obtains services which he knows are available only for compensation by deception, threat, force, or any other means designed to avoid the due payment for them.*
- (2) *A person commits theft, having control over the disposition of services of another, to which he knows he is not entitled, he diverts the services to his own benefit or to the benefit of another who he knows is not entitled to them.*
- (3) *In this section "services" includes, but is not limited to, labor, professional service, public utility and transportation services, restaurant, hotel, motel, tourist cabin, rooming house, and like accommodations, the supplying of equipment, tools, vehicles, or trailers for temporary use, telephone or telegraph service, steam, admission to entertainment, exhibitions, sporting events, or other events for which a charge is made*

#### **76-8-410 - Doing Business Without a License**

*Every person who commences or carries on any business, trade, profession, or calling, for the transaction or carrying on of which a license is required by any law, or by any county, city, or town ordinance, without taking out the license required by law or ordinance*

#### **76-10-503 - Purchase or Possession of a Dangerous Weapon**

#### **76-10-504 - Carrying Concealed Dangerous Weapons**

#### **76-10-505 - Carrying Loaded Firearm in Vehicle, on street, or in prohibited area.**

**Letter of Agency  
(Arrest Authorization)**

Ogden City Police Department  
2186 Lincoln Avenue  
Ogden, UT 84401  
Phone: (801) 629-8221 Fax: (801) 629-8086

To: Chief of Police, Ogden City Police Department  
Attn: Community Policing

From:

**Name:** \_\_\_\_\_  
**Address:** \_\_\_\_\_  
**City/State:** \_\_\_\_\_  
**ZIP:** \_\_\_\_\_  
**Home Phone:** \_\_\_\_\_  
**Office Phone:** \_\_\_\_\_  
**Fax:** \_\_\_\_\_

I am the (circle one): Owner / Owner's Agent / Person in Lawful Possession

**Property Address:** \_\_\_\_\_

This property is a (check one):

Apartment  House  Business  Private Residence  Vacant Lot

On-site Contact Person:

**Name:** \_\_\_\_\_  
**Address:** \_\_\_\_\_  
**Phone:** \_\_\_\_\_

I authorize the Ogden City Police Department to arrest for trespassing or any other violations of state law any persons found on my property without my consent or lawful purpose.

I certify the property is (check all that apply):

Closed to the Public  
 Closed to the Public and posted 'No Trespassing'  
 Open to the Public between the hours of \_\_\_\_\_ and \_\_\_\_\_

I or my agent will cooperate in the prosecution of persons for these offenses. This letter is valid until canceled in writing. I will notify Ogden City Police Department of any changes in ownership or possession status.

Signature: \_\_\_\_\_ Printed Name: \_\_\_\_\_  
Date: \_\_\_\_\_ DOB: \_\_\_\_\_  
Address: \_\_\_\_\_  
Home Phone: \_\_\_\_\_ Office Phone: \_\_\_\_\_ Fax: \_\_\_\_\_