

## **10. Trail Access**

## 10. TRAIL ACCESS

The Concept Plan has been revised to clarify that, although Irving may close trails for safety or environmental reasons, the public will be guaranteed a consistent level of trail access throughout the life of the Plan and within the easement area.

- **Text Changes in the Concept Plan**

- **Revise pg. 19, E,4,b as follows:**

- Traditional Recreational Activities:** Other than in development areas and on camp lots, public access for traditional recreational activities, such as boating, fishing, hiking, hunting and similar activities, will be allowed for the life of the Concept Plan throughout the Plan area and in perpetuity in the Easement Area. ~~allowed; provided, however that~~ While Petitioners reserve the right to make and enforce reasonable rules to protect public safety, protect the conservation values (where applicable), ensure compliance with all applicable laws, and safely accommodate forestry operations, including, without limitation, rules regarding night use, camping (such as determining appropriate locations for campsites), loud activities, open fires, use of equipment, and areas of access, Petitioners shall make available opportunities to maintain a reasonably comparable level of public access. Thus, for example, if a trail is closed due to weather, safety, or to protect natural resource values, Petitioners shall make reasonable efforts under the circumstances to allow access over a comparable trail nearby or to a similar site. Petitioners also reserve the right to close certain roads to public access for recreational purposes on one or more occasions.
- ATV/Snowmobile Access:** Other than in development areas and on camp lots, the managed use of ATVs and snowmobiles by the public will be allowed for the life of the Plan throughout the Plan area and in perpetuity in the Easement Area on dedicated trails that have been marked for these uses. See Map 32 for the location of ATV and snowmobile trails in and around the Project area. ATV owners must register with local clubs and follow recreational use guidelines based on Petitioners' motorized recreational use policy. Snowmobiles must have current state of Maine registration; no club affiliation is required. The availability of trails for ATV and snowmobile use may be evaluated on an annual basis and will be subject to modification based on ongoing development, harvesting and other forest management activities. While Petitioners reserve the right to make and enforce reasonable rules to protect public safety, protect the conservation values (where applicable), ensure compliance with all applicable laws, and safely accommodate forestry operations, including without, limitation, rules regarding night use, loud activities, use of equipment, and areas and seasonality of access, Petitioners shall make available opportunities to maintains a reasonably comparable level of public access. Thus, for example, if a trail is closed due to weather, safety, or to protect natural resource values, Petitioners shall make reasonable efforts under the circumstances to allow access over a comparable trail nearby or to a similar site. Petitioners also reserve the right to close certain trails to public access on one or more occasions; provided that reasonably comparable trails are made available.

Development plans proposed for the residential and Community/Economic Development areas shall consider the location of existing dedicated trails for snowmobile/ATV use. Development plans shall either incorporate the existing trails into the overall layout with accommodations for buffers, privacy, and acoustical separation from proposed residential or other uses, or work with the Petitioner to make available a comparable trail outside of the development area.

- ***Text Changes in Chapter 10***

- **Add a new provision, 10.25,Q,8:**

**ATV/Snowmobile Trails.** Where development areas are reasonably proximate to existing dedicated ATV and/or snowmobile trails, the subdivision plan shall consider the location of such trails and either incorporate them into the overall layout, with accommodations, as appropriate, for buffers, privacy, and acoustical separation from any potentially incompatible uses in the subdivision, or make reasonable efforts to work with Petitioner to offer a comparable trail outside of the development area.