

Introduced by: Mayor, Dunne  
Date: 05/15/18  
Hearing: 06/05/18  
Action: Enacted as Amended  
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2018-22**

**AN ORDINANCE AUTHORIZING A COMMUNITY TRAIL MANAGEMENT  
AGREEMENT WITH KACHEMAK NORDIC SKI CLUB**

- WHEREAS,** KPB 17.10.185 provides for the mayor to enter into trail management agreements with appropriate non-profit and community organizations to allow for the management of public trails, trail corridors, and related facilities on borough land under the terms and conditions of the trail management agreement authorized by the assembly upon recommendation of the planning commission; and
- WHEREAS,** Kachemak Nordic Ski Club (“KNSC”) is a non-profit organization dedicated to promoting Nordic skiing in the Kachemak Bay area; and
- WHEREAS,** KNSC has developed 40 kilometers of Nordic ski trails on borough land since 2006 that it maintains through community and grant support to provide for a variety of school and community uses, events, and related economic benefits; and
- WHEREAS,** KNSC has applied for a Community Trail Management Agreement (“CTMA”) to maintain and manage Nordic ski trail systems within the Diamond Ridge and Fritz Creek communities; and
- WHEREAS,** a CTMA is designed to establish a base agreement with a Trail Manager that is scoped by a Trail Management Plan which delineates trail improvements and management actions authorized, and additionally provides for amending the Trail Management Plan over time to move, grow, and change through administrative and assembly approval processes; and
- WHEREAS,** the KPB Planning Commission, at its regularly scheduled meeting of May 29, 2018, recommended approval by unanimous consent.

**NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:**

**SECTION 1.** That the mayor is authorized to enter into a 20-year Community Trail Management Agreement with KNSC, as trail manager, that provides for the development, maintenance, and management of public trails, trail corridors, and related facilities on borough lands.

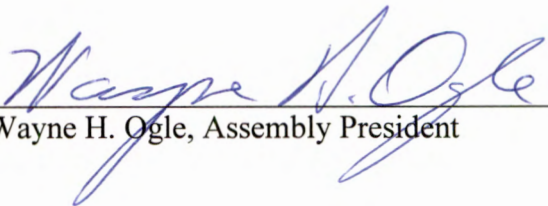
**SECTION 2.** That the mayor is authorized to approve a Trail Management Plan with the general scope being for trail facilities located on borough land in the Diamond Ridge and Fritz Creek communities for year round management for non-motorized uses; and

**SECTION 3.** That the mayor is authorized, through the CTMA, to provide for the regulation of public uses on the trail facilities to non-motorized, human-powered uses only, except allowing for authorized maintenance vehicles and motorized vehicle crossings.

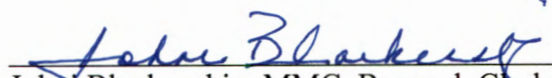
**SECTION 4.** That the mayor is authorized to enter into a CTMA, substantially in the form of "Exhibit A" accompanying this ordinance and incorporated by reference.

**SECTION 5.** That this ordinance takes effect immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 5TH DAY OF JUNE, 2018.**

  
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Wayne H. Ogle, Assembly President

ATTEST:

  
\_\_\_\_\_  
John Blankenship, MMC, Borough Clerk

Yes: Bagley, Blakeley, Carpenter, Cooper, Dunne, Fischer, Hibbert, Smalley, Ogle

No: None

Absent: None