



KENAI PENINSULA BOROUGH

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DAVE CAREY
BOROUGH MAYOR

MEMORANDUM

TO: Milli Martin, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: *DM* David R. Carey, Borough Mayor

FROM: *CT* Colette Thompson, Borough Attorney
HBM Holly B. Montague, Deputy Borough Attorney

DATE: July 23, 2009

SUBJECT: Amendments to Ordinance 2009-37, amending KPB 17.10.185 to provide authority to enter into agreements that provide for third party management of public trails on borough land

The following suggested changes are minor technical amendments for clarity.

- Amend KPB 17.10.185(B) in Section 1 as follows:
 - B. The agreement shall contain terms and conditions as deemed reasonable and necessary by the [LAND MANAGEMENT OFFICER] **borough**.

- Amend KPB 17.10.185(H) in Section 1 as follows:
 - H. **[WHEN PROVIDED IN THE TRAIL MANAGEMENT AGREEMENT, THE CONTRACTING AUTHORITY] An organization or agency which has entered a trail management agreement** may manage and regulate the type of use, time of use, or restrict specific types of use, as provided in the trail management agreement; however, all trails shall be considered open to the general public.