



**DIVISION OF
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Nash Stream Forest Kelsey Notch ATV Trail

Council on Resources & Development (CORD) Process



Timeline of Discussions of Kelsey Notch Pilot Trail:

- **3/7/12: First brought to Nash Stream Forest Citizen's Committee (NSFCC) public meeting for consideration**
- **11/13/12: Voted on and approved by NSFCC**
- **12/11/12: Department Lands Management (DLMT) Team review**
- **1/8/13: State Lands Management (SLMT) Team review**
- **3/14/13: CORD review**
- **4/11/13: Brought back to CORD with additional information**
- **6/13: Trail opens**
- **10/11/13: Reviewed and discussed by Cooperative Lands Advisory Committee**
- **11/6/13: Further discussion and review by NSFCC**
- **2/24/14: Trail usage reviewed by Cooperative Lands Executive Committee**



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A letter was submitted to CORD by SPNHF, TNC and AMC on May 5, 2016

Outlined several concerns regarding the legality of existing ATV trails:

- 1. MOU with Fish and Game**
- 2. Coarse and Fine Filter Criteria**
- 3. MOU with local clubs**
- 4. Trail is allowed in existing Management Plan**



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Question: Why is CORD involved in this process and approving ATV trails?

Answer: CORD has statutory authority under RSA 162-C:6 to “manage and administer” lands acquired using LCIP funds (e.g. Nash Stream)



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CORD requested the following items from DRED based upon the October 13th, 2016 CORD meeting:

- **Comprehensive MOU between DRED and F&G on existing trails**
- **Formal documentation on the Technical Team's findings of Coarse and Fine Filter Criteria for Kelsey Notch Pilot Trail**



MEMORANDUM OF UNDERSTANDING
between
NH Fish and Game Department
and
NH Department of Resources and Economic Development, Bureau of Trails
and
NH Department of Resources and Economic Development, Division of Forests and Lands
for the purposes of
Monitoring, Maintaining and Enforcing Public OHRV Use
on
“West Side Trail” and “Kelsey Notch Pilot Trail”
In Nash Stream Forest

Pursuant to RSA 215-A:42, I (b), this interagency agreement (the MOA) is entered into, by and between, the New Hampshire Fish and Game Department, (NHF&G), and the New Hampshire Department of Resources and Economic Development (DRED) through the Bureau of Trails and the Division of Forests and Lands, for the purpose of managing public OHRV trails to be known as “Kelsey Notch Pilot Trail” and “West Side Trail”, as depicted on a map here attached as Exhibit A, upon state-owned land under the management of DRED, known as Nash Stream Forest.

Whereas, Nash Stream Forest was acquired by the State through the Land Conservation Investment Program and pursuant to RSA 162-C:6, the Council on Resources and Development



Kelsey Notch Course and Fine Filter.pdf - Adobe Reader

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Department of Resources and Economic Development
ATV and Trail Bike Operation on State Land
RSA 215-A:43 Evaluation Process

Coarse and Fine Filter Worksheet

Project Name: Kelsey Notch ATV trail

Coarse Filter Criteria

	Deed Restrictions	Comments	Y/N
1	Are there any deed restrictions, laws, or purchase funding source restrictions that prohibit the use of ATVs on the property?	The Easement held by USA reserves to the State the right to manage public recreation, including motorized trails, subject to maximum 5-year 3rd-party agreements. Trail proposal was brought before CORD in 2013 for LCIP funding review.	N

4:36 PM 11/30/2016



Findings by CORD on Existing ATV Trails

West Side Trail-Consistent with RSA 162-C as long as:

- **MOA is current on monitoring, maintenance, and enforcement**
- **Conditions and use of trail do not change to the point of being inconsistent with state law**

Kelsey Notch Trail-Unable to determine consistency at this time; CORD requires:

- **Updated coarse and fine filter criteria by 1/12/17**
- **Updated interagency MOU**
- **Written agreements between DRED and local ATV club(s)**
- **Annual reports to CORD on monitoring, maintenance and enforcement**
- **Additional reasonable and appropriate studies, data and information as CORD may require to adequately assess consistency with RSA 162-C:6**
- **Three year assessment**



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In addition to the existing ATV trails, DRED was seeking guidance from CORD on the new proposal to construct and East-West Corridor along the southern boundary

CORD requested the following:

- **Draft Nash Stream Management Plan**
- **Synopsis by Technical Team on additional ATV Trail proposal, along with possible options moving forward**



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MOTION ON GUIDANCE TO DRED REGARDING ATV TRAIL OPTIONS FOR 2016 REVISED NASH STREAM FOREST MANAGEMENT PLAN

“In looking at the three options presented to CORD from DRED, and given the preliminary findings of the Technical Team, Option 3 would not be consistent with both the management vision as well as RSA 162-C:6. Both Option 1, keeping the status quo, and Option 2, keeping OHRV use consistent with the 2002 Management Plan amendment, would be consistent with both the management vision and CORD’s LCIP responsibilities. However, Option 1 needs to reflect CORD’s determination earlier in today’s meeting.”

Adopted by Council on Resources and Development (7-0)

December 8, 2016

Department of Resources and Economic Development