

**Rules And Regulations of Town of Carlisle Conservation Commission On Use of Other  
Power-Driven Mobility Devices  
On Town of Carlisle Conservation Lands  
Per the Americans with Disabilities Act (ADA)**

1. Introduction and Authority: These Rules and Regulations (“Rules”) describe and regulate use of other power-driven mobility devices (OPDMDs) on Town of Carlisle conservation lands pursuant to the U. S. Department of Justice regulations amending the Americans with Disabilities Act (“ADA”), Title II, 28 C.F.R., Part 35, effective March 15, 2011.

In addition to these Rules, all conservation land users should be familiar with the Rules & Regulations for Use of Carlisle Conservation Land and the Trail Etiquette Guidelines for the use of conservation lands in Carlisle.

These Rules are promulgated by the Conservation Commission pursuant to the authority granted under M.G.L. c. 40, Section 8C and Article III, Section 3.14 of the Town of Carlisle General Bylaws.

2. Definitions: For the purposes of these Rules, the following terms shall have the following meanings unless a different meaning is clearly stated:

“Commission” or “Conservation Commission”: the Town of Carlisle Conservation Commission.

“Narrow Single Track Trail”: Unpaved, narrow gauge trail. This type of trail is for natural areas or steep terrain where environmental or topographic constraints require no user impact to natural resources or for trails that do not provide adequate space to OPDMDs for safe passage of trail-users traveling in opposing directions. All trails not listed in either Appendix A or Appendix B are Narrow Single Track Trails.

“Other Power-Driven Mobility Device” or “OPDMD”: Any mobility device powered by batteries, fuel, or other engines, whether or not designed primarily for use by individuals with mobility disabilities, that is used by individuals with mobility disabilities for the purpose of locomotion, including golf carts, electronic personal assistance mobility devices (EPAMDs), such as the Segway® PT, or any mobility device designed to operate in areas without defined pedestrian routes, but that is not a wheelchair within the meaning of Part 35 of the Title II Regulations.

“Service Trail”: Unpaved, unimproved service trail, typically greater than 8 feet in width, capable of accommodating service vehicle traffic. See Appendix A for list of Service Trails.

“Town”: the Town of Carlisle, Massachusetts.

“Wide Single Track Trail”: Unpaved, wider gauge trail. These are trails where two-way traffic would require pedestrians to step off the trail and harm natural resources when allowing

passage of OPDMD devices larger than 26” wide. See Appendix B for list of Wide Single Track Trails.

3. Trail Use: The Town of Carlisle’s conservation lands and trails are available for use to individuals with a mobility disability subject to these Rules. The purposes of these Rules are the physical safety of OPDMD users and other trail users, the protection of sensitive natural resources, noise mitigation and fire prevention.

- a. The use of OPDMDs powered by internal combustion engines is prohibited. The exclusion of gas-powered OPDMDs, as compared to electric-powered OPDMDs, is due to the substantial risk of serious harm to the immediate environment from the fire danger created by the heat of the gas-fired engine and from noise impacts to animal habitats.
- b. Noise emitted by OPDMDs may not exceed 65 decibels.
- c. No person shall operate an OPDMD at a speed in excess of 3 miles per hour (which equals normal walking speed).
- d. OPDMDs must stay on designated trails at all times. Many trails pass near or cross wetlands and are vulnerable to erosion, particularly during wet periods.
- e. No OPDMDs are permitted in historical structures.
- f. Additional limitations are based on the type of trail:
  - i. **Service Trail:** All OPDMDs are allowed on service trails provided that the OPDMDs do not exceed 36” inch maximum width in order to allow safe passage of OPDMDs, pedestrians, equestrian riders, and service vehicles;
  - ii. **Wide Single Track Trail:** OPDMDs not to exceed 26” inch maximum width and a maximum wheel width of 6” are allowed on Wide Single Track Trails;
  - iii. **Narrow Single Track Trail:** No OPDMD devices are permitted on Narrow Single Track Trails. All trails not assessed as Service Trails or Wide Single Track Trails (Appendices A and B) are defined as Narrow Single Track Trails.

4. Limitations:

- a. The adoption of these Rules does not represent an endorsement that the Town’s trails or conservation properties are safe for any trail user. Users must exercise reasonable caution and care while on Town conservation lands and operate OPDMDs at their own risk.
- b. These Rules may be amended from time to time as new information is available regarding the extent of physical constraints, resource protection criteria, specific trail conditions, and safety concerns for all trail users.
- c. Nothing in these Rules shall contradict Federal or Commonwealth of Massachusetts statutes or regulations. In the case of conflict, Federal or Commonwealth statutes or regulations shall prevail.

- d. Use of other vehicles may be allowed on conservation lands with the specific approval and issuance of a permit by the Conservation Commission. This includes farm vehicles.

5. Enforcement:

- a. Whoever violates any provision of these Rules may be penalized by indictment or on complaint brought in the District Court. The maximum penalty for each violation shall be fifty dollars (\$50.00).
- b. Whoever violates any provision of the Rules may be penalized by non-criminal disposition as provided in General Laws, Chapter 40, Section 21D, in which case the penalty for each violation shall be fifty dollars (\$50.00) and the enforcing persons shall be the Conservation Commission, its Agent or any Police Officer of the Town.

6. Additional Information:

Complete trail maps and Trail Etiquette guidelines are available on the Trails Committee website at [CarlisleTrails.pbworks.com](http://CarlisleTrails.pbworks.com) and in the 'Trails in Carlisle' booklet, prepared by the Carlisle Trails Committee. The booklet is available at the Carlisle Town Hall and local retail outlets. For information on trail use and trail conditions, contact the Town of Carlisle Conservation Administrator, at 66 Westford Street Carlisle, MA, or (978) 369-0336.

## Appendices

Trail users are advised to refer to 4A and 4B. Users must exercise reasonable caution and care while on Town conservation lands and operate OPDMDs at their own risk.

### Appendix A: Service Trails

<b>Parcel</b>	<b>Trail</b>
Benfield Conservation Land	Larsen Trail (to Benfield Platform)
Cranberry Bog	East Bog Loop
	West Bog Loop
Davis Corridor	Blood Farm Trail
Foss Farm	Foss Farm Loop
	Trails at garden plots

### Appendix B: Wide Single Track Trails

<b>Parcel</b>	<b>Trail</b>
Bisbee Land	Bisbee Loop
Davis Corridor	Two Rod Road
Foss Farm	Pony Ring East
	South Field Loop
	Woods Loop
Fox Hill	Fox Hill Trail
Greenough Land	Wood Duck Trail
Mannis Land/Chestnut Hill	Rangeway North
Towle Land	Towle Field Trail
Town Forest	Crossover Trail
	Double Loop
	Hurricane Alley

*Adopted March 8, 2012*